STATE OF/NORTH DAKOTA

Journal of the House

of the

Thirty-first Session

of the

Legislative Assembly

Begun and held at the Capitol Building at Bismarck, January 4th to March 4th, 1949, Inclusive

PALMER LEVIN

GEORGE OLSON

Park River, North Dakota Speaker of the House Bismarck, North Dakota Chief Clerk



OFFICERS AND EMPLOYEES

of the

HOUSE OF REPRESENTATIVES OF NORTH DAKOTA for the

THIRTY-FIRST LEGISLATIVE ASSEMBLY 1949

Name	Position	Address
George Olson	Chief Clerk	Bismarck
Ruth Smith	Desk Reporter	Bismarck
Arthur Moerke	.Asst. Chief Clerk	Parshall
Anton J. Schmidt	Sergeant-at-Arms	Napoleon
Oswald Kruisk	Ass't Sgtat-Arms	Rock Lake
E. O. Hougen	Bill Room Clerk	Wheelock
A. O. Haugerud	Calendar Clerk	Watford City
Ruth Staley	Enrolling Clerk	Rismarck
Florence Graham	Enrolling Clerk	Bismarck
Geraldine Applequist	Committee Clerk	Fullerton
Gilbert Berg	Bill Room Clerk	LaMoure
Simon Werlinger Tollef A. Moe	Doorkeeper	Hague
Tollef A. Moe	Bill Clerk	Michigan
Geo M Sinclair	Doorkeener	Flacher
Miles Nelson	Head Mailing Clerk.	Rugby
Miles Nelson	Postmistress	Minot
Marie Tunell	Committee Clerk	Bismarck
Robert Madland	.Page	Bismarck
Kitty Page	.Page	Fargo
Ellen Schulte	.Page	Center
James Klesalek	.Page	Parshall
Alda Moe	Committee Clerk	Osnabrock
Edna Walsh	Stenographer	Bismarck
Arlyne Ruder	Committee Clerk	Bismarck
Nellie Olson	Telephone Clerk	Wilton
Fritz Mitzkog	Mailing Clerk	Colfax
Gerald Saxerud	Proof Reader	Cooperstown
Paul E. Halldorsen	.Proof Reader	Bismarck
Phillip Himmerich	Coat Room Attend	Napoleon
Fred Krueger	.Mailing Clerk	McClusky
Arend Hoffman	.Main Doorkeeper	Rutland
Eva Heath	Stenographer	Bismarck
Eva HeathJohn H. Miller	.Mailing Clerk	Mott
J. F. Fitzgerald	Mailing Clerk	Ellendale
James Maher	Mess. to Sen	Morristown, S.D.
Ann T. AllenLeonard A. Schneider	Stenographer	Donnybrook
Leonard A. Schneider	Mess. to Gov	Fargo
Jeanette Johnson	Committee Clerk	Olga
Eleanor Vendt	Stenographer	Mandan
Helen Gallagher	Stenographer	Mandan
Steve Morris	Night Watchman	Bismarck
Rochus Streifel	Mailing Clerk	Esmond
John Omland	Doorkeeper	Park River
Evelyn Olson	Stenographer	Bismarck
John Mork	Mailing Clerk	Bismarck
Ann Hepper	Committee Clerk	Selfridge
Mary Austin	Proof Reader	Bismarck
Thorwald Mostad	.Mailing Clerk	Minot

HOUSE MEMBERS

1. Pembina Alex Dalzell Walhalls F. M. Einarson Mountain John Halcrow Bowesmon 2. Pt. Ward Bernard Larsen Kenmard 3. Pt. Walsh Palmer Levin Park Rives M. T. Lillehaugen Brocke 4. Pt. Walsh Wilfred Collette Grafton 5. Pt. Grand Forks Clinton E. Walster Larimore 6. Pt. Grand Forks George H. Saumur Grand Forks 7. Pt. Grand Forks A. M. Allen Thompson 8. Traill H. W. McInnes Kelss Oscar Sorlie, Jr. Buxton Harvey G. Wambheim Hatton 9. Pt. Cass K. A. Fitch Farge C. T. Yirchott Farge Clair F. Brickner Farge Clair F. Brickner Farge Carl G. Simenson Kindree 10. Pt. Cass A. J. Anderson, R. 2 Farge Carl G. Simenson Kindree 11. Pt. Cass Arthur E. Laske Leonare Harry W. Wadeson Alice 12. Pt. Richland Vernon Anderson Dwigh A. W. Luick Fairmoun 13. Sargent G. A. Klefstad Forman Brown D. Williams Lidgerwood	ntertnesnonnooo
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Brown D. WilliamsLidgerwoo	n
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14. Ransom Anson J. Anderson Lisbon	n
Hjalmar NygaardEnderli	n
15. Pt. BarnesJohn T. HeimesValley Cit	y
16. Griggs-SteeleC. B. KjelgaardCooperstown	n
Bjorn FuglestadCooperstown	n
John H. HaugenCooperstown	n
17. Nelson	n
Gustav Locken	u h
Peter MoeOsnabroc	k
Dan PowerLangdo	n
19. RoletteJohn StormonRoll	a
Oscar SolbergMyl	
20. Benson	8
John Leier Esmon	
21. RamseyLouis LeetWebste Frithjof SkaarHampde	r n
Harry StormonDevils Lak	e
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E. J. Langley Rock Lak	•
23. Stutsman C. F. Arndt Streete	r
C. D. DrawzJamestow H. M. EkrenKensa	-
P. G. WestbyJamestow	n
24. LaMoure Charles Freadhoff LaMour	n ıl
Roy A. HolandLaMour	n il n

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	25.	Dickey	Cornelius Bymers	Ellendale	
		_	F. J. GrahamKarl Kleppe	Ellendale	
	26.	Emmons	.Karl Kleppe	Kintyre	
			Joseph WelkJohn R. Fleck	Hague	
	27.	Burleigh	John R. Fleck	Bismarck	
			Walter E. Sellens	Bismarck	
			William S. Murray	Bismarck	
	28.	Bottineau	S. J. Acheson	Westhope	
			Emery Cote	Willow City	
		40 44 14	Arlan Stair	Newburg	
	29.	Pt. Ward	C. W. Baker	Minot	
			Brynhild Haugland	Minot	
			Roy Larson	Minot	
	00	37	W. M. Smart		
	30.	Morton	.Tony Starck	Judson	
			Matt M. Schmidt	Flasher	
	01	C41-	C. G. (Gus) Fristad	Mandan	
	31.	Stark	George P. Braun	Dickinson	
			E. D. Culver	Dickinson	
	20	Edds Foston	Leo Sticka	New England	
	32.	Eddy-Foster	A. C. Langseth	Carrington	
	99	Walls	C. A. AndersonErvin Haedt	Carrington	
1	33.	w ens	Ervin Haedt	Catnay	
	0.4		Aug. Wahl	Fessenden	
	34.	McHenry	.Theodore Monson	Bergen	
			George Hammer	Velva	
			John Zurcher	Towner	
	35.	Kidder-Sheridan	Fred G. Helm	Dennoii	
	0.0		Gottlieb Frank	Klei	
	36.	McIntosh-Logan	Samuel Rudolf	Wishek	
		-	T. E. Schuler		
		D. D. 11	Ben J. Wolf		
	37.	Pt. Richland	Ray Thompson	Walcott	
			Chas. Wollitz		
			Joseph Stevens		
	39.	Billings, Bowman,	Otto Schade	Bowman	
		Golden Valley,	Albert HomelvigRoy Snow	Amidon	
		Slope	Roy Snow	Beach	
	40.	Burke-Divide	Frank Lindberg	Lostwood	
			Ralph Dewing	Columbus	
			Ivan Erickson	Crosby	
	_ 41.	McKenzie	Ivan Erickson	Alexander	
		,	Halvor Rollsrud	watiord City	
	42.	Pierce	Andrew Benson	Barton	
			Joe Gumeringer	Esmond	
	43 .	Renville	Victor C. Bryans	Carpio	
	44.	Mountrail	J. N. Mollet	Powers Lake	
			Albert Moerke	Parshall	
	45.		Oscar Lee		
			Lloyd Esterby	Appam	•
			S. R. Siverson		
	46.	McLean	A. A. Bentz		*
			Weldon Haugen		
	4.5	a . a:	Richard J. Thompson	Underwood	
	47.	Grant-Sloux	James J. MaherM	orristown, S.D.	
	40	16 011	Fred Seibel	Elgin	
	48.	Mercer,Oliver	Edwin G. Sailer	Stanton	
		and Dunn	Walter Bubel	Center	
	40	A J TT - 14.	Ernest R. Hafner	Beulah	
-	49.	Adams-Hettinger	Elmer Hegge	New England	
			George Schwartz	Mott	

SENATE MEMBERS

Dis	t. County	Name	Address
1.	Pembina	Franklin Page	Hamilton
2.	Pt. Ward	Walter Troxel	Berthold
3.	Pt. Walsh	Harry O'Brien	Park River
4.	Pt. Walsh	Rilie R. Morgan	Grafton
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	Carroll E. Day	Grand Forks
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
8.	Traill	C. Norman Brunsdale	Mavville
9.	Pt. Cass	W. H. Shure	Fargo
10.	Pt. Cass	Kenneth K. Pyle	West Fargo
11.	Pt. Cass	Joseph Spiekermeier	Sheldon
12.	Pt. Richland	Wm. J. Braun	Wahpeton
13.	Sargent	Oscar Wahlund	Cogswell
14.		.J. L. Flatt	
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	Steven C. Nelson	Finley
17.	Nelson	Arnold Bjorlie	Pekin
18.	Cavalier	Hugh J. Work	Langdon
19.	Rolette	John Coghlan	Rolla
20.	Benson	Orris G. Nordhougen	Leeds
21.	Ramsey	Clyde Duffy	Devils Lake
22.	Towner	E. B. Lichty	Cando
23.	Stutsman	G. I. Feton	Jamestown
24.		A. J. Sandness	
25.	Dickey	Alfred Welander	Fullerton
26.	Emmons	E. H. Brant	Linton
27.	Burleigh	Milton Rue	Bismarck
28.	Bottineau	Duncan Fraser	Omemee
29.	Pt. Ward	Walter Blume	Glenburn
30.	Morton	Richard E. Wolf	New Salem
31.	Stark	Amos Freed	Dickinson
32.		C. W. Schrock	
33.		R. M. Streibel	
34.		Emil Torno	
35.		Edward Leno	
36,	MaIntoch-Logan	W. H. Mehlhaff	Wighel
37.		Joseph A. Reinke	
		Melvin Olson	
38.			Nome
39 .	Billings, Bowman,	•	
	Golden valley,	Emil Strand	Fryhure
40.	Durke Divide	R. H. Lynch	Fortune
	MaVanaia	Hjalmer Nelson	KIIDI TO T
41.			
		W. H. Tuff	
		Reinhart Krenz	
		Axel Olson	
45.	Williams	Iver Solberg	Ray
46.	McLean	E. C. Stucke	Garrison
47.		William Kamrath	Leith
48 .	Mercer-Oliver	7	- .
		Frank Albers	
49.	Adams-Hettinger.	Laverne Schoeder	DeSart

MEMBERS OF HOUSE, 1949

Dist No.		HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
1	Dalsell, Alex	Walhalla	Farmer	Married	North Dakota	1884	1935-37-39-41-43-45-47-49
1	Einarson, F. M.	Mountain	Farmer	Married	North Dakota	1888	1947-49
1	Halcrow, John	Bowesmont	Farmer	Married	Shetland Isles	1872	1921-23-25-27-29-31-43-45-47-49
2	Larsen, Bernard	Kenmare	Grain Dealer	Married	North Dakota	1908	1949
3	Levin, Palmer	Park River	Farmer	Married	North Dakota	1893	1935-37-39-41-43-45-47-49
3	Lillehaugen, M. T.	Brocket	Farmer	Married	Norway	1881	1927-33-41-43-45-47-49
4	Collette, Wilfred	Grafton	Farmer	Married	North Dakota	1896	1941-43-45-47-49
5	Walster, Clinton E. (Earl)	Larimore	Retired	Married	Iowa	1884	1947-49
6	Saumur, Geo. H.	Grand Forks	Farmer	Married	North Dakota	1892	1935-37-39-41-43-45-47-49
7	Allen, A. M.	Thompson	Farmer	Married	Michigan	1895	1943-45-47-49
8	McInnes, H. W.	Kelso	Farmer	Single	North Dakota	1885	1933-37-39-41-43-45-47-49
8	Sorlie, Jr., Oscar	Buxton	Farmer	Married	North Dakota	1907	1949
8	Wambheim, Harvey G.	Hatton	Store Manager	Married	North Dakota	1897	1945-47-49
9	Fitch, K. A.	Fargo	Insurance	Married	North Dakota	1900	1931-33-37-39-41-43-45-47-49
9	Johnson, A. C.	Fargo	Contractor	Married	North Dakota	1891	1933-87-39-41-43-45-47-49
9	Yirchott, C. T.	Fargo	Contractor	Married	Germany	1883	1945-47-49
9	Brady, John I.	Fargo	Auto Sales	Married	Missouri	1889	1945-47-49
9	Brickner, Clair F.	Fargo	Attorney	Married	Ohio	1895	1947-49
10	Anderson, A. J.	Rt. 2, Fargo	Farmer	Single .	North Dakota	1896	1947-49
10	Simenson, Carl G.	Kindred	Farmer	Married	North Dakota	1904	1949
11	Laske, Arthur E.	Leonard	Farmer	Married	North Dakota	1894	1947-49
11	Wadeson, Harry W.	Alice	Farmer	Married	North: Dakota	1896	1947-49
12	Anderson, Vernon	Dwight	Petroleum Dealer	Married	Iowa	1904	1949
12	Luick, A. W.	Fairmount	Farmer	Married	Iowa	1891	1945-47-49
13	Klefstad, G. A.	Forman	Farmer-Banker	Married	South Dakota	1897	1945-47-49

Dis No		HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
13	Williams, Brown D.	Lidgerwood	Farmer	Married	North Dakota	1887	1943-47-49
14	Anderson, Anson J.	Lisbon	Trucker	Married	North Dakota	1905	1949
14	Nygaard, Hjalmar	Enderlin	Merchant	Married	North Dakota	1906	1949
15	Heimes, John T.	Valley City	Farmer	Married	North Dakota	1889	1949
16	Kjelgaard, C. B.	Cooperstown	Farmer	Married	Denmark	1886	1949
16	Fugelstad, Bjorn	Cooperstown	Farmer	Single	North Dakota	1894	1933-39-41-43-45-47-49
16	Haugen, John H.	Cooperstown	Retired Farmer	Married	North Dakota	1883	1949
17	Locken, Gustav	Kloten	Retired	Married	North Dakota	1894	1947-49
17	Helling, K. H.	Michigan	Farmer	Married	Norway	1899	1949
18	Callahan, L. E.	Munich	Banker	Married	North Dakota	1890	1943-44-45-47-49
18	Moe, Peter	Osnabrock	Farmer	Single	Norway	1875	1939-41-43-45-47-49
18	Power, Dan	Langdon	Farmer	Married	North Dakota	1901	1947-49
19	Stormon, John	Rolla	Lawyer	Married	North Dakota	1890	1949 -
19	Solberg, Oscar	Mylo	Farmer	Married	North Dakota	1911	1949
20	Hofstrand, C. H.	Leeds	Farmer-Veterinarian	Married	North Dakota	1890	1937-39-41-43-45-47-49
20	Leier, John	Esmond	Farmer	Married	North Dakota	1903	1949
21	Leet, Louis	Webster	Farmer	Married	North Dakota	1890	1943-44-45-47-49
21	Skaar, Frithjof	Hampden	Farmer	Married	North Dakota	1893	1945-47-49
21	Stormon, Harry	Devils Lake	Farmer	Married	North Dakota	1892	1939-41-43-44-45-47-49
22	Baeverstad, H. B.	Cando	Farmer	Married	North Dakota	1897	1947-49
22	Langley, D. J.	Rock Lake	Farm Implement Dealer	Married	North Dakota	1884	1941-43-45-47
23	Arndt, C. F.	Streeter	Lumberman	Married	Wisconsin	1891	1941-43-45-47-49
23	Drawz, C. D.	Jamestown	Farmer	Married	Minnesota	1884	1945-47-49
23	Ekren, H. M.	Kensal	Farmer	Married	Norway	1899	1943-45-47- 49
23	Westby, P. G.	Jamestown	Railroad Conductor	Married	Norway	1889	1939-41-43-45-47-49
24	Freadhoff, Charles	LaMoure	Merchant	Married	North Dakota	1914	1949

Dist No.		HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE	WHEN BORN	MEMBER DURING SESSION OF
24	Holand, Roy A.	LaMoure	Lawyer	Married	Minnesota	1910	1947-49
25	Graham, F. J.	Ellendale	Attorney	Married	Michigan	1881	1943-45-47-49
25	Bymers, Cornelius	Ellendale	Farmer	Married	Wisconsin	1890	1941-43-45-47-49
26	Kleppe, Karl	Kintyre	Farmer	Married	Norway	1890	1947-49
26	Welk, Joseph	Hague	Farmer	Married	Russia	1893	1943-45-47-49
27	Fleck, John R.	Bismarck	Auto Dealer	Married	North Dakota	1900	1941-43-45-47-49
27	Murray, Wm. S.	Bismarck	Attorney	Single	North Dakota	1916	1949
27	Sellens, Walter E.	Bismarck	Farmer	Married	Missouri	1876	1939-41-43-45-47-49
28	Acheson, S. J.	Westhope	Farmer	Married	Minnesota	1883	1945-47-49
28	Cote, Emery	Willow City	Druggist	Married	North Dakota	1905	1949
28	Stair, Arlan	Newburg	Farmer	Married	North Dakota	1900	1943-45-47-49
29	Baker, C. W.	Minot	Radio	Married	North Dakota	1915	1947-49
29	Haugland, Brynhild	Minot	Farmer	Single	North Dakota	1905	1939-41-43-45-47-49
29	Larson, Roy	Minot	Farmer	Married	North Dakota	1891	1943-49
29	Smart, W. M.	Minot	Hotel	Married	Wisconsin	1879	1941-45-47-49
30	Starck, Tony	Judson	Farmer	Married	North Dakota	1893	1941-43-44-47-49
30	Schmidt, Matt M.	Flasher	Farmer	Married	North Dakota	1892	1945-47-49
30	Fristad, C. G. (Gus)	Mandan	Insurance	Married	North Dakota	1905	1949
31	Braun, George P.	Dickinson	Farmer	Married	North Dakota	1907	1939-41-47-49
31	Culver, E. D.	Dickinson	Retired Farmer	Single	Wisconsin	1883	1939-41-47-49
31	Sticka, Leo	New England	Farmer-Auctioneer	Married	North Dakota	1910	1943-44-45-47-49
32	Langseth, A. C.	Carrington	Farmer	Married	North Dakota	1911	1947-49
32	Anderson, C. A.	Carrington	Farmer	Married	North Dakota	1886	1949
33	Haedt. Ervin	Cathay	Farmer	Single	Minnesota	1902	1949
33	Wahl. Aug.	Fessenden	Insurance	Married	North Dakota	1889	1947-49
34	Monson, Theodore	Bergen	Farmer	Married	North Dakota	1905	1943-45-47-49

Dist No.		HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
34	Hammer, George	Velva	Farmer	Married	North Dakota	1902	1949
34	Zurcher, John	Towner	Farmer	Married	Switzerland	1878	1949
35	Frank, Gottlieb	Kief	Farmer	Single,	North Dakota	1904	1945-47-49
35	Helm, Fred G.	Denhoff	Farmer	Married	South Dakota	1896	1949
36	Rudolf, Samuel	Wishek	Farmer	Married	North Dakota	1916	1947-49
36	Schuler, T. E.	Streeter	Farmer	Single	North Dakota	1907	1947-49
36	Wolf, Ben J.	Zeeland	Merchant	Married	North Dakota	1907	- 1941-48-45-47-49
37	Thompson, Ray	Walcott	Farmer	Married	North Dakota	1911	1945-47-49
37	Wollitz, Chas.	Lidgerwood	Farmer	Married	Iowa.	1885	1945-47-49
38	Stevens, Joseph	Valley City	Farmer	Single	North Dakota	1897	1949
39	Homelvig, Albert	Amidon	Farme r	Married	Minnesota	1893	1947-49
39	Schade, Otto	Bowman	Farmer	Married	Germany	1879	1949
39	Snow, Roy	Beach	Farmer	Married	Wisconsin	1893	1949
40	Dewing, Ralph	Columbus	Farmer	Married	North Dakota	1913	1949
40	Erickson, Ivan	Crosby	Farmer	Married	North Dakota	1912	1941-47-49
40	Lindberg, Frank	Lostwood	Farmer	Married	North Dakota	1907	1945-47-49
41	Link, Arthur A.	Alexander	Farmer	Married	North Dakota	1914	1947-49
41	Rolfsrud, Halvor	Watford City	Farmer	Married	North Dakota	1906	1949
42	Benson, Andrew	Barton	Milling	Married	North Dakota	1904	1947-49
42	Gumeringer, Joe	Esmond	Farmer	Married	Russia	1893	1949
43	Bryans, Victor C.	Carpio	Farmer	Married	North Dakota	1894	1949
44	Moerke, Albert	Van Hook	Farmer	Married	Germany	1884	1945-47-49
44	Mollet, J. N.	Powers Lake	Farmer	Married	Missouri	1884	1939-41-43-45-47-49
45	Esterby, Lloyd	Appam	Farmer	Single	North Dakota	1910	1945-47-49
45	Lee, Oscar	Williston	Merchant	Married	North Dakota	1906	1949
45	Siverson, S. R.	Wheelock	Farmer	Married	North Dakota	1965	1947-49

Dist No.		HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
46	Bents, A. A.	Turtle Lake	Auctioneer	Married	South Dakota	1902	1949
46	Haugen, Weldon	Roseglen	Farmer	Married	North Dakota	1908	1949
46	Thompson, Richard J.	Underwood	Farmer	Married	North Dakota	1913	1949
47	Maher, James J.	Morristown, S. D.	Farmer	Single	Illinois	1895	1945-47-49
47	Siebel, Fred	Elgin	Farmer	Married	Illinois	1897	1935-37-45-49
48	Bubel, Walter	Center	Farmer	Married	North Dakota	1903	1941-43-45-47-49
48	Hafner, Ernest R.	Beulah	Farmer	Married	North Dakota	1900	1949
48	Sailer, Edwin G.	Stanton	Petroleum Dealer	Married	North Dakota	1901	1943-45-47-49
49	Hegge, Elmer	New England	Farmer	Married	North Dakota	1897	1943-45-47-49
49	Schwartz, George	Mott	Farmer	Married	South Dakots	1884	1939-41-43-45-47-49

ERRATA

On page 77 after line No. 31 the language "SECOND READING AND FINAL PASSAGE" should have been inserted.

On page 84 after line No. 29 the following language should have been inserted: "Was read the first time and referred to the Committee on."

On page 141 House Concurrent Resolution "D" should have been included in the report of the Committee on Enrollment and Engrossment.

On page 158 after line No. 13 the following language should have been inserted "Reps. Seibel, Callahan, Schuler and Holand introduced."

On page 191 after line No. 32 the following language should have been inserted: "REP. STAIR, Chairman."

On page 384 in line No. 50 the word "passed" should be "lost."

On page 991 after line No. 13 the following title should have been inserted: "Senate Bill No. 213."

On page 1073, line No. 30 and page 1077, line No. 7, the name "Swenson" should be "Siverson."

On page 1156 in line No. 17 the word "concurrent" should be omitted.

On page 1173 in line No. 20 the word "Senate" should be "House."

On page 1174 in line No. 7 the name "Walt" should be "Matt."

On page 1186 in line 21 the words "Joint Memorial" should have been included in the report of the Committee on Enrollment and Engrossment.

Journal of the House



Thirty-first Legislative Assembly

FIRST DAY

Bismarck, January 4, 1949

At the hour of twelve o'clock, meridian, the fourth day of January, 1949, 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 assembled in the House Chamber in the State Capitol Building at Bismarck, North Dakota, and were called to order by Kenneth Morgan, Chief Clerk of the House of Representatives of the Thirtieth Legislative Assembly of the State of North Dakota.

The session was opened with a prayer by Rev. N. E. Elsworth.

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

DEPARTMENT OF STATE Bismarck, North Dakota

Chief Clerk of the House of Representatives Thirty-First Legislative Assembly Bismarck, North Dakota Dear Sir:

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

		unova.
Dis	t. County	Name Address Alex Dalzell Walhalla
1.	Pembina	Alex Dalzell Walhalla
		F. M. Einarson Mountain
		John Halcrow Bowesmont
2.	Pt. Ward	Ramand Lamon Towesmont
3.	Pt. Walsh	Bernard Larsen Kenmare
0.	I w waish	Palmer Levin Park River
4	The 337-1-1	M. T. Lillehaugen Brocket
4.	Pt. Walsh	Wilfred Collette Grafton
5.	Pt. Grand Forks	Clinton E. Walster Larimore
6.	Pt. Grand Forks	George H. Saumur Grand Forks
7.	Pt. Grand Forks	A. M. Allen Thompson
8.	Traill	H. W. McInnes Kelso
	*	Oscar Sorlie, Jr. Buxton
		Harroy C Wombhaim Tall
Q	Pt. Cass	Harvey G. Wambheim Hatton
J.	1 t. Cass	K. A. Fitch Fargo
		A. C. Johnson Fargo
		C. T. Yirchott Fargo
		John I. Brady Fargo
		Clair F. Brickner Fargo
10.	Pt. Cass	A. J. Anderson, R. 2 Fargo
		Carl G. Simenson Kindred
		Tindled

Dist	. County Pt. Cass	Name Address Arthur E. Laske Leonard
		Harry W. Wadeson Alice
12.	Pt. Richland	Vernon Anderson Dwight A. W. Luick Fairmount
13.	Sargent	G. A. Klefstad Forman Brown D. Williams Lidgerwood
14.	Ransom	Anson J. Anderson Lisbon
15.	Pt. Barnes	Hjalmar Nygaard Enderlin John T. Heimes Valley City
16.	Griggs-Steele	C B. Kjelgard Cooperstown
		Bjorn Fuglestad Cooperstown
17.	Nelson	John H. Haugen Cooperstown K. H. Helling Michigan
11.		Gustav Locken Kloten
18.	Cavalier	L. E. Callahan Munich
		Peter Moe Osnabrock
40	D.L.u.	Dan Power Langdon
19.	Rolette	John Stormon Rolla Oscar Solberg Mylo
20.	Benson	C. H. Hofstrand Leeds
		John Leier Esmond
21.	Ramsey	John Leier Esmond Louis Leet Webster
		Frithjof Skaar Hampden
22.	Towner	Harry Stormon Devils Lake H. B. Baeverstad Cando
22.	TOWING F	E. J. Langley Rock Lake
23.	Stutsman	C. F. Arndt Streeter
		C. D. Drawz Jamestown
		H. M. Ekren Kensal
24.	LaMoure	P. G. Westby Jamestown Charles Freadhoff LaMoure
44.	•	Roy A. Holand LaMoure
2 5.	Dickey	Cornelius Bymers Ellendale
	_	F. J. Grahan Ellendale
26.	Emmons	Karl Kleppe Kintyre
27.	Burleigh	Joseph Welk Hague John R. Fleck Bismarck
	2 2210-8	Walter E. Sellens Bismarck
•		William S. Murray Bismarck
2 8.	Bottineau	S. J. Acheson Westhope
		Emery Cote Willow City Arlan Stair Newburg
29.	Pt. Ward	C. W. Baker Minot
		Brynhild Haugland Minot
		Roy Larson Minot
\20	Morton	W. M. Smart Minot
`30.	Morton	Tony Starck Judson Matt M. Schmidt Flasher
		C. G. (Gus) Fristad Mandan
31.	Stark	George P. Braun Dickinson
		E. D. Culver Dickinson
32.	Eddy-Foster	Leo Sticka New England
UL.	Eddy-Foster	A. C. Langseth Carrington C. A. Anderson Carrington
33.	Wells	Ervin Haedt Cathay
0.4	Matrice	Aug. Wahl Fessenden
34.	McHenry	Theodore Monson Bergen

Dist	County	Name Address
	•	George Hammer Velva
		John Zurcher Towner
35.	Kidder-Sheridan	Fred G. Helm Denhoff
		Gottlieb Frank Kief
36.	McIntosh-Logan	Samuel Rudolf Wishek
	G	T E. Schuler Streeter
		Ben J. Wolf Zeeland
37.	Pt. Richland	Ray Thompson Walcott
		Chas. Wollitz Lidgerwood
3 8.	Pt. Barnes	Joseph Stevens Valley City
39.	Billings, Bowman,	Otto Schade Rowman
	Golden Valley,	Albert Homelvig Amidon
	Slope	Roy Snow Beach
40.	Burke-Divide	Frank Lindberg Lostwood
		Ralph Dewing Columbus
		Ivan Erickson Crosby
41.	McKenzie	Arthur A. Link Alexander
		Halvor Rolfsrud Watford City
42.	Pierce	Andrew Benson Barton
١ ١	·	Joe Gumeringer Esmond
43.	Renville	Victor C. Bryans Carpio
44.	Mountrail	J. N. Mollet Powers Lake
	******	Albert Moerke Parshall
45 .	Williams	Cscar Lee Williston
		Lloyd Esterby Appant
40	36.7	S. R. Siverson Wheelock
46.	McLean	A. A. Bentz Turtle Lake
		Weldon Haugen Roseglen
45	Guard G:	Richard J. Thompson Underwood
47.	Grant-Sioux	James J. Maher Morristown, S.D.
40	Manage Oliver 6	Fred Seibel Elgin
48.	Mercer, Oliver &	Edwin G. Sailer Stanton
	Dunn	Walter Bubel Center
40	A January TT - 44 to -	Ernest R. Hafner Beulah
49.	Adams-Hettinger	Elmer Hegge New England
		George Schwartz Mott

These members should qualify by executing an oath of office and such oath should be attached to their Certificate of Election and filed together in the office of the Secretary of State as soon as possible. Similar Certificates or letters of appointment and oaths should be executed in the same manner by all Legislative officials and employees.

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 3rd-day of January, A. D. 1949.

THOMAS HALL, Secretary of State.

The roll was called and there were 111 members present with Representatives Brady and Sellens absent. A quorum was declared present.

Rep. Bubel moved that the Chief Clerk appoint a committee of three to escort Justice Christianson of the Supreme Court to the rostrum, which motion was passed unanimously and the Speaker appointed as such committee, Representatives Bubel and Fitch.

Justice Christianson then was escorted to the rostrum and administered the oath of office to the 111 members present. The Chief Clerk announced the next order of business would be election of Speaker of the House of Representatives.

Representative Graham. "It now becomes the duty of this body to select somebody who will guide them and work over the matters during the ensuing sixty days. And we Nonpartisans believe that we have a man that will fulfill these duties. He is a man who has been a farmer in the State of North Dakota; born in the State of North Dakota and from the investigation that I have made, I find that he has been a member of the House of Representatives commencing with the year 1935 and continuing down to this date. This session will make the eighth session which he has attended and there are only two others I believe, who have served with him continuously during that same time—Mr. Dalzell and Mr. Saumur. I believe Mr. Fitch and Mr. Johnson served a longer time but not continuously—it is our duty, especially in this way, as we view it on the Nonpartisan League sidethis is the first time since Mr. Hagen was elected Speaker, several years ago, that we have had the opportunity of electing, and selecting a Speaker for the ensuing sixty days, so that we feel that we have a solemn duty here, and we are going to present a man whom we believe will measure up to those who have served as speaker since 1899, and prior to that time when Dakota was only a territory. A great many people of the State of North Dakota came here along about 1818 to 1883 or 1884. They were of all nationalities, of all countries, and they came here to make a living for themselves. At the same time, the railroad came, as well, and the elevator companies, and strange to say, the strongholds of the railroads were also the strongholds of the elevotor companies, and they took advantage of their position and we had to have a fight in the legislature before we could secure a law to provide for other elevator companies who were not interested with the railroads to secure a spot to build their elevators, or loading platform, and things of that kind. So there has always been a fight since Dakota Territory commenced between those who desired special privileges and those who desired to have equal rights given to all and it was the farmers that started these movements to have the changes made, assisted by some people in the city. Strange as it may seem it was only a very few businessmen or residents of the towns that desired to have those changes made. The changes have always come from the farmers, and that holds true down to the present time. And there was an upheaval along that line, back in 1916 and in 1917 session there were quite a few members of the Nonpartisan League elected. We did not have control—in 1919 they did have control and they passed numerous measures and many measures were vilified and it was said that they were wrong but time has proven that they were right and now our opposition have acknowledged they are right and the only plea they make when they come up for voting is that they can carry them on better than the people who originated them. It seems now that this is the beginning of that same kind of a movement and if we who represent the. Nonpartisan League measure up to our duty, we can present a program that can be carried out in the election of 1950.

and it gives me great pleasure at this time to place in nomination the name of Palmer Levin, who I am sure will lead us for the ensuing sixty days."

Rep. Bubel. Mr. Chief Clerk: I consider it an honor to be able to second the nomination of Palmer Levin for Speaker. I have had the opportunity to work with Mr. Levin for the past six sessions and in that time I have always found him to be fair and honest in all his dealings with his fellow men.

As Mr. Graham said, I find that he has just been elected to his eighth consecutive term in the House from his district—which proves beyond any doubt what the people that know him best think of him. His long service in the House gives him all the qualifications it requires to be an able Speaker.

There may be times when as legislators, we regret the vote that we have cast, but I can assure you that when the session is over there will be one vote that you will not regret and that is the vote that you cast for Palmer Levin for Speaker.

Rep. Sailer: Mr. Chief Clerk, I deem it an honor to have the privilege of placing in nomination the name of a man for Speaker of this body. This young gentleman is a product from west of the Missouri river; he is a farmer; he now resides on his father's farm. His father was a former member of this body. This gentleman has been a successful farmer; he is a man who has taken an active part in civic affairs in his own community; he has been a member of this body for I believe, this is his fourth or fifth session. He has been regarded by men that have been associated with him to be capable, honest, and upright; willing to help in the best interests of the people in his own district and community, as well as the whole State of North Dakota.

Besides being a successful farmer, he is also a successful auctioneer and has served his community in that capacity, well.

I certainly deem it an honor to have the privilege of placing before this group, the name of Representative Leo Sticka of Stark County for Speaker of this body."

Rep. Lillehaugen: "Mr. Chief Clerk, I always hesitate to take up the time, on the floor of this House—I think my past record shows that. I would always rather sit back and listen but I am sure I have appreciated and enjoyed the cratory displayed up to now in behalf of my colleague, Mr. Levin, for Speaker of his House, but still I feel that I would like to add a few words, tho I realize that is unnecessary. I know the requirements for a speaker have been stressed here and the qualifications which are required, are qualifications which this man, Levin, possesses, and they have all been stressed, so it is unnecessary for me to repeat them, but there are a few things I might call attention to—his cooperative spirit, and I am sure there is not a member in this House but appreciates the cooperative spirit that has been repeatedly shown them by Representative Levin, regardless of political faction that they may have belonged to. He is respected by everyone, and we place great confidence in his sound judgment. I am sure that nobody will object to that statement. It has been stressed here that he is a

farmer—a tiller of the soil. He owns and operates the farm where he was born and raised, and he is a successful farmer. He is well versed in the conditions and the problems of the farmer, and his past record shows that he is always in sympathy with the lesser privileged classes of the state and nation. He is progressive and liberal and still not a radical; his record shows that he is always willing to stay in the middle of the road—that is the kind of people that we need here.

The name of Levin is well known in legislative halls of North Dakota, as well as throughout his own community and county—as stated here, Mr. Levin has been here for eight terms and his father before him served seven continuous terms. He represented the very same group and the very same principles as this young man. All the older members of this assembly know this.

I know the name of Levin is appreciated in Walsh County. To prove that, whenever we get the name of Levin on a ticket, we know we can elect our man, regardless of the man who is opposing him for every time the name of Levin has ran several hundred votes ahead of the man running against

It gives me great pleasure and great honor to second the nomination of Palmer Levin. I could have said a lot more, but it has already been said.

I thank you for your attention."

Rep. Smart: "I consider it a great privilege to second the nomination of Leo Sticka of Stark County for Speaker. Leo Sticka is the type of young man that we should encourage. He is liberal and progressive in his views; aggresive, honest, courageous and has spent all his life on a farm. He knows the aspirations, and the ideals of the common people who live on a farm. He comes from a great section of North Dakota—the great Slope country—one of the great grazing sections of America. I don't know why, but there is something about that country—I don't know whether it is the wide open space, the measureless prairies or what, but there is something about that country that breeds great men men of vision, broad humanity, and sympathies. That is the type of man that we want to encourage. He is a young man; he is progressive and active. He would make a wonderful Speaker. He would make a wonderful Speaker and we would all be proud of him if we elect him Speaker for the next sixty days.'

Rep. Johnson of Cass: "I would like to second the nomination of Leo Sticka. I am probably better acquainted with Leo Sticka in the work of the legislature than any other man here. He has served on committees that I have been chairman of in this House, for three esssions that I know of, and I have always found him loyal to the people of North Dakota; honest in his convictions, and he stood up for what he thought was the proper thing.

It is with pleasure that I second the nomination of Leo Sticka for Speaker of the House."

Rep. Link: "As one from the West, I think I can truly speak as one from the western end of the state as I live only twenty miles from the Montana line. I would like to present our view regarding the selection for this very important position.

I believe the man that is to be our Speaker for the next sixty days should be a man not from the West, not from the East, not from the North, nor from the South—he should be a man from North Dakota! We are here, charged with the responsibility of making such laws, and such programs, and such measures, as will be fair and just for North Dakota. So it is with that thought in mind, that we want to lend our support for Mr. Levin as Speaker of the House of Representatives."

Rep. Bubel: "If there are no further nominations, I move that the nominations be closed."

Motion was seconded and passed unanimously.

The question being on the election of a Speaker of the House the roll was called and there were: Levin, 57; Sticka, 52; absent and not voting, 2; passing, 2.

ROLL CALL

Voting for Levin. Acheson Anderson, Ransom Benson Braun Bryans Bubel Bymers Cote Culver Dewing Erickson Esterby Frank Freadhoff Greeham	Haugen, Griggs- Steele Haugen, McLean Hegge Helling Helm Hofstrand Kjelgaard Kleppe Langseth Larson Leier Lillehaugen Link	Murray Rolfsrud Rudolph Schade Schmidt Schuler Schwartz Seibel Siverson Snow Solberg Stair Starck Stevens Thompson Mol.'n
	Lindberg	-2
Graham	Link	Thompson, McL'n
Gumeringer	Locken	Thompson, R'chl'd
Haedt	Maher	Welk
Hafner	Moerke	William s
Hamnier	Mollet Monson	Wolf

Voting for Sticka.

A 17	Dainta d	D
Allen	Fristad	Power
Anderson, Cass	Fuglestad	Sailer
Anderson	Halcrow	Saumur
Eddy-Foster	Haugland	Simenson
Anderson, Richl'd	Heimes	Skaar
Arndt	Holand	Smart
Baeverstad	Homelvig	Sorlie
Baker	Johnson	Stormon, Rolette
Bentz	Klefstad	Stormon, Ramsey
Brickner	Langley	Wadeson
Callahan	Larsen	Wahl
Collette	Laske	Walster
		Wambheim
Dalzell	Lee	
Drawz	Leet	Westby
Einarson	Luick	Wollitz
Ekren	McInnes	Yirchott
Fitch	Moe	Zurcher
Fleck	Nygaard	····

Absent and not voting: Sellens Brady

Passed:

Levin Sticka

So Rep. Levin was declared elected as Speaker of the House. Rep. Sticka: "I congratulate Rep. Levin on his election and move to make it unanimous." Motion seconded by Sailer and carried unanimously.

Rep. Fitch moved that the Chief Clerk appoint a committee of two to escort the newly elected Speaker to the rostrum. Rep. Lillehaugen seconded the motion which carried unanimously.

The Chief Clerk appointed Rep. Lillehaugen and Rep. Saumur who escorted Rep. Levin to the rostrum.

Rep. Bubel moved that the Chief Clerk appoint a committee of two to escort the Chief Justice to the rostrum to administer the oath of office to the Speaker. The motion was seconded and carried unanimously. The Chief Clerk appointed Rep. Bubel and Rep. Johnson who escorted the Chief Justice to the rostrum where he administered the oath of office to Rep. Levin as Speaker of the House.

Mr. Levin: "Mr. Chief Clerk and Members of the House. You have honored me with the highest position that it is in your power to give me. I am grateful and deeply appreciative of that fact, and not anything that I can say at this time, would adequately express my feelings.

I realize my own limitations but I will at all times attempt to be fair and impartial, and do the job to the best of my ability.

We all come here with one definite purpose in mind—that is to do the best job that we know how, as we see it. I have always had a great respect for the opposition for their sin-cerity and their earnestness. The differences of opinions, and the right to express their opinions is probably largely responsible for our progress as a nation, and as a state.

So again I want to thank you for the honor that you have bestowed on me, and I am sure that with your cooperation, we will have a harmonious session."

Rep. Murray: "At this time I wish to place in nomination the name of a close personal friend of mine for Chief Clerk—and for that reason I hope I am forgiven if I may make him sound like an angel-which he certainly isn't! This gentleman, we claim as being from Burleigh County tho I believe he maintains his home out in McKenzie County and we have just heard what fine people are raised out there. This man is thoroughly competent, was originally a farmer and is now a newspaperman—and a good one. He is a veteran of World War II, and overseas veteran of the Army Air Force and he served well in the armed forces—now 365 days a year he does his job for the Nonpartisan League. Without further ado, I place in nomination the man who is editor of the best newspaper in the State—the "Leader"—Mr. George Olson, now of Bismarck."

Rep. Bubel: "On behalf of the 48th legislative district. it gives me great pleasure to second the nomination of George Olson as Chief Clerk."

Rep. Johnson of Cass moved that the nominations be closed, which motion prevailed.

The question being on the election of George Olson of Bismarck as Chief Clerk, the roll was called and there were 107 ayes, no mays and six absent and not voting.

ROLL CALL

Those voting in th	e affirmative were:	
Acheson	Haedt	Monson
Allen	Hafner	Murray
Anderson, Cass	Halcrow	Nygaard
Anderson, Cass Anderson	Hamnier	Power
Eddy-Foster	Haugen, McLean	Rolfsrud
Anderson, Richl'd	Haugen, McLean	Rudolph
Anderson, Ransom		Saumur
Arndt	Heimes	Schade
Baeverstad	Helling	Schmidt
Baker	Helm	Schuler
Benson	Hofstrand	Schwartz
Bentz	Holand	Seibel
Braun	Homelvig	Simenson
Brickner	Johnson	Siverson
	Klefstad	Skaar
Bryans Bubel	Kleppe	Snow
Bymers	Longloss	Solberg
Callahan	Langley	Sorlie
Collette	Langseth Larsen	Stair
Cote	Larson	. Starck
Culver	Laske	Stevens
Dalzell	Lee	Sticka
Daizen Dewing	Leet	
Drawz	Leier	Stormon, Rolette Stormon, Ramsey
Einarson	Lillehaugen	Thompson, McL'n
Ekren	Lindberg	Thompson, R'chl'd
Crickson	Link	Wadeson
Esterby		Wahl
Fitch	Luick	Walster
Fleck	Maher	Wambheim
Frank	McInnes	Welk
Freadhoff	·	Westby
Fristad	Moerke	Williams
Graham	Mollet	Mr. Speaker
Gumeringer	Smart	MI. Speaker
•		
Absent and not vo		G-11
Brady	Haugen, Griggs-	Sailer
Fuglestad	Steele	Sellens
Kjelgaard		

So George Olson of Bismarck was duly elected to serve as Chief Clerk of the House for the Thirty-first Legislative Assembly.

Rep. Johnson moved that a committee of two be named to escort the new Chief Clerk to the Rostrum, which motion prevailed and the Speaker appointed as such committee, Representatives Johnson and Lillehaugen.

The oath of office was administered to George Olson by Speaker Levin.

A committee from the Senate was received and they announced that the Senate was now organized and ready for business.

Rep. Bubel: "For the past several sessions we have had a Chief Clerk that J consider one of the most faithful

employees we have ever had in this House. I am going to move that we rise and give Kenneth Morgan a rising vote of thanks as the retiring Chief Clerk." Rep. Bubel's motion prevailed unanimously.

Mr. Morgan: "Thank you, everybody."

Rep. Johnson: "At this time, I would like to make a motion that we allow Kenneth Morgan for three days pay and mileage for coming up to the Thirty-First Legislative Assembly to open up the House. This custom has been followed in the past and I hope we continue to carry on in the same manner as in the past and allow this."

The question being on allowing three days pay and mileage to Kenneth Morgan, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Acheson Haedt Monson Allen Hafner Murray Nygaard Anderson, Cass Halcrow Hammer Power Anderson Eddy-Foster Haugland Sailer Anderson, Richl'd Hegge Saumur Anderson, Ransom Heimes Schade Helling Schmidt Arndt. Baeverstad Helm Schuler Schwartz Hofstrand Baker Seibel Benson Holand Bentz Homelvig Simenson Johnson Siverson Braun Brickner Kjelgaard Skaar Bryans Klefstad Smart Snow Bubel Kleppe Bymers Langley Solberg Callahan Langseth Sorlie Larsen Stair Collette Starck Larson . Cote Laske Stevens Culver Sticka Dalzell Lee Stormon, Rolette Leet Dewing Stormon, Ramsey Drawz Leier Thompson, McL'n Lillehaugen Einarson | Lindberg Ekren Thompson, R'chl'd Wadeson Link Erickson Locken Wahl Esterby Walster Luick Fitch Wambheim Maher Fleck Welk McInnes Frank Freadhoff Westby Moe Williams Moerke **Fuglestad** Mr. Speaker Mollet Graham Rolfsrud Gumeringer Haugen, McLean Rudolph

Absent and not voting:

Brady Haugen, Griggs- Sellens

Fristad Steele

So the motion was declared carried.

Rep. Fitch: "I think we should now select a desk reporter. I wish to place in nomination the name of that very efficient lady, Ruth Smith.

Rep. Bubel: "As a member of the House from the 48th District, it gives me great pleasure to second the nomination of Ruth Smith."

Rep. Wolf. "I move that nominations be closed." Rep. Wolf's motion prevailed. And the question being on the election of Ruth Smith of Bismarck as Desk Reporter of the House of Representatives, the roll as called and there were ayes, 110; nayes, 0; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Acheson	Haedt	Moerke
Allen	Hafner	Mollet
Anderson, Cass	Halcrow	Monson
Anderson	Hamr.•er	Murray
Eddy-Foster	Haugen, Griggs-	Nygaard
Anderson, Richl'd	Steele	Power
Anderson, Ransom	Haugen, McLean	Rolfsrud
Arndt	Haugland	Ruaolph
Baeverstad	Hegge	Sailer
Baker	He mes	Saumur
Benson	Helm	Schuler
Pentz	Hofstrand	Schwartz
Braun	Holand	Seibel
Brickner	Homelvig	Simenson
Bryans	Johnson	Siverson
Bubel	Kjelgaard	Smart
Bymers	Klefstad	Snow
Callahan	Kleppe	Solberg
Collette	Langley	Sorlie
Cote	Langseth	Stair
Culver	Larsen	Starck
Dalzell	Larson	Stevens
Dewing	Laske	Sticka
Drawz	Lee	Stormon, Rolette
Einarson	Leet	Stormon, Ramsey
Ekren	Leier	Thompson, McL'n
Erickson	Levin	Thompson, R'chl'd
Esterby	Lillehaugen	Wadeson
Fitch	Lindberg	Wahl
Fleck	Link	Walster
Frank	Locken	Wambheim
${f Freadhoff}$	Luick	Welk
Fristad	Maher	Westby
Fuglestad	McInnes	Williams
Graham	Moe	Mr. Speaker
Gumeringer	Schade	
Helling	Schmidt	

Absent and not voting:

Brady Sellens Skaar

So Ruth Smith of Bismarck as duly declared elected as Desk Reporter in the House for the Thirty-First Legislative Assembly.

The oath of office as administered to Ruth Smith as Desk Reporter by Speaker Levin.

Rep. Holand: "Mr. Speaker and Members of the House: In connection with the employment of Ruth Smith as Desk Reporter, it should be called to the attention of the House that since the closing of the last session of the legislature,

Ruth Smith has been employed as Court Reporter for District Judge Thom of Bismarck. Her services are being made available to us in this very important position at considerable inconvenience and sacrifice to Judge Thom. I believe it would be very much in order, and I wish to make a motion that the Speaker of the House, be authorized and requested to write a letter to District Judge Thom, thanking him for making the services of Ruth Smith available to us as the reporter for the 1949 session of the House of Representatives." Motion seconded by Rep. Sailer and passed unanimously.

Rep. Wolf: "I would like to place in nomination for Sergeant-at-arms, the name of a man from the 36th District, Mr. Anton Schmidt. He is a man who is well qualified for this position. He has a gift of gab and will be well able to take care of the duties of Sergeant-At-Arms."

Motion seconded by Rep. Bubel.

Rep. Langley: "I had intended to nominate a man for this position but I have received a request from this man that I do not nominate him. I therefore, move that the nominations be closed." Motion seconded and carried unanimously.

The question being on the election of Anton Schmidt from Logan County as Sergeant-At-Arms, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

ROLL CALL

Acheson	Halcrow	Nygaard
Allen	Hamrier	Power
Anderson, Cass	Haugen, Griggs-	Rolfsrud
Anderson	Steele	Rudolph
Eddy-Foster	Haugen, McLean	Sailer
Anderson, Richl'd	Haugland	Saumur
Anderson, Ransom	Hegge	Schade
Arndt	Heimes	Schmidt
Baeverstad	Helling	Schuler
Baker	Hofstrand	Schwartz
Benson	Poland	Seibel
Bentz	Homelvig	Simenson
Brickner	Johnson	Siverson
Bryans	Kjelgaard	Skaar
Bubel	Klefstad	Smart
Bymers	Kleppe	Snow
Callahan	Langley	Solberg
Collette	Langseth	Sorlie
Cote	Larsen	Stair
Culver	Larson	Starck
Dalzell	Laske	Stevens
Dewing	Lee	Sticka
Drawz	Leet •	Stormon, Rolette
Einarson	Leier	Stormon, Ramsey
Ekren	Lillehaugen	Thompson, McL'n
Erickson	Lindberg	Thompson, R'chl'd
Esterby	Link	Wadeson
Fitch	Locken	Wahl
Fleck	Luick	Walster
Frank	Maher	Wambheim
Freadhoff	McInnes	Welk
Fuglestad	Moe	Westby

Graham Moerke Williams
Gumeringer Mollet Mr. Speaker
Haedt Monson
Hafner Murray

Absent and not voting:

Brady Fristad Sellens Braun Helm

So Anton Schmidt was duly declared elected as Sergeantat-Arms of the House of Representatives of the Thirty-First Legislative Assembly.

Rep. Wolf moved that a committee of two be appointed to escort the Sergeant-at-Arms to the rostrum to take his eath of office, which motion prevailed, and the Speaker appointed as such committee, Representatives, Wolf and Schuler.

The oath of office as administered to Mr. Schmidt by the Speaker of the House.

Rep. Bubel moved that the rules of the Thirtieth Legislative Assembly of 1947 be adopted as the temporary rules of the Thirty-first Legislative Assembly. Motion seconded by Rep. Johnson and carried unanimously.

Rep. Thompson of Richland moved that a committee of three be appointed by the Speaker to notify the Senate that the House is organized and ready to do business; which motion carried and the Speaker appointed as such committee, Thompson of Richland; Haugen of McLean and Wambheim.

Rep. Johnson moved that the Speaker appoint a committee of three to notify the Governor that the House is now organized and ready to do business; which motion carried and the Speaker appointed as such committee, Representatives Johnson, Graham and Saumur.

Rep. Bubel moved that the House now recess for one-half hour, which motion prevailed and the House stood recessed.

The House re-convened at the expiration of the one-half hour recess.

Rep. Schuler moved that the Speaker appoint a committee of three to confer with a like committee from the Senate to prepare for the inaugural ceremonies, which motion prevailed and the Speaker appointed as such committee, Representatives Schuler, Brickner and Murray.

Rep. Link moved that the Speaker appoint a temporary committee of three for the revision and correction of the journal, which motion prevailed and the Speaker appointed as such committee, Representatives Link, Laske and Helling.

Rep. Bubel moved that the selection of seats now be made according to Rule 78, which motion prevailed and the selection of seats was made, according to Rule 78 in the rule book.

Rep. Erickson moved that the Board of Administration be authorized to furnish the House with necessary supplies, equipment and janitor service, and that the Speaker appoint a committee of three to notify the Board of Administration of the action taken with reference to supplies, service, etc.; which motion carried, and the Speaker appointed as such committee, Representatives Erickson, Halcrow and Benson.

Rep. Fitch moved that the Speaker appoint a temporary committee of five to be known as the Employment Committee

for the purpose of hiring all the other necessary help needed for this Thirty-first Legislative Assembly, of which he be not a member, which motion carried and the Speaker appointed as such committee, Representatives Moerke, Langseth, Locken, Dalzell and Westby.

Rep. Thompson of Richland moved that a temporary committee of three be appointed to make the necessary arrangements for telephone installations, of which he be not a member, which motion prevailed and the Speaker named as such committee, Representatives Frank, Collette and Mollet.

Rep. Thompson reported that the committee to notify the Senate that the House was organized and ready to do business had completed their duty and asked to be discharged, which request was granted.

Rep. Wolf moved that a temporary committee of three be appointed to arrange for operation of the loud speaker equipment, which motion prevailed and the Speaker appointed as such committee, Representatives Murray, Fleck and Einarson.

Rep. Fitch moved that the Speaker appoint a temporary committee of three on Mileage and Per Diem, which motion prevailed and the Speaker appointed as such committee, Representatives Seibel, Rudolf and Fuglestad.

Rep. Graham moved that a committee of three be appointed by the Speaker to confer ith a like committee from the Senate on arrangements for Chaplains, which motion prevailed and the Speaker appointed as such committee the representatives from Burleigh County, Sellens, Murray and Fleck.

Rep. Bubel moved that a temporary committee on printing and stationery be appointed; which motion prevailed and the Speaker appointed as such committee, Representatives Welk, Hafner and Ekren.

Rep. Fuglestad moved that the House do now recess until 1:00 P. M. on Wednesday, January 5th, 1943, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 5, 1949

The House reconvened at 1:00 o'clock p. m., pursuant to recess taken, Speaker Levin presiding.

The Speaker announced that the House would be on the 17th order of business, for the reading of the members appointed to the Rules Committee, as follows: Bubel; Acheson; Culver; Frank; Graham; Mollet; Murray; Haugen of McLean; Freadhoff; Stair; Wolf; Fitch; Callahan; Stormon of Ramsey; Smart; Luick; Power; Sticka; Brickner; Saumur.

Rep. Erickson: "Your committee to meet with the Board of Administration have met with the Chairman of the Board with regard to supplies and equipment. The Board of Administration will furnish supplies and equipment, and also furnish janitor service to both the House and Senate for a flat rate of \$2100.00. I move the adoption of this report."

Motion seconded.

The question being on the adoption of the report of the committee to meet with the Board of Administration, the roll was called and there were: ayes, 109; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

	Acheson Allen Anderson, Cass Anderson Eddy-Foster Anderson, Richl'd Anderson, Ransom Arndt Baeverstad Baker Benson Bentz Braun Brickner Bryans Bubel Bymers Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson	Heimes Helling Helm Hofstrand Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Lee	-
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Ekren	Lillehaugen	Wadeso.
Erickson	Lindberg	Wahl
Esterby	Link	Walster
Fitch	Locken	Welk
Frank	Luick	Westby
Freadhoff	Maher	Williams
Fristad	McInnes	Wolf
Fuglestad	Moe	Wollitz
Graham	Moerke	Yirchott
Gumeringer	Mollet	Zurcher
Haedt	Monson ·	Mr. Speaker
Hafner	Nygaard	
Absent and not	voting:	
Brady	Murray	Wambheim
Fleck	Sellens	***********
	is declared adopted.	

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Employment places in nomination the following names:
Art Moerke, Parshall Asst. Chief Clerk
Ruth Staley, and Florence Graham, Bismarck
Enrolling Clerks
Miles Nelson, Rugby Head Mailing Clerk
John H. Miller, Mott Mailing Clerk
Mrs. Rita Linnertz, Minot Postmistress
Tollef A. Moe, Michigan Bill Clerk
E. O. Hougen, Wheelock and Gilbert Berg, LaMoure
Bill Room Clerk
Albert Haugerud, Watford City Calendar Clerk
Simon Werlinger, Hague; Geo. Sinclair, Flasher; Oswald
Kruisk, Rock Lake Doorkeepers
Rose Lewis, Bismarck; Geraldine Applequist, Fullerton
Stenographers
Kitty Page, Fargo; Robert Madland, Bismarck; James
Klesalik, Parshall Pages
ALBERT MOERKE, Chairman.
Rep. Langseth moved the adoption of the report; Motion

Rep. Langseth moved the adoption of the report; Motion seconded by Rep. Johnson.

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Halcrow	Nygaard
Hamner	Power
Haugen, Griggs-	Rolfsrud
Steele	Rudolf
Haugen, McLean	Sailer
	Schade
	Schmidt
Heimes	Schuler
Helling	Schwartz
Helm	Seibel
Hofstrand	Simenson
Holand	Siverson
Homelvig	Skaar
Johnson	Snow
Kjelgaard	Solberg
Klefstad	Sorlie
	Hamner Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Hofstrand Holand Homelvig Johnson Kjelgaard

Bymers Kleppe Stair Callahan Langley Starck Collette Langseth Stevens Cote Larsen Sticka Stormon, Rolette Stormon, Ramsey Culver Larson Dalzell Laske Thompson, McL'n Thompson, R'chl'd Dewing Lee Drawz Leet Einarson Leier Wadeson Lillehaugen Ekren Wahl Erickson Lindberg Walster Esterby Link Wambheim Fitch Locken Welk Frank Luick Westby Freadhoff Maher Williams McInnes Fristad Wolf **Fuglestad** Wollitz Moe Moerke Graham Yirchott Gumeringer Mollet Zurcher Haedt Monson Mr. Speaker Hafner

Absent and not voting:

Brady Murray Sellens Fleck Saumur Smart

So the report was declared adopted, and the above named employees were declared elected.

The following employees were sworn in by the Speaker: E. O. Hougen; A. O. Haugerud; Oswald Kruisk; Kitty Page; Ruth Staley; Florence Graham; Geraldein Applequist; Gilbert Berg; Simon Werlinger; James Klesalik; Tollef A. Moe; Geo. M. Sinclair; Arthur G. Moerke; Miles Nelson; Mrs. Rita Linnertz.

Rep. Langseth: "The Committee on Employment wishes to place in nomination the name of Marie Tunnell as Clerk of the Committee on Appropriations. I move the adoption of this report." Seconded by Rep. Johnson.

The question being on the employment of Marie Tunnell as Clerk of the Committee on Appropriations, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Hafner Nygaard Halcrow **Power** Allen Anderson, Cass Hamner Rolfsrud Haugen, Griggs-Anderson Rudolf **Eddy-Foster** Steele Sailer Haugen, McLean Anderson, Richl'd Schade Anderson, Ransom Haugland Schmidt Arndt Hegge Schuler Baeverstad Schwartz Heimes Baker Helling Seibel Simenson Benson Helm Bentz Siverson Hofstrand Braun Holand Skaar Brickner Homelvig Smart Bryans Johnson Snow Bubel Solberg Kjelgaard Klefstad Sorlie **Bymers** Callahan Kleppe Starck

Collette Langley Stevens Cote Langseth Sticka Stormon, Rolette Stormon, Ramsey Culver Larsen Dalzell Larson Thompson, McL'n Thompson, R'chl'd Dewing Laske Drawz Lee Wadeson Finarson Leet Wahl Ekren l.eier Erickson Lillehaugen Walster Lindberg Wambheim Esterby Welk Fitch Link Locken Westby Fleck Williams Frank Luick Maher Wolf Freadhoff McInnes Wollitz Fristad Yirchott **Fuglestad** Moe Moerke Zurcher Graham Mollet Mr. Speaker Gumeringer Haedt Monson

Absent and not voting:

Brady Saumur

Murray Sellens

Stair

So Marie Tunnell was declared elected as Clerk of the Committee on Appropriations, and was sworn in by the Speaker

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

SECOND DAY

Bismarck, January 5, 1949

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

Prayer was offered by Rev. Opie Rindahl.

Roll Call: All members present except. Benson; Brady; Bymers; Fristad; Murray; Saumur; Schade; Seibel; Sellens; Snow; Solberg; Walster.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the first day and find the same correct.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the Speaker appoint a committee of two to notify the Senate that the House is ready to receive the Senate in Joint Session, which motion prevailed and the Speaker apopinted as such committee, Representatives Kleppe and Siverson.

Rep. Bubel moved that the House recess to the call of the Chair, which motion prevailed and the House stood recessed. The House re-convened at the call of the Chair.

JOINT SESSION THIRTY-FIRST LEGISLATIVE ASSEMBLY

January 5, 1949 Order of Business

The joint session was called to order by Speaker Levin.

Senator Nelson of Steele-Griggs moved that the Speaker appoint a committee of two to escort the President Pro Tem of the Senate to the rostrum. The Speaker appointed on said committee, Senator Nelson of Steele-Griggs and Representative Fuglestad.

Speaker Levin: "It is the usual custom for the Lieutenant Governor to preside over the joint assembly but Lieutenant Governor Dahl has a bad attack of laryngytis and he has appointed the President Pro Tem of the Senate to act in his place.

"It gives me great pleasure to introduce the President Pro Tem of the Senate, Senator J. B. Bridston, who will preside over this assembly."

The Chief Clerk called the roll of the House of Representatives, with all members present except: Brady; Hafner, Murray and Sellens.

The Chief Clerk called the roll of the Senate with all members present except: Senators Brunsdale; Schoeder; Schrock and Stucke.

Rep. F.tch moved that a committee of two be appointed to escort Former Governor Maddock to the rostrum, which motion prevailed and the presiding officer appointed Rep. Fitch and Senator Foss.

Senator Mehlhaff moved that the presiding officer appoint a committee of three to escort the members of the Supreme Court to the rostrum, which motion prevailed and the following were appointed to said committee: Senator Mehlhaff; Representatives Fitch and Braun.

Rep. Johnson moved that the presiding officer appoint a committee of five to escort the state officials to the rostrum, which motion prevailed and the following were appointed on said committee: Representatives Johnson, Schuler, Collette and Senature Streibel and Freed.

Representative Wolf moved that the presiding officer appoint a committee of three to escort Governor Fred G. Aandahl to the rostrum, which motion prevailed and the following were appointed to said committee: Representatives Wolf and Smart; and Senator Krenz.

Rep. Fleck moved that a committee of two be appointed to escort Bishop Stoeve to the rostrum, which motion prevailed and the following were appointed to said committee: Rep. Fleck and Senator Braun.

The presiding officer appointed a committee composed of Representatives Haugland; Stormon of Rolette and Senator Leno to escort Mrs. Fred G. Aandahl; Mrs. C. P. Dahl and Mrs. Palmer Levin to reserved seats in the assembly.

Invocation by The Rt. Reverend Stoeve, Bishop, North Dakota District Evangelical Lutheran Church.

Selection by the Bismarck Junior College Male Chorus under the direction of Orland Heskin. Oaths of office administered to elected state officials by Chief Justice W. R. Nuessle.

Oath of office administered to Governor Fred G. Aandahl by Chief Justice W. R. Nuessle.

Message by Governor Fred G. Aandahl.

North Dakota Hymn by Mrs. Joseph A. Donahue accompanied by Mrs. Opie Rindahl.

Benediction by Rt. Reverend Stoewe.

Senator Work moved that the joint session do now adjourn, which motion prevailed and the joint session stood adjourned.

The House was called to order again by the Speaker.

Rep. Bubel moved that the vote by which the report of the Committee on Correction and Revision of the Journal was adopted be reconsidered and that the journal be corrected on page 7 by striking the name of "Sticka" in the eleventh line from the bottom of page, which motion prevailed and the Journal was so ordered corrected.

Rep. Fitch: "Mr. Speaker, while on that order of business I notice that in the Journal where I nominated Ruth Smith for desk reporter, some of the words have been left out. I said, I wish to place in nomination the name of that handsome, charming and efficient Ruth Smith, and I move the Journal be so corrected," which motion prevailed and the journal was ordered so corrected.

Rep. Fitch moved that the message of the Governor be approved and printed in the House Journal, which motion prevailed and the message was ordered printed in the journal.

MESSAGE

To the Thirty-First Legislative Assembly and Biennial Report to The People of North Dakota.

The Thirty-First Session of the North Dakota Legislature is meeting in joint session today in a truly unusual period of the state's experiences. It follows the eighth consecutive year of highest agricultural production. War stimulated high prices have accompanied the abundant crops all through these years. Farm products are the major and almost exclusive commodity that North Dakota people sell into the national economy. Continued heavy production on the farms and ranches together with relatively good prices has brought us unprecedented prosperity. It has reflected in all of the various business activities within the state.

PRECAUTION NEEDED

Like private business the state and its political subdivisions are now able to do many things that they could not do in less favorable times. Our big danger in a period like this, however, is over investment. It would be very easy to expand the functions and the benefits of government beyond the taxability of the people to maintain in a subsequent period of less prosperity. To keep government in sound financial balance is a challenge that will require the best thinking of every member of the Legislature. The Legislature by appropriations and by authorizations, both to levy tax and to spend the revenue therefrom, will set the pattern for the state and all of our other units of government.

NEW OPPORTUNITIES

With these precautions in mind we must prepare for a growing and expanding versatile economy. The Federal Water Development Program with numerous dams and reservoirs and resultant irrigation, hydroelectric power, adequate municipal water, flood control and recreation opens an entire new field of opportunity. The lignite pilot plant and lignite laboratory at Grand Forks indicate a possible major utilization of our vast mineral resources in the production of plastics, liquid fuels and gas. The prospective progress of these new projects is astounding and the potential benefits immeasurable to the average person's thinking. Regular o'd time farming is changing too. Farmers are quick to accept new varieties of seed, new methods of spray and dusting to control weeds, flies and insects and new equipment and methods of all kinds essential to meet growing obstacles and to keep pace with the progress of study and research. There have been corresponding improvements in construction, merchandising, professional service, manufacturing and almost anything about which you might think.

GENERAL OBJECTIVES OF GOVERNMENT

Our government in its responsibilities must keep pace with changing conditions and progress; and within its field of activity give leadership. It should be our purpose to bring efficiency into government in caring for the common welfare, to use government so that free enterprise can thrive and to make the advantages of free enterprise available to all of the people. It is the purpose of government to establish equality of opportunity, to maintain fairness in taking advantage of opportunities and to make opportunities broad enough so that there is plenty for all. Outstanding ability, which makes some individuals extraordinarily successful in their chosen field of activity, gives new and beneficial opportunities to many others. Our economy needs the inspiration of individual success. Government should not handicap its attainment but rather should leave wider opportunities for more people to enjoy its modest achievement.

The foregoing statements are basic objectives and acmonitions to keep in mind at all times. I would now like to call to your attention some of the specific problems that will need most careful analysis and thoughtful consideration during this session of the Legislature.

SPEEDY PAYMENT VETERANS' ADJUSTED COMPENSATION BONDS

The Legislative Research Committee has very carefully prepared two bills to activate the payment of the Veterans' Adjusted Compensation as authorized by the people of North Dakota at the Primary Election on June 29. One of the bills provides for the distribution of the adjusted compensation among the veterans. The other provides for the issuing and repayment of the bonds necessary to finance the adjusted compensation. It is the second, which is being introduced as Senate Bill No. 1, that I wish to give special attention at this time. Sections 7, 8 and 9 of this bill provide for special taxes on beer, liquor and cigarettes which are estimated to yield about \$1,800,000 per year. An

equal annual property tax of \$1,800,000 which can be secured with a three and one half mill levy, as authorized under Section 11 of the bill, would give a total annual revenue of \$3,600,000. This amount of money will pay the interest at one and a half per cent and the principal of the \$27,000,000 bond issue in eight years. My present thinking would direct me, as a member of the Industrial Commission, to encourage taking advantage of the language in line 41 and 42 of the bill, which provides that the last installment shall fall due not more than fifteen years after the date of first issue and prepare the bonds so that they will be fully paid in about eight years. An eight year payment period will give about one-fourth per cent lower interest than a fifteen year period. It is est mated that the total interest on fifteen year level payment bonds would be \$3,954,000. The total interest on eight year level payment bonds is estimated at \$1,854,000. The eight year payment will save the state \$2,100,000 in interest on the bond payment when we take advantage of both the shorter time and the lower rate. It is wise to pay off these bonds as speedily as possible while times are good. The amount of repayment taken from property taxes will fall less heavily upon the veterans themselves than the special taxes that are provided for in the bill. Property owners who have done well during the war period should pay at least half of the adjusted compensa-tion costs. That portion which is paid in the form of pro-perty tax will become a definite federal income tax deduction and North Dakota taxpayers will, therefore, be paying that portion of the adjusted compensation cost with less than one hundred cents on the dollar, perhaps around sixty to seventy-five cents on the dollar. All of these reasons add up to a conclusion on my part that the bonds should be paid in about eight years. The language of the bill as introduced is adequate in this respect so that the Industrial Commission can use its best judgment. courage the approval of the bill as introduced.

NEW FEDERAL ROAD FUNDS SHOULD BE MATCHED

The Federal Highway Act of 1944 allocated \$12,360,000 of federal funds to the State of North Dakota to be matched by an equal amount of state money. The federal funds were made available for use in 1946 and were to be spent during the following three years. The people of North Da-kota in 1944 by Initiated Measure authorized the Highway Department to issue Anticipation Certificates in the amount of \$12,360,000 for the purpose of matching this federal aid. The certificates are being repaid with the revenue of one cent of the gas tax that is earmarked for this specific purpose. These funds became available in 1946 and during 1949, within the specified three year period the State Highway Department will have spent or will have contracted to spend all of these monies in new construction work. In addition there is \$1,717,452.33 accumulated federal aid that is being used for highways on Indian Reservations and to eliminate grade crossings. In both cases no state matching is required. It may be necessary later to match an unused portion of these funds. The Anticipation Certificates are being bought by the Bank of North Dakota at one and a half per cent interest and it will require about six years, depending on the volume of gas tax collection, for the one cent gas tax to retire the certificate issue. The Federal Highway Act of 1948 allocated \$8,349,376 to the State of North Dakota to be matched by state funds and used for new construction during the two year period beginning July 1, 1949. It is my suggestion that an equal amount \$8,349,376 be appropriated from the General Fund of the State of North Dakota to match these federal funds during the next two year period. In view of the insistent desire on the part of the people of North Dakota to have more and better roads it is urgent that these funds be made available to match the full amount of the federal allocation to the state. Even that amount will permit the Highway Department to continue construction work only at a pace equal to the average of the past three years. The remaining three cents of the gas tax and the motor registration fees, which are divided between the Highway Department for maintenance purposes and the counties for all purposes, are fully needed in those classifications. To match the new allocation of federal funds additional money must be found, and I am suggesting the General Fund at this time.

There have been many suggestions that our gas tax be increased. If it is increased the additional revenue should be divided equally between the Maintenance Fund of the State Highway Department and the proper political subdivisions of the state. From both of those distributions we can expect additional work on the secondary roads and on

the farm-to-market roads.

MOTOR REGISTRATION DEPARTMENT

The North Dakota Motor Registration Department has suffered more than its share of complications and difficulties. This is not something that developed over night. It is the result of conditions that have been piling up for a good many years. For example the branch offices have been convenient to the applicant in speedily getting a license plate but were a constant source of difficulty to the Motor Registration Department in getting satisfactory titles and the collection of the right fees. In October of 1948 about 7,000 troublesome cases, half of which involved unsatisfactory titles and the other half improper fees, were turned over to the Highway Patrol for personal investigation. All of these cases came out of the branch offices prior to 1948 and some of them dated back as far as 1944.

Because of the difficulties that the department had been having for a long period of time, it was decided to change the system. The branch offices were discontinued and International Business Machine equipment was rented and set up for the 1948 business. Unexpected transition difficulties hit the people harder and brought to them more inconvenience during the year 1948 than had ever been experienced before.

The department is now functioning with reasonable satisfaction. More than sixty thousand 1949 licenses have been issued to date, whereas a year ago only a few exceptional cases had been taken care of at this time. I am very anxious to see the department continue at it is now organized. I think it will prove its merits. May I suggest that the members of the Legislature, before coming to any conclusion as to what they think should be done, go over to the Motor Registration Department in groups of five or six and spend an hour or two with Mr. Crawford, who is now in charge. Get

a complete explanation of how the work is being handled and what the problems of the department are. Motor registration is far more than just giving a license plate to be displayed upon the vehicle and taking in hand the cash revenue therefore. You will be surprised at what you see and what you learn about the department.

BANK OF NONTH DAKOTA AND PAR CLEARANCE

In the 1947 Session of the Legislature a par clearance bill was introduced. During the Session Section 6-0913, the Bank of North Dakota Code, came to the attention of the sponsors of the bill. This section together with other parts of the code definitely establishes par clearance in all transactions channeled through the Bank. Shortly after the 1947 Session and for the first time in the state's history the sponsors of par clearance organized for the purpose of using the Bank of North Dakota to force the issue. The December 31, 1946, report of the Bank of North Dakota indicates that eighty-six state and national banks had reserve accounts in the Bank of North Dakota and most of them were using the Bank for the clearance of checks. Prior to 1947 the Bank of North Dakota had been charging back to the depository banks all exchange charges that were made by the banks on which the checks were drawn, on the assumption that if the law was being violated it was being violated by the individual banks that were charging exchange. In 1947, however, when the issue was forced the Bank of North Dakota had no choice except to force compliance with the statute and require that all checks channeled through the Bank be cleared at par. All checks channeled through the Bank are now being cleared at par. At the present time the Bank is following an in between course on the number of checks that it accepts for clearance. The Bank is attempting to reject all checks that are first presented for payment to a business firm outside of the state. This arrangement is not satisfactory. If the statute remains unchanged it is my opinion that the Bank of North Dakota should accept all checks presented to it and clear them at par. We will then very soon have complete par clearance within the state. We should continue to do busi-ness with the eighty-six banks that have long been doing business with us and others too. We cannot advisedly discriminate in the checks that we accept. If the Legislature does not want par clearance forced, Section 6-0913 should be amended to apply only to checks and other instruments and items of exchange issued in payment of public bills to the state of North Dakota or its political subdivisions or any department of either.

THE BUDGET

The Budget Board has worked long and hard preparing its report to the Legislature. The printed report is now available and should have your careful consideration. The comparative table on the final pages of the report gives an excellent birds'-eye view of the financial structure of the state. The form of the compartive table has been materially revised and gives the information in a clear and understandable manner. You will note that the Budget Board recommends a total appropriation out of the General Fund of \$20,209,744.51. The Treasurer's Report, for the fiscal year

ending June 30, 1948, shows a collection in the General Fund, after the five-twelfths sales tax item for welfare has been deducted, of \$11,388,984.65. Of this amount \$5,026,000 came from income tax collections. A poor crop or a reduction in farm prices would very materially reduce the income tax collection on short notice. However, taking the figure as it is and doubling it on the assumption that conditions will remain about the same during the next two years as they were during the past year, we would have a General Fund collection for the next biennium in the amount of \$22,-777,969.30. It is evident that the \$20,209,744.51 recommended by the Budget Board is dangerously near the present maximum taxability of the state. Checking further into the comparative table, however, you will find that \$3,079,330 of this recommended amount is for institutional buildings leaving \$17,130,414.51 as the recommended appropriation for the normal operating expenses of government. This last figure is safely within the bounds of the state's present ability to pay and indicates that the budget has been worked out in a sound business manner.

On December 20, 1948, the balance in the State's General Fund was \$19,714,904.60. Of this amount \$4,441,497.63 was the balance of five-twelfths of the sales tax earmarked for welfare and about \$3,678,680.80 was the unexpended balance of the 1947 appropriations for institutional buildings. This leaves a net balance in the General Fund of \$11,594,726.17. Out of this balance I have already recommended that \$8,349,376 be appropriated for the matching of federal funds for highway construction. If appropriations are made approximately as recommended it will mean that the balance in the General Fund will be brought down as low as it should be during a period of prosperity such as we are now enjoying. We know that there are going to be many other additional requests and departments and institutions are going to ask for more money than has been recommended by the Budget Board. The Legislature will have to use extreme care to see that the appropriations do not get out of bounds.

It has been my purpose to outline a program that will use a major portion of the balance in the General Fund that has accumulated because of our war stimulated prosperity for the purposes of an institutional building program and improved roads. These are two worthwhile objectives that are very much wanted by the people. When the investment is once made there is no resultant recurring necessity to make similar appropriations in subsequent years. It is important, however, that the appropriations made for purposes classified as normal operating expenses be kept nicely within the continuing ability of the state to pay. When that type of expenditure is once established it is very difficult to recede in the future.

TAXES

We will have some additional taxes for the purpose of retiring the Veterans' Adjusted Compensation Bonds and perhaps some increase in the gasoline tax. There apparently is also some need for increased revenue for the cities of the state. Their duties and responsibilities have grown by leaps and bounds. I might also mention that very constructive thinking has been done on the subject of revision of the State School Equalization Law and its relationship to equalization within the county. It involves some revision of tax

schedules but does not require any increase in the total permissable mill levy. With perhaps a few other very minor changes our tax structure should remain substantially unchanged. We need the sales tax for the benefit of schools and public welfare. Sales tax is being recognized nationwide as a major source of state revenue. If the states were not using it the federal government in all probability would speedily take it over. It would be unwise to start making exceptions in the sales tax law. To do so would make administration and collection much more difficult.

GENERAL

May I say that I am very happy to have the privilege of being Governor of North Dakota for a third term. If the state is to be spared many costly experiments a new governor should move slowly. After he gets in closer touch with the problems and has had an opportunity to view them from all angles there is greater possibility of moving wisely and effectively. We need stability in government. On the other hand, North Dakota has never elected a governor for more than three terms. For the best interests of the people in their desire to preserve democracy as their government, it would not be wise to break that precedent and keep a chief executive in office longer. I will not be a candidate again.

North Dakota is a state of which we can all be proud. The pioneer people who first settled here and the thrifty subsequent generations are the builders of democracy, the builders of self-reliance and the builders of prosperity. New generations can claim little credit unless they can strengthen the structure of the past. Added strength comes by keeping what time and experience has proved good and by revising that which has proved weak or insufficient. Then, too, out of research, accumulated knowledge and inspiration comes new ideas and new methods surging for the test of practical experience.

The Legislature is a yardstick that measures and determines what we are going to do in government. It assembles for sixty days every two years relatively fresh from the people. It activates the wishes of the people. It associates the wishes of the people with the experiences of all the various departments and branches of government. It in a large measure determines the future course and effectiveness of government.

Of the executive officials the Governor is the closest to the legislative process. All bills come to his desk for signature. Through membership on many boards and commissions and through appointive power over others he should have a birds'-eye view of the entire functioning of the state and its political subdivisions. The other state officials also have a responsibility. It is more detailed and specific with respect to their particular departments.

Together we all must work and counsel for the best interest of the people of our state. We have a divided Legisdature and divided executive offices with about equal strength vested in each political faction. Under such circumstances the entire program of neither faction can prevail. We can, however, agree to provide adequately for the well established functions of government. Where the need is evident and

the method and procedure not too controversial there are also some new things that we can do.

I look forward to the Thirty-First Session of the North Dakota Legislature with a strong feeling of optimism. There are some mighty good substantial citizens of the state coming here as members of the Legislature from each of the political factions. As we approach the crucial test of what we are going to do petty differences can be pushed aside and we can come through with a constructive legislative program of which our constituents can be proud. No group ever met with more divergent ideas and under more crtical scrutiny by the public and no group ever accomplished more or contributed more magnanimously to the welfare of the people than our American Constitutional Convention in 1787. If we have a problem to solve, if we are free thinking open-minded capable individuals and if we have a purpose and a determination to do the right as we see it; this legislative session will be successful. Each whim and each motion of each individual cannot become a reality, but each thought so expressed will help to round out the composite thinking of the group. It is a cherished capacity of the American people when democracy has so crystalized a public program to accept it and to get in step and give it substantial support. An opportunity for the peoples wishes to find expression and the peoples voluntary acceptance and compliance is the heartbeat that sustains our democracy. We are happy to live in such a land. We are proud of an opportunity to do our part. For the next sixty days our course should be charted by a sincerity of purpose, a nobleness of soul and a devotion to our fellowman.

Rep. Bubel moved that the House do now recess until 1:30 P. M. Thursday, January 6th, which motion prevailed and the House stood in recess.

GEORGE OLSON, Chief Clerk.

SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 6, 1949

The House reconvened at 1.30 o'clock p. m. pursuant to recess taken, Speaker Levin presiding.

The Speaker announced that the House would be on the 8th order of business.

Rep. Johnson moved that the two absent members, Representatives Brady and Sellens, who are now present, be escorted to the rostrum by a committee of two appointed by the Speaker, which motion prevailed. The speaker appointed as such committee Representatives Johnson and Fitch, who then escorted Representatives Brady and Sellens to the rostrum where they were sworn in by the Speaker.

Rep. Fitch moved that Bob Madland be sworn in as a page at this time and that his pay commence with the first day of the session as he has been working since before the commencement of the session, which motion prevailed.

Bob Madland was sworn in by the Speaker.

The Speaker announced the House would be on the fifth order of business.

REPORT OF JOINT COMMITTEE ON PRINTING

Mr. Speaker: Your Committee on Public Printing of the House to determine the form of the Journal and daily calendar; on the number of daily journals, calendars, and bills to be printed and on other matters relating to legislative printing, report as follows.

We recommend the printing of 2500 copies of the journal of each days proceedings; that there be assigned to the presiding officer of the House, also to each member of the House, not to exceed ten copies of the journal to be sent only to constituents who request same; that there also be placed on the mailing list all state institutions, public libraries, state Historical Society, all state's attorneys, county auditors, ten copies to University Law School and by request in writing to county and District Judges, any newspaper published in the state, any secretary of a county taxoaver's association, any auditor of an incorporated city, a president of a village board of an incorporated village, township clerk, high school, consolidated rural school, secretary of labor club, farmer's organization, commercial club, or women's club, within the state, may be placed on the mailing list: that all bills and journals authorized by this resolution to be printed shall be delivered by the printer to the secretary of Publications and Printing Commission, who shall receipt therefor to the printer; that there shall be printed 600 copies of the House bills, unless otherwise ordered by the House; that 500 copies of the daily journal be punched; that 500 copies of the daily calen-

dar be printed and punched; that all resolutions, except memorial resolutions, requiring action by the House, be printed and numbered or lettered in bill form and shall not be printed in the journal unless by order of the House in which they were introduced; that 20,000 letterheads and 5,000, No. 6½ envelopes be printed for the House; that the form of the journal and the calendar be the same as was adopted for the 1947 session.

JOSEPH WELK, Chairman.

Rep. Welk moved the adotpion of the report. The question being on the adoption of the report, the roll was called and there were: ayes, 110; nays, 0; absent and not voting 3.

Those voting in the affirmative were: Acheson Halcrow Power Anderson, Cass Hamner Rolfsrud Haugen, Griggs-Anderson Rudolf Eddy-Foster Steele Sailer Anderson, Richl'd Haugen, McLean Saumur Anderson, Ransom Haugland Schade Arndt Hegge Schmidt Baeverstad Heimes Schuler Baker Helling Schwartz Benson Helm Seibel Bentz Hofstrand Sellens Brady Homelvig Simenson Braun Johnson Siverson Brickner Kjelgaard Skaar Klefstad Bryans Smart Bubel Kleppe Snow **Bymers** Langley Solberg Callahan Langseth Sorlie Collette Larsen Stair Cote Larson Starck Culver Laske Stevens Dalzell Lee Sticka Stormon, Rolette Stormon, Ramsey Dewing Leet Drawz Leier Einarson Lillehaugen Thompson, McL'n Ekren Lindberg Thompson, R'chl'd Erickson Link Wadeson Locken Esterby Wahl Fitch Luick Walster Fleck Maher Welk Westby Frank McInnes Freadhoff Moe Williams Fristad Moerke Wolf Fuglestad Mollet Wollitz Graham Monson Yirchott Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker Hafner

Absent and not voting:

Allen Holand Wanthleim

So the report was declared adopted.

Rep. Frank: "Mr. Speaker: Your Telephone Committee wishes to report that the telephones have now been install-

ed—that there is a phone in each of the phone booths, Speaker's room, Committee Room, Blue Room, Hearing Rooms G-2 and G-3.

Rep. Frank, Rep. Mollet, Rep. Collette."

Rep. Frank moved the adoption of the report.

The question being on the adoption of the report of the Committee on Telephones, the roll was called, and there were: ayes, 110; nays, 0; absent and not voting 3.

ROLL CALL

Those voting in the affirmative were:

Acheson	Halcrow	Power
Allen	Hamner	Rolfsrud
Anderson, Cass	Haugen, Griggs-	Rudolf
Anderson	Steele	Sailer
Eddy-Foster	Haugen, McLean	Saumur
Anderson, Richl'd	Haugland	Schade
Anderson, Ransom	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Homelvig	Simenson
Brady	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Brvans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Langseth	Sorlie
Callahan	Larsen	Stair
Collette	Larson	Starck
Cote	Laske	Stevens
Culver	Lee	Sti cka
Dalzell	Leet	Stormon, Rolette
Dewing	Leier	Stormon, Ramsey
Drawz	Lillehaugen	Thompson, McL'n
Einarson	Lindberg	Thompson, R'chl'd
Ekren	Link	Wadeson
Erickson	Locken	Wahl
Esterby	Luick	Walster
Fitch	Maher	Welk
Fleck	McInnes	Westby
Frank	Moe	Williams
Freadhoff	Moerke	Wolf
Fristad	Mollet	Wollitz
Fuglest a d	Monson	Yirchott
Graham	Murray	Zurcher
Gumeringer	Nygaard	Mr. Speaker
Hafner		

Absent and not voting:

Haedt Holand Wansbheim

So the report was declared adopted.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Employment places in nomination the following names:

Fritz Mitskog, Colfax and Fred Kreuger, McClusky, Mail-

ing Clerks; Jimmy Maher, Morristown, South Dakota, Messenger to Senate; Arlyne Ruder, Bismarck and Alda Moe, Osnabrook, Committee Clerks; Edna Walsh, Bismarck and Ann T. Allen, Donnybrook, Stenographers; Philip Himmerich, Coat Room Attendant; Nellie Olson, Wilton, Telephone Clerk; Gerald Saxerud, Cooperstown and P. E. Halldorson, Bismarck, Proofreaders; Leonard A. Schnieder, Messenger To the Governor.

ALBERT MOERKE, Chairman.

Rep. Locken moved the adoption of the report. The roll was called and there were: ayes, 109; nays, 0; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hamn ter	Rolfsrud
Anderson	Haugen, Griggs-	Rudolf
Eddy-Foster	Stcel e	Sailer
Anderson, Richl'd	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schad e
Arndt	Hegge	Schmidt
Baeverstad	Heimes	Schuler
Baker	Helling	Schwartz
Benson	Helm	Seibel
I.entz	Hofstrand	Sellens
Brady	Homelvig	Simenson
Braun	Johnson _	Siverson
Brickner	Kjelgaard	Skaar
Bryans	Klefstad	Smart
Bubel	Kleppe	Snow
Bymers	Langley	Solberg
Callahan	Langseth	Sorlie
Collette	Larsen	Starck
Cote	Larson	Stevens
Culver	Laske	Sticka
∵ewing	Leet	Stormon, Rolette
Drawz	Leier	Stormon, Ramsey
Einarson	Lillehaugen	Thompson, McL'n
Ekren	Lindberg	Thompson, R'chl'd
Erickson	Link	Wadeson
Esterby	Locken	Wahl
Fitch	Luick	Walster
Fleck	Maher	Welk
Frank	McInnes	Williams
Freadhoff	Moe	Wolf
Fristad	Moerke	Wollitz
Fuglestad	Mollet	Yirchott
Graham	Monson	Zurcher
Gumeringer	Murray	Mr. Speaker
Haedt		

Absent and not voting:

Dalzell Lee Wambheim Holand Stair Westby

So the above named employees were declared elected and the following were sworn in by the Speaker: Alda Moe, Edna Walsh, Arlyne Ruder, Nellie Olson, Fritz Mitskog, Gerald Saxerud, Paul E. Halldorson, Philip Himmerich, and Fred Krueger.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRD DAY

Bismarck, January 6, 1949

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

Prayer was offered by Rev. N. E. Ellsworth.

Roll Call: All members present except: Representatives Holand and Wambheim.

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

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

Change the spelling of Rep. Rudolph's name to "Rudolf" in the roll calls on pages 1, 2 and 3.

Page 1, line 19, change the figure 4 to 5.

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Murray announced that the Loud Speaker Committee is trying to get the man who operated the P. A. system last session and expect to have the system in operation very soon.

Rep. Bubel moved that the House do now recess until 1:45 p. m. Friday, January 7, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 7, 1949

The House reconvened at 1.45 o'clock p. m. pursuant to recess taken, Speaker Levin presiding.

The Speaker announced that the House would be on the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Rules have had under consideration the House Rules and recommend that the same be amended as follows:

Rule No. 78 to be amended by adding the following: "The chief clerk of the previous session shall determine seniority of the districts and provide a grouping of them by number in accordance with seniority, prior to the convening of the session."

Rule No. 37: After Rule No. 36 insert a new rule as follows:

"After the first and second reading, all reference to House and Senate bills shall be made by number only."

Re-Number the rules accordingly.

And when so amended recommend the same be adopted.

WALTER BUBEL, Chairman.

Rep. Brickner moved that the report be adopted.

Rep. Bubel moved a substitute motion that the report be printed in the journal and further action delayed until Monday, January 10, 1949, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Employment places in nomination the following names:

Harry Hoffman, Rutland, Main Doorkeeper; Rochus Streifel, Esmond, John Mork, Bismarck and J. F. Fitzgerald, Ellen dale, Mailing Clerks; Ellen Schulte, Center, Page. Geraldine Applequist change from Stenographer to Committee Clerk and Oswald Kruisk change from Doorkeeper to Ass't. Sgt. of Arms; Eva Heath, Bismarck, Stenographer.

ALBERT MOERKE, Chairman.

Rep. Locken moved the adoption of the report.

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 66; nays, 0; absent and not voting, 47.

ROLL CALL

Those voting in the affirmative were:

Acheson	Heimes	Rolfsrud
Allen	Helling Helm	Sailer
Anderson, Cass Anderson	Hofstrand	Schade Schmidt
Eddy-Foster	Homelvig	Schwartz
Anderson, Ranson	Kjelgaard	Seibel
Baeverstad	Kleppe	Sellens
Benson	Langley	Simenson
Bubel	Langseth	Siverson
Collette	Larson	Skaar
Dalzell	Laske	Solberg
Dewing	Leet	Stair
Einarson	Leier	Starck
Erickson	Lillehaugen	Stevens
Frank	Link	Stormon, Rolette
Fristad	Locken	Stormon, Ramsey
Fuglestad	Maher	Wahl
Gumeringer	McInnes	Walster
Haedt	Moe	Welk
Halcrow	Moerke '	Westby
Haugen, Griggs-	Mollet	Williams
Steele	Murray	Wolf
Haugland	Nygaard	Mr. Speaker

Absent and not voting:

So the above named employees were declared elected and the following were sworn in by the Speaker:

Harry Hoffman, Eva Heath, John H. Miller, J. F. Fitzgerald.

Rep. Bymers moved that the absent members be excused, which motion prevailed.

Rep. Bymers moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FOURTH DAY

Bismarck, January 7, 1949

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

Prayer was offered by Rev. Roy E. Weigand.

Roll Call: All members present except: Representatives Anderson of Richland; Arndt; Baker; Bentz; Braun; Brickner; Bryans; Callahan; Cote; Culver; Drawz; Ekren; Esterby; Fitch; Fleck; Freadhoff; Graham; Hafner; Hammer; Haugen of McLean; Hegge; Holand; Homelvig; Johnson; Klepstad; Larsen; Lee; Lindberg; Luick; Monson; Power; Rudolf; Saumur; Schuler; Smart; Snow; Sorlie; Sticka; Thompson of Richland; Thompson of McLean; Wadeson; Wahl; Wambheim; Wollitz; Yirchott; Zurcher.

A quorum was declared present by the Speaker.

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

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

Mr. Locken, Mr. Westby and Mr. Dalzell be shown as present and voting aye on page 32 and the vote changed accordingly.

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Wolf moved that the Speaker appoint a committee of three to arrange for committee rooms, which motion prevailed and the Speaker appointed as such committee, Representatives Sellens, Stormon of Ramsey and Mollet.

Rep. Bubel asked for a report from the committee on Loud Speakers, and Rep. Murray announced that they were unable to get the man who had operated the system last session but are endeavoring to get someone else as soon as possible.

Rep. Bubel moved that the House now recess subject to the Call of the Chair, which motion prevailed and the House stood recessed.

The House reconvened at the Call of the Chair and the Speaker announced that the House would be on the 17th order of business, for the reading of the committee members.

Rep. Bubel announced that there was another employee to be sworn in and Ellen Schulte was sworn in by the Speaker.

COMMITTEES

AGRICULTURE—Maher, Chairman; Bymers; Hofstrand; Drawz; Schuler; Sticka; Starck; Simenson; Thompson, Richland; Dalzell; Anderson, Ransom; Wollitz; Larson Fuglestad; Schwartz; Walster; Locken; Laske; Thompson, McLean; Zurcher; Schade.

APPROPRIATIONS—Stair, Chairman; Lillehaugen; Hegge; Johnson; Monson; Saumur; Rudolf; Wambheim; Culver; Luick; Lindberg; Smart; Solberg; Callahan; Stevens; Stormon, Ramsey; Leier; Brady; Bryans; Halcrow; Kleppe.

EDUCATION—Hofstrand, Chairman; Langseth; Link; Laske; Moerke; Langley; Seibel; Holand; Schmidt; Nygaard; Helling; Skaar; Welk; Baker; Haugen; McLean; Larsen, Ward; Hafner; Fristad; Hammer; Ekren; Williams.

FINANCE & TAXATION—Mollet, Chairman; Seibel; Bymers; McInnes; Erickson; Wadeson; Braun; Fleck; Acheson; Einarson; Schmidt; Sailer; Link; Lee; Gumeringer; Beavertad; Haedt; Arndt; Dewing; Homelyig; Siverson.

JUDICIARY—Graham, Chairman; Murray; Wahl; Frank; Leet; Haugen, Griggs-Steele; Power; Kjelgaard; Stormon, Roleite; Cote; Brickner; Thompson, Richland; Holand; Snow; Sellens; Acheson; Anderson, Cass; Erickson; McInnes; Moerke; Esterby.

STATE & FEDERAL GOVERNMENT—Wolf, Chairman; Langseth; Graham; Westby; Benson; Collette; Schwartz; Brickner; Rolfsrud; Stormon, Rolette; Freadhoff; Haugland; Helm; Sorlie; Welk; Yirchott; Locken; Allen; Braun; Heimes; Starck.

GENERAL AFFAIRS—Welk, Chairman; Langseth; Esterby; Wambheim; Moerke; Power; Williams; Leet; Haugen, McLean; Sticka; Seibel; Bentz; Maher; Drawz; Freadhoff; Sailer; Soberg: Anderson, Eddy-Foster; Cote Zurcher; Bryans.

INDUSTRY & BUSINESS—Braun, Chairman; Mollet; Hegge; Brady; Stevens: Callahan; Stair; Fristad; Helm; Arndt; Benson; Bentz; Dewing; Nygaard; Lillehaugen; Beaverstad; Hammer; Fitch; Link; Moe; Rudolf.

LABOR RELATIONS—Thompson, Richland, Chairma;n Schmidt; Kleppe; Westby; Hafner; Baker; Simenson; Haedt; Moe; Maher; Walster; Schade; Zurcher; Siverson; Brady; Heimes; Bymers; Einarson; Thompson, McLean; Lindberg; Larson.

NATURAL RESOURCES—Starck, Chairman; Frank; Leier; Ekren; Haugen, Griggs-Stee'e; Sorfie; Kjelgaard; Simenson; Bymers; Homelvig; Benson; Lee; Rolfsrud; Wahl; Bryans; Larson, Ward; Hafner; Fleck; Kleppe; Langley; Snow.

POLITICAL SUBDIVISIONS—Erickson, Chairman; Monson; Acheson; Anderson, Cass; Hofstrand; Skaar; Siverson; Wadeson; Thompson, McLean; Luick; Lindberg; Smart; Gumeringer; Klefstad; Haedt; Anderson, Richland; Cote; Baker; Schuler; Sellens; Culver.

SOCIAL WELFARE—Lillehaugen, Chairman; Williams; Haugland; Braun; Rolfsrud; Langley; Helm; Fitch; Snow; Halcrow; Schmidt; Wollitz; Murray; Fuglestad; Leier; Allen; Esterby; Graham; Monson; Holand; Walster.

TRANSPORTATION—Culver, Chairman; Wolf; Lindberg; Kleppe; Einarson; Schwartz; Anderson, Eddy-Foster; Fleck;

Thompson, Richland; Yirchott; Anderson, Ransom; Skaar; Kjelgaard; Heimes; Allen; Helling; Fitsh; Benson; Ekren; Larson, Ward; Haugen, Griggs-Steele.

VETERANS & MILITARY AFFAIRS—Hegge, Chairman; Welk; Locken; Brickner; Rudolf; Collette; Schuler; Wambheim; Starck; Anderson, Cass; Freadhoff; Fristad; Dewing; Dalzell; Murray; Ekren; Larson, Ward; Baeverstad; Stevens; Anderson, Richland; Hammer.

DELAYED BILLS-Stair, Chairman; Hofstrand; Drawz; Bubel; Saumur.

EMPLOYMENT—Moerke, Chairman; Langseth; Dalzell; Locken; Westby.

ENROLLED AND ENGROSSED BILLS—Frank, Chairman; Monson; Leet; Esterby; Wadeson.

MILEAGE AND PER DIEM—Seibel, Chairman; Rudolf; Fuglestad.

REVISION AND CORRECTION OF JOURNAL-Link,

Chairman; Helling; Holand; Williams; Klefstad.
Rep. Bubel moved that the House be on the 9th order of business and that on the completion of that order of business, the House stand recess until 1:45 p. m. Saturday, January 8, 1949, which motion prevailed.

FIRST READING OF HOUSE BILLS

The Legislative Research Committee introduced:

House Bill No. 1. A Bill tor an Act to amend and reenact section 24-02192 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to reconstruction work on secondary state highways and declaring an emergency.

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

The Legislative Research Committee introduced:

House Bill No. 2. A Bill for an Act to amend and reenact chapter 11-31 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to county highway engineers; providing for election for creation and termination of office of county highway engineer, and declaring an emergency.

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

The Legislative Research Committee introduced:

House Bill No. 3. A Bill for an Act relating to the assessment of property for purposes of taxation; creating the office of county assessor; providing for city assessors in certain cities; prescribing the manner and time of assessment, and providing for equalization of assessments.

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

The Legislative Research Committee introduced:

House Bill No. 4. A Bill for an Act to create a county equalization fund for schools in each county; providing for the levy of a county tax for establishment and maintenance of such fund; providing for disbursements from such fund and reducing the levy limits of school districts by ten mills by amending section 57-1514 of the 1947 Supplement to the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 5. A Bill for an Act providing for payments from the state equalization fund to the county equalization funds; providing for determination of sums to be paid and manner of payment; amending sections 15-4019, 15-4020, 15-4021 and 15-4024 of the North Dakota Revised Code of 1943 and repealing sections 15-4013, 15-4015, 15-4016 and 15-4017 of the North Dakota Revised Code of 1943 and sections 15-4011, 15-4012, 15-4014 and 15-4018 of the 1947 Supplement to the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 6. A Bill for an act to amend and reenact sections 40-4104, 40-4105 and 40-4106 of the North Dakota Revised Code of 1943, relating to boards of budget review.

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

The Legislative Research Committee introduced:

House Bill No. 7. A Bill for an Act to amend and reenact section 16-0416 of the North Dakota Revised Code of 1943, relating to the primary election ballot.

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

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

House Bill No. 8. A Bill for an Act to mend and reenact section 23-0604 of the North Dakota Revised Code of 1943, relating to the time within which burial must be made.

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

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

House Bill No. 9. A Bill for an Act to amend and reenact section 43-1012 of the North Dakota Revised Code of 1943, relating to examination for license to practice embalming or preparing dead human bodies for burial or shipment.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 10. A Bill for an Act to amend and reenact sections 40-2212, 40-2215, 40-2219, 40-2225 and 40-2226 of the North Dakota Revised Code of 1943, relating to plans and specifications and estimates for special improvements, call for bids, contents, and advertising for special improvements, opening of bids for same, and petition by property owners for different kinds of paving materials in municipalities.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 11. A Bill for an Act to amend and reenact section 40-2201 of the 1947 Supplement to the North Dakota Revised Code of 1943 and sections 40-2208 and 40-2209 of the North Dakota Revised Code of 1943, relating to defraying expense of improvements by special assessments, creation of improvement districts, size and form thereof, and regulations governing the same.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 12. A Bill for an Act defining residential property, block of pavement, residential block, and residential paving project, providing for the establishment of standard width of paving, permitting cities to pay cost of excess width of paving providing for protests to bar improvements, providing the special assessment procedure to be followed.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 13. A Bill for an Act to amend and reenact subsection 2 of section 21-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943 and subsection 3 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues in cities and villages.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 14. A Bill for an Act to amend and reenact section 40-3502 of the North Dakota Revised Code of 1943, relating to purposes for which municipalities may issue revenue bonds.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 15. A Bill for an Act authorizing cities and villages to levy certain taxes and to impose certain licenses in addition to those now permitted by law.

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

House Bill No. 16. A Bill for an Act to provide for tax levy for airport purposes in cities.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 17. A Bill for an Act providing for the distribution of cigarette and snuff taxes and taxes upon beer to counties, cities, villages and organized townships, defining the duties of the state auditor 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

Finance & Taxation.

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 18. A Bill for an Act to amend and reenact section 1 of chapter 308 of the Session Laws of North Dakota for the year 1941, being the initiated law approved June 25, 1940, relating to allocation of revenue from sales tax, and repealing all acts or parts of acts in conflict herewith.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 19. A Bill for an Act assessing and levying on all licensed dealers of motor vehicle fuels, a special license tax of one cent per gallon on motor vehicle fuels used or sold by them in addition to all other taxes now imposed, appropriating the proceeds of such special tax to the "township, city and village road and street fund," providing for the division of said fund between townships, unorganized townships, cities and villages for construction, reconstruction, improvement and repair of township, unorganized township, city and village streets, alleys and highways, making certain provisions of chapter 57-41 of the North Dakota Revised Code of 1943 as amended and chapter 57-50 of the 1947 Supplement to the North Dakota Revised Code of 1943 applicable to said special license tax, and providing a penalty.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 20. A Bill for an Act to amend and reenact section 57-5005 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to refund of motor vehicle taxes.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 21. A Bill for an Act to amend and reenact sect on 57-3204 of the North Dakota Revised Code of 1943, relating to allocation of taxes imposed upon car line, express and air transportation companies.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 22. A Bill for an Act to amend and reenact sections 40-4003, 40-4005, 40-4021, 40-1604 and 57-1527 of the North Dakota Revised Code of 1943, and to establish the period from January first through December thirty-first as the fiscal year for municipalities; to permit a levy of not to exceed one hundred fifty percent of that permitted by section 57-1508 of the North Dakota Revised Code of 1943 as amended for eighteen month period commencing July 1, 1949 and ending December 31, 1950; to provide for the matters which must be shown in the preliminary budget statement of

municipalities; to eliminate the interim fund for municipalities.

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

The Legislative Research Committee at the request of the League of North Dakota Municipalities introduced:

House Bill No. 23. A Bill for an Act to amend and reenact sections 40-4005, 40-4008 and 40-4021 of the North Dakota Revised Code of 1943, relating to municipal budgets.

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

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

House Bill No. 24. A Bill for an Act to amend and reenact section 6-0111 of the North Dakota Revised Code of 1943, relating to salary of state examiner.

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

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

House Bill No. 25. A Bill for an Act to amend and reenact section 6-0116 of the 1947 Supplement to the North Dakota Revised Code of 1943, providing for salaries of state examiner's deputies.

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

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

House Bill No. 26. A Bill for an Act to amend and reenact sections 6-0351, 6-0352, 6-0353, 6-0354, 6-0356, 6-0357 and 6-0358 of the North Dakota Revised Code of 1943, relating to borrowing, rediscounting and pledging of assets by state banking association; providing for foreclosures and prescribing penalties.

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

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

House Bill No. 27. A Bill for an Act to amend and reenact sections 44-0804 and 44-0805 of the North Dakota Revised Code of 1943, relating to expenses allowed public officers and the penalty for a false claim and declaring an emergency.

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

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

House Bill No. 28. A Bill for an Act to amend and reenact section 54-0609 of the North Dakota Revised Code of 1943, relating to mileage and travel expense of state officers and employees and declaring an emergency.

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

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

House Bill No. 29. A Bill for an Act to amend and reenact section 54-1404 of the North Dakota Revised Code of 1943,

relating to claims against state filed with state auditing board and declaring an emergency.

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

Representative E. J. Langley introduced:

House Bill No. 30. A Bill for an Act to amend and reenact section 40-0507 of the North Dakota Revised Code of 1943, relating to fines and penalties for violation of village by-laws or ordinances.

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

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

House Bill No. 31. A Bill for an Act to amend and reenact section 52-0406 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to rate of contributions made by employers to unemployment compensation fund.

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

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

House Bill No. 32. A Bill for an Act to amend and reenact sections 52-0909, 52-0910 and 52-0921 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to taxes levied under the old age survivor insurance system and refunds thereof.

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

The Legislative Research Committee at the request of the State School of Forestry introduced:

House Bill No. 33. A Bill for an Act authorizing the state forester to purchase any original grant school lands still owned by the state and located in the Turtle Mountain area, and to develop and manage the same by applying thereto approved forestry practices; providing that title to lands so purchased shall be taken in the name of the state of North Dakota, and providing for the sale of forest products produced thereon and for the disposition of such income; and making an appropriation for such purchase.

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

The Legislative Research Committee at the request of the State School of Forestry introduced:

House Bill No. 34. A Bill for an Act authorizing the board of university and school lands to designate original grant school lands not readily salable for ten dollars or more per acre as suitable for forest management, and to direct the state forester to assume full control over the same and to apply accepted good forestry practices in the care. reforestation, and management thereof; to require the state forester to assume control over all lands so designated, and to proceed to develop and improve the same by applying thereto accepted good forestry practices in the management and improvement thereof for the purpose of preserving and protecting the forests thereon and to produce an income therefrom by the sale of forest products produced thereon, and providing that such sales shall be made under the direction and at the discretion of the state forester; pro-

viding for the disposition of the income from such lands and making an appropriation for the use of the state forester during the biennium ending June 30, 1951 in payment of the expenses incident to his care and management of said lands.

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

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

House Bill Nc. 35. A Bill for an Act to license, regulate and supervise the licensing and inspection of locker plants for storage of frozen food in individual lockers; defining the powers and duties of the state laboratories department administering this Act; providing fees for licenses and providing for a penalty.

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

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

House Bill No. 36. A Bill for an Act to amend and reenact section 19-1305 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the regulation of the sale of commercial feeding stuffs in small packages.

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

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

House Bill No. 37. A Bill for an Act to amend and reenact sections 19-1603 of the North Dakota Revised Code of 1943 and 19-1604 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to anti-freeze.

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

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

House Bill No. 38. A Bill for an Act to regulate the sale and distribution of mixed fertilizers and fertilizer materials and repealing chapter 19-15 of the North Dakota Revised Code of 1943.

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

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

House Bill No. 39. A Bill for an Act to amend and reenact section 36-0914 of the North Dakota Revised Code of 1943, relating to the issuance of brand books and declaring an emergency.

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

Representative Langley introduced:

House Bill No. 40. A Bill for an Act to amend and reenact section 39-1105 of the North Dakota Revised Code of 1943, relating to rear lamps, reflectors, and reflecting material on vehicles.

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

The Legislative Research Committee at the request of the Commissioners on Uniform State Laws introduced:

House Bill No. 41. A Bill for an Act to authorize the appointment of expert witnesses in civil and criminal proceedings, providing for conferences and joint reports of expert witnesses, and the compensation of expert witnesses.

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

The Legis'ative Research Committee at the request of the State Seed Department introduced:

House Bill No. 42. A Bill for an Act to amend and reenact section 4-1104 of the North Dakota Revised Code of 1943, relating to bonds for wholesale potato dealers.

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

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

House Bill No. 43. A Bill for an Act to amend and reenact section 4-1013 of the 1947 Supplement to the North Dakota Revised Code of 1943, providing for grade inspection of potatoes; prescribing fees and declaring an emergency.

Was read the first time and referred to the Committee on

Agriculture.

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

House Bill No. 44. A Bill for an Act to amend and reenact sections 10-0901, 10-0902 and 10-0903 of the North Dakota Revised Code of 1943, pertaining to the incorporation of private agencies organized for the purpose of receiving children for care and placing children for adoption and providing for powers of agencies se incorporated.

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

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

House Bill No. 45. A Bill for an Act to amend and reenact sections 50-1202, 50-1203, 50-1205, 50-1206, 50-1207, 50-1208, 50-1210, 50-1211, 50-1212, 50-1213, 50-1214, 50-1215, 50-1216 and 50-1217 of the North Dakota Revised Code of 1943, relating to child placing agencies.

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

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

flouse Bill No. 46. A Bill for an Act to provide facilities for the peaceful settlement of industrial disputes through mediation, and arbitration; creating a division of mediation; providing for arbitration, and providing for appropriation.

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

The Leg'slative Research Committee at the request of the State Tax Commissioner introduced:

House Bill No. 47. A Bill for an Act to amend and reenact sections 57-3602, 57-3606, subsections 2 and 3 of sections 57-3607, 57-3608, 57-3611, 57-3613 and subsection 2 of section 57-3620 of the North Dakota Revised Code of 1943, relating to tax on cigarettes and snuff and removing the tax on cigarette papers and declaring an emergency.

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

The Leg'slative Research Committee at the request of the Superintendent of Public Instruction introduced:

House Bill No. 48. A Bill for an Act to amend and reenact sections 15-2509 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 15-2511 of the North Dakota Revised Code of 1943, relating to powers of school districts to admit pupils from other districts and providing for payment of tuition.

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

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

House Bill No. 49. A Bill for an Act providing for a census of the physically and mentally handicapped residing within the confines of the State of North Dakota; providing for the administration of the census; providing for the custody of the data obtained; providing an appropriation therefor and dec'aring an emergency.

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

The Legislative Research Committee at the request of the State Highway Commissioner and Public Service Commission introduced:

House Bill No. 50. A Bill for an Act to amend and reenact section 39-1106 of the North Dakota Revised Code of 1943, relating to the clearance lamps required on certain motor vehicles.

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

The Legislative Research Comm. at the request of the State Highway Commissioner and the Public Service Commission introduced:

House Bill No. 51. A Bill for an Act regulating the carrying and displaying of warning devices by certain vehicles and prescribing a penalty.

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

The Legislative Research Comm. at the request of the State Highway Commissioner and Public Service Commission introduced:

House Bill No. 52. A Bill for an Act regulating vehicles transporting explosives on the highways of this state and prescribing a penalty.

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

The Committee on Appropriations introduced:

House Bill No. 53. A Bill for an Act to amend and reenact Section 18-0405 of the North Dakota Revised Code of 1943, providing for an appropriation for fire departments; and declaring an emergency.

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

The Committee on Appropriations introduced:

House Bill No. 54. A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State Government, and for all of the subdivisions thereof, and for public schools, specify-

ing the amount and time for which such appropriations shall be available, and repealing all acts, or parts of acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

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

The Committee on Appropriations introduced:

House Bill No. 55. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

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

The Committee on Appropriations introduced:

House Bill No. 56. A Bill for an Act making an appropriation for the enforcement and administration of the Attorney General Licensing Department.

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

The Committee on Appropriations introduced:

House Bill No. 57. A Bill for an Act making an appropriation for the purpose of paying the administrative expenses and the state aid of the State Equalization Fund.

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

The Committee on Appropriations introduced:

House Bill No. 58. A Bill for an Act making an appropriation for operat. n and maintenance of the Auto Transportation Division.

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 makin an appropriation for salaries and expenses of the Livestock Dealers Division.

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

The Committee on Appropriations introduced:

House Bill No. 60. A Bill for an Act making an appropriation for the installation of a mezzanine floor, additional shelving and an electric book lift in the Law Library of the Supreme Court.

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 salaries and expenses for the State Seed Department.

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

The Committee on Appropriations introduced:

House Bill No. 62. A Bill for an Act making an appropriation to carry out the provisions of Chapter 6-07 of the 1947 Supplement to the North Dakota Revised Code of 1943

for the Closed Bank Fund.

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

The Committee on Appropriations introduced:

House Bill No. 63. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings and equipment of the School for the Deaf at Devils Lake, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 64. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State School for the Blind at Bathgate, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 65. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous items for the Grafton State School at Grafton, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 66. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new buildings, equipment and miscellaneous items for the State Hospital for the Insane at Jamestown, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 67. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs and equipment for the Tuberculosis Sanitorium at San Haven, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 68. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, new building, equipment and miscellaneous expense for the State Training School at Mandan, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 69. A Bill for an Act making an appropriation for general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State Penitentiary.

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

The Committee on Appropriations introduced:

House Bill No. 70. A Bill for an Act making an appropriation for the general maintenance and operation of the

North Dakota State Farm, Bismarck, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 71. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North. Dakota Twine and Cordage Plant at the State Penitentiary.

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

The Committee on Appropriations introduced:

House Bill No. 72. A Bill for Act making an appropriation for the purpose of paying a bounty on wolves, coyotes, foxes, boocats and magples.

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

The Committee on Appropriations introduced:

House Bill No. 73. A Bill for an Act making an appropriation for the use of the North Dakota Research Foundation.

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

The Committee on Appropriations introduced:

House Bill No. 74. A Bill for an Act making an appropriation for a pension for Dennis Duane Crites, minor child of National Guardsman John E. Crites.

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

The Committee on Appropriations introduced:

House Bill No. 75. A Bill for an Act making an appropriation to pay the cost of the administration of the Old Age and Survivor Insurance System.

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

The Committee on Appropriations introduced:

House Bill No. 76. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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

The Committee on Appropriations introduced:

House Bill No. 77. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

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

The Committee on Appropriations introduced:

House Bill No. 78. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

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

The Committee on Appropriations introduced:

House Bill No. 79. A Bill for an Act making an appropriation for the purpose of operating and maintaining the

State Bonding Fund.

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

The Committee on Appropriations introduced:

House Bill No. 80. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the High School Correspondence Study.

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

The Committee on Appropriations introduced:

House Bill No. 81. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Bank of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 82. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State of North Dakota doing business as the North Dakota Mill and Elevator Association.

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

The Committee on Appropriations introduced:

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of paying for oleomargarine stamps, and declaring an emergency.

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

The Committee on Appropriations introduced:

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying a deficiency in the funds for the operation of the State Hail Insurance Department, and declaring an emergency.

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

And the House stood recessed pursuant to the motion of Rep. Bubel, until 1:45 p. m. Saturday, January 8, 1949.

GEORGE OLSON, Chief Clerk.

FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 8, 1949

The House reconvened at 1:45 o'clock p. m. pursuant to recess taken, Speaker Levin presiding.

The Speaker announced that the House would be on the 7th order of business.

REPORT OF COMMITTEE ON PUBLIC ADDRESS SYSTEM

The Capitol Aviation Corporation of Bismarck agrees and contracts to furnish technicians to operate the House Public Address system at the rate of \$1.40 per hour, during the period while House is in actual session, one man to be always on duty; beginning Monday, January 10th, 1949.

WILLIAM S. MURRAY, Chairman.

Rep. Murray moved that action on this report be deferred until Monday, January 10th, 1949, which motion prevailed.

John Mork who had been previously elected as mailing clerk, was sworn in by the Speaker.

Rep. Erickson moved that the Speaker appoint a committee of three to arrange for an official photographer to take the photographs for the House of Representatives, which motion prevailed, and the Speaker appointed as such committee, Representatives Erickson, Stevens and Collette.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FIFTH DAY

Bismarck, January 8, 1949

The House convened at 2.00 P. M. pursuant to adjournment, Speaker Levin presiding.

Prayer was offered by Rev. Roy Weigand.

Roll Call: All members present except: Representatives Anderson of Richland, Arndt, Baker, Bentz, Brady, Braun, Brickner, Bryans, Callahan, Culver, Dewing, Drawz, Ekren, Esterby, Fitch, Fleck, Freadhoff, Graham, Haedt, Hafner, Hammer, Haugen of McLean, Haugland, Hegge, Heimes, Holand, Johnson, Klepstad, Larsen, Lee, Lindberg, Luick, Monson, Power, Rudolf, Sailer, Saumur, Schmidt,

Schuler, Sellens, Smart, Snow, Sorlie, Starck, Sticka, Thompson of Richland, Thompson of McLean, Wadeson, Wahl, Wambheim, Welk, Westby, Wolf, Wollitz, Yirchott and Zurcher.

A quorum was declared present by the Speaker.

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

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

Page 35, insert the words "and second" after the word reading, line 15.

Page 37. 16th line from bottom change the word "Speaker" to "committee" and the word "worn" to "sworn" in the next to last line.

Correct the mis-spelled names of members in the committee lists on page 38 and 39.

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Comm. on Appropriations introduced.

House Bill No. 85. A Bill for an Act making an appropriation to the Superintendent of Public Instruction out of the State Equalization Fund to meet deficiencies in the Per Pupil, High School Tuition and Teacher Unit, for the biennium ending June 30, 1949; and declaring an emergency.

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

The Speaker announced that there would be a change in committee membership, changing Rep. Einarson from the Committee on Labor Relations to Education and Rep. Welk from Education to Labor Relations.

Rep. Bubel moved that the House now recess until one o'clock p. m. Monday, January 10, 1949, which motion prevailed, and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FIFTH DAY AFTER RECESS AND SEVENTH DAY

The House reconvened at 1:00 p. m. pursuant to recess taken, Speaker Levin presiding.

Rep. Bubel requested that a roll call be taken to ascertain if a quorum was present. The Speaker announced a quorum was present.

The roll call disclosed all members present except: Representatives Baeverstad, Benson, Bryans, Collette, Cote, Ekren, Fitch, Fristad, Hammer, Haugen of McLean, Holand, Homelvig, Klefstad, Langley, Lindberg, Sailer, Saumur, Schmidt, Sellens, Smart, Thompson of Richland, Wollitz, Yirchott.

Rep. Johnson requested that Rep. Simenson be taken off the Committee on Agriculture and Rep. Haugland be appointed on such committee, which request was granted by the Speaker.

Rep. Bubel requested that the House be on the 15th order of business.

Rep. Murray moved that the report of the Committee on the Loud Speaker System as printed on page 53 of the House Journal be adopted.

The question being on the adoption of the report of the Committee on the Loud Speaker system, the roll was called and there were: ayes, 91; nays, 0; absent and not voting, 22.

ROLL CALL

Those voting in the	e affirmative were:	
Acheson	Haedt	Nygaard
Allen	Hafner	Power
Anderson, Cass	Halcrow	Rolfsrud
Anderson	Haugen, Griggs-	Rudolf
Eddy-Foster	Steele	Schade
Anderson, Richl'd	Haugl and	Schuler
Anderson, Ransom	Hegge	Schwartz
Arndt	Heimes	Scibel
Baker	Helling	Simenson
Bentz	Helm	Siverson
Brady	Johnson	Skaar
Braun	Kjelgaard	Snow
Brickner	Kleppe	Solberg
Bubel	Langseth	Sorlie
Bymers	Larsen	Stair
Callahan	Larson	Starck

Collette Laske Stevens Cote Lee Sticka Culver Leet Stormon, Rolette Dalzell Leier Stormon, Ramsey Dewing Lillehaugen Thompson, McL'n Drawz Wadeson Link Wahl Locken Einarson Erickson Luick Walster Esterby Maher Wambheim McInnes Fleck Welk Frank Westby Moe Freadhoff Moerke Williams **Fuglestad** Mollet Wolf Graham Monson Zurcher Gumeringer Murray Mr. Speaker Absent and not voting: Baeverstad Hofstrand Saumur Benson Holand Schmidt Bryans Homelvig Sellens Ekren Klefstad Smart Fitch Thompson, R'chl'd Langley Fristad Lindberg Wollitz Hamner' Sailer Yirchott Haugen, McLean

So the report was declared adopted.

Rep. Bubel moved that the amendment to Rule No. 78 as contained in the report of the Committee on Rules, as printed on page 35 of the House Journal be adopted, which motion prevailed.

Kep. Bubel moved that the new rule to be known as Rule No. 36, reading as follows "After the first and second reading, all reference to House and Senate Bills shall be made by number only" be adopted, and the rules renumbered accordingly, which motion prevailed.

Rep. Bubel moved that action on the elimination of Rule No. 7 of the soint rules be deferred until the Senate has reported their action.

The question being on Rep. Bubel's motion, the roll was called and there were: ayes, 97; nays, 0; absent and not voting, 16.

ROLL CALL

Those voting in the affirmative were:

Acheson	Haedt	Murray
Allen	Hafner	Nygaard
Anderson, Cass	Halcrow	Power
Anderson	Haugen, Griggs-	Rolfsrud
Eddy-Foster	Steele	Rudolf
Anderson, Richl'd	Haugland	Saumur
Anderson, Ransom	Hegge	Schade
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Homelvig	Simenson
Brady	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Kleppe	Snow

Bubel Langley Solberg **Bymers** Langseth Sorlie Callahan Starck Larsen Collette Larson Stevens Sticka Cote Laske Culver Lee Stormon, Rolette Dalzell Leet Stormon, Ramsey Leier Thompson, McL'n Dewing Wadeson Drawz Lillehaugen Einarson Link Wahl Walster Locken Erickson Esterby Luick Wambheim Frank Maher Welk Freadhoff McInnes Westby Williams Fristad. Moe **Fuglestad** Moerke Wolf Mollet Zurcher Graham Mr. Speaker Monson Gumeringer

Absent and not voting:

Bryans Holand Smart
Ekren Klefstad Stair
Fitch Lindberg Thompson, R'chl'd
Fleck Sailer Wollitz
Hammer Schmidt Yirchott
Haugen, McLean

So the motion of Rep. Bubel was declared carried.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

SEVENTH DAY

Bismarck, January 10, 1949

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

Prayer was offered by Rev. A. E. Smith.

Roll Call: All members present except: Bryans, Ekren, Fitch, Hammer, Haugen of McLean, Holand, Klefstad, Lindberg, Sailer, Thompson of Richland, Wollitz.

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

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

Strike out the text of House Bill No. 85, on page 54.

Change "owrd" to "word" on line 14.

Line 9, page 53, insert period between 1 and 4.

Page 53, correct "Bismarck" line 7.

And when so corrected recommends that the same be ap-

proved.

`ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Langseth: "Mr. Speaker, the Employment Committee inadvertently left the name of Eva Heath off the list of employees the first day. It did not come to our attention until Thursday altho' she was present from the beginning and available at all times. We did not bring this up until today because of the agreement not to bring up anything which might be controversial. I now move that we place the name of Eva Heath on the employment list as of the first day and that her wages start from that time."

The question being on the motion of Rep. Langseth the roll was called and there were: yea, 101; nay, 0; absent and not voting, 12.

ROLL CALL

Those voting in the affirmative were:

Those voting in the	e allimative were.	
Acheson	Hafner	Rolfsrud
Allen	Halcrow	Rudolf
Anderson, Cass	Haugen, Griggs-	Saumur
A nderson	Steele	Schade
Eddy-Foster	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schuler
Anderson, Ransom	Heimes	Schwartz
Arndt	Helling	Seibel
Baeverstad	Helm	Sellens
Baker	Hofstrand	Simenson
Benson	Homelvig	Siverson
Bentz	Johnson	Skaar
Brady	Kjelgaard	Smart
Braun	Kleppe	Snow
Brickner	Langley •	Solberg
Bubel	Langseth	Sorlie
Bymers	Larsen	Stair
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Lee	Stic ka
Culver	Leet	Stormon, Rolette
Dalzell	Leier	Stormon, Ramsey
Dewing	Lillehaugen	Thompson, R'chl'd
Drawz	Link	Wadeson
Einarson	Locken	Wahl
Erickson	Luick	Walster
Esterby	McInnes .	Wambheim
Fleck	Moe	Welk
Frank	Moerke	Westby
Freadhoff	Mollet	Williams
Fristad	Monson	Wolf
Fuglestad	Murray	Yirchott
Graham	Nygaard	Zurcher
Gumeringer	Power .	Mr. Speaker
Haedt		

Absent and not voting:

Bryans	Haugen, McLean	Maher	
Ekren	Holand	Sailer	
Fitch	Klefstad	Thompson,	McL'n
Hamnier	Lindberg	Wollitz	

So the motion was declared carried.

Rep. Culver requested that the House be on the 8th order of business which request was granted.

Rep. Culver moved that the Board of Administration be contacted by the Committee on Loud Speakers, to see if a microphone and stand can be obtained to be placed on Rep. Bubel's desk.

Rep. Johnson moved an amendment to that motion that a non-directional microphone also be obtained for the Speaker's desk.

The roll was called and there were: yea, 99; nay, 0; abrent and not voting, 14.

ROLL CALL

Those voting in the affirmative were:

Acheson	Halcrow	Saumur
Allen	Haugen, Griggs-	Schade
Anderson, Cass	Steele	Schmidt
Anderson	Haugland	Schuler
Eddy-Foster	Hegge	Schwartz
Anderson, Richl'd	Heimes	Seibel
Anderson, Ransom	Helling	Sellens
Arndt	Helm	Simenson
Baeverstad	Hofstrand	Siverson
Baker	Homelvig	Skaar
Benson	Johnson	Smart
Bentz	Kjelgaard	Snow
Brady	Langley	Solberg
Braun	Langseth	Sorlie
Brickner	Larsen	Stair
Bubel	Larson	Starck
Byme rs	Laske	Stevens
Callahan	Lee	Sticka
Collette	Leet '	Stormon, Rolette
Cote	Leier ·	Stormon, Ramsey
Culver	Lillehaugen	Thompson, McL'n
Dalzell	Link	Thompson, R'ch!'d
Dewing	Locken	Wadeson
Einarson	Luick	Wahl
Erickson	McInnes	Walster
Esterby	Moe	Wambheim
Fleck	Moerke	$\operatorname{Wel}\mathbf{k}$
Frank	Mollet	Westby
Freadhoff	Monson	Williams
Fristad	Murray	Wolf
F'uglestad	Nygaard	Yirchott
Gumeringer	Power	Zurcher
Haedt	Rolfsrud	Mr. Speaker
Hafner	Rudolf	-

Absent and not voting:

Bryans	Hamnter	Lindberg
Drawz	Haugen, McLean	Maher
Ekren	Holand	Sailer
Fitch	Klefst ad	Wollitz
Graham	Klenne	

So the motion was declared carried.

The Speaker announced that Rep. Langseth is vice-chair-

man of two committees, and that if there is no objection Rep. Locken will be named as vice-chairman of the Committee on State and Federal Government. There being no objection, the change was so ordered.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Rooms submits the following report. Committee meetings will be held in the following listed rooms unless otherwise designated.

GROUP A

Agriculture Appropriations Education Finance and Taxation Judiciary State & Federal Government	G-3 Blue Room G-2 G-3 G-3 208 West Balcony G-2
GROUP B	
General Affairs Industry & Business	209 West Balcony
Labor Relations Natural Resources Political Subdivisions Social Welfare Transportation Veterans & Military Affairs	210 East Balcony 211 East Balcony

Your committee suggests that the above list of committee room assignments be printed in the new rules book and be made available to all members.

WALTER E. SELLENS, Chairman

HARRY STORMON

J. N. MOLLET

Rep. Sellens moved that the report of the Committee on Rooms be adopted, which motion prevailed and the report was declared adopted.

FIRST READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 86. A Bill for an Act making an appropriation for the general maintenance of the Grafton State School, and declaring an emergency.

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

The Committee on Appropriations introduced:

House Bill No. 87. A Bill for an Act making an appropriation for the operation and maintenance of the Penitentiary Tag and Sign Plant; and declaring an emergency.

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

The Committee on Appropriations introduced:

House Bill No. 88. A Bill for an Act making a deficiency appropriation for the expenses of the Board of Administra-

tion and general maintenance and operation of the Capitol and grounds; and declaring an emergency.

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

Rep. Stormon of Ramsey introduced:

House Bill No. 89. A Bill for an Act to amend and reenact section 1-0301 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to holidays.

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

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which mot on prevailed, and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

EIGHTH DAY

Bismarck, January 11, 1949

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

Prayer was offered by the Rev. A. E. Smith of St. George's Fpiscopal Church of Bismarck.

The roll was called and all members were present except: Representatives Homelvig, Klefstad, Langley, Siverson, Walster.

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

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

Correct the spelling of the word "printing" on page 58, line 28. and the word "objection" in line 1, page 62 and the name "Homelvig," line 10, page 57.

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 36 have had the same under consideration and recommend that the same be amended as follows: In line 18 of the ORIGINAL bill strike out the word "mavbe" and insert in lieu thereof the two words "may" be." And when so amended recommend the same do pass.

JAMES J. MAHER, Chairman.

Rep. Hofstrand moved that the report be adopted. Rep. Fitch made a substitute motion that House Bill No. 36 he returned to the Comm. on Agriculture for the proper action, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 39 have had the same under consideration and recomemnd that the same be amended as follows: In line 17 of the printed bill, after the word "charge" insert the words "upon request." Also in line 17

strike out the word "all." Renumber the lines accordingly. And when so amended recommend the same do pass.

JAMES J. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted.

Rep. Fitch made a substitute motion that House Bill No. 39 be returned to the Comm. on Agriculture for the proper action, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 41 have had the same under consideration and recommend that the same be indefinitely postponed.

F. J. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 43 have had the same under consideration and recommend that the same do pass.

JAMES J. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted.

Rep. Graham made a substitute motion that House Bill No. 43 be re-referred to the Comm. on Agriculture to give the opponents of the bill a chance to appear before the committee, which motion was declared lost.

The question was now on the original motion of Rep. Dalzell that the report of the Committee on Agriculture on House Bill No. 43 be adopted, which motion prevailed.

Rep. Bubel moved that the House now recess for twentyfive minutes which motion prevailed and the House stood recessed.

The House re-convened at the expiration of the recess.

The Speaker announced that the House would again be on the 5th order of business.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 7 have had the same under consideration and recommend that the same do pass.

B J. WOLF. Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 28 have had the same under consideration and recommend that the same be amended as follows: In line 24 strike out bracket around the words "and necessary".

B. J. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State & Fed. Government on House Bill No. 28 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your committee on employment wishes to

submit the name of Jeanette Johnson of Olga, North Dakota as committee clerk.

ALBERT MOERKE, Chairman.

Rep. Moerke moves the adoption of the report.

Motion seconded.

The question being on the adoption of the report of the committee on employment on the appointment of Jeanette Johnson of Olga, North Dakota as committee clerk, the roll was called and there were: ayes, 104; nay, 0; absent and not voting 9.

ROLL CALL

Those voting in the affirmative were:

-	e diffilmative were.	
Acheson	Hamnler	Rolfsrud
Allen	Haugen, Griggs-	
Anderson, Cass	Steele	
Anderson	Haugen, McLean	
Eddy-Foster	Haugland	Schade
Anderson, Ransom	Hegg e	Schmidt
Anderson, Richl'd	Heimes	Schuler
Arndt	Helling	Schwartz
Baeverstad	Helm	Seibel
Baker	Hofstrand	Sellens
Be ntz	Holand •	Simenson
Brady	Homelvig	Skaar
Braun	Johnson	Smart
Brickner	Kjelgaard	Snow
Bryans	Kleppe	Solberg
Bubel	Larsen	Soriie
Bymers	Larson	Stair
Callahan	Laske	Starck
Collette	Lee	Stevens
Cote	Leet	Sticka
Culver	Leier	Stormon, Rolette
Dalzell	Lillehaugen	Stormon, Rolette Stormon, Ramsey
Dewing	Lindberg	Thompson, McL'n
Drawz	Link	Thompson, R'chl'd
Einarson	Locken	Wadeson
Ekren	Luick	Wahl
Erickson	Maher	Wambheim
Fitch	McInnes	Welk
Frank	Moe	Westby
Freadhoff	Moerke	Williams
Fristad	Mollet	Wolf
Graham	Monson	Wollitz
Gumeringer	Murray	Yirchott
Haedt	Nygaard	Zurcher
Hafner	Power	Mr. Speaker
Halcrow	- · · · · - ·	
11010101		

Absent and not voting:

Benson Fuglestad Langseth
Esterby Klefstad Siverson
Fleck Langley Walster

So Jeanette Johnson was declared elected as committee clerk and was sworn in by the Speaker, as was Jimmy Maher who had previously been elected as messenger to the Senate and Leonard Schneider who had previously been elected as messenger to the Governor.

The Speaker announced the House would return to the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Mileage and Per Diem submits the following report on mileage of the members of the House, and recommends that the mileage therein be allowed each member; that reading of this report be dispensed with and this report be printed in the journal; that it be delayed one legislative day, and then be certified to the State Auditor by the Chief Clerk of the House:

HOUSE OF REPRESENTATIVES

Mileage for House Members of the 31st Legislative Assembly, showing the number of miles actually travelled and the amount due each member at the rate of 10 cents per mile.

p	Miles	Mileage
Dist. Name and Address	Traveled	Due
1. Alex Dalzell, Walhalla	' 76 8	\$ 76.80
F. M. Einarson, Mountain	720	72.00
John Halcrow, Bowesmont		70.20
2. Bernard Larsen, Kenmare	480	48.00
3. Palmer Levin, Park River	688	68.80
M. T. Lillehaugen, Brocket		67.00
4. Wilfred Col'ette, Grafton	656	65.60
5. C. E. Walster, Larimore	610	61.00
6. Geo. H. Saumur, Grand Forks	574	57.40
7. A. M. Allen, Thompson	540	54.00
8. Oscar Sorlie, Jr., Buxton	520	52.00
H. W. McInnes, Kelso	488	48.80
Harvey G. Wambheim, Hatton	530	53.00
9. K. A. Fitch, Fargo	400	40.00
A. C. Johnson, Fargo	400	40.00
C. T. Yirchott, Fargo	400	40.00
J. I. Brady, Fargo	400	40.00
Clair F. Brickner, Fargo	400	40.00
10. A. J. Anderson, Fargo	400	40.00
Carl G. Simenson, Kindred	412	41.20
11. Arthur E. Laske, Leonard	39 8	39.80
Harry W. Wadeson, Alice	380	38.00
12. A. W. Luick, Fairmount	570	57.00
Vernon Anderson, Dwight		52.00
13. G. A. Klefstad, Forman	450	45.00
Brown D. Williams, Lidgerwood	500	50.00
14. Hjalmar Nygaard, Enderlin	516	51.60
Anson J. Anderson, Lisbon	550	55.00
15. John T. Heimes, Valley City	282	28.20
16. John H. Haugen, Cooperstown C. B. Kjelgaard, Hannaford Bjorn Fuglestad, Cooperstown	376	37.60
C. B. Kjelgaard, Hannaford	354	35.40
Bjorn Fuglestad, Cooperstown	364	36.40
17. K. H. Helling, Michigan	690	69.00
Gustav Locken, Kloten	620	62.00
18. Peter Moe, Osnabrock	732	78.20
Dan Power, Langdon		72.00
L. E. Callahan, Munich		82.60
19. John A. Stormon, Rolla	648	64.80
Oscar Solberg, Mylo	540	54.00
20. C. H. Hofstrand, Leeds	420	42.00
John Leier, Harvey	416	41.60
John Leier, Harvey 21. Louis Leet, Webster	508	50.80

Dist. Name and Address	Miles Traveled	Mileage Due
Frithjof Skaar, Hampden	570	57.00
Harry Stormon, Devils Lake	504	50.40
22. H. B. Baeverstad, Cando	466	46.60
E. J. Langley, Rock Lake	516	51.60
23. H. M. Ekren, Kensal	260	26.00
P. G. Westby, Jamestown	204	20.40
C. F. Arndt, Streeter C. D. Drawz, Jamestown	301 204	30.10 20.40
24. Roy A. Holand, LaMoure		32.00
Charles Freadhoff, LaMoure		32.00
25. Cornelius Bymers, Ellendale	340	34.00
F. J. Graham, Ellendale		34.00
26. Joseph Welk, Hague	200	20.00
Karl Kleppe, Kintyre	130	13.00
27. John R. Fleck, Bismarck		•••••
William Murray, Bismarck		
W. E. Sellens, Bismarck	20	2.00
28. S. J. Acheson, Westhope	604 534	60.40 53.40
Arlan Stair, Newburg Emery Cote, Willow City	554 551	55.10
29. Roy Larson, Minot	402	40.20
C. W. Baker, Minot		38.00
W. M. Smart, Minot		38.00
Brynhild Haugland, Minot	390	39.00
30. Matt. M. Schmidt, Flasher	80	8.00
Tony Starck, Judson		8.80
C. G. Fristad, Mandan	12	1.20
31. George P. Braun, Dickenson	220	22.00
Leo Sticka, New England	244	24.40
E. D. Culver, Dickinson		24.40
32. C. A. Anderson, Carrington	324	32.40
A. C. Langseth, Carrington	314	31.40
33. Ervin Haedt, Cathay		35.60
Aug. Wahl, Fessenden		38.00
34. Theodore Monson, Bergen	325 466	32.50 46.60
John Zurcher, Towner	363	36.30
George Hammer, Velva	350	35.00
Fred G. Helm, Denhoff	350	35.00
36. Samuel R. Rudolf, Wishek	200	20.00
T. E. Schuler, Streeter	225	22.50
Ben J. Wolf, Zeeland	210	21.00
37. Ray Thompson, Walcott	520	52.00
Chas. Wollitz, Lidgerwood	578	57.80
38. Joseph Stevens, Valley City	302	30.20
39. Albert Homelvig, Amidon	340	34.00
Roy M. Snow, Beach	336	33.60
Otto Schade, Bowman	380	38.00
40. Ralph Dewing, Columbus	434 522	43.40 52.20
Ivan Erickson, Crosby Frank Lindberg, Lostwood	426	42.60
41. Halvor Rolfsrud, Watford City	400	40.00
Arthur A. Link Alexander	612	61.20
Arthur A. Link, Alexander 42. Joe Gumeringer, Esmond	430	43.00
Andrew Benson, Barton	537	53.70
43. Victor C. Bryans, Carpio	440	44.00
44. Albert Moerke, Van Hook	322	32.20
J. N. Mollet, Powers Lake	510	51.00
45. S. R. Siverson, Wheelock	460	46.00

	Miles raveled	Mileage Due
Lloyd Esterby, Appam	560	56.00
Oscar Lee, Williston	500	50.00
46. A. A. Bentz, Turtle Lake	126	12.60
Richard J. Thompson, Underwood	125	12.50
Weldon Haugen, Roseglen	230	23.00
47. Fred Seibel, Elgin	236	23.60
James J. Maher, Morristown, S. D.	244	24.40
48. Edwin G. Sailer, Hazen	160	16.00
Ernest R. Hafner, Beulah	200	20.00
Walter Bubel, Center	96	9.60
49. George Schwart, Mott	240	24.00
Elmer Hegge, New England	296	29.60

FRED SEIBEL, Chairman SAMUEL R. RUDOLF BJORN FUGLESTAD

Mr. Lillehaugen requested that the name of Rep. Kjelgaard be taken from the committee of Transportation and placed on the Committee of Business and Industry, and the name of Mr. Lillehaugen be taken from the Committee on Business and Industry and placed on the Committee on Transportation.

The Speaker announced that if there was no objection the change as requested by Mr. Lillehaugen would be granted.

There was no objection and the change was so ordered.

FIRST READING OF HOUSE BILLS

Reps. Erickson, Lindberg and Bymers introduced:

House Bill No. 90. A Bill for an Act to amend and reenact Section 26-2211, of the North Dakota Revised Code of 1943, providing for crops insurable; and date when coverage on insured crops commences and terminates.

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

Reps. Erickson, Lindberg, Einarson and Bymers introduced.

House Bill No. 91. A Bill for an Act to amend and reenact Section 26-2221 of the North Dakota Revised Code of 1943 providing for the time when application for hail insurance shall become effective, and prescribing the duties of the hail insurance commissioner on receipt of application.

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

FIRST READING OF HOUSE RESOLUTION

Reps. Erickson, Stevens and Collette introduced:

House Resolution "A," a resolution to appoint an official photographer for the House of Representatives of the thirty-first legislative assembly of the state of North Dakota.

Which was read for the first time.

Rep. Fitch moved that the rules be suspended and House Resolution "A" be adopted.

The question being on the adoption of House Resolution "A" the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 9.

ROLL CALL

Those voting in the affirmative were:

Acheson Haedt Rolfsrud Allen Hafner Rudolf Anderson, Cass Halcrow Sailer · Anderson Hammer Saumur Haugen, McLean Eddy-Foster Schade Anderson, Ramson Haugland Schmidt Arndt Heimes Schwartz Baeverstad Helling Seibel Baker Helm Sellens Benson Hofstrand Simenson Bentz Holand Siverson Homelvig Brady Smart Braun Johnson Snow Brickner Kjelgaard Solberg Bryans Kleppe Sorlie Bubel Langseth Stair Bymers Larsen Starck Callahan Larson Stevens Collette Laske Sticka Stormon, Rolette Stormon, Ramsey Cote Lee Culver Leier Thompson, McL'n Thompson, R'chl'd Lillehaugen Dalzell Dewing Lindberg Drawz Link Wadeson Locken Einarson Wahl Ekren Luick Walster Erickson Wambheim Maher Esterby McInnes Welk Fitch Moe Westby Moerke Williams Frank Mollet Freadhoff Wolf Wollitz Fristad Monson Fuglestad Murray Yirchott Graham Nygaard Zurcher Gumeringer Mr. Speaker Power Absent and not voting: Schuler Anderson, Richl'd Hegge Fleck Skaar Klefstad Haugen, Griggs-Langley Steele Leet

So House Resolution "A" was declared adopted.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

NINTH DAY

Bismarck, January 12, 1949

The House re-convened at 2:00 p. m. pursuant to adjournment.

Prayer was offered by the Rev. A. E. Smith of St. George's Episcopal Church of Bismarck.

The roll was called and 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 has carefully examined the Journal of the Eighth day and find the same correct.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 27 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out bracket around the words "when unlawful."

In line 10 strike out bracket around the words " five dollars" and strike out the word "six."

In line 11 strike out the word "dollar."

In line 12 strike out comma after the word "expenses" and at the end of the sentence add the words "not to exceed five dollars per day."

In line 15 stricke out bracket around the words "seven dollars" and strike out the words "eight dollars."

In line 28 strike out the bracket around "violating" and on line 36 strike out the bracket around "imprisonment" and strike out the remaining words beginning with "who" and ending with "misdemeanor" on line 41.

Renumber the lines accordingly.

And recommend the same be placed in General Orders.

B. J. WOLF, Chairman

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 29 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on employment	ent wishes to
submit the following names for employment:	
Eleanor Vendt, Mandan	Stenographer
Evelyn H. Olson, Bismarck	Stenographer
John Omland, Bismarck	Doorkeeper

ALBERT MOERKE, Chairman

Rep. Moerke moves the adoption of the report.

The question being on the adoption of the report of the committee on employment, the roll was called and there were. ayes, 110; nay, 0; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Acheson	Halcrow	Nygaard
Anderson, Cass	Hamnier	Power
Anderson	Haugen, Griggs-	Rolfsrud
Eddy-Foster	Steele	Rudolf
Anderson, Richl'd	Haugen, McLean	Sailer
Anderson, Ransom	Haugland	Saumur
Arndt	Hegge	Sch a de
Baeverstad	Heimes	Schmidt
Baker	Helling	Schuler
Ben son	Helm	Schwartz
Bentz	Hofstrand	Seib el
Brady	Holand	Sellens
Braun	Homel vig	Simenson
Brickner	Johnson "	Siverson
Bryans	Kjelg aar d	Skaar
Bubel	Klefstad	Snow
Bymers	Kleppe	Solberg
Callahan	Langley	Sorlie
Collette	Langseth	Stair_
Cote	Larsen	Starck
Culver	Larson	Stevens
Dalzell	Laske	Sticka
Dewing	Lee	Stormon, Rolette
Drawz	Leet	Stormon, Ramsey
Einarson	Leier	Thompson, McL'n
Ekren	Lillehaugen	Thompson, R'chl'd
Erickson	Lindberg	Wadeson
Esterb y	Link	Wahl
Fitch	Locken	Walster
Fleck	Luick	Welk
Frank	Maher	Westby
		·

Williams McInnes Freadhoff Wolf Fristad Moe Moerke Wollitz **Fuglestad** Yirchott Mollet Graham Zurcher Gumeringer Monson Murray Mr. Speaker Haedt Hafner

Absent and not voting:

Allen Smart Wambheim

So the report of the committee on employment was declared adopted and the above named employees were declared elected, and Evelyn H. Olson was sworn in by the Speaker, as stenographer.

Rep. Bubel moved that the amendments on House Bill No. 28 as recommended by the committee on State & Federal Gov't. be adopted, which motion prevailed.

Rep. Luick: "Mr. Speaker: The Richland county delegation have a very distinguished visitor today that we would like to introduce—Mr. Pat Milloy, State Commander of the American Legion, and I move he be granted the courtesy of the floor."

Motion seconded and carried.

Rep. Fitch: "I move that the delegation from the 12th District escort the distinguished visitor to the rostrum and that Mr. Milloy make a few remarks to us at this time."

Motion seconded and carried, and the delegation from the 12th District escorted Mr. Milloy to the rostrum, where he addressed the house.

Rep. Wolf: "Mr. Speaker: We have a former member from our district, who was a member in the sessions of 1933 and 1935, Mr. Wm. Bettenhausen, here with us today, and I move we extend the courtesy of the floor to him while he is in Bismarck."

Rep. Fitch: "Well, I would like to second the motion."
Motion carried and the courtesy of the floor was extendend to Mr. Wm. Bettenhausen from the 36th district.

FIRST READING OF HOUSE BILLS

Reps. Lindberg, Dewing, Monson and Erickson introduced: House Bill No. 92. A Bill for an Act relating to notice of time and place of annual elections in school districts; amending section 15-2404 and repealing section 15-2407 of the North Dakota Revised Code of 1943.

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

Rep. Murray introduced:

House Bill No. 93. A Bill for an Act Defining Academic Freedom For Members of The Teaching Profession; Making Acts Restricting Such Freedom Unlawful; and Providing Penalties.

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

Rep. Murray introduced:

House Bill No. 94. A Bill for an Act to Repeal Chapter Supeq '\$761 to epoo pesinent stoned union equ to 90-13 Sections 51-0601, 51-0602, 51-0603, 51-0604, and 51-0605, inclusive, of said Revised Code, relating to Trading Stamps and Devices in the State of North Dakota.

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

Rep. Allen introduced:

House Bill No. 95. A Bill for an Act creating subsection 68 of section 40-0501 of the North Dakota Revised Code of 1943, relating to powers of municipalities and authorizing municipal governing bodies to acquire, construct, maintain, operate, control, and finance flood control projects, both within and adjacent to such municipalities, acquire the necessary real estate and easements therefor by purchase and eminent domain, and to adopt ordinances regulating the same.

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

Reps. Zurcher and Acheson introduced:

House Bill No. 96. A Bill for an Act providing for a weed control program on a township and county basis; providing for assistance therein by the state and for cooperation with federal agencies and officers; making an appropriation to reimburse counties for fifty percent of the cost of such program; and declaring an emergency, and repealing chapter 63-02 of the North Dakota Revised Code of 1943.

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

Reps. Callahan, Wolf, Stair, Maher, Wadeson, Mollet, Bentz and Klefstad introduced:

House Bill No. 97. A Bill for an Act to amend and reenact section 6-0913 of the North Dakota Revised Code of 1943, and declaring an emergency.

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

Rep. Johnson introduced.

House Bill No. 98. A Bill for an Act to amend and reenact section 37-1507 of the North Dakota Revised Code of 1943, relating to commandant of the soldiers' home.

Was read the first time and referred to the Committee on Veterans & Military Affairs.

SECOND READING OF HOUSE BILLS

House Bill No. 7. A Bill for an Act to amend and reenact

section 16-0416 of the North Dakota Revised Code of 1943, relating to the primary election ballot.

. Was read for the second time.

The question being on the final passage of the bill the roll was called and there were: ayes, 101; nays, 10; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Those voting in the negative were:

Anderson, Cass	Johnson	Moe
Brady	Laske	. Power
Ekren	Lillehaugen	Schade
Fitch	, –	

Absent and not voting:

Culver Wantheim

So the bill passed and the title was agreed to.

House Bill No. 43. A Bill for an Act to amend and reenact section 4-1013 of the 1947 Supplement to the North Dakota Revised Code of 1943, providing for grade inspection of po-

tatoes; prescribing fees and declaring an emergency.

Which had been read.

The question being on the final passage of the bill the roll was called and there were: ayes, 107, nays, 2; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hamnier	Rudolf
Anderson, Cass Anderson		Sailer
	Haugen, Griggs- Steele	
Eddy-Foster		Saumur
Anderson, Richl'd	Haugen, McLean	Schade
Anderson, Ransom	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Heimes	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Langseth	Stair
Collette	Larsen	Stevens
Cote	Larson	Stic ka
Culver ,	Laske	Stormon, Rolette
Dalzell	Lee	Stormon. Ramsey
Dewing	Leet	Thompson, McL'n
Drawz	Leier	Thompson, R'chl'd
Einarson	Lillehaugen	Wadeson
Ekren	Lindberg	Wahl
Frickson	Link	Walster
Esterby	Locken	Welk
Fleck	Luick	Westby
Frank	Maher	Williams
Freadhoff	McInnes	Wolf
Fristad	Moerke	Wollitz
Fuglestad	Mollet	Yirchott
Graham	Monson	Zurcher
Gumeringer	Nygaard	Mr. Speaker
Haedt	12 Perest A	M. Opcasor
Those voting in th	e negative were:	

Fitch

Helling

Absent and not voting:

Moe

Starck

Wambheim

Murray

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

The Speaker announced the House would again be on the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Mileage and Per Diem wishes to correct its report on mileage as follows:

Mileage for Representative Rolfsrud, which was submitted as 400 miles and \$40.00, should be 548 miles and \$54.80.

Mileage of Representative Sticka, which was submitted as 244 miles and \$24.40, should be 252 miles and \$25.20.

FRED SEIBEL, Chairman.

Rep. Seibel moves that these corrections be made and the report adopted.

The question being on the motion of Rep. Seibel that the report of the Committee on Mileage and Per Diem be adopted, the roll was called and there were: ayes, 110; nays, 0; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hamnier	Rolfsrud
Anderson	Haugen, Griggs-	Rudolf
Eddy-Foster	. Steele	
Anderson, Richl'd Anderson, Ransom	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Arndt	Hegge	Schmidt
Baeverstad	Heimes	Schuler
Baker	Helling	Schwartz
Benson	Helm	Seibel
Bentz	Hofstrand	Sellens
Brady	Holand	Simenson
Braun	Homelvig	Siverson
Brickner	Johnson	Skaar
Bryans	Kjelgaard	Smart '
Bubel	Klefstad	Snow
Bymers	Kleppe	Solberg
Callahan	Langley	Sorlie
Collette	Langseth	Stair
Cote	Larsen	Stevens
Culver	Larson	Sticka
Dalzell	Laske	Stormon, Rolette
Dewing	Lee	Stormon, Ramsey
Drawz	Leet	Thompson, McL'n
Einarson	Leier	Thompson, R'chl'd
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
Esterby	Link	Walster
Fitch	Locken	Welk
Fleck	Luick	Westby
Frank	Maher	Williams
Freadhoff	McInnes	Wolf
Fristad	Moe	Wollitz
Fuglestad	Moerke	Yirchott
Graham	Mollet	Zurcher
Gumeringer	Monson	Mr. Speaker
Haedt		

Absent and not voting:

Starck Murray Wambheim

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

Rep. Johnson requested that the House be on the 8th order of business, which request was granted.

Rep. Johnson requested that the name of Rep. Haugland be taken off the Committee on Agriculture and placing it on the Committee on Natural Resources; and strike the name of Rep. Simenson off the Committee on Natural Resources and placing it on the Committee on Agriculture.

The Speaker announced that if there were no objections, the change would be so ordered.

There being no objections, the change was so ordered in

committee appointments.

Rep. Welk moved that the absent members be excused, which motion prevailed.

Rep. Welk moved that the House recess until 1.55 p. m. on Thursday, Jan. 13, 1949, which motion prevailed.

GEORGE OLSON, Chief Clerk.

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 13, 1949

The House reconvened at 1:55 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker anounced that the House would be on the 5th order of business.

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Employment wishes to place in nomination the name of Helen Gallagher of Mandan, as stenographer.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report.

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were: ayes, 101; nays, 0; absent and not voting, 12.

ROLL CALL

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson Eddy-Foster Anderson, Richl'd Anderson, Ransom Arndt Baker Benson Bentz Braun Brickner Bryans Bubel Bymers Callahan Cote Culver	Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Larsen Larson Laske	Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Snow Solberg Sorlie Stair Starck
Draun	Kjeigaard	
	Klefstad	
Bryans	Kleppe	Snow
	Langley	Solberg
Bymers	Larsen	Sorlie
	Larson	Stair
	Laske	Starck
Culver	Lee	Stevens
Dalzell .	Leet	Sticka
Dewing	Leier	Stormon, Rolette
Drawz	Lillehaugen	Stormon, Ramsey
Einarson	Lindberg	Thompson, McL'n
Ekren	Link	Thompson, R'chl'd
Erickson	Locken	Wahl
Esterby	Luick	Walster

Fitch McInnes Wambheim Fleck Moe Welk Frank Moerke Westby Freadhoff Wolf Mollet Fuglestad Monson Wollitz Graham Murray Yirchott Gumeringer Nygaard Zurcher Haedi Power Mr. Speaker Hafner

Absent and not voting:

Baeverstad Hofstrand Smart
Brady Holand Wadeson
Collette Langseth Williams
Fristad Maher
Halcrow

So Helen Gallagher was declared elected as stenographer, and was sworn in by the Speaker.

Eleanor Vendt was sworn in by the Speaker as stenographer and John Omland, as doorkeeper—both having been previously elected to those positions.

Rep. Mollet moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TENTH DAY

Bismarck, January 13, 1949

The House convened with Speaker Levin presiding.

Prayer was offered by the Rev. A. E. Smith of St. George's Episcopal Church of Bismarck.

The roll was called and all members were present except Representatives: Brady, Drawz, Fristad, Hofstrand, Holand, and Smart.

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:

On page 73, correct spelling of the following words:

Line 23, "the"; line 26, "bracket"; line 33, "same."

Line 3, page 75, "stenographer."

Page 76, line 7, "Zurcher"; line 18, "Bentz."

Page 78, line 41, "report."

Page 79, line 31, "adopted"; line 35, "Agriculture"; line 36, "Resources."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 28. and House Resolution "A" correctly Enrolled.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Agricultre to whom was referred House Bill No. 36 have had the same under consideration and recommend that the same be amended as follows:

In line 18 strike out the word "maybe" and insert in lieu thereof the two words "may" "be."

JAMES J. MAHER, Chairman.

Rep. Sticks moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on House Bill No. 36 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 39 have had the same under consideration and recommend that the same do pass.

JAMES J. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 58 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 59 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 86 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 87 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 88 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel announced that he had been informed by a member of the Senate that their Committee on Rules had voted to eliminate joint rule No. 7 from the rule book.

Rep. Bubel moved that the House also eliminate joint rule No. 7 from the rules, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Murray introduced:

House Bill No. 99. A Bill for an Act defining coin-operated phonographs; providing for licensing same; fixing term and amount of license; providing for administration and enforcement; disposition of fees collected; and providing penalties.

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

FIRST READING OF HOUSE CONCURRENT RES. "A"

Reps. Haugland, Lillehaugen, Hofstrand, Gumeringer, Siverson, Allen, Bubel, Bymers, Rudolf, Culver, Stormon of Ramsey and Brickner introduced:

House Concurrent Resolution "A." A Concurrent Resolution petitioning congress to enact permanent legislation to maintain a floor of not less than one hundred percent of parity on all basic farm crops.

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

House Bill No. 28. A Bill for an Act to amend and reenact section 54-0609 of the North Dakota Revised Code of 1943, relating to mileage and travel expense of state officers and employees and declaring an emergency.

Which had been read.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 108; nays, 0; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Halcrow	Rudolph
Hammer	Sailer
Haugen, McLean	Saumur
	Schade
	Schmidt
Heimes	Schuler
	Schwartz
	Seibel
	Sellens
Homelvig	Simenson
	Haugen, McLean Haugland Hegge Heimes Helling Helm Hofstrand

Bentz Johnson Siverson Kjelgaard Klefstad Brady Skaar Braun Smart Brickner Kleppe Snow Bryans Langley Solberg Bymers Langseth Sorlie Callahan Larsen Stair Collette Larson Starck Laske Stevens Cote Culver Lee Sticka Stormon, Rolette Stormon, Ramsey Leet Dalzell Dewing Lillehaugen Thompson, McL'a Drawz Lindberg Thompson, R'chl'd Einarson Link Locken Wadeson Ekren Erickson Luick Wahl Maher Walster Esterby Fitch McInnes Wambheim Fleck Moe Welk Moerke Westby Frank Freadhoff Mollet Williams Fristad Monson Wolf Wollitz Murray Fuglestad Graham Nygaard Yirchott Power Zurcher Gumeringer Rolfsrud Mr. Speaker Haedt Hamer

Absent and not voting:

Baeverstad Haugen, Griggs- Holand Bubel Steele Leier

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

House Bill No. 29. A Bill for an Act to amend and reenact section 54-140 of the North Dakota Revised Code of 1943, relating to claims against state filed with state auditing board and declaring an emergency.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Haugen, Griggs-	Power
Allen	Steele	Rolfsrud
Anderson, Cass	Haugen, McLean	Rudolf
Anderson,	Haugland	Sailer
Eddy–Foster	Hegge	Saumur
Anderson, R'chl'd	Heimes	Schade
Anderson, Ransom	Helling	Schmidt
Arndt	Helm	Schwartz
Baker	Hofstrand	Seib el
Benson	Homelvig	Simenson
Bentz	Johnson	Siverson
Brady	Kjelgaard	Smart
Braun	Klefstad	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Stair

Bubel Callahan Collette Cote Dalzell Dewing Drawz Einarson Erickson **Esterby** Fitch Fleck Frank Freadhoff Fristad Gumeringer Haedt Halcrow Hammer

Langseth. Larsen Larson Laske Lee Leet Leier Lindberg

Lillehaugen Locken Luick Maher McInnes Moerke Mollet Monson Murray Nygaard

Starck Stevens Sticka Stormon, Rolette

Stormon, Ramsey Thompson, McL'n Thompson, R'chl'd Wadeson Wahl Wambheim Welk Westby Wolf Wollitz Yirchott

Zurcher Mr. Speaker

Absent and not voting:

Baeverstad Culver Ekren Graham Hafner

Holand Link Moe Schuler Sellens

Skaar Sorlia Walster Williams

Those voting in the negative were: Fuglestad

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

GENERAL ORDERS

Rep. Thompson of Richland 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 Rep. Thompson of Richland 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. 27 and recommend that the same be amended as follows:

In line 4 strike out bracket around the words "when unlawful."

In line 10 strike out bracket around the words "five dollars" and strike out the word "six."

In line 11 strike out the word "dollar."

In line 12 strike out comma after the word "expenses" and at the end of the line add the words "not to exceed five dollars per day."

In line 15 strike out bracket around the words "seven dollars" and strike out the words "eight dollars."

In line 28 strike out the bracket around "violating" and on line 36 strike out the bracket around "imprisonment" and strike out the remaining words beginning with "who" and ending with "misdemeanor" on line 41.

Renumber the lines accordingly.

And when so amended by the Committee of the Whole, recommend the same for passage.

REP. THOMPSON of RICHLAND, Chairman. Committee of the Whole.

Rep. Bubel moved that the report of the Committee of the Whole on House Bill 27 be adopted, which motion prevailed.

Rep. Johnson requested that the following changes be made in committee appointments: Rep. Klefstad on the Committee on Business and Industry, replacing Rep. Baeverstad;

Rep. Klefstad replace Rep. Baeverstad on the Committee on Industry and Business and Rep. Klefstad replace Rep. Langley on the Committee on Natural Resources and Rep. Baeverstad replace Rep. Klefstad on the Committee on Correction and Revision of the Journal, which request was granted by the Speaker.

Rep. Johnson requested that action on House Bills Nos. 86, 87 and 88 be deferred until Monday, January 17th, so that the members who wished to do so, could leave for the week end, which request was granted.

Rep. Lillehaugen moved that the absent members be excused, which motion prevailed.

Rep. Lillehaugen moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

ELEVENTH DAY

Bismarck, January 14, 1949

The House convened with Speaker Levin presiding.

Prayer was offered by Rev. Edwin Oster of the Bismarck Gospel Tabernacle.

The roll was called and all members were present except: Representatives: Allen, Anderson of Ransom, Anderson of Richland, Arndt, Baeverstad, Benson; Collette, Cote, Fitch, Freadhoff, Holand, Johnson, Langseth, Laske, Luick, Nygaard, Rudolf, Sailer, Schuler, Schwartz, Siverson, Smart, Solberg, Sorlie, Stevens, Stormon of Rolette, Wambheim.

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

Page 83, 4th line from the top, strike the title of House Bill No. 28.

Page 82 line 6, correct the spelling of "the."

Page 86, line 28, strike the word "passed" and comma and line 40, correct the spelling of the word "recommend."

Page 86, show Rep. Link as voting "aye" instead of absent and correct the total vote accordingly.

Correct the numbering of pages 82, 83 and 84.

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Rep. Moe presented a communication from the County Auditor of Cavalier County on taxes, which was read by the Chief Clerk.

Rep. Moe moved that the communication be printed in the Journal.

Rep. Bubel made a substitute motion that the communication from the County Auditor of Cavalier County be referred to the Committee on Finance and Taxation.

Rep. Bubel stated that as the motion of Rep. Moe and hrs substitute motion also, were proving to be controversial, he would make a motion that further action on his motion be deferred until Monday, January 17th, 1949 on the 15th order of business, due to the agreement which had been entered into on Thursday, Jan. 13th, which motion prevailed.

MESSAGE TO THE SENATE

Bismarck, January 14, 1949

Mr. President: I have the honor to transmit herewith the following bills which the House has passed and your favorable consideration is respectfully requested.

House Bill No. 7. House Bill No. 43.

> Very respectfully, GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

Mr. Speaker. Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly engrossed:

House Bill No. 27.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 3 have had the same under consideration and recommend that the same be indefinitely postponed.

J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 8 have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Employment wishes to submit the name of Steve Morris of Bismarck as night watchman, for the House of Representatives.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report which motion prevailed.

The question being on the election of Steve Morris as nightwatchman for the House of Representatives, the roll was called and there were: ayes, 74; nays, 4; absent and not voting, 35.

ROLL CALL

Those voting in the affirmative were:

	Monson
Hamnter	Murray
Haugen, Griggs-	Power
Steele	Saumur
Haugen, McLean	Schade
	Schmidt
Hegge	Seibel
Helling	Sellens
Helm	Simenson
	Haugen, Griggs- Steele Haugen, McLean Haugland Hogge Helling

1

Skaar Hofstrand Bymers Snow Homelvig Callahan Stair Culver Kjelgaard Starck Kleppe Dalzell Sticka Langley Dewing Thompson, McL'n Einarson Larsen Wadeson Lee Ekren Wahl Leier Erickson Walster Lillehaugen Esterby Welk Lindberg Frank Westby Link **Fristad** Wolf Locken **Fuglestad** Wollitz Graham Maher Yirchott McInnes Gumeringer Zurcher Moerke Haedt Mr. Speaker Mollet Hafner

Absent and not voting:

Rolfsrud Fleck Allen Rudolf Freadhoff Anderson Sailer Heimes Eddy-Foster Schuler Anderson, Richl'd Holand Schwartz Anderson, Ransom Johnson Siverson Klefstad Arndt Langseth Smart Baeverstad Solberg Laske Benson Sorlie Collette Leet Stevens Luick Cote Stormon, Rolette Moe Drawz Wantbheim Nygaard Fitch

Those voting in the negative were:

Larson Thompson, R'chl'd Williams Stormon, Ramsey

So Steve Morris was declared elected as nightwatchman for the House of Representatives, and was sworn in by Speaker Levin, as was Rochus Streifel who had been previously elected as a mailing clerk.

Rep. Bubel moved that the amendments on House Bili No. 36 as recommended by the Committee on Agriculture on page 83 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Moerke, Gumeringer, Benson, Bentz, Thompson of McLean, Haugen of McLean, and Mollet introduced:

House Bill No. 100. A Bill for an Act to amend and reenact Section 2 of Chapter 334, Session Laws of 1945, number 63-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943, relative to the cutting of weeds and grasses along township highways; charging the expense to adjoining owners; defining a running mile.

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

Reps. Bubel and Brickner introduced:

House Bill No. 101. A Bill for an Act to amend and reenact section 27-0602 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to salary and expense of court reporters.

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

Reps. Fitch and Saumur introduced:

House Bill No. 102. A Bill for an Act to repeal section 44-0810 of the North Dakota Revised Code of 1943.

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

Reps. Moerke, Laske, Haugen of McLean, Schmidt, Fitch, Thompson of McLean, Wadeson, Anderson of Ransom, Simenson, Esterby, Anderson of Cass, Haugland, Allen, Freadhoff, Thompson of Richland, Siverson, Rudolf, McInnes, Einarson, Locken, Schuler, Powers, Moe, Murray, Lillehaugen and Nygaard introduced.

House Bill No. 103. A Bill for an Act authorizing and directing the Secretary of State to print and distribute a legislative manual or North Dakota Blue Book; repealing Section 46-0304 of the Revised Code of 1943; and making

an appropriation therefor.

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

Reps. Sellens and Haugland introduced:

House Bill No. 104. A Bill for an Act to amend and reenact sections 58-0225, 58-0503, 58-0603, 58-0608, 58-0609, 58-0804, 58-1102, 58-1103, 58-1201 and 57-0901 of the North Dakota Revised Code of 1943 and 58-0401 and 57-1519 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to dates and places of township meetings and meetings of township officers and providing for publication of notice of the annual meeting, and declaring an emergency.

Political Subdivisions.

Reps. Sellens, Fleck and Murray introduced:

House Bill No. 105. A Bill for an Act making an appropriation to the State Historical Society to defray the expenses of repairing, reconditioning, improving and of the upkeep of the Roosevelt's Cabin at the State Capitol.

Was read the first time and referred to the Committee on

Appropriations.

Reps. Bubel and Wolf introduced:

House Bill No. 106. A Bill for an Act to amend and reenact section 54-1705 of the North Dakota Revised Code of 1943, relating to approval of acts of the industrial commis-

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

Reps. Murray and Braun introduced:

House Bill No. 107. A Bill for an Act Defining Public Utilities and Electrical and Natural Gas Appliances; Prohibiting Public Utilities from Engaging in Sale of Electrical or Natural Gas Appliances; Requiring Certificate and Providing Penalties.

Was read the first time and referred to the Committee on

Industry and Business.

Reps. Schwartz, Maher, Welk, Wolf, Thompson of Richland, Moerke, and Mollet introduced:

House Bill No. 108. A Bill for an Act to amend and re-enact sections 27-0305, 27-0306, subsection 1 of section 11-1704, 11-1705, 27-0740 and 27-0741 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating the filing

fees in the supreme, district and county courts; repealing section 27-1208 of the 1947 Supplement to the North Dakota Revised Code of 1943 and declaring an emergency.

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

Rep. Esterby (By request) introduced:

House Bill No. 109. A Bill for an Act to amend and reenact Section 15-205, North Dakota Revised Code of 1943, fixing mileage and travel expense, amount, and how paid for county superintendents of schools, and repealing acts and parts of acts in conflict herewith.

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

Reps. Graham and Murray introduced:

House Bill No. 110. A Bill for an Act to repeal chapter 39-15 of the North Dakota Revised Code of 1943, and declaring an emergency.

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

Reps Graham, Brickner and Murray introduced:

House Bill No. 111. A Bill for an Act permitting an adverse party in an action based on negligence to elicit information concerning insurance.

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

Reps. Graham, Brickner and Murray introduced:

House Bill No. 112. A Bill for an Act to amend and reenact section 9-1006 of the North Dakota Revised Code of 1943, fixing liability for negligence.

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

MESSAGE FROM SENATE

Bismarck, January 14, 1949

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

Very respectfully,

W. J. TROUT, Secretary.

The following House Bill having been read, was placed on

FINAL PASSAGE

House Bill No. 39. A Bill for an Act to amend and reenact section 36-0914 of the North Dakota Revised Code of 1943, relating to the issuance of brand books and declaring an emergency.

The question being on the final passage of the bill, the roll was called and there were: ayes, 81; nays, 0; absent and not voting, 32.

Those voting in	the affirmative were:	
Acheson	Haugen, McLean	Rolfsrud
Anderson, Cass	Haugland	Saumur
Baker	Hegge	Schade
Bentz	Heimes	Schmidt
Brady	Helling	Seibel

Brady Helling Seibel Braun Helm Sellens

Brickner Homelvig Simenson **Bryans** Kjelgaard Skaar Kleppe Bubel Snow **Bymers** Langley Stair Callahan Larsen Starck Sticka Culver Larson Dalzell Stormon, Ramsey Lee Thompson, McL'n Thompson, R'chl'd Dewing Leet Einarson Leier Ekren Wadeson Lillehaugen Erickson Lindberg Wahl Esterby Link Walster Frank Locken Welk Fristad Maher Westby Fuglestad McInnes Williams Wolf Moe Graham Moerke Wollitz Gumeringer Yirchott Mollet Haedt Hafner Monson -Zurcher Mr. Speaker Halcrow Murray Hammer Power Haugen, Griggs-Steele

Absent and not voting:

Fitch	Rudolf
Fleck	Sailer
Freadhoff	Schuler
Hofstrand	Schwartz
Johnson	Siverson
Holand	Smart
Klefstad	Solberg
Langseth	Sorlie
Laske	Stevens
Luick	Stormon, Rolette
Nygaard	Wantbheim
	Freadhoff Hofstrand Johnson Holand Klefstad Langseth Laske Luick

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

Rep. Bubel moved that action on House Bills 58 and 59 be deferred until Monday, January 17, 1949, which motion prevailed.

Rep. Wolf moved that House Bill No. 27 be placed back in General Orders, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Resolution "A" and the Speaker signed the same in the presence of the House.

Rep. Sticka moved that the House do now recess until 1:45 p. m. Saturday, January 15th, 1949, which motion prevailed, and the House stood recessed.

GEORGE OLSON, Chief Clerk.

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 15, 1949

The House reconvened pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 4th order of business.

The Chief Clerk read a telegram from Congressman Burdick regarding the amendment of the North Dakota Welfare Act, which communication was referred to the Committee on Social Welfare.

Ann Allen who had previously been elected as stenographer was sworn in by Speaker Levin.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWELFTH DAY

Bismarck, January 15, 1949

The House convened with Speaker Levin presiding. Prayer was offered by Rev. Edwin Oster of the Assembly of God Church of Bismarck.

The roll was called and all members were present except Representatives: Allen, Anderson of Ransom, Anderson of Eddy-Foster, Anderson of Richland, Arndt, Baeverstad, Baker, Benson, Bentz, Braun, Brickner, Bymers, Collette, Cote, Culver, Dewing, Drawz, Erickson. Fitch, Fleck, Freadhoff, Fristad, Fuglestad, Haugen of McLean, Haugland, Hegge, Heimes, Holand, Johnson, Klefstad, Langley, Langseth, Larsen, Laske, Link, Luick, Maher, Nygaard, Rudolf, Sailer, Schmidt, Schuler, Schwartz, Sellens, Siverson, Smart, Snow, Solberg, Sorlie, Starck, Stevens, Sticka, Stormon of Rolette, Wambheim, Westby.

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

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

Page 91, reverse lines 17 and 30 and line 48, correct the spelling of "highways."

Page 92, insert the name "Murray" on line 12.

After the title of House Bill No. 104 add the line "Was read the first time and referred to the Committee on."

Line 34, correct spelling of the word "improving" and in the last line correct spelling of word "Revised."

Page 93, line 17, correct "an emergency" and line 35, correct spelling of "Senate."

Change the roll call on page 91 to show Thompson of McLean voting "aye" and Thompson of Richland voting "No."

Show Rep. Rolfsrud voting , 'aye" instead of absent, and change the total of the vote accordingly.

Page 89, show Anderson of Cass present.

On page 91, show Stormon of Rolette absent and Stormon of Ramsey voting "nay."

On page 94, show Stormon of Ramsey voting "aye" and Stormon of Rolette absent and not voting.

And when so corrected recommends that the same be approved.

K. H. HELLING, Vice-Chairman.

Rep. Helling moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed: House Bill No. 36.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF HOUSE BILLS

Reps. Brickner, Mollet, Moerke, Welk, Wolf, Callahan, and Heimes introduced:

House Bill No. 113. A Bill for an Act validating title to all lands acquired by any county of this state through tax deed proceedings prior to July 1, 1939, and declaring an emergency.

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

Reps. Klefstad and Murray introduced:

House Bill No. 114. A Bill for an Act relating to notice of assignments of accounts receivable, defining "account receivable" and setting forth the effects of such assignments as against creditors and subsequent purchasers and encumbrancers of such account.

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

Reps. Langseth, Hofstrand, Fugelstad, Langley, Skaar and Siverson introduced:

House Bill No. 115. A Bill for an Act relating to electrical installations and repealing all acts or parts of acts in conflict therewith.

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

Reps. Leet, Skaar, and Stormon of Ramsey introduced.

House Bill No. 116. A Bill for an Act to amend section 11-1414 of the North Dakota Revised Code of 1943, relating to county Treasurer's reports of disbursements to school districts.

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

Reps. Bymers, Graham, Leet, Skaar introduced:

House Concurrent Resolution "B." A concurrent resolution providing for the amendment of section 185 of Article XII of the Constitution of the state of North Dakota as amended.

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

Rep. Murray: "Mr. Speaker, I request that we be on the Seventh Order of Business," which request was granted.

REPORT OF SELECT COMMITTEE

Mr. Speaker, the Committee on the Public Address System reports as follows:

Pursuant to the direction of the House, your Committee has contacted the Capitol Aviation Corporation regarding the installation of improved microphones for the floor leader including a desk boom or extension arm, and a microphone for the Speaker.

The Capitol Aviation Corporation will secure from Chicago and install without charge this equipment. The price will run approximately sixty-five dollars for each microphone and the total cost of the equipment will be slightly under one hundred and forty-eight dollars. Including transportation and all costs, this equipment will be under one hundred and fifty dollars.

Upon approval of this report, the equipment will be ordered via Western Union today.

WILLIAM S. MURRAY, Chairman

Rep. Wolf moved the adoption of the report of the Committee on the Public Address System, which motion prevailed and the report was adopted.

Rep. Bubel moved that action on House Bills Nos. 8 and 36 be delayed until Monday, January 17th, 1949 which motion prevailed.

FIRST READING OF SENATE RESOLUTION

Senate Concurrent Resolution "C." A Concurrent Resolution allowing use of the memorial hall for legislative employees' dances.

Was read the first time.

Rep. Bubel moved that the rules be suspended and that Senate Concurrent Resolution "C" be placed on second reading and final passage, which motion prevailed.

Rep. Bubel moved that Senate Concurrent Resolution "C" be adopted, which motion prevailed.

Rep. Bubel moved that General Orders be dispensed with

until Monday, January 17th, 1949, which motion prevailed.

Rep. Wolf moved that the House do now recess until 1:00 p. m., January 17th, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWELFTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 17, 1949

The House reconvened pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 4th order of business.

PETITIONS AND COMMUNICATIONS

Rep. Cote presented a petition from a group of people residing in Bottineau county with reference to House Bill No. 52, which was referred to the Committee on Transportation.

Rep. Lindberg presented a resolution from the Board of County Commissioners of Burke County, relative to the five percent discount on real estate taxes, which was referred to the committee on Finance and Taxation, and also one with reference to the Sales Tax, which was referred to the same committee.

Rep. Bubel moved that a copy of the petition presented by Rep. Moe on Friday from the County Auditor of Cavalier County, be furnished to Rep. Johnson, which motion prevailed.

FIRST READING OF HOUSE RESOLUTION

Rep. Bubel and Rep. Johnson introduced:

House Resolution "B." A resolution providing Session Laws for the use of various committees of the House of Representatives.

Was read the first time.

Rep. Bubel moved that the rules be suspended and House Resolution B be adopted.

The question being on Rep. Bubel's motion, the roll was called and there were: ayes, 91; nays, 0; absent and not voting, 22.

ROLL CALL

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Ransom Anderson, Richl'd Arndt Baker Benson Brady Braun	Hafner Halcrow Hammer Haugen, Griggs- Steele Haugen, McLean Haugland Heimes Helling Helm	Nygaard Power Rolfsrud Saumur Schade Schuler Sellens Simenson Siverson Skaar
--	--	---

Brickner Holand Sorlie Bryans Homelvig Stair Bubel Johnson Starck Bymers Kjelgaard Stevens Callahan Kleppe Sticka Stormon, Ramsey Thompson, McL'n Thompson, R'chl'd Cote Langley Culver Langseth Dalzell Lee Drawz Leet Wadeson Wahl Einarson Leier Ekren Lillehaugen Walster Erickson Lindberg Wambheim Welk Esterby Link Locken Westby Fleck Frank Luick Williams Wolf Freadhoff McInnes Fuglestad Moe Wollitz Moerke Yirchott Graham Gumeringer Mollet Zurcher Haedt Monson Mr. Speaker Hofstrand Snow

Absent and not voting:

Anderson	Hegge	Sailer
Eddy-Foster	Klefstad	Schmidt
Baeverstad	Larsen	Schwartz
Bentz	Larson	Seibel .
Collette	Laske	Smart
Dewing	Maher	Solberg
Fitch	Murray	Stormon, Rolette
Fristad	Rudolf	• • • • • • • • • • • • • • • • • • • •

So the motion of Rep. Bubel was declared passed.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Gov't to whom was referred House Bill No. 24 have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Gov't to whom was referred House Bill No. 25 have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Gov't. to whom was referred House Bill No. 89 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 30 have had the same under consideration and recommend that the same be amended as follows:

In lines 12 and 13 strike out the words "governing body" and insert in lieu thereof the words "justice of the peace." In line 13 strike out the word "remit" and insert in lieu thereof the word "suspend."

F. J. GRAHAM, Chairman

Rep. McInnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 30 will be considered in

the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom
was referred House Bill No. 92 have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman

Rep. Leet moved that the report be adopted, which mo-

tion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that House Resolution "A" has been filed in the office of the Secretary of State at the hour of 11:30 a. m., January 15, 1949.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted,

which motion prevailed, and the report was adopted.

Rep. Johnson suggested that the petition presented by Rep. Moe from the County Auditor of Cavalier County, be mimeographed and placed on the desks of the members of the House rather than be printed in the Journal

Rep. Bubel moved that the petition referred to above, be referred to the Committee on Finance and Taxation, which

motion prevailed.

Rep. Wolf moved that the absent members be excused,

which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk

FOURTEENTH DAY

Bismarck, January 17, 1949

The House convened with Speaker Levin presiding. Prayer was offered by Rev. A. G. Hewitt of the Church

of Nazarene, Bismarck.

The roll was called and all members were present except Representatives Bentz, Collette, Dewing, Fitch, Hegge, Klefstad, Larsen, Larson, Laske, Sailer, Schwartz, Seibel, Smart, Solberg, Stormon of Rolette.

MESSAGE TO THE SENATE

House Chamber Bismarck, Jan. 17, 1949

Mr. President: I have the honor to return Senate C. R. No. C which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Bismarck, January 17, 1949

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

following bills which the House has passed and your favorable consideration is respectfully requested.

H. B. No. 28, H. B. No. 29, H. B. No. 39.

GEORGE OLSON, 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 has carefully examined the Journal of the Eleventh Day after recess and Twelfth day and recommends that the same be corrected as follows:

Page 96, line 15, correct the spelling of "Ramsey."

Page 97, line 30, correct spelling of "equipment" and line 41, change spelling of "READING."

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman

. Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Thompson of Richland requested that Rep. Holand be appointed on the Committee on Labor Relations so that that committee might have a lawyer, and Rep. Simenson be appointed to the Committee on Social Welfare. The request was granted by the Speaker, with the understanding that there would be no more changes made in committee appointments.

Rep. Link moved that the Speaker appoint a committee to meet with a like committee from the Senate, which committee will meet with the Printing Commission in an attempt to iron out the difficulties in regard to the printing of the journals, which motion prevailed and the Speaker appointed as such committee the entire committee on Revision and Correction of the journal, consisting of Representatives Link, Helling, Holand, Williams, Baeverstad.

FIRST READING OF HOUSE BILLS

Reps. Bymers and Baker introduced:

House Bill No. 117. A Bill for an Act to provide for absent voters ballots in city elections.

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

Reps. Starck, Lillehaugen and Williams introduced:

House Bill No. 118. A Bill for an Act to amend and reenact section 5-0504 of the 1947 Supplement to the North Dakota Revised Code of 1943, making it unlawful to permit certain persons in any place where beer or other alcoholic beverages are sold, and making it unlawful for certain persons to enter any place where intoxicating beverages are sold, and providing a penalty.

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

Reps. Leet and Skaar introduced:

House Bill No. 119. A Bill for an Act to amend and reenact section 15-2515 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to clerks of school boards in common school districts.

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

Reps. Thompson of Richland, Skaar, Stormon of Ramsey, Frank, Lindberg and Lillehaugen introduced:

House Bill No. 120. A Bill for an Act amending and reenacting Section 15-3404 of the 1947 Supplement to the North Dakota Revised Code of 1943 relating to transportation payments in common school districts.

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

Reps. Dalzell, Hofstrand, Wolf, Thompson, Leier, Wollitz, Einarson, Moe, Wambheim, Sorlie, Homelvig and Mc-Innes introduced:

House Bill No. 121. A Bill for an Act to amend and reenact section 39-0467 of the North Dakota Revised Code of 1943, providing for the distribution of motor vehicle registration.

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

Reps. Welk, Wolf, Mollet, Skaar, Wollitz and Walster introduced:

House Bill No. 122. A Bill for an Act providing for Examinations of Physicians and Surgeons in Foreign Languages and Time of Giving Examinations; Lack of American Citizenship and Residence no Bar for License; Right of Appeal from Rejection of Application for License.

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

Reps. Walster, Locken, Helling, Fuglestad, Esterby, Acheson, Halcrow and Wolf introduced.

'House Bill No. 123. A Bill for an Act to repeal chapter 43-09 of the North Dakota Revised Code of 1943, relating to electricians.

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

Reps. Lillehaugen, Starck and Williams introduced:

House Bill No. 124. A Bill for an Act making it unlawful to go into the fields or woods with a gun or firearms while intoxicated; extending to game wardens the authority to enforce the act; and providing penalties.

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

Reps. Bymers, Baker, Link, Drawz, Wahl and Culver introduced:

House Bill No. 125. A Bill for an Act to amend and reenact section 16-1809 of the North Dakota Revised Code of 1943, and section 16-1814 of the 1947 Supplement of the Revised Code of 1943, relating to absent voter's ballot and repealing sections 16-1815 and 16-1816 of the North Dakota Revised Code of 1943.

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

The following bills, having been read, were placed on

FINAL PASSAGE.

House Bill No. 58. A Bill for an Act making an appro-

priation for operation and maintenance of the Auto Transportation Division.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson Eddy-Foster Anderson, Richl'd Anderson, Ransom Arndt Baeverstad Baker Benson Brady Braun Brickner Bryans Bubel Bymers Callahan	Hafner Halcrow Hammer Haugen, McLean Haugen, Griggs- Steele Haugland Heimes Helling Helm Hofstrand Holand Homelvig Johnson Kielgaard Kleppe Langley Langseth	Nygaard Power Rolfsrud Rudolf Saumur Schade Schmidt Schuler Sellens Simenson Siverson Skaar Snow Sorlie Stair Starck Stevens Sticka
	Steele	
	Helm	
		Siverson
	Holand	
	Homelvig	Snow
Brickner	Johnson	Sorlie
	Kjelgaard	Stair
Bubel	Kleppe	
Bymers	Langley	
	Langseth	
Cote	Lee	Stormon, Ramsey
Culver	Leet	Thompson, McL'n
<u>D</u> alzell	Leier	Thompson, R'chl'd
Drawz	Lillehaugen	Wadeson
Einarson	Lindberg	Wahl
Erickson	Link	Walster
Esterby	Locken	Wambheim
Fleck	Luick	Welk
Frank	Maher	Westby
Freadhoff	McInnes	Williams
Fristad	Moe	Wolf
Fuglestad	Moerke	Wollitz
Graham	Mollet	Yirchott
Gumeringer	Monson	Zurcher
Haedt	Murray	Mr. Speaker
Absent and not vo	ung:	Calamanda
Bentz	Klefstad	Schwartz Seibel
Collette	Larsen	Seibel
Dewing	Larson	Smart
Ekren	Laske	Solberg
Fitch	Sailer	Stormon, Rolette
Hegge		

So the bill was declared passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 17, 1949

Mr. Speaker: I have the honor to transmit:
Senate Concurrent Resolution D which the Senate has
passed and your favorable consideration is requested.
W. J. TROUT, Secretary.

House Bill No. 59. A Bill for an Act making an appropriation for salaries and expenses of the Livestock Dealers Division.

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.

ROLL CALL

Those voting in the	he affirmative were:	
Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hamner	Rudolf
Anderson	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Heimes	Schmidt
Anderson, Ransom	Helling	Schuler
Arndt	Helm	Sellens
Baeverstad	Hofstrand	Simenson
Baker	Holand	Siverson
Benson	Homelvig	Skaar
Brady	Johnson	Snow
Braun	Kjelgaard	Sorlie
Brickner	Kleppe	Stair
Bryans	Langley	Starck
Bubel	Langseth	Stevens
Bymers	Lee	Sticka
Callahan	Leet	Stormon, Ramsey
Cote	Leier	Thompson, McL'n
Culver .	Lillehaugen	Thompson, R'chl'd
Dalzell	Lindberg	Wadeson
Drawz	Link	Wahl
Einarson	Locken	Walster
Erickson	Luick	Wambheim
Esterby	Maher	Welk
Fleck	McInnes	Westby
Frank	Moe	Williams
Freadhoff	Moerk e	Wolf
Fristad	Mollet	Wollitz
Fugles tad	Monson	Yirchott
Graham	Murray	Zurcher
Gumeringer	Nygaard	Mr. Speaker
Haedt		
Absent and not vo	ting:	•
Bentz	Hegge	Stormon, Rolette
Collette	Klefstad	Sailer
Dewing	Larsen	Schwartz
Ekren	Larson	Seibel
Fitch	Laske	
Haugen, Griggs-	Smart	
Steel e	Solberg	

So the bill was declared passed and the title was agreed to.

House Bill No. 86. A Bill for an Act making an appropriation for the general maintenance of the Grafton State School, and declaring an emergency.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hegge	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hammer	Rolfsrud
Anderson	Haugen, Griggs-	Rudolf
Eddy-Foster	Steele	Saumur
Anderson, Richl'd	Haugen, McLean	Schade
Anderson, Ransom	Haugland	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Sellens
Baker	Helm	Simenson
Benson	Hofstrand	Siv erson
Brady	Holand	Skaar
Braun	Homelvig	Snow
Brickner	Johnson	Sorlie
Bryans	Kjelgaard	Stair
Bubel	Kleppe	Starck
Bymers	Langley	Stevens
Callahan	Langseth	Stic ka
Cote	Lee	Stormon, Ramsey Thompson, R'chl'd
Culver	Leet	Thompson, R'chl'd
Dalzell	Leier	Thompson, McL'n
Drawz	Lillehaug e n	Wadeson
Einarson	Lindberg	Wahl
Ekren	Link	Walster
Erickson	Locken	Wambheim
Esterby	Luick	Welk
Fleck	Maher	Westby
Frank	McInne s	Williams
Freadhoff	Moe	Wolf
Fristad	Moerke	Wollits
Fuglestad	Mollet	Yirchott
Graham	Monson	Zurcher
Gumeringer	Murray	Mr. Speaker
A 7	4.9	

Absent and not voting:

Haedt Klefstad
Hafner Larsen
Bentz Larson
Collette Laske
Dewing Sailer
Fitch

Schwartz Seibel Smart Solberg

Stormon, Rolette

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

House Bill No. 87. A Bill for an Act making an appropriation for the operation and Maintenance of the Penitentiary Tag and Sign Plant; and declaring an emergency.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hamnier	Rolfsrud

Anderson	Haugen, Griggs-	Rudolf
Eddy-Foster	Steele	Saumur
Anderson, Richl'd	Haugen, McLean	Schmidt
Anderson, Ransom	Haugland	Schuler
Arndt	Heimes	Sellens
Baeverstad	Helling .	Simenson
Baker	Helm	Siverson
Ben son	Hofstrand	Skaar
Brady	Holand	Snow
Braun	Homelvig	Sorlie
Brickner	Johnson	Stair
Bryans	Kjelgaard	Starck
Bubel	Kleppe	Stevens
Bymers	Langley	Stormon, Ramsey
Callahan	Langseth	Sticka
Cote	Lee	Thompson, McL'n
Culver	Leet	Thompson, R'chl'd
Dalzell	Leier	Wadeson
Drawz	Lillehaugen	Wahl
Ekren	Lindberg	Walster
Erickson	Link	Wambheim
Esterby	Locken	Welk
Fleck	Luick	Westby
Frank	Maher	Williams
Freadhoff	McInnes	Wolf
Fristad	Moe	Wollitz
Fuglestad	Moerke	Yirchott
Graham	Mollet	Zurcher
Gumeringer	Monson	Mr. Speaker
Haedt	Murray	-

Absent and not voting:

Bentz	Klefst ad	Schwartz	
Collette	Larsen	Seibel	
Dewing	Larson	Smart	
Einarson	Laske	Solberg	
Fitch	Sailer	Stormon, Rolett	ø
Hegge	Schade		

So the bill was declared passed and the title was agreed to, and declaring an emergency.

House Bill No. 88. A Bill for an Act making a deficiency appropriation for the expenses of the Board of Administration and general maintenance and operation of the Capitol and grounds; and declaring an emergency.

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.

ROLL CALL

Those voting in the	e affirmative were:	
Acheson	Haedt	Nygaard
Allen	Hafner	Power
Anderson, Cass	Halcrow /	Rolfsrud
Anderson	Hamnter	Rudolf
Eddy-Foster	Haugen, Griggs-	Saumur
Anderson, Ranson	Steele	Schmidt
Anderson, Richl'd	Haugen, McLean	Schuler
Arndt	Haugland	Sellens
Baeverstad	Heimes	Simenson
Baker	Helling	Siverson

Benson Helm Skaar Holand Smart Brady Braun Homelvig Snow Brickner Sorlie Johnson **Bryans** K jelgaard Stair Starck Bubel Kleppe Stevens **Bymers** Langley Callahan Langseth Sticka Stormon, Rolette -Cote Lee Culver Thompson, McL'n Leet Thompson, R'chl'd Dalzell Leier Drawz Lillehaugen Wadeson Einarson Wahl Lindberg Walster Ekren Link Wambheim Erickson Locken Welk Esterby Luick Westby Fleck Maher Frank McInnes Williams Freadhoff Moe Wolf Moerke Wollitz Fristad Fuglestad Mollet Yirchott Graham Monson Zurcher Mr. Speaker Gumeringer Murray Absent and not voting: Bentz Klefstad Schade Collette Larsen Schwartz Dewing Seibel Larson Fitch Solberg Laske Stormon, Ramsey Hegge Sailer

Hofstrand
So the bill was declared passed and the title was agreed to,

and the emergency clause was declared carried.

House Bill No. 8. A Bill for an Act to amend and reenact section 23-0604 of the North Dakota Revised Code of 1943, relating to the time within which burial must be made.

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.

ROLL CALL

Those voting in the affirmative were: Acheson Halcrow Power Allen Hammer Rolfsrud Anderson, Cass Haugen, Griggs-Rudolf \ Anderson. Steele Saumur Eddy-Foster Haugen, McLean Schade Anderson, Ramson Haugland Schmidt Anderson, R'chl'd Heimes Schuler Arndt Helling Sellens Baeverstad Helm Simenson Baker Holand Siverson Benson Homelvig Skaar Brady Johnson Smart Braun Kjelgaard Snow Brickner Kleppe Sorlie Bryans Langley Stair Bubel Langseth Starck Bymers Lee Stevens Callahan Leet Sticka Cote Leier Stormon, Ramsey Culver Lillehaugen Thompson, McL'n

Dalzell Hafner Thompson, R'chl'd Lindberg Wadeson Drawz Einarson Link Wahl Ekren Locken Walster Luick Wambheim Erickson Esterby Maher Welk Westby Fleck McInnes Frank Moe Williams Wolf Freadhoff Moerke Wollitz Fristad Mollet **Fuglestad** Monson Yirchott Murray Zurcher Graham Gumeringer Nygaard Mr. Speaker Haedt

Absent and not voting:

Bentz Hofstrand Sailer Collette Klefstad Schwartz Dewing Seibel Larsen Fitch Solberg Larson

Hegge Laske Stormon, Rolette So the bill was declared passed and the title was agreed

House Bill No. 36. A Bill for an Act to amend and reenact section 19-1305 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the regulation of the sale of commercial feeding stuffs in small packages.

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.

ROLL CALL

Those voting in the affirmative were:

Halcrow Acheson Rolfsrud Allen Hammer Rudolf Anderson, Cass Haugen, Griggs-Saumur Steele Schade Anderson. Eddy-Foster Haugen, McLean Schmidt Anderson, R'chl'd Haugland Schuler Arndt Heimes Sellens Baeverstad Helling Simenson Baker Helm Siverson Benson Holand Skaar Brady Homelvig Smart Snow Braun Johnson Kjelgaard Kleppe Brickner Sorlie Bryans Stair Bubel Starck Langley Bymers Langseth Stevens Callahan Lee Sticka Stormon, Ramsey Cote Leet Thompson, McL'n Thompson, R'chl'd Culver Leier Dalzell Lillehaugen Drawz Wadeson Lindberg Einarson Link Wahl Ekren Locken Walster Wambheim Erickson Luick Esterby Maher Welk McInnes Westby Fleck Frank Moe Williams Hafner Moerke

Wolf Freadhoff Mollet Wollitz Fristad Monson Fuglestad Murray Yirchott Zurcher Gumeringer Nygaard Mr. Speaker Power Absent and not voting: Sailer Bentz Hegge Schwartz Collette Hofstrand Dewing Seibel nlefstad

Fitch Larsen Solberg
Graham Larson Stormon, Rolette
Laske

So the bill was declared passed as amended and the title was agreed to.

GENERAL ORDERS

Rep. Mollet 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 Rep. Mollet to the chair.

When the committee arose it submitted the following report.

The committee of the whole have had under consideration House Bill No. 27 and recommend that the same be amended as follows:

In line 4 strike out bracket around the words "when unlawful."

In line 10 strike out bracket around the words "five dollars" and strike out the word "six."

In line 11 strike out the word "dollar."

In line 12 strike out comma after the word "expenses" and at the end of the sentence add the words "not to exceed five dollars per day."

In line 15 strike out bracket around the words "seven

dollars" and strike out the words "eight dollars."

In line 28 strike out the bracket around "violating" and on line 36 strike out the bracket around "impronment" and strike out the remaining words beginning with "who" and ending with "misdemeanor" on line 41.

The further amendment as follows: In line 10, strike out five dollars and insert "four dollars," and at the end of line 12, where it says "not to exceed five dollars," strike out "five" and insert "four"; and in line 15, strike out "seven dollars" and insert "six dollars."

And the further amendment in line 6, after the word "governor" add the words "and members of the legislature."

Renumber the lines accordingly.

And when so amended by the Committee of the Whole, recommend the same for passage.

J. N. MOLLET, Chairman, Committee of the Whole.

Rep. Sticka moved that the report of the Committee of the Whole on House Bill No. 27, be adopted, which motion prevailed.

Rep. Rudolf moved that the House now recess until 1:45 p. m. on Tuesday, January 18, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FOURTEENTH DAY AFTER RECESS AND FIFTEENTH DAY

Bismarck, January 18, 1949

The House reconvened at 1:45 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 5th order of business.

REPORTS ON STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution and find the same correctly Enrolled:

House Resolution "B,"

House Bill No. 27 correctly Engrossed.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Gov't. to whom was referred House Bill No. 2 have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman

Rep. Langseth moved that the report be adopted.

Rep. Bubel made a substitute motion that House Bill No. 2, be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Gov't. to whom was referred House Bill No. 32 have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman

Rep. Graham moved that the report be adopted.

Rep. Westby made a substitute motion that House Bill No. 32 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Fitch moved that the absent members be excused,

which motion prevailed.

Rep. Fitch moved that the House do now adjourn, which motion prevailed.

GEORGE OLSON, Chief Clerk.

FIFTEENTH DAY

Bismarck, January 18, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. A. G. Hewitt of the Church of Nazarene, Bismarck.

The roll was called and all members were present except Representatives Bentz, Hofstrand, Larson, Seibel, Sellens, Solberg, Stormon of Rolette, Wambheim.

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

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

Page 99, line 12, correct printing of "the."

In roll calls on pages 100, 104, 105, 106, 107, 108, 109 and 110, show Stormon of Ramsey voting aye and Stormon of Rolette as absent.

Page 102, correct printing of the word "spelling" and spelling of "Lillehaugen," lines 15 and 42.

Page 103, correct printing of "repealing," 7th line from bottom of page.

Page 104, correct printing of "maintenance" in line 1, the word "called" in line 4. Strike out line 8.

Page 108, correct spelling of word "was" in line 31.

Page 110, correct printing of word "prevailed" in line 19, and "seven" in line 45.

Page 100, line 38, strike out "which."

Page 101, correct printing of "representative," line 11 from bottom of page.

Page 110, correct roll call, to show "Haugen of Griggs-Steele as voting "aye" and correct totals accordingly.

And when so corrected recommends that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Graham moved that the amendments on House Bill No. 30, as recommended by the Committee on Judiciary, shown on page 101 of the House Journal, be adopted.

Which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 30, be amended as follows:

Line 7 of the printed bill, strike out the words "one hundred" and insert the words "twenty-five."

The question being on Rep. Bubel's motion to amend House Bill No. 30, the motion was declared lost on a division vote.

Rep. Bubel moved that House Bill No. 30 be placed in General Orders for further amendment, which motion was declared lost.

REPORT OF SELECT COMMITTEE

Rep. Link: Reporting on the meeting which was held jointly with a committee from the Senate, we met with the State Printer regarding the many errors that have appeared in both journals, to date. The printing of the journal is in the hands of a small operator. The difference in the bids that were submitted relative to the printing of the journals was so great that the bid of the company with the larger facilities could not be accepted. The printer who has the job of printing the journals is securing additional help—more experienced help and has assured our state printer that these matters are being cleared up.

Following the explanations to our joint committee, it was the opinion, both on the part of the House Committee and Senate Committee, that we give them a little more time to polish up this work.

You will note the journal report today, has many references made to the printing. They were not so much misspelling errors in the work as inferior printing, on their machine. Before we went into session today, about noon or one o'clock, I again went up to see Mr. Miller, the state printer, and called these printing errors to his attention. He assured me that he will take that up with the printer, but we never-the-less turned these in on the report and called them "printing errors."

It is also a matter of furnishing good copy. The copy from the House was in good condition. Mr. Miller stated. So it is a matter of the various departments polishing up on their work and we agreed to give a couple of days' more time to do this. He has secured additional linotype operators—Mr. Miller assured us of that last night."

FIRST READING OF HOUSE BILLS

Reps. Frank, Helm, Esterby, and Moerke introduced: House Bill No. 126. A Bill for an Act to amend and reenact Section 65-0109 of the North Dakota Revised Code of 1943, relating to injury through negligence of third person.

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

Rep. Leet introduced:

House Bill No. 127. A Bill for an Act to amend and reenact section 25-0825 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to recovery of expenses for institutional care from patients, estates of patients, and from veterans, authorizing county auditors to collect such expenses for the county and the state, providing that the statute of limitations shall not bar the collection of such expenses.

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

Reps. Thompson of Richland and Welk introduced:

House Bill No. 128. A Bill for an Act to amend and reenact setcion 43-1106 of the 1947 Supplement to the 1943 Revised Code of North Dakota, relating to compensation of State Board of Hairdressers and Cosmetologists, Was read the first time and referred to the Committee on General Affairs.

Reps. Murray, Frank and Collette introduced:

House Bill No. 129. A Bill for an Act to amend and reenact section 11-1512 of the North Dakota Revised Code of 1943, relating to sheriff's mileage.

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

Reps. Schwartz, Maher, Welk, Wolf and Thompson of Richland introduced:

House Bill No. 130. A Bill for an Act to amend and reenact section 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to appeals from decisions of the workmen's compensation bureau.

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

Reps. Graham, Brickner, and Murray introduced:

House Bill No. 131. A Bill for an Act to amend and reenact section 32-1906 of the North Dakota Revised Code of 1943, relating to the foreclosure of real estate mortgages and cancelation or foreclosure of land contracts and what judgments may be entered therein.

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

Reps. Graham, Holand, Murray, and Brickner introduced:

House Bill No. 132. A Bill for an Act to permit a surviving husband or wife to dissent from terms of a will, and to elect to inherit under laws of succession.

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

Reps. Johnson and Culver introduced.

House Bill No. 133. A Bill for an Act to amend and reenact section 43-1538 of the North Dakota Revised Code of 1943, relating to renewal of permits for the operation or maintenance of pharmacies in this state, failure to make application for renewal of permits within prescribed time, imposing a penalty for such failure; and declaring an emergency.

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

Reps. Johnson and Culver introduced.

House Bill No. 134. A Bill for an Act to amend and reenact section 43-1534 of the North Dakota Revised Code of 1943, relating to operation of pharmacy, permit required, application and fee; and declaring an emergency.

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

Reps. Johnson and Culver introduced.

House Bill No. 135. A Bill for an Act to amend and reenact section 43-1537 N. D. R. C. of 1943, relating to permits for the operation of drug stores, fixing the fee for such permit; and declaring an emergency.

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

FIRST READING OF CONCURRENT RESOLUTIONS
Reps. Haugland, Link, Rolfsrud, Moerke, Haugen of McLean, Graham, Bentz, McInnes, Langley, Klefstad, Holand,
Bymers, Homelvig, Snow, Schade, Thompson of Richland,
Lillehaugen, Hofstrand, and Fuglestad introduced:

House Concurrent Resolution "C." A concurrent resolution memorializing the congress of the United States to increase the share of federal participation and increase the annual appropriation under Public Law 725.

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

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 27. A Bill for an Act to amend and reenact sections 44-0804 and 44-0805 of the North Dakota Revised Code of 1943, relating to expenses allowed public officers and the penalty for a false claim and declaring an emergency.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 100; hays, 0; absent and not voting, 13.

Those voting in the affirmative were:

ROLL CALL

		,
Acheson	Haedt	Monson
Allen	Hafner	Murray
Anderson, Cass	Halcrow	Nygaard
Anderson,	Hammer	Power
Eddy-Foster	Haugen, Griggs-	Rolfsrud
Anderson, Ramson	Steele	Rudolf
Anderson, R'chl'd	Haugen, McLean	Sailer
Arndt	Haugland	Saumur
Baeverstad	Hegge	Schmidt
Baker	Heimes	Schuler
Benson	Helling	Schwartz
Brady	Helm	Simenson
Braun	Holand	Siverson
Brickner	Homelvig	Skaar
Bryans	Johnson	Snow
Bubel	Kjelgaard	Sorlie
Bymers	Klefstad	Stair
Callahan	Kleppe	Starck
Collette	Langley	Stevens
Cote	Larsen	Sticka
Culver	Laske	Stormon, Ramsey
Dalzell	Lee	Thompson, McL'n
Dewing	Leet	Thompson, R'chl'd
Drawz	Leier	Wadeson
Einarson	Lillehaugen	Wahl
Ekren	Lindberg	Walster
Erickson	Link	Welk
Esterby	Locken	Westby
Fitch	Luick	Wolf
Fleck	Maher	Wollitz
Frank	Mailei	
L I STITE	. . `	

Freadhoff McInnes Yirchott
Fristad Moe Zurcher
Fuglestad Moerke Mr. Speaker
Graham Mollet

Absent and not voting:

Bentz Schade Solberg
Gumeringer Seibel Stormon, Rolette
Hofstrand Sellens Wambheim
Langseth Smart Williams
Larson

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

House Bill No. 89. A Bill for an Act to amend and reenact section 1-0301 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to holidays.

The question being on the final passage of the bill, the roll as called and there were: ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

ROLL CALL

Acheson Allen Anderson, Cass Anderson, Eddy-Foster Anderson, Ramson Anderson, R'chl'd Arndt Baeverstad Baker Benson Brady Braun Brickner Bryans Bubel Bymers Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Fleck Frank Freadhoff Fristad Fuglestad	Haedt Hafner Halcrow Hammer Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick Maher McInnes Moe Moefke	Murray Nygaard Power Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Simenson Siverson Skaar Smart Snow Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Thompson, McL'n Thompson, R'chl'd Wadeson Wahl Walster Welk Westby Wolf Wollitz Yirchott Zurcher Mr. Speaker
Fuglestad Graham	Moerke Mollet	Mr. Speaker
Gumeringer	Monson	

Absent and not voting:

Bentz Seibel Stormon, Rolette Hofstrand Sellens Wambheim Larson Solberg Williams

So the bill was declared passed and the title was agreed to.

House Bill No. 92. A Bill for an Act relating to notice of time and place of annual elections in school districts; amending section 15-2404 and repealing section 15-2407 of the North Dakota Revised Code of 1943.

The question being on the final passage of the bill, the roll as called and there were: ayes, 85; nays, 16; absent and not voting, 12.

Those voting in the affirmative were:

Acheson Anderson, Cass Anderson, R'chl'd Arndt Baeverstad Baker Benson Braun Brickner Bryans Bubel Callahan Collette Cote Culver Dewing Drawz Einarson Erickson Esterby Frank Freadhoff Fristad Graham Gumeringer Haedt Hafner Halcrow Hammer	Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helm Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Laske Lee Leet Leier Lindberg Link Locken Luick Maher McInnes Moe Monson Murray	Nygaard Power Rolfsrud Rudolf Sailer Schmidt Schuler Simenson Siverson Skaar Smart Snow Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Thompson, McL'n Thompson, R'chl'd Wadeson Wahl Welk Westby Williams Wollitz Yirchott Zurcher
Those voting the ne		
Allen	Ekren	Mollet

Allen	Ekren	Mollet
Anderson,	Fitch	Saumur
Eddy-Foster	Fleck	Walster
Brady	'Fuglestad	Wolf
Bymers	Lillehaugen	Mr. Speaker
Dalzell	Moerke	

Absent and not voting:

Anderson, Kansom		Sellens
Bentz	Schade	Solberg
Helling Hofstrand	Schwartz Seibel	Stormon, Rolette Wambheim
untarismid	Deiner	AA STITIDIJEJIII

So the bill was declared passed and the title was agreed to. FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. "D." A concurrent resolution urging the Industrial Commission and The Bank of North Dakota to expand the Veterans' Loan Program.

Was read the first time and referred to the Committee on Veterans & Military Affairs.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Res. "B,"

and the Speaker signed the same in the presence of the House.

Rep. Bubel moved that the House do now recess until 1:45 p. m. Wednesday, January 19, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FIFTEENTH DAY AFTER RECESS AND SIXTEENTH

Bismarck, January 19, 1949

The House reconvened at 1:45 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 5th order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed:

House Bill No. 30.

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 38 have had the same under consideration and recommend that the same be amended as follows:

In line 188 strike out the word "thirty" and insert in lieu thereof the word "twenty."

In line 194 strike out the word "twenty-four" and insert in lieu thereof the word "eighteen."

—and further recommend that in line 120 the printed bill be corrected to correspond with the original by changing the word "eligible" to "legible."

And when so amended recommend the same be placed in General Orders.

JAMES J. MAHER, Chairman.

Rep. Fuglestad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 42 have had the same under consideration and recommend that the same be indefinitely postponed.

JAMES J. MAHER, Chairman.

Rep. Thompson, Richland, moved that the report be adopted.

Rep. Johnson made a substitute motion that House Bill No. 42 be re-referred back to the Committee on Agriculture and further action delayed until Mr. Hastings, State Seed Commissioner, arrives in Bismarck, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom

was referred House Concurrent Resolution "A" have had the same under consideration and recommend that the same do pass.

JAMES J. MAHER, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 53 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

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

ARLAN STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 62 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 48 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman.

Rep. Williams moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrolling and Engrossing respectfully report that they have delivered House Resolution "B" to the office of the Secretary of State at the hour of 3:30 P. M. on January 18, 1949.

GOTTLIEB FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was declared adopted.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

SIXTEENTH DAY

Bismarck, January 19, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. A. G. Hewitt of the Church of Nazarene, Bismarck.

The roll was called and all members were present except Representatives Bentz, Fleck, Schwartz, Solberg, and Stormon of Rolette.

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

Page 112, line 46, strike out the words "which motion prevailed."

Page 113, line 33, correct spelling of "Esterby."

Page 117, change Rep. Helling's vote from "absent" to voting "Aye" and change the totals accordingly.

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, January 19, 1949

Mr. President: I have the honor to transmit:

House Bill No. 8.

House Bill No. 36.

House Bill No. 58.

House Bill No. 59.

House Bill No. 86.

House Bill No. 87. House Bill No. 88.

Which the House passed and your favorable consideration is requested.

GEORGE OLSON, Chief Clerk.

PETITIONS AND COMMUNICATIONS

Two communications were received, addressed to the House of Representatives, and read from the desk.

One from A. E. Knudsen of Minot relative to House Bill No. 52, which was referred to the Committee on Transportation.

And the other, the resolutions adopted at the 42nd annual meeting of the North Dakota County Commissioners Association at Minot.

Rep. Westby moved that the communication from the North Dakota County Commissioner's Association at Minot, be printed in the House Journal.

Rep. Fitch made a substitute motion that the communication from the North Dakota County Commissioner's Association be referred to the Committee on State and Federal Government, which motion was withdrawn.

The question was then on the motion of Rep. Westby that the said communication be printed in the House journal, which motion prevailed.

RESOLUTIONS ADOPTED AT THE 42nd ANNUAL MEETING

of the

NORTH DAKOTA COUNTY COMMISSIONERS ASSOCIATION

at

MINOT, JANUARY 11-12-13, 1949

1.

Be It Resolved that this body are in favor of re-enacting House Bill No. 1 to December 31, 1950.

2

Be It Resolved that this body favor the re-enactment of the Sales Tax.

3.

Be It Resolved that we are in favor of an additional two cent gas tax to be divided equally between State Highway Department and Counties for highway purposes.

Be It Resolved that we continue the 5 o/o discount on Real Property if paid before February 15.

5.

Be It Resolved that the recommendation of the Budget Director relative to the collection of taxes be under the supervision of the Tax Commissioners.

6.

Be It Resolved that the Clerk of Court be directed to handle the Vital Statistics without cost to county, we therefore ask for legislation to do this.

7.

Be It Resolved that this body go on record as abolishing the 10 o/o bonus for redistricting, now allowed County Superintendents.

Be It Resolved that clarification be made on buying machinery on the installment plan.

9.

WHEREAS, it is extremely difficult to make an accurate estimate of public assistance needs for the State of North Dakota for a two-year period ahead because of the multiplicity of economic factors affecting the number of recipients, as well as the costs of necessities,

WHEREAS, during the present biennium the North Dakota Public Welfare Board was compelled to impose a ceiling on Old Age Assistance grants which require the counties to provide 100 o/o county funds for the excess over the state ceiling which otherwise, would have been cared for on an 85 o/o state—15 o/o county matching basis, and

WHEREAS, the North Dakota Public Welfare Board is limited for expenditure to the amount appropriated by the North Daokta Legislature, regardless of any surplus, in the 5/12 portion of the Sales Tax Fund,

NOW THEREFORE, BE it Resolved that the North Da-

kota County Commissioners Association at its 42nd Annual Meeting at Minot, North Dakota on January 13, 1949, respectfully requests that appropriate legislation be enacted by the present session of the North Dakota Legislature by which, upon proper certification by the Public Welfare Board of North Dakota, the Emergency Commission headed by the governor of the State of North Dakota may be empowered to draw from the 5/12 welfare portion of the Sales Tax Funds sufficient amounts to continue state matching of public assistance, if previously appropriated state funds are insufficient.

WHEREAS, Indians living on North Dakota Reservations have for some years been unable to earn enough wages to support themselves through the winter months, and

WHEREAS, the Federal Government which has assumed the responsibility of providing for the assitsance needs of the responsibility of providing for the assistance needs of the needs for many years, causing hardships for the Indian families and the county government,

NOW THEREFORE, BE IT RESOLVED, that the county commissioners of North Dakota at their 42nd annual meeting at Minot, North Dakota on January 13, 1949, request the North Dakota Legislature to memorialize the Congress of the United States to make available ample funds for the general assistance needs of the Indians in North Dakota every fiscal year for as long as the situation on the reservation requires.

BE IT RESOLVED by the North Dakota County Commissioners Association at its 42nd Annual Meeting held at Minot, North Dakota, on January 13, 1949, that the North Dakota Legislature during the present session be respectfully requested to reject any attempt to weaken or repeal the present statutes relating to property provisions, including Homestead Statements and Trust Mortgages of the Old Age Assistance program.

RESOLUTIONS COMMITTEE

LEWIS ODLAND, CHAIRMAN **NELS LINDAAS** J. R. FITZSIMMONS **BOYD RENWICK** D. W. KING

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 73 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Smart moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 74 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 77 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 78 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

ARLAN ŠTAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 83 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Reps. Callahan, Stair, Wolf, Power, and Moe introduced. House Bill No. 136. A Bill for an Act to amend and reenact section 57-2226 of the North Dakota Revised Code of 1943, relating to the deduction of personal property taxes from payments from public funds.

Was read the first time and referred to the Committee on

Was read the first time and referred to the Committee on Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 79 have had the same under consideration and recommend that the same do pass.

Finance & Taxation.

Reps. Braun and Sticka introduced.

House Bill No. 137. A Bill for an Act authorizing the transfer and conveyance of certain lands held by the state of North Dakota for the use and benefit of the state historical society by the state historical society to the state of North Dakota for the use and benefit of the state game and fish commissioner in exchange for lands of the state of North Dakota held for the use and benefit of the state game and fish commissioner, by the state game and fish commissioner, and authorizing said commissioner to make the necessary transfer and conveyance to effect such exchange.

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

Reps. Braun and Sticka introduced:

House Bill No. 138. A Bill for an Act authorizing the transfer and conveyance of certain lands held by the state of North Dakota for the use and benefit of the state his-

torical society by the state historical society to the state of North Dakota to constitute a part of the school lands of the state in exchange for lands of equal value constituting a part of the permanent school funds of said state, and authorizing the board of university and school lands to make the necessary transfer and conveyance to effect such exchange.

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

Reps. Braun and Sticka introduced:

House Bill No. 139. A Bill for an Act authorizing the state of North Dakota to transfer and convey state school lands, lands held by the state for the use and benefit of the state historical society or for the use and benefit of the state game and fish commissioner, or any other lands owned by the state of North Dakota, all of which lands are within the Theodore Roosevelt National Memorial Park, to the United States, in exchange for federal lands of not less than equal value lying outside of said park, and declaring an emergency.

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

Reps. Esterby and Siverson introduced:

House Bill No. 140. A Bill for an Act to amend and reenact section 15-2206 of the North Dakota Revised Code of 1943, relating to appointment and salary of deputy county superintendent of schools.

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

Reps. Graham, Murray and Fitch introduced:

House Bill No. 141. A Bill for an Act to repeal Chapter 57-49 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the taxation of mineral rights in real property when severed from the surface rights therein by reservation in deeds conveying the surface rights and providing for the levy and collection of said tax and the distribution thereof.

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

Reps. Johnson and Stair introduced:

House Bill No. 142. A Bill for an Act to amend and reenact section 37-1506 of the North Dakota Revised Code of 1943, relating to compensation of members of board of trustees of the soldiers' home.

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

The following bill was read the second time and placed on FINAL PASSAGE

House Bill No. 30. A Bill for an Act to amend and reenact section 40-0507 of the North Dakota Revised Code of 1943, relating to fines and penalties for violation of village by-laws or ordinances.

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

amended, the roll was called and there were: ayes, 67; nays, 40; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Haedt Sailer Allen Hafner Saumur Anderson, Cass Halcrow Schade Anderson, Richl'd Anderson, Ransom Schmidt Haugen, McLean Haugland Sellens Arndt Hegge Simenson **Baeverstad** Heimes Siverson Baker l⁷oland Skaar Benson Langley Smart Brickner Larsen Snow Bymers Larson Sorlie Callahan Laske Stair Stormon, Ramsey Collette Lee Leet Thompson, McL'n Cote Dalzell Lillehaugen Wadeson Drawz Link Wahl Walster Locken **Einarson** Luick Wambheim Ekren Welk Erickson McInnes Westby Nygaard Fleck Wollitz Freadhoff Rolfsrud Rudolph Zurcher Fristad Graham

Those voting in the negative were:

Helling Monson Anderson Murray **Eddy-Foster** Helm Power Brady Hofstrand Braun Homelvig Schuler **Bryans** Johnson Seibel Kjelgaard Starck Culver Dewing Stevens Kleppe Sticka Esterby Langseth Thompson, R'chl'd Fitch Leier Williams Frank Lindberg Wolf Maher **Fuglestad** Yirchott Gumeringer Moe Mr. Speaker Moerke Hamnter Haugen, Griggs-Mollet Steele

Absent and not voting:

Bentz Klefstad Solberg

Bubel Schwartz Stormon, Rolette

So the bill was declared passed as amended and the title was agreed to.

Rep. Graham moved that the vote by which House Bill No. 30 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed, on a division vote.

GENERAL ORDERS

Rep. Sticks 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 Rep. Sticka 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. 2 and recommend the same for passage.

LEO STICKA, Chairman.

Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole on House Bill No. 2 be adopted, which motion prevailed.

Rep. Stair moved that House Bill No. 49 be withdrawn from Committee on Appropriations and referred to the Committee on Social Welfare, which motion prevailed.

Rep. Wolf moved that the House do now recess until 1:45 p. m., Thursday, January 20, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

SIXTEENTH DAY AFTER RECESS AND SEVENTEENTH DAY

Bismarck, January 20, 1949

The House reconvened at 1:45 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 9th order of business.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Bubel and Saumur introduced:

House Concurrent Resolution "D." A Resolution for sending congratulations to President Truman.

Rep. Bubel moved that the rules be suspended and that House Concurrent Resolution "D" be adopted, which motion carried and House Concurrent Resolution "D" was declared adopted.

Reps. Westhy. Moe. Cote, Siverson, Murray. Hammer, Link, Welk, Kjelgaard. Lillehaugen. Bymers. Hofstrand. Graham. Culver, Snow, Haugen of McLean. Thompson of McLean. Stevens, Haugland, Klefstad, Thompson of Richland introduced:

House Concurrent Resolution No. "E." A concurrent resolution memorializing Congress to create a Missouri Valley administration for the unified development of the water and allied resources of the Missouri River Basin and its tributaries to their greatest potentialities.

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

The Speaker announced that the House would return to the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Sneaker: Your Committee on Employment wishes to submit the name of Ann Hepper of Selfridge, North Dakota, as committee clerk.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report, which motion prevailed.

The question being on the election of Ann Hepper as committee clerk, the roll was called and there were: ayes, 98; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Acheson Allen	Hafner Hammer	Power Rudolf
Anderson, Cass Anderson.	Haugen, Griggs- Steele	
Eddy-Foster	Haugen, McLear	

Haugland Schmidt Schuler Anderson, Ransom Heimes Schwartz Arndt Helling Seibel Anderson, R'chl'd Helm Sellens Baeverstad Hofstrand Siverson Baker Holand Skaar Ben**son** Homelvig Smart Johnson Bentz Snow Brady Kjelgaard Solberg Braun Klefstad Sorlie Brickner Langley Stair Bryans Langseth Starck Bubel Larsen Stevens Bymers Larson Stormon, Ramsey Laske Thompson, McL'n Collette Cote Lee Thompson, R'chl'd Dalzell Leet Wadeson Drawz Leier Wahl Einarson Lillehaugen Walster Ekren Link Wambheim Welk Erickson Locken Esterby Luick Westby Fleck Maher Williams Wolf Moe Frank Moerke Wollitz Freadhoff Mollet Fristad Yirchott Murray **Fuglestad** Zurcher Mr. Speaker Gumeringer Nygaard Haedt

Those voting in the negative were:

Dewing Lindberg Monson

Absent and not voting:

CallahanHalcrowRolfsrudCulverHeggeSimensonFitchKleppeStickaGrahamMcInnesStormon, Rolette

So Ann Hepper was declared elected as committee clerk and was sworn in by Speaker Levin.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

SEVENTEENTH DAY

Bismarck, January 20, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Father Feehan of St. Mary's Church of Bismarck.

The roll was called and all members were present except Representative Stormon of Rolette.

Mr. Speaker: Your Committee on Revision and Correcttion of the Journal have carefully examined the Journal of the Fifteenth Day after Recess and sixteenth day and recommend that the same be corrected as follows:

Page 119, line 3 from the bottom, correct spelling of "further."

Page 127, last line, change the spelling of "stood."

Page 120, line 14, after the word "the" insert the word

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 20, 1949

Mr. President: I have the honor to transmit: House C. R. No. "D"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, January 20, 1949

Mr. President: I have the honor to transmit:

House Bill No. 27

House Bill No. 30

House Bill No. 89

House Bill No. 92

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

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 6 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 a Act to amend and reenact sections 40-4102, 40-4103, 40-4104, 40-4105 and 40-4106 of the North Dakota Revised Code of 1943, relating to boards of budget review.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- SECTION 1. AMENDMENT.) Section 40-4102 la of the
- 2 North Dakota Revised Code of 1943 is hereby amended

- 3 and reenacted to read as follows: 4 40-4102, APPOINTMENTS TO BOARD; CERTI-4a FICATION TO
- 5 CITY AUDITOR OR VILLAGE CLERK; FAILURE 5a OF LOCAL BOARDS

- TO APPOINT MEMBERS.) On or before the fif-6a teenth day
- 7 of June ((At its first regular meeting in January))
- 8 of each year, the governing body of each municipality. 9 school board, and park board mentioned in section

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10 40-4101 shall appoint its representatives to serve on
11 the board of budget review for the current year. The
   appointments shall be certified to the city auditor or
    village clerk, as the case may be, prior to the
    ((first day of February)) thirtieth day of June.
    the certification is not received by the auditor or
   clerk by such date, he shall notify each governing
16a body
17
   failing to certify its appointments that the board of
18 budget review will meet for the purpose of organiza-
   and the appointment of members at large, giving the
20
   time and place of such meeting, and that unless such
21
   governing body shall certify the appointment of its
   representatives on the board on or before the date of
   organization meeting, it will be without
   representation on the board for the current year.
        SECTION 2. AMENDMENT.) Section 40-4103
   North Dakota Revised Code of 1943 is hereby amended
   and reenacted to read as follows:
28
        40-4103. ORGANIZATION MEETING; CLERK;
28a MEMBERS
29 AT LARGE APPOINTED: MEMBERS RECEIVE NO
29a COMPENSATION;
30 OATH OF OFFICE; VACANCIES.) The representa-
30a tives of the
31 local boards shall meet on the day appointed by the
   city auditor or village clerk, which shall be not
   later than ((February fifteenth)) July tenth, and
   shall organize by electing a chairman and vice chair-
34a man.
   The city auditor or village clerk, as the case may be
35
   shall serve as clerk of the board of budget review.
   Such representatives shall appoint the members at
   large from the resident freeholders of the municipality
   or school district. All members shall serve without
   compensation. Before entering upon the duties of his
41
   office, each member shall take, subscribe, and file
   with the city auditor or village clerk, as the case may
43
   be, the oath required of civil officers. Vacancies on
   the board shall be filled in the manner in which the
   original appointment was made.
        SECTION 3. AMENDMENT.) Section 40-4104 of
46
46a the
47
   North Dakota Revised Code of 1943 is hereby amended
   and reenacted to read as follows;
        40-4104 LOCAL BOARDS TO SUBMIT PRE-
49a LIMINARY
   BUDGET TO BOARD OF BUDGET REVIEW FOR
50a EXAMINATION.)
   The governing body of the municipality, the board of
   education or the school board, and the park board, if
   there is one, shall submit to the board of budget
   review its annual preliminary budget before it finally
   is adopted. The board of budget review shall review
56
   and examine in detail the items of each preliminary
   budget submitted to it by such local boards and shall
   ((certify its)) recommend approval, disapproval, or
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modification thereof before the time provided in chapter 40 of this title for the final adoption of 61 the budgets. 62 SECTION 4. AMENDMENT.) Section 40-4105 of 63 the North Dakota Revised Code of 1943 is hereby 63a amended and reenacted to read as follows: 40-4105. ACTION TAKEN ON PRELIMINARY 64 65 66 BUDGETS BY THE BOARD; ITEMS TAKEN INTO 66a CON-SIDERATION.) ((the board of budget review may approve or disapprove any item in any of the pre-68a liminary budgets and may lower but not raise any such item or 70 items or the total of any such budget. The action of the board of budget review on any preliminary budget 71 shall be final.)) In reviewing the preliminary budgets, the board of budget review shall take into consideration the combined totals of all the budgets submitted by the taxing districts and the probable total tax levies ((within the municipality)), so 77 far as the same can be determined, including levies for sinking funds and interest on bonds, the total 79 combined bonded indebtedness of the taxing districts, and the total warrants, certificates of indebtedness, and other obligations outstanding. ((Before approving the preliminary budgets, the board shall 83 have due regard for the combined tax levies which shall result from the approval thereof, and shall exercise its supervisory authority in such manner as to protect the taxpayers of the municipality from an 87 burden of property taxes.)) The ((action)) recom-88 mendation of the board of budget review on the 88a budget of each taxing district shall be ((certified)) sent 90 to the county auditor before the tax levy for each such taxing district shall be spread, and he shall 91 92 ((not spread such tax levies until he has received 93 such certificate)) attach such recommendation to the preliminary budget on file in his office. 94 95 SECTION 5. AMENDMENT.) Section 40-4106 of the North Dakota Revised Code of 1943 is hereby 96a amended and reenacted to read as fellows: 40-4106. PROPOSED BOND ISSUES SUBMIT-98 98a TED TO 99 BOARD OF BUDGET REVIEW ((; DISAPPROV-99a AL)).) 100 Before being submitted to a vote of the electors, all proposed bond issues of the municipality, school 101a district. 102 or park district, except those specifically excepted by law, shall be submitted to the board of budget review 103 for ((approval, disapproval, or modification. If any proposed bond issue is disapproved by the board of budget review, it shall not be submitted to the voters

107 unless the governing body of the taxing district is

- 108 requested to do so by a petition signed by not less
- 109 than twenty-five percent of the electors of the district
- 110 as determined by the vote cast at the last general
- 111 election for all candidates for the office of governor.)
- 112 its recommendation. Failure to comply with the pro-
- 113 visions of this section shall not invalidate a bond 113a issue.

And when so amended recommend the same do pass.

J. N. MOLLET, Chairman.

Rep. Erickson moved the report be adopted, which motion prevailed, and the report was adopted.

The Speaker announced that the report of the Committee on Finance & Taxation on House Bill No. 6 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 47 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Baeverstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 56 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Stormon moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Reps. Bubel. Lillehaugen, Helling, and Link introduced:

House Bill No. 143. A Bill for an Act to establish a state printing office in the state of North Dakota; providing that the state printer be the manager; and for the maintenance and operation therefor; for the employment of subordinates, requiring a bond from the state printer and for the purchase of property; for civil actions in connection therewith; for audit and examination of such office and the validity of contracts; requiring that such office shall handle the printing for the state government; providing an appropriation and 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 and Federal Government.

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 144. A Bill for an Act to amend and reenact subdivision a of subsection 1 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues, authorizing counties maintaining county agricultural and training schools to issue bonds to provide buildings for such schools.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 145. A Bill for an Act to amend and reenact section 15-4211 of the North Dakota Revised Code of 1943, relating to selection and determination of salaries, expenses and mileage of the principal, teachers and other employees of county agricultural and training schools.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 146. A bill for an Act authorizing certain school districts to make special levies for the support of county agricultural and training schools.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 147. A Bill for an Act to permit a levy of one mill in excess of other levies permitted by law to be made by counties maintaining county agricultural and training schools for building funds for such schools.

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

Reps. Klefstad and Baeverstad introduced.

House Bill No. 148. A Bill for an Act to amend and reenact Section 6-0404 of the North Dakota Revised Code of 1943 relating to investments authorized.

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

Reps. Baeverstad and Klefstad introduced:

House Bill No. 149. A Bill for an Act to amend and reenact Section 6-0311 of the North Dakota Revised Code of 1943 relating to the conversion of State Banking Associations into National Banking Associations or the merger or consolidation of State Banking Associations with other State Banking Associations or with National Banking Associations.

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

Reps. Klefstad and Baeverstad introduced:

House Bill No. 150. A Bill for an Act to amend and reenact section 6-0504 of the North Dakota Revised Code of 1943 relating to Security Deposit Investments required, and securities in which investment may be made.

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

Rep. Thompson of Richland introduced:

House Bill No. 151. A Bill for an Act to amend and reenact section 49-0221 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to power of public service commission to regulate electric supply and communicated lines.

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

Reps. Thompson of Richland, Wolf, Walster, Bubel, Holand, Locken, and Lillehaugen introduced:

House Bill 152. A Bill for an Act to transfer certain agricultural duties to the commissioner of agriculture and labor.

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

Reps. Graham (By Request), Westby, Murray, Maher, Es-

terby, and Braun introduced:

House Bill No. 153. A Bill for an Act to Provide for a Merit System for the State of North Dakota; creating a State Personnel Board and providing for the appointment of a State Personnel Director; designating appointing authorities; defining employees who are or will be subject to this act; and clothing the board with powers to make rules to classify positions, to study and prepare compensation schedules, to conduct examinations, to prepare original entrance and promotional lists and make certifications therefrom, to hold hearings and make reinstatements, and to do other necessary acts, providing for an appropriation and prescribing a penalty.

Reps. Graham and Fitch introduced:

House Bill No. 154. A Bill for an Act legalizing and valiidating contracts by cities for the construction of improvements and the sale of special improvement warrants to finance the costs thereof, notwithstanding omission of cash basis provision in call for bids or omission of notice of meeting for considering and acting upon bids, and declaring an emergency.

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

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, January 20, 1949

Mr. Speaker: I have the honor to transmit:

Senate C. R. C

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

W. J. TROUT. Secretary.

Senate Chamber Bismarck, January 20, 1949

Mr. Speaker: I have the honor to transmit.

Senate Bill No. 4

Senate Bill No. 5

Senate Bill No. 9 Senate Bill No. 15

Senate Bill No. 35

Senate Bill No. 47

Senate C. R. No. A

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

W. J. TROUT, Secretary.

The following Resolution and House Bills having been read, were placed on

FINAL PASSAGE

House Concurrent Resolution "A." A concurrent Resolution petitioning congress to enact permanent legislation to maintain a floor of not less than one hundred percent of parity on all basic farm crops.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were: ayes, 91; nays, 17; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Acheson Hafner Rolfsrud Allen Hammer Rudolf Anderson, Cass Haugen, Griggs-Sailer Anderson, Eddy-Foster Steele Saumur Haugen, McLean Schade Anderson, Ransom Haugland Schmidt Arndt Hegge Schuler Baeverstad Helling Schwartz Baker Helm Seibel Benson Holand Siverson Bentz Homelvig Smart Prady Kjelgaard Snow Braun Kleppe Solberg Brickner Sorlie Langley Bryans Langseth Stair Bubel Starck Larsen **Bymers** Larson Stevens Callahan Lee Sticka Cote Leier Stormon, Ramsey Culver Lillehaugen Thompson, McL'n Dewing Lindberg Thompson, R'chl'd Drawz Link Wadeson Locken Ekren Wahl Erickson Maher Walster Esterby Moe Welk Frank Moerke Westby Freadhoff Mollet Williams Fristad Wolf Monson

Those voting in the negative were:

Anderson, R'chl'd Fuglestad **McInnes** Collette Heimes Sellens Dalzell Johnson Simenson Laske Skaar Einarson Fitch Leet Yirchott Fleck Luick

Murray

Power

Nygaard

Wollitz

Zurcher

Mr. Speaker

Absent and not voting:

Graham

Haedt

Gumeringer

Halcrow Klefstad Wambheim

Hofstrand Stormon, Rolette

So the concurrent resolution was declared passed and the title was agreed to.

House Bill No. 53. A Bill for an Act to amend and reenact Section 18-0405 of the North Dakota Revised Code of 1943, providing for an appropriation for fire departments; and declaring an emergency.

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:

Acheson Hafner Rolfsrud Allen Hammer Rudolph Anderson, Cass Haugen, Griggs- Sailer Those voting in the affirmative were:

Anderson,	Steele	Power
Eddy-Foster	Haedt	Saumur
Anderson, Ransom	Haugen, McLean	Schade
Anderson, R'chl'd	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Heimes	Schwartz
Baker	Helling	Seibel
Benson	Helm	Sellens
Bentz	Holand	Simenson
Prady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Langseth	Sorlie
Callahan	Larsen	Stair
Collette	Larson	Starck
Cote	Laske	Stevens
Culver	Lee	Sticka
Dalzell	Leet	Stormon, Ramsey
Dewing	Leier	Thompson, McL'n
Drawz	Lillehaugen	Thompson, R'chl'd
Einarson	Lindberg	Wadeson
Ekren	Link	Wahl
Erickson	Locken	Walster
Esterby	Luick	Wambheim
Fitch	Maher	Welk
Fleck	McInnes	Westby
Frank	Moe	Williams
Freadhoff	Moerke	Wolf
Fristad	Mollet	Wollitz
Fuglestad	Monson	Yirchott
Graham	Murray	Zurcher
Gumeringer	Nygaard	Mr. Speaker

Absent and not voting:

Halcrow Klefstad

Hofstrand

Klefstad Stormon, Rolette

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

House Bill No. 55. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

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:

Acheson	Hafner	Rolfsrud
Anderson, Cass	Hammer	Rudolph
Anderson	Haugen, McLean	Sailer
Eddy-Foster	Haugen, Griggs-	Saumur
Anderson, Richl'd	Steele	Schade
Anderson, Ransom	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Heimes	Schwartz
Baker	Helling	Seibel :

Benson Helm Sellens Bentz Holand Simenson Brady Homelvig Siverson Braun Johnson Skaar Brickner Kjelgaard Smart Kleppe Bryans Snow Bubel Solberg Langley Langseth Bymers Sorlie Stair Callahan Larsen Collette Larson Starck Cote Laske Stevens Culver Lee Sticka Dalzell Leet Stormon, Ramsey Thompson, McL'n Thompson, R'chl'd Dewing Leier Drawz Lillehaugen Wadeson Einarson Lindberg Ekren Link Wahl Erickson Locken Walster Wambheim Esterby Luick Maher Welk Fitch Fleck McInnes Westby Frank Moe Williams Moerke Wolf Freadhoff Fristad Mollet Wollitz **Fuglestad** Monson Yirchott Zurcher Graham Murray Gumeringer Nygaard Mr. Speaker

Absent and not voting:

Haedt

Allen Hofstrand Halcrow Klefstad

Power

So the bill was declared passed and the title was agreed to.

Stormon, Rolette

House Bill No. 62. A Bill for an Act making an appropriation to carry out the provisions of Chapter 6-07 of the 1947 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

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:

Acheson Allen	Hafner Hamn i er	Rolfsrud Rudolph
Anderson, Cass	Haugen, McLean	Sailer
Anderson	Haugen, Griggs-	Saumur
Eddy-Foster	Steele	Schade
Arndt	Haugland	Schmidt
Baeverstad	Hegge	Schuler
Baker	Heimes	Schwartz
Benson	Helm	Seibel
Bentz	Holand	Sellens
Brady	Homelvig	Simenson
Braun	Johnson _	Siverson
Brickner	Kjelgaard	Skaar
Bryans	Kleppe	Smart

Bubel Langley Snow Bymers Langseth Solberg Callahan Larsen Sorlie Collette Larson Stair Cote Laske Starck Culver Lee Stevens Dalzell Sticka Leet Dewing Leier Stormon, Ramsey Thompson, McL'n Einarson Lillehaugen Ekren Lindberg Wadeson Wahl **Lrickson** Link Esterby Luick Wambheim Fitch Maher Welk Fleck McInnes Westby Frank Williams Moe Moerke Freadhoff Wolf Fristad Mollet Wollitz **Fuglestad** Monson Yirchott Zurcher Graham Murray Nygaard Mr. Speaker Gumeringer Haedt Power

Those voting in the negative were:

Helling Locken Walster

Thompson, R'chl'd

Absent and not voting:

Anderson, Richl'd Halcrow Klefstad

Drawz Hofstrand Stormon, Rolette

So the bill was declared passed and the title was agreed to.

House Bill No. 48. A Bill for an Act to amend and reenact sections 15-2509 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 15-2511 of the North Dakota Revised Code of 1943, relating to powers of school districts to admit pupils from other districts and providing for payment of tuition.

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:

Rolfsrud Acheson Hafner Rudolf Allen Hammer Sailer Anderson, Cass Haugen, Griggs-Anderson, Steele Saumur Haugen, McLean Eddv-Foster Schade Anderson, Ramson Haugland Schmidt Anderson, R'chl'd Hegge Schuler Arndt Heimes Schwartz Seibel Baeverstad Helling Baker Sellens Helm Simenson Benson Holand Siverson Bentz Homelvig **Brady** Skaar Johnson Braun Kjelgaard Smart Brickner Kleppe Snow Solberg Bubel Langley Sorlie Bymers Langseth

Callahan Larsen Stair Starck Collette Larson Stevens Cote Laske Culver T ee Sticka Stormon, Ramsey Dalzell Leet Thompson, R'chl'd Dewing Leier Lillehaugen Wadeson Drawz Wahl Einarson Lindberg Walster Link Ekren Locken Wambheim Erickson Esterby Luick Welk Westby Fitch Maher Fleck Williams McInnes Wolf Frank Moe Wollitz Moerke Freadhoff Yirchott Mollet Fristad Monson Zurcher **Fuglestad** Mr. Speaker Murray Graham Gumeringer Nygaard Haedt Power

Absent and not voting:

Bryans Hofstrand Stormon, Rolette Halcrow Klefstad Thompson, McL'n

So the bill was declared passed and the title was agreed to.

House Bill No. 73. A Bill for an Act making an appropriation for the use of the North Dakota Research Foundation.

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:

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Acheson	Hafner	Rolfsrud		
Allen	Hammer	Rudolf		
Anderson, Cass	Haugen, Griggs-	Sailer		
Anderson,	Steele			
Eddy Foston		Saumur		
Eddy-Foster	Haugen, McLean	Schade		
Anderson, Ransom	Haugland	Schmidt		
Anderson, R'chl'd	Hegge	Schuler ·		
Arndt	Heimes	Schwartz		
Baeverstad	Helling	Seibel		
Baker	Helm	Sellens		
Benson	Holand	Simenson		
Bentz		Simenson		
Brady	Homelvig	Siverson		
Draw	Johnson	Skaar		
Braun	K jelgaard	Smart		
Brickner	Kleppe	Snow		
Bryans	Langley	Solberg		
Bubel	Langseth	Sorlie		
Callahan	Larsen	Stair		
Collette	Larson	Starck		
Cote	Laske			
Culver		Stevens		
Delegi	Lee	Sticka		
Dalzell	Leet	Stormon, Ramsey		
Dewing	Leier	Thompson, R'chl'd		
Drawz	Lillehaugen	Wadeson		
Einarson	Lindberg	Wahl		
Ekren	Link	Walster		
		i. aroncr		

Erickson. Locken Wambheim Esterby Luick Welk Fitch Maher Westby Frank McInnes Williams Wolf Freadhoff Moerke Wollitz Fristad Mollet **Fuglestad** Monson Yirchott Graham Murray Zurcher Gumeringer Mr. Speaker Nygaard Haedt Power

Absent and not voting:

Bymers Hofstrand Stormon, Rolette Fleck Klefstad Thompson, McL'n Halcrow

So the bill was declared passed and the title was agreed to. House Bill No. 74. A Bill for an Act making an appropriation for a pension for Dennis Duane Crites, minor child of National Guardsman John E. Crites.

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:

Acheson Hammer Rudolf Haugen, Griggs-Steele Allen Sailer Anderson, Cass Saumur Anderson, Eddy-Foster Haugen, McLean Haugland Schade Schmidt Anderson, Ramson Hegge Schuler Heimes Schwartz Helling Arndt Seibel **Baeverstad** Helm Sellens Benson Holand Simenson Bentz Homelvig Siverson Brady Johnson ` Skaar Braun **Kjelgaard** Smart Kleppe Brickner SnowLangley Bryans Solberg Bubel Langseth Sorlie Bymers Larsen Stair Callahan Larson Starck Collette Laske Stevens Cote Lee Sticka Culver Leet Stormon, Ramsey Dalzell Leier Thompson, R'chl'd Lillehaugen Dewing Thompson, McL'n Drawz Lindberg Wadeson Link Einarson Wahl Ekren Locken Walster Erickson Luick Wambheim Maher Esterby Welk Fitch McInnes Westby Frank Moe Williams Moerke Freadhoff Wolf Fristad Mollet Wollitz Monson Fuglestad Yirchott Graham Murray Zurcher

Gumeringer Nygaard Mr. Speaker Haedt Power

Haedt Power
Hafner Rolfsrud
Absent and not voting:

Baker Halcrow Klefstad

Fleck Hofstrand Stormon, Rolette

So the bill was declared passed and the title was agreed to.

House Bill No. 77. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

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:

Acheson Gumeringer Rolfsrud Rudolph Allen Haedt Anderson, Cass Hafner Sailer Anderson, Hamnier Saumur Eddy-Foster Haugen, Griggs-Schade Steele Anderson, Ransom Schmidt Haugen, McLean Schwartz

Haugland Schuler Arndt Hegge Seibel Baeverstad Baker Heimes Sellens Holand Benson Simenson Homelvig Siverson Bentz Johnson **Brady** Skaar Braun Kjelgaard Smart Kleppe Brickner SnowLangley Solberg Bryans Langseth Sorlie Bubel Stair **Bymers** Larsen Callahan Larson Starck Laske Collette Stevens

Stormon, Ramsey Cote Lee Leet Thompson, McL'n Culver Dalzell Leier Wadeson Dewing Lillehaugen Wahl Lindberg Walster Drawz Einarson Link Wambheim

Ekren Luick Westby Maher Williams Erickson Esterby McInnes Wolf Moe Wollitz Fitch Mollet Freadhoff Yirchott Monson Fristad Zurcher Murray **Fuglestad** Mr. Speaker

Graham Nygaard Power

Those voting in the negative were:

Frank Locken Thompson, R'chl'd Helling Moerke Welk

Helm

Absent and not voting:

Fleck Hofstrand Stormon, Rolette Halcrow Klefstad

So the bill was declared passed and the title was agreed to.

House Bill No. 78. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

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:

Acheson Allen Anderson, Cass Anderson Eddy-Foster Anderson, Richl'd Anderson, Ranson Arndt Baeverstad Baker Benson Bentz Brady Braun Brickner Bryans Bubel Bymers Callahan Cellette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Frank Freadhoff Fristad Fuglestad	Leet Leier Lillehaugen Lindberg Link Locken Luick Maher McInnes Moerke Mollet Monson Murray	Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Thompson, R'chl'd Thompson, McL'n Wadeson Wahl Walster Wambheim Welk Westby Williams Wolf Wellitz Yirchott
		Wolf
<i></i>		Wellitz
Fuglestad		Yirchott
Graham	Nygaard	Zurcher
Gumeringer	Power	Mr. Speaker
Haedt		-

Absent and not voting:

Fleck Hofstrand Moe

Halcrow Klefstad Stormon, Rolette

So the bill was declared passed and the title was agreed to.

House Bill No. 79. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

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:

Acheson	Hafner	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen, Griggs-	Sailer
Anderson,	Steele	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Ransom	Hegge	Schmidt
Anderson, Richl'd	Heimes	Schuler
Arndt	Helling	Schwartz
Baeverstad	Helm	Seibel
Baker	Holand	Sellens
Benson	. Homelvig	Simenson
Bentz	Johnson	Siverson
Brady	Kjelgaard	Skaar
Braun	Kleppe	Smart
Brickner	Langley	Snow
Bryans	Langseth	Solberg
Bubel	Larsen	Sorlie
Bymers	Larson	Stair
Callahan	Laske	Starck
Collette '	Lee	Stevens
Cote	Leet	Sticka
Culver	Leier	Stormon, Ramsey
Dalzell	Lillehaugen	Thompson, R'chl'd
Dewing	Lindberg	Thompson, McL'n
Drawz	Link	Wadeson
Einarson	Locken	Wahl
Ekren	Luick	Walster
Erickson	Maher	Wambheim
Esterby	McInnes	Welk
Fitch Titch	Moe	Westby
Frank	Moerke	Williams
Freadhoff	Mollet	\mathbf{Wolf}
Fristad	Monson	Wollitz
Fuglestad	Murray	Yirchott
Gumeringer	Nygaard	Zurcher
Haedt	Power	Mr. Speaker

Absent and not voting:

Fleck Hapgen, McLean Hofstrand Graham Klefstad

Halcrow Stormon, Rolette

So the bill was declared passed and the title was agreed to.

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of paying for oleomargarine stamps, and declaring an emergency.

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:

Acheson	Hafner	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen, Griggs-	Rudolf
Anderson,	Steele	Sailer
Eddy-Foster	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schwartz
Baeverstad	Helling	Schuler

Stormon, Rolette

Baker Helm Seibel Benson Holand Sellens Bentz Homelvig Simenson Brady Johnson Siverson Braun Kielgaard Skaar Brickner Kleppe Smart Bryans Langley Snow Solberg Bubel Langseth **Bymers** Larsen Sorlie Callahan Larson Stair Collette Laske Starck Cote Culver Lee Stevens Leet Sticka Leier Stormon, Ramsey Dalzell Dewing Lillehaugen Thompson, R'chl'd Lindberg Wadeson Drawz Wahl Einarson Link Walster Ekren Locken Wambheim Erickson Luick Esterby Maher Welk Westby Fitch McInnes Frank Moe Williams Moerke Freadhoff Wolf Wollitz Mollet Fristad Yirchott **Fuglestad** Monson Graham Murray Zurcher Gumeringer Nygaard Mr. Speaker Haedt Absent and not voting:

Halcrow Klefstad Thompson, McL'n

Hofstrand

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

House Bill No. 2. A Bill for an Act to amend and reenact chapter 11-31 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to county highway engineers; providing for election for creation and termination of office of county highway engineer, and declaring an emergency.

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:

Fleck

Haugen, Griggs-Acheson Sailer Allen Steele Schade Anderson, Cass Anderson, Ransom Haugen, McLean Schmidt Schwartz Haugland Anderson, Richl'd Heimes Schuler Seibel Helling Arndt Sellens Helm Baeverstad Simenson Baker Holand Siverson Homelvig Benson Kjelgaard Skaar Bentz Smart Braun Kleppe Snow Bryans Langley Solberg Langseth Bubel Sorlie **Bymers** Larsen Stair Callahan Larson Rudolf Hammer

Collette Lee Starck Stevens Cote Leet Sticka Culver Leier Dalzell Lillehaugen Stormon, Ramsey Thompson, R'chl'd Dewing Lindberg Link Thompson, McL'n Drawz Wadeson Einarson Locken Erickson Luick Wahl Wambheim Esterby Maher Frank McInnes Welk Freadhoff Moerke Westby Williams Fristad Mollet Wolf **Fuglestad** Monson Graham Nygaard Wollitz Zurcher Gumeringer Power Mr. Speaker Haedt Rolfsrud Hafner Those voting in the negative were: Brady Hegge Saumur Walster Brickner Johnson Fitch Laske Yirchott

Absent and not voting:

Anderson, Fleck Klefstad
Eddy-Foster Halcrow Murray
Ekren Hofstrand Stormon, Rolette

Moe

So the bill was declared passed and the title was agreed to, and declaring an emergency.

GENERAL ORDERS

Rep. Lillehaugen 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 Rep. Lillehaugen 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. 38, and recommend that the bill be amended as follows:

In line 184, change the word "eighteen" to "sixteen."

In line 188 strike out the word "thirty" and insert in lieu thereof the word "twenty."

In line 194 strike out the word "twenty-four" and insert in lieu thereof the word "eighteen."

In line 306, change the word "avoid" to "void."

—and further recommend that in line 120 the printed bill be corrected to correspond with the original by changing the word "eligible" to "legible."

And when so amended, by the Committee of the Whole, recommend the same for passage.

M. T. LILLEHAUGEN, Chairman, Committee of the Whole.

Rep. Bubel moved that the report of the Committee of the Whole on House Bill No. 38, be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, January 20, 1949.

Mr. Speaker: I have the honor to return:

House C. R. D

Which the Senate has adopted.

W. J. TROUT, Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

SCR "C,"

and the Speaker signed the same in the presence of the House.

Rep. Wolf moved that the House do now recess until 1:45 p. m. Friday, January 21, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

SEVENTEENTH DAY AFTER RECESS EIGHTEENTH DAY

Bismarck, January 21, 1949

The House reconvened at 1:45 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 4th order of business.

PETITIONS AND COMMUNICATIONS

Rep. Bentz presented a resolution from the Lawrence Stephenson Post No. 133 of Turtle Lake, North Dakota regarding the bonus for service men and women, which was referred to the Committee on Veteran's and Military Affairs.

Rep. Callahan moved that the resolution from the Lawrence Stephenson Post No. 133 of Turtle Lake, be printed in the House Journal, which motion prevailed.

Turtle Lake, North Dakota January 10, 1949

RESOLUTION

The following resolution was passed unanimously at the January 10 meeting of the Lawrence Stephenson Post No. 133, at Turtle Lake, North Dakota:

"Be it hereby resolved that the following is the unanimous concensus of opinion of this American Legion Post:

That the Legislature of the State of North Dakota, in determining a basis of payment of the proposed bonus for servicemen and women, who served prior to, during, and after the cessation of hostilities in World War II, take into account and give credit for service after VJ Day, by those who were in the armed services prior to VJ day. That the overwhelming percentage of Servicemen and women were not discharged or released to inactive service for various periods of time after VJ Day, and because that service was of such great importance and vital to the welfare of our country, a six-months period after VJ Day or the period until release from active duty, whichever period is earlier, should be considered in the basis for bonus payments.

O. R. GUNDERSON, Post Adjutant.

A resolution received by the Speaker of the House from Mr. I. K. Werwinski of South Bend, Indiana, requesting the Governor of North Dakota to proclaim the 11th day of October as "General Pulaski's Memorial Day" was referred to the committee on State and Federal Government.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed.

House Bill No. 38

GOTTLIEB FRANK, Chairman.

Representative Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Baker moved that the committee in charge of the Public Address System be instructed to see that the system is carefully overhauled and checked over this weekend and put in proper operating order by competent men, which motion prevailed.

Rep. Lillehaugen moved that the absent members be excused, which motion prevailed.

Rep. Lillehaugen moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

EIGHTEENTH DAY

Bismarck, January 21, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. Father Aydt of St. Mary's Church of Bismarck.

The roll was called and all members were present except Representatives Sailer, and Stormon of Rolette.

The Speaker announced that the House would be on the 16th order of business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

H C R "D"

and the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 21, 1949

Mr. President: I have the honor to return:

Senate C. R. "C"

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

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

Page 129, line 17, correct the spelling of "Murray."

Page 131, line 24, correct the spelling of "favorable."

Page 132, line 28, correct spelling of "appointed."

Page 134, line 8 from the bottom, correct spelling of "maintaining."

Page 135, line 30, correct spelling of "the," in line 35, correct spelling of "Industry," and after title of House Bill No. 151, insert the words "was read the first time and referred to the Committee on."

Page 186, insert the title of House Bill No. 154.

Page 138, line 39, strike out the word "to" and the period.

Page 140, line 37, strike out one zero after the word "nays."

Pages 142 and 143, show Stormon of Ramsey voting "aye" and Stormon of Rolette as absent, and make the same change on page 144.

Page 147, correct spelling of "emergency."

Page 148, line 14, change the word "adjourn" to "recess."

Page 139, House Bill No. 62, show Anderson of Richland present and voting "aye" and; page 142, show Anderson of Richland present and voting "aye" on House Bill No. 74 and page 143, show Anderson of Richland present and voting "aye" on House Bill No. 77, and change totals accordingly.

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 12 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 13 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 21 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 22 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Link moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 31 have had the same under consideration and recommend that the same do pass.

RAY THOMPSON, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 46 have had the same under consideration and recommend that the same do pass.

RAY THOMPSON, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 94 have had the same under consideration and recommend that the same do pass.

JOSEPH WELK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Vets. & Military Affairs to whom was referred House Bill No. 98 have had the same under consideration and recommend that the same do pass.

ELMER HEGGE, Chairman.

Rep. Starck moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 21, 1949

Mr. President: I have the honor to transmit:

House C. R. "D"

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that action on the amendments on House Bill No. 6, as recommended by the Committee on Finance and Taxation and printed on pages 101, 102, 103 and 104 of the House journal, be deferred until Monday, January 24th, 1949, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Gumeringer, Benson, Frank, Leier, Westby, Helm, McInnes and Sellens introduced:

House Bill No. 155. A Bill for an Act to amend and reenact section 43-0118 of the North Dakota Revised Code of 1943, relating to abstracter fees and declaring an emergency.

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

Reps. Baker, Larsen and Moerke introduced:

House Bill No. 156. A Bill For an Act to amend and reenact Section 15-4715 of the North Dakota Revised Code of 1943, relating to school contracts.

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

Rep. Graham (By Request) introduced:

House Bill No. 157. A Bill for an Act requiring ordained ministers of the gospel, priests, ministers of the gospel licensed by regular church bodies or denominations and by the Society of Friends or Quakers, authorized to perform the marriage rite, to file a copy of their credentials, their license or ordination with the judge of the county court of some county in this state, and the recording of same in such county; requiring such filing and recording to be endorsed upon and recorded with each certificate of marriage granted by such minister; and providing that such ministers, priests or pastors be of lawful age.

Was read the first time and referred to the Committee on

Social Welfare.

Rep. Graham (By Request) introduced:

House Bill No. 158. A Bill for an Act authorizing two or more incorporated religious societies, churches, congregations, parishes, chapters, dioceses, properties and cathedrals to consolidate, merge, and reorganize as a single religious society, church, congregation, parish, chapter, diocese, or cathedral, by complying with the provisions of law for the consolidation, merger and reorganization of such corpora-

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

Reps. Haugen of Griggs-Steele and Kjelgaard introduced:

House Bill No. 159. A Bill for an Act to amend and reenact sections 15-2503; 15-2515; 15-2531, prescribing the duties of common school district officers at their annual meeting; the clerk of a common school district, his duties, re ports, compensation, and making the treasurer ex-officio clerk of the school district; providing for the filling of vacancies in common school district offices; and repealing setion 15-2524, fixing the compensation of the treasurer.

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

Reps. Haugen of Griggs-Steele and Kjelgaard introduced:

House Bill No. 160. A Bill for an Act to amend and re-enact section 58-0502 of the North Dakota Revised Code of 1943, making the township clerk ex-officio township treasurer, and repealing section 58-0801 of the North Dakota Revised Code of 1943 providing compensation for the township treasurer.

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

The following bills, having been read, were placed on FINAL PASSAGE

House Bill No. 47. A Bill for an Act to amend and reenact sections 57-3602, 57-3606, subsections 2 and 3 of sections

57-3607, 57-3608, 57-3611, 57-3613 and section 2 of section 57-3620 of the North Dakota Revised Code of 1943, relating to tax on cigarettes and snuff and removing the tax on cigarette papers and declaring an emergency.

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:

Acheson Allen Anderson, Cass Anderson Eddy-Foster Anderson, Ransom Anderson, Richl'd Arndt Baeverstad Baker Benson Bentz Brady Braun Brickner Bryans Bubel Bymers Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Fleck Frank Freadhoff	Haedt Hafner Halcrow Hammer Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Hofstrand Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick McInnes	Monson Murray Nygaard Power Rolfsrud Rudolf Saumur Schade Schmidt Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Thompson, R'chl'd Thompson, McL'n Wadeson Wahl Walster Welk Westby Williams Wolf
Fristad	Moe	Wollitz
Fuglestad	Moerke	Zurcher
Graham	Mollet	Mr. Speaker
Gumeringer		

Absent and not voting:

Maher Schuler Wambheim Sailer Stormon, Rolette Yirchott

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

House Bill No. 56. A Bill for an Act making an appropriation for the enforcement and administration of the Attorney General Licensing Department.

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:

Haedt Acheson Monson Hafner Murray Allen Anderson, Cass Halcrow Nygaard Anderson, Hammer Power Eddy-Foster Haugen, Griggs-Rolfsrud Steele Anderson, Ramson Rudolf Anderson, R'chl'd Haugen, McLean Saumur Arndt Haugland Schade Schmidt Baeverstad Hegge Baker Heimes Schuler Helling Schwartz Benson Seibel Bentz Helm Brady Hofstrand Sellens Holand Simenson Braun Brickner Homelvig Siverson Skaar **Bryans** Johnson Bubel Kjelgaard Smart. **Bymers** Klefstad Snow Kleppe Solberg Callahan Langley Sorlie Collette Langseth Stair Cote Culver Larsen Starck Dalzell Larson Stevens Dewing Laske Sticka Drawz Lee Stormon, Ramsey Leet Thompson, R'chl'd Einarson Thompson, McL'n Ekren Leier Erickson Lillenaugen Wadeson Wahl Lindberg Esterby Link Walster Fitch Fleck Locken Welk Luick Westby Frank Williams Freadhoff Maher McInnes Wolf Fristad Wollitz **Fuglestad** Moe Moerke Zurcher Graham Mollet Mr. Speaker Gumeringer Absent and not voting: Wambheim Yirchott Sailer

So the bill was declared passed and the title was agreed to.

House Bill No. 38. A Bill for an Act to regulate the sale and distribution of mixed fertilizers and fertilizer materials and repealing chapter 19-15 of the North Dakota Revised Code of 1943.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 94; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Stormon, Rolette

Acheson Haedt Monson
Allen Hafner Murray
Anderson, Cass Halcrow Nygaard

Anderson, R'chl'd Anderson, Ransom Arndt Baeverstad Baker Benson Bentz Brady Braun Brickner Bryans Bubel Bymers Callahan Cote Culver Dalzell Dewing Drawz Einarson Erickson Esterby Fleck	Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helm Hofstrand Holand Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Lee Leet Leier Lindberg Link Locken	Rolfsrud Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Stair Starck Sticka Thompson, McL'n Wadeson Walster Welk Westby
Frank Freadhoff	Luick Maher	Williams Wolf
Fristad Fuglestad Gumeringer Hammer	McInnes Moerke Mollet Power	Wollitz Zurcher Mr. Speaker
Those voting in the Anderson, Eddy-Foster Collette Fitch Absent and not votekren Graham Homelvig	ne negative were: Helling Laske Lillehaugen Moe	Rudolf Stevens Stormon, Ramsey Thompson, R'chl'd Wambheim Yirchott

So the bill was declared passed as amended and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 21, 1949

Mr. Speaker: I have the honor to transmit:

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Senate Bill No. 6
Senate Bill No. 14
Senate Bill No. 41
Senate Bill No. 59
Senate Bill No. 61
Senate Bill No. 62
Senate Bill No. 63
Senate Bill No. 65
Senate Bill No. 65
Senate Bill No. 66
Senate Bill No. 67
Senate Bill No. 68
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Which the Senate has passed and your favorable consideration is requested.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 21, 1949

Mr. Speaker: I wish to inform you that the president has appointed Senators Leno, Morgan and O'Brien to act with a like committee from the House in regard to Legislative printing.

Very respectfully,

W. J. TROUT, Secretary.

Rep. Link moved that the Speaker appoint a committee to meet with a like committee from the Senate in regard to Legislative printing, which motion prevailed and the Speaker appointed as such committee, Representatives Link, Helling and Holand.

FIRST READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act to amend and reenact section 32-1723 of the North Dakota Revised Code of 1943, relating to judgments in action for waste.

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

Senate Bill No. 5. A Bill for an Act to correct a typographical error appearing in subsection 8 of section 11-1006 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 9. A Bill for an Act to amend and reenact section 25-0214 of the North Dakota Revised Code of 1943, relating to the expense for care of patients at the state hospital and declaring an emergency.

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

Senate Bill No. 15. A Bill for an Act to amend and reenact sections 40-3801 and 40-3802 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to public libraries and reading rooms.

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

Senate Bill No. 35. A Bill for an Act to amend and reenact section 35-1301 of the North Dakota Revised Code of 1943, relating to repairmen's liens.

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

Senate Bill No. 47. A Bill for an Act to amend and reenact section 20-0217 of the North Dakota Revised Code of 1943, relating to the police powers of the game and fish commissioner, deputy commissioner and bonded appointees of the commissioner.

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

Senate Concurrent Resolution A. Ratification proposed amendment to the Constitution of the United States relating to he terms of office of the President.

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

The Speaker announced that the House would return to the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Employment wishes to submit the resignation of Mr. John H. Miller, as Mail Clerk for the House of Representatives, effective today.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report, which motion prevailed.

Rep. Wolf moved that the House do now recess until 1:45 p. m., Saturday, January 22nd, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

EIGHTEENTH DAY AFTER RECESS AND NINETEENTH DAY

Bismarck, January 22, 1949

The House reconvened at 1:45 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 5th order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 120 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman.

Rep. Helling moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 26 have had the same under consideration and recommend that the same do pass.

GEORGE P. BRAUN, Chairman

Rep. Klefstad moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 90 have had the same under consideration and recommend that the same be amended as follows:

In lines 21 and 22 strike out the words "October fifteenth" and insert in lieu thereof the words "October first." And when so amended recommend the same do pass.

GEORGE P. BRAUN, Chairman

Rep. Dewing moved that the report be adopted, which motion prevailed and the report was adonted.

The Speaker announced that the report of the Committee on Industry & Business on House Bill No. 90 will be considered in the sixth order of business on the next legislative

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 91 have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title, strike out the words "hail insurance

commissioner" and insert in lieu therefof "Commissioner of Insurance."

In line 11 after the word "postmark" insert the following: "according to the departments's receiving records."

In line 20 strike out the words "receipt and" at the end of the line.

At the end of the bill add the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

GEORGE P. BRAUN, Chairman

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry & Business on House Bill No. 91 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 10 have had the same under consideration and recommend that the same be amended as follows:

In line 71 strike out the word "bills" and insert in lieu thereof the word "bids."

And when so amended recommend the same do pass.

IVAN ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Political Subdivisions on House Bill No. 10 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 11 have had the same under consideration and recommend that the same do pass.

IVAN ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 14 have had the same under consideration and recommend that the same do pass.

IVAN ERICKSON, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions

to whom was referred House Bill No. 23 have had the same under consideration and recommend that the same do pass.

IVAN ERICKSON, Chairman.

Rep. Klefstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 95 have had the same under consideration and recommend that the same do pass.

IVAN ERICKSON, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 49 have had the same under consideration and recommend that the same be indefinitely postponed.

M. T. LILLEHAUGEN, Chairman.

Rep. Esterby moved that the report be adpted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 118 have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 124 have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title strike out the words "into the fields or woods" and insert in lieu thereof the word "afield."

In SECTION 1, line 1, Strike out the words "into fields or woods" and insert in lieu thereof the word "afield."

In line 3 strike out the words "into the fields or woods" and insert in lieu thereof the word "afield."

M. T. LILLEHAUGEN, Chairman. that the report be adopted, which

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 124 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "C" have had the same under consideration and recommend that the same dopass.

Rep. Fitch moved that the report be adopted, which motion prevailed and therefore was adopted.

M. T. LILLEHAUGEN, Chairman.

Rep. Bubel moved that final action on House Bill No. 31,

he deferred until Monday, January 24, 1949 at the request of the chairman of the Committee on Labor Relations, which motion prevailed.

Rep. Bubel moved that House Bill No. 46 be re-referred to the Committee on Appropriations as it carries an appropriation in excess of five hundred dollars, which motion prevailed.

Rep. Johnson requested that further action on House Bill No. 94 be deferred until Monday, January 24, 1949, due to the fact that a number of members will be absent until then, and the bill may be controversial. There being no objection the Speaker announced that the request of Rep. Johnson would be granted.

Rep. Schuler moved that the absent members be excused, which motion prevailed.

Rep. Schuler moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

NINETEENTH DAY

Bismarck, January 22, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. Father Aydt of St. Mary's Church of Bismarck.

The roll was called and all members were present except Representatives Anderson of Ransom, Anderson of Richland, Baker, Brickner, Drawz, Fitch, Freadhoff, Heimes, Holand, Larsen, Sailer, Sellens, Smart, Snow, Sorlie, Stormon, of Rolette, Thompson of Richland, Thompson of McLean, Westby and Yirchott.

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

Page 153, line 7, change the word "Quackers" to "Quakers." Page 158, line 13, correct spelling of "Representatives."

Page 152, line 224, correct spelling of "Starck."

Page 149, line 36, correct spelling of "earlier."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 22, 1949

Mr. President: I have the honor to transmit:

House Bill No. 2 House Bill No. 48 House Bill No. 53 House Bill No. 55 House Bill No. 62 House Bill No. 73 House Bill No. 74 House Bill No. 77 House Bill No. 78 House Bill No. 79

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

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, January 22, 1949

Mr. President: I have the honor to transmit:

House Bill No. 83 House C. R. "A"

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

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, January 22, 1949

Mr. President: I have the honor to transmit:

House Bill No. 38 House Bill No. 47 House Bill No. 56

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

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 1 have had the same under consideration and recommend that the same beamended as follows:

Line 7, strike out figure "2," insert figure "0;" Line 21, strike out figure "3," insert figure "1;" Line 22, strike out figure "3," insert figure "1."

E. D. CULVER, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Transportation on House Bill No. 1 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom

was referred House Bill No. 19 have had the same under consideration and recommend that the same be indefinitely postponed.

E. D. CULVER, Chairman.

Rep. Ekren moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 20 have had the same under consideration and recommend that the same do pass.

E. D. CULVER, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 40 have had the same under consideration and recommend that the same do pass.

E. D. CULVER, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 51 have had the same under consideration and recommend that the same be amended as follows:

Line 16, strike out the word "on," and change to the word "or."

Line 86, strike out the figure "1," and insert the figure "3."

Line 88, strike out the figure "1," and insert the figure "3."

Line 119, strike out the figure "1," and insert the figure "3."

Line 120, strike out the figure "1," and insert the figure "3."

And when so amended recommend the same do pass.

E. D. CULVER, Chairman.

Rep. Lillehaugen moved that the report be adopted, which notion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Transportation on House Bill No. 51 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 50 have had the same under consideration and recommend that the same do pass.

E. D. CULVER, Chairman.

Rep. Kleppe moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 22, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 26
Senate Bill No. 32
Senate Bill No. 34
Senate Bill No. 39
Senate Bill No. 50
Senate Bill No. 60
Senate Bill No. 64
Senate Bill No. 83
Senate Bill No. 89
Senate Bill No. 90
Senate Bill No. 92
Senate Bill No. 93
Senate Bill No. 95

Senate Concurrent Resolution "E"

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 22, 1949

Mr. Speaker: I have the honor to return:

House Concurrent Res. "D"

Which the President has signed.

W. J. TROUT, Secretary.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your committee appointed to meet with a like committee from the Senate on legislative printing wishes to report the following. Together with the Senate committee composed of Senaors Leno, Morgan and O'Brien, we met in the Secretary of State's office with Mr. Miller, State Printer and the members of the printing commission, namely, Thomas Hall, Math Dahl and C. W. McDonnell. Present also was Mr. Melton of the Western Printing Co., who has the contract for the present legislative printing. The Printing Commission informed us that they are required by law to let the contract on the basis of bids and that the bid of the Western Printing Company was about \$10,000 less on the daily journals alone, than that submitted by other bidders. He further reported from minutes of their meetings, that they had rejected all bids the first time and re-advertised but the bids submitted were almost the same.

Mr. Melton explained that he is using some new help and consequently is encountering some difficulty but felt certain these matters can be adjusted. He further informed us that together with his own equipment and that which he has under lease agreement, he has three machines available for use. He also admitted some of the errors were his own. He assured all present that he would be able to meet the requirements of the contract. Inasmuch as today's Senate and House journals were printed and returned to the respective chambers on time and in better condition, the attitude of all present seemed to be that our purpose had been accomplished. No formal action was taken but apparently it was the general agreement by both committees that improve-

ments had been made and that in a short time these difficulties would be overcome.

ARTHUR LINK, Chairman.

Rep. Link moved the adoption of the report of the Committee which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS AND A RESOLUTION

Reps. Fuglestad, Halcrow, Holand, Erickson, Langley, and Graham introduced:

House Bill No. 161. A Bill for an Act to amend and reenact section 5-0123 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to hours of sale of alcoholic beverages and providing a penalty for violation thereof

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

Reps. Fuglestad, Kjelgaard, Bymers, Haugland, Moe, Moerke, Seibel, Holand, Nygaard, Klefstad, Sellens, and Maher introduced:

House Bill No. 162. A Bill for an Act authorizing the county commissioners in any county in this state, upon application by a duly organized county hospital association, to make a levy not to exceed eight mills upon the assessed valuation of the property in the county for the erection and construction of a county hospital.

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

Reps. Einarson, Dalzell, Halcrow, Westby, Power, Fuglestad, Holand, Luick, Anderson of Richland, Wollitz, Collette, McInnes, Walster, and Langley introduced:

House Bill No. 163. A Bill for an Act to equalize taxation and replace in part the tax on property; to provide the public revenue to be used for such replacement by imposing a tax on the gross receipts from retail sales as defined herein; to provide for the collection of such tax, the distribution and use of the revenue derived therefrom, and the administration of said law; to provide for certain deductions and exemptions; establishing a lien for the payment of such tax; to fix fines and penalties for the violation of the provisions of this Act.

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

Reps. Graham and Murray introduced:

House Bill No. 164. A Bill for an Act to amend and reenact Section 24-0902 and to repeal Section 24-0903 and Section 24-0905 of the North Dakota Revised Code of 1943, relating to warning signs at railroad crossings.

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

Reps. Brady and Saumur introduced:

House Bill No. 165. A Bill for an Act to prescribe the

time and manner of giving notice of annual and special meetings to members of mutual insurance companies organized under the provisions of chapter 26-08 of the North Dakota Revised Code of 1943; prescribing what the by-laws of such companies may provide as to what shall constitute a quorum; providing for representation at such meetings by proxy; prescribing what vote shall be necessary to approve or reject proposals at such meetings and for the amendment of articles and by-laws; providing for a repeal of all acts or parts of acts in conflict with this Act, and declaring an emergency.

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

House Bill No. 166. A Bill for an Act to amend and reenact sections 6-0111, 15-0203 and 20-0203 of the North Dakota Revised Code of 1943 and 4-1707, 6-0116, 18-0101, 19-0103, 20-0207, 20-0209, 20-0212, 24-0206, 25-0205, 27-0303, 38-0304, 39-0202, 54-2104, 54-2106 and 65-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to salaries of state officers and employees.

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

Reps. Callahan and Klefstad introduced:

House Bill No. 167. A Bill for an Act relating to holiday bank transactions.

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

Reps Esterby, Siverson, and Lee introduced:

House Bill No. 168. A Bill for an Act to amend and reenact section 15-2207 of the North Dakota Revised Code of 1943, relating to clerks and assistants, office and supplies for the county superintendent of schools.

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

Committee on Industry & Business (Rep. Braun, Chairman) introduced:

House Bill No. 169. A Bill for an Act to amend and reenact subdivision 4 of section 26-1110 of the North Dakota Revised Code of 1943, relating to pensions for officers and directors of domestic life insurance companies.

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

Committee on Industry & Business (Rep. Braun, Chairman) introduced:

House Bill No. 170. A Bill for an Act creating subsection 13 of section 26-0811 of the 1947 Supplement to the North Dakota Revised Code of 1943; amending section 26-0812 of the 1947 Supplement to the North Dakota Revised Code of 1943, and section 26-0813 of the North Dakota Revised Code of 1943; relating to investment in and holding of real estate other than farm property by domestic insurance companies.

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

Reps. Murray and Graham introduced:

House Bill 171. A Bill for an Act Providing for the Foreclosure of Conditional Sale Contracts and Prohibiting Forfeiture of Buyer's Equity; Prohibiting Taking Possession of Property under such Conditional Sale Contract without due process of law; Outlawing Contracts made Contrary thereto; Imposing Damages, including punitive, for violation; and declaring an emergency.

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

Reps. Murray and Graham introduced:

House Bill No. 172. A Bill for an Act to repeal Section 28-2709 and Section 33-1107 of the North Dakota Revised Code of 1943, relating to undertaking for costs on appeal from the district court to the supreme court, and undertaking for costs on appeal from justice court to the district court.

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

Reps. Murray and Graham introduced:

House Bill No. 173. A Bill for an Act to amend and reenact Section 27-0912 of the North Dakota Revised Code of 1943, relating to new names supplied for list of names of persons qualified as jurors after each jury term.

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

Reps. Helling, Wollitz, Schade, Schwartz, Starck, Hammer, Haugen of McLean, Larson, Cote, and Lillehaugen introduced:

House Concurrent Resolution "F." A concurrent resolution providing for an amendment to the constitution of the state of North Dakota, relating to taxation and authorizing the people or the legislature to subject real property to a progressive graduated tax increasing according to area or value or both.

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

The following House bills, having been read were placed on

FINAL PASSAGE

House Bill No. 12. A Bill for an Act defining residential property, block of pavement, residential block, and residential paving project, providing for the establishment of standard width of paving, permitting cities to pay cost of excess width of paving providing for protests to bar improvements, providing the special assessment procedure to be followed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 2; absent and not voting, 25.

Those voting in the affirmative were:

Acheson Halcrow Monson
Allen Hammer Murray
Anderson, Cass Haugen, Griggs- Nygaard
Anderson. Steele Power

Eddy-Foster	Haugen, McLean	Rolfsrud
Arndt	Haugland	Rudolf
Baeverstad	Helling	Saumur
Benson	Helm	Schade
Bentz	Hofstrand	Schmidt
Brady	Kjelgaard	Schuler
Braun	Klefstad	Schwartz
Bryans	Kleppe	Seibel
Bubel	Langley	Simenson
Bymers	Langseth	Siverson
Callahan	Larson	Skaar
Collette	Laske	Solberg
Cote	Lee	Stair
Dalzell	Leet	Stevens
Dewing	Leier	Sticka
Einarson	Lillehaugen	Stormon, Ramsey
Ekren	Lindberg	Wadeson
Erickson	Link	Wahl
Esterby	Locken	Wambheim
Frank	Luick	Welk
Fristad	Maher	Williams
Fuglestad	McInnes	Wolf
Graham	Moe	Wollitz
Gumeringer	Moerke	Zurcher
Haedt	Mollet	Mr. Speaker
Hafner		man openates

Those voting in the negative were:

Hegge	Walster	
Absent and not vot	ing.	
Anderson, Ransom	Heimes	Snow
Anderson, R'chl'd		Sorlie
Baker	Homelvig	Starck
Brickner	Johnson	Stormon, Rolette
	Larsen	Thompson, McL'n
Drawz	Sailer	Thompson, R'chl'd
Fitch	Sellens	Westby
Fleck	Smart	Yirchott
Freadhoff		

So the bill was declared passed and the title was agreed to. House Bill No. 13. A Bill for an Act to amend and reenact subsection 2 of section 21-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943 and subsection 3 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues in cities and villages.

The question being on the final bassage of the bill, the roll was called and there were: ayes, 80; nays, 5; absent and not voting, 28.

Those voting in the affirmative were:

Acheson	Haedt	Monson
Allen	Hafner	Murray
Anderson, Cass	Halcrow	Nygaard
Anderson,	Haugen, Griggs.	Power
Eddy-Foster	Steele	Rolfsrud
Arndt	Haugen, McLean	Rudolf
Baeverstad	Haugland	Saumur
Benson	Hegge	Schade
Bentz	Helm	Schmidt
Brady		

Braun Schwartz Hofstrand Bryans Kjelgaard Seibel Bubel Klefstad Simenson **Bymers** Kleppe Siverson Callahan Skaar Langley Collette Solberg Langseth Cote Larson Stair Dalzell Laske Stevens Dewing Lee Sticka . Stormon, Ramsey Einarson Leet Ekren Wadeson Leier Erickson Lillehaugen Wahl Lindberg Wambheim Esterby Frank Link Welk Fristad Luick Williams **Fuglestad** McInnes Wollitz Graham Moe Zurcher Mr. Speaker Gumeringer Moerke Those voting in the negative were: Hammer Locken Wolf Helling Walster Absent and not voting. Anderson, Ransom Holand Anderson, R'chl'd Homelvig Smart Snow Baker Johnson Sorlie Brickner Larsen Starck Stormon, Rolette Culver Maher Thompson, McL'n Thompson, R'chl'd Drawz Mollet

Heimes So the bill was declared passed and the title was agreed to. House Bill No. 21. A Bill for an Act to amend and reenact section 57-3204 of the North Dakota Revised Code of 1948, relating to allocation of taxes imposed upon car line, express and air transportation companies.

Westby

Yirchott

Sailer

Schuler

Sellens

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 85; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Fitch

Fleck

Freadhoff

Acheson Allen	Haugen, Griggs- Steele	Monson Murray
Anderson, Cass	Haugen, McLean	Power
Anderson.	Haugland	Rolfsrud
Eddy-Foster	Hegge	Rudolf
Arndt	Helling	Saumur
Baeverstad	Helm	Schade
Benson	Hofstrand	Schmidt
Bentz	Johnson	Schuler
Brady	Kjelgaard	Schwartz
Braun	Klefstad	Seibel
Bryans	Kleppe	Simenson
Bubel	Langley	Siverson
Callahan '	Langseth	Skaar
Collette	Larson	Solberg
Dalzell	Laske	Stair
Dewing		

Einarson Lee Stevens Sticka Leet Ekren Stormon, Ramsey Erickson Leier Lillehaugen Wadeson Esterby Wahl Frank Lindberg Walster Link Fristad Fuglestad Locken Welk Williams Luick Graham Wolf Gumeringer Maher Wollitz McInnes Haedt Hafner Moe Zurcher Mr. Speaker Moerke Halcrow Mollet Hammer Absent and not voting. Anderson, Ransom Fleck Snow Sorlie Anderson, R'chl'd Freadhoff Baker Heimes Starck Brickner Holand Stormon, Rolette Thompson, McL'n Thompson, R'chl'd Bymers Homelvig Cote Larsen Culver Nygaard Wambheim Sailer Westby Drawz Yirchott Fitch Sellens Smart

So the bill was declared passed and the title was agreed to.

House Bill No. 22. A Bill for an Act to amend and reenact sections 40-4003, 40-4005, 40-4021, 40-1604 and 57-1527 of the North Dakota Revised Code of 1943, and to establish the period from January first through December thirty-first as the fiscal year for municipalities; to permit a levy of not to exceed one hundred fifty percent of that permitted by section 57-1508 of the North Dakota Revised Code of 1943 as amended for eighteen month period commencing July 1, 1949 and ending December 31, 1950; to provide for the matters which must be shown in the preliminary budget statement of municipalities; to eliminate the interim fund for municipalities.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Eddy-Foster Arndt Baeverstad Benson Bentz Brady Braun Bryans Bubel Bymers Callahan Collette Cote	Hammer Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Helling Helm Hofstrand Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larson Laske	Murray Nygaard Power Rolfsrud Rudolf Saumur Schade Schmidt Schuler Schwartz Seibel Simenson Siverson Skaar Solberg Stair Stevens
0000	Laske	Stevens

Dalzell Lee Sticka Dewing Leet Stormon, Ramsey Einarson Leier Thompson, McL'n Ekren Lillehaugen Wadeson Erickson Lindberg Wahl Esterby Link Walster Locken Wambheim Frank Fristad Luick Welk Fuglestad Williams Maher Graham McInnes Wolf Wollitz Gumeringer Moerke Haedt Mollet Zurcher Hafner Monson Mr. Speaker Halcrow Absent and not voting. Anderson, Ransom Freadhoff **Smart** Anderson, R'chl'd Heimes Snow Baker Holand Sorlie **Brickner** Homelvig Starck Culver Larsen Stormon, Rolette Drawz Moe Thompson, R'chl'd Fitch Sailer Westby Fleck Sellens Yirchott

So the bill was declared passed and the title was agreed to.

House Bill No. 98. A Bill for an Act to amend and reenact section 37-1507 of the North Dakota Revised Code of 1943, relating to commandant of the soldiers' home.

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: Acheson Halcrow Mollet Allen Hammer Monson Haugen, Griggs. Anderson, Cass Murray Anderson, Steele Nygaard Eddy-Foster Haugen, McLean Power Arndt Haugland Rolfsrud Baeverstad Hegge Rudolf Benson Helling Saumur Bentz Helm Schade Brady Hofstrand Schmidt Braun Johnson Schuler Kjelgaard Schwartz Bryans Klefstad Seibel Bubel Bymers Kleppe Simenson Callahan Langley Siverson Collette Langseth Skaar Solberg Cote Larson Dalzell Stair Laske Dewing Lee Stevens Sticka Einarson Leet Stormon, Ramsey Ekren Leier Wadeson Erickson Lillehaugen Wahl Esterby Lindberg Walster Frank Link Fristad Locken Wambheim Welk Fuglesta Luick Williams Graham Maher Wolf

Gumeringer McInnes Wollitz
Haedt Moe Zurcher
Hafner Moerke Mr. Speaker

Absent and not voting.

Anderson, Ransom Freadhoff Snow Anderson, R'chl'd Sorlie Heimes Holand Starck Baker Stormon, Rolette Brickner Homelvig Thompson, McL'n Thompson, R'chl'd Culver Larsen Drawz Sailer

Fitch Sellens Westby Fleck Smart Yirchott

So the bill was declared passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act transferring forty-two thousand two-hundred eighty-five dollars and eighty-four cents from the utility valuation fund to the general fund.

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

Senate Bill No. 14. A Bill for an Act to amend and reenact section 40-2105 of the North Dakota Revised Code of 1943, relating to compensation of inspectors, judges, and clerks at municipal elections.

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

Senate Bill No. 41. A Bill for an Act to amend and reenact section 20-0314 of the North Dakota Revised Code of 1943, relating to fees for commercial fishing licenses, and declaring an emergency.

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

Senate Bill No. 43. A Bill for an Act to amend and reenact sections 20-0501, 20-0502, 20-0801, 20-0802 and 20-0803 of the North Dakota Revised Code of 1943 and section 20-0703 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to open seasons on game birds, fish, and game animals and the variations of such open seasons by order or proclamation by the governor.

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

Senate Bill No. 59. 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.

Senate Bill No. 61. A Bill for an Act making an appropriation for the administrative expenses of the Veterans' Aid Commission.

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

Senate Bill No. 62. 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.

Senate Bill No. 63. 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. 65. A Bill for an Act making an appropriation for the purpose of paying a deficiency in the appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; and declaring an emergency.

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

Senate Bill No. 66. A Bill for an Act making an appropriation to provide funds for the arrest and return of fugitives from justice.

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

Senate Bill No. 67. A Bill for an Act making an appropriation for the payment of the premiums for Boys' and Girls' Club Work at County Achievement Fairs; and providing the manner of disbursing such funds and making reports.

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

Senate Bill No. 68. A Bill for an Act making an appropriation for inquest and burial of penal inmates, headstones for soldiers and sailors, action to release insane and list of new taxable lands.

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

Rep. Sticka moved that the House now recess until 1:45 p. m., Monday, January 24th, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

NINETEENTH DAY AFTER RECESS AND TWENTY-FIRST DAY

Bismarck, January 24, 1949

The House reconvened at 1:45 p. m., pursuant to recess taken, with Speaker Levin speaking.

The Speaker announced that the House would be on the 4th order of business.

PETITIONS AND COMMUNICATIONS

A resolution was presented by Rep. Baker from the American Legion at Minot regarding the soldier's bonus, which communication was referred to the Committee on Veteran's and Military Affairs.

Rep. Baker moved that the communication from the American Legion at Minot be printed in the House journal, which motion prevailed.

THE AMERICAN LEGION

Wm. G. Carrol Post No. 26 Minot, North Dakota

RESOLUTION

WHEREAS; The citizens of North Dakota have approved, by their majority vote, that a bonus be paid to veterans of World War II, and,

WHEREAS; The Legislative Research Committee has introduced two bills, (Senate Number One and Senate Number Two) to provide for payment of the bonus; to provide for tax levies to pay for general obligation bonds; to provide the amount of bonus to be paid each individual; and setting the dates of service for which bonus will be paid; and,

WHEREAS; Senate Bill No. 2 specifies that payment shall be made for service "To North Dakota veterans of World War II who served in the armed forces of the United States or governments allied with the United States government in World War II between September 16, 1940 and September 2, 1945;" and,

WHEREAS; The members of William G. Carrol Post No. 26, The American Legion, Minot, in regular meeting discussed the said dates and believe them to be discriminatory to a great majority of servicemen and women of World War II, and favorable only to a small minority of servicemen from North Dakota in World War II;

NOW, THEREFORE, BE IT RESOLVED,

That in order to give consideration to, and payment for service rendered by the greater number of servicemen and women who were on active duty long after September 2, 1945, as against the small number on duty prior to the beginning of the war on December 7, 1941, or the date as specified in Senate Bill No. 2, (September 16, 1940) that the effective dates of payment be more equally adjusted to give payment for service during wartime.

And further, Be it Resolved, that suggested dates of payment should be as follows: "From June 1, 1941 to March 31, 1946, both dates inclusive;" or an arrangement of dates somewhat closely corresponding to the dates above suggested.

For Wm. G. CARROL POST No. 26
The American Legion,
BY: Resolutions Committee
Leslie E. Maupin
Richard McGee

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 32 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 35 have had the same consideration and recommend that the same be amended as follows:

In line 96, page 5, strike out Section 6 and in line 102, strike out Section 7.

In line 122, page 6, strike out sentence starting with "Locker" and ending with "facilities" on line 123.

In line 149, page 7, strike out Section 11.

In line 205, page 10, strike out Section 16.

In line 217, page 10, strike out Section 17.

Renumber the lines accordingly.

And when so amended recommend the same be placed in General Orders.

Rep. Allen moved that he report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Fed. Gov't. to whom was referred House Bill No. 37 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman.

Rep. Collette moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 101 have had the same under consideration and recommend that the same be amended as follows:

In line 24 strike out the word "five" and insert in lieu thereof the word "four."

In line 26 strike out the word "five" and insert in lieu there of the word "four."

In line 26 strike out the word "his."

And when so amended recommend the same do pass.

F. J. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 101 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Enrolling and Engrossing respectfully report that they have delivered House Concurrent Resolution "D" to the office of the Secretary of State at the hour of 1:30 p. m. on January 24, 1949.

GOTTLIEB FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was declared adopted.

Rep. Culver asked an extension of time on House Bill No. 52, which is in the Committee on Transportation, which request was granted by the Speaker.

Rep. Mollet asked that an extension of time be given on House Bills Nos. 15, 16, 17 and 18, which are in the Committee on Finance and Taxation, which request was granted, by the Speaker.

Rep. Hofstrand asked that an extension of time be granted on House Bills Nos. 4 and 5, which are in the Committee of Education and which request was granted by the Speaker.

Rep. Welk moved that the absent members be excused, which motion prevailed.

Rep. Welk moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY-FIRST DAY

Bismarck, January 24, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. E. D. Murdock of Christ Episcopal Church of Mandan.

The roll was called and all members were present except Representatives Fitch, Sailer and Schmidt.

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

Correct the numbering on all pages.

Page 157, insert the names of the sponsors on House Bill No. 166.

Page 150, correct spelling of "amendment," line 20, and spelling of "thereof" in line 1.

Page 159, correct spelling of "recommend," line 24.

Page 151, correct spelling of "the" line 39.

Page 153, correct spelling of "transportation," line 4 from bottom of page.

Page 115, change the word "TO" to "OF," line 24.

Page 158, line 30, strike out the words "placed on."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Employment wishes to submit the resignation of Mrs. Rita Linnertz as postmistress, as of today.

ALBERT MOERKE, Chairman.

Rep. Moerke moves the adoption of the report of the Committee on Employment, which motion prevailed, and the resignation of Mrs. Linnertz was accepted.

Rep. Wolf moved that the name of Mrs. Nellie Olson be stricken from the roll as telephone attendant, which motion prevailed.

Rep. Moerke moved that Mrs. Nellie Olson be named as postmistress,

ROLL CALL

The question being on the election of Mrs. Nellie Olson as postmistress the roll was called and there were: ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the	affirmative were:	1.
Acheson	Halcrow	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen, Griggs-	Saumur
Anderson,	Steele	Schade
Eddy-Foster	Haugen, McLean	Schuler
Anderson, Ransom	Haugland	Schwartz
Anderson, Richl'd	Hegge	Seibel
Arndt	Heimes	Sellens

Baeverstad Baker Benson Bentz Braun Brickner Bryans Bubel Bymers Callahan Collette Cote Culver Dalzell Dewing Einarson Ekren Erickson Esterby Fleck Frank Freadhoff Fristad Graham Gumeringer Haedt Hafner	Helling Helm Holand Homelvig Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick McInnes Moerke Mollet Monson Murray Nygaard Power	Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, McL'n Thompson, McL'n Thompson, Richl'd Wadeson Wahl Walster Warbheim Welk Westby Williams Wolf Wolf Wollitz Yirchott Zurcher Mr. Speaker
Harner	10001	

Absent and not voting:

Brady Hofstrand Moe
Drawz Johnson Sailer
Fitch Maher Schmidt
Fuglestad

So Mrs. Nellie Olson was declared elected as postmistress, and was sworn in by the Speaker.

Rep. Lillehaugen moved that House Bill No. 118 be rereferred to the Committee on Social Welfare, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Bubel moved that the amendments on House Bill No. 6, as recommended by the Committee on Finance and Taxation and printed on pages 131, 132, 133, and 134 of the House journal, be adopted, which motion prevailed.

Rep. Bymers moved that the amendments on House Bill No. 90, as recommended by the Committee on Industry and Business, and printed on page 149 of the House journal for January 22, 1949, be adopted, which motion prevailed.

Rep. Bubel moved that the amendments on House Bill No. 91, as recommended by the Committee on Industry and Business, and printed on page 150 of the House journal for January 22, 1949, be adopted, also striking out the period at the end of the title, and adding the words "and declaring an emergency" which motion prevailed.

Rep. Johnson moved that the amendments on House Bill

No. 10, as recommended by the Committee on Political Subdivisons, and printed on page 150 of the House journal for January 22, 1949, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 124, as recommended by the Committee on Social Welfare, and printed on page 151 of the House journal for January 22, 1949, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on House Bill No. 1, as recommended by the Committee on Transportation, and printed on page 153 of the House journal for January 22, 1949, be adopted, which motion prevailed.

Rep. Bubel moved that the amendments on House Bill No. 51, as recommended by the Committee on Transportation, and printed on page 154 of the House journal for January 22, 1949, be amended as follows: In line 86, strike out the word "one" and insert the word "three;" in line 88, strike out the word "one" and insert the word "three;" in line 119, strike out the word "one" and insert the word "three;" and in line 120, strike out the last word "one" and insert the word "three," and when so amended, be adopted, which motion prevailed.

Rep. Baker moved that the House reconsider the action by which the report of the Committee on Social Welfare on House Bill No. 124, was adopted, which motion prevailed.

Rep. Brickner moved that the rules be suspended and that House Bill No. 124 be further amended as follows: in line 7, after the word "Peace" insert a comma and the words "County Court Judge," which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 24, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8

Senate Bill No. 58

Senate Bill No. 72

Senate Bill No. 82

Senate Bill No. 87

Senate Bill No. 97

Senate Bill No. 104

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

W. J. TROUT, Secretary.

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

Reps. Kjelgaard and Haugen of Griggs-Steele introduced:

House Bill No. 174. A Bill for an Act providing for state dog licenses and establishing a fund for the payment of indemnity for damage to sheep done by dogs.

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

Reps. Brady and Brickner introduced:

House Bill No. 175. A Bill for an Act to amend and reenact sections 57-3716 and 57-3729 of the North Dakota Revised Code of 1943, relating to estate taxes.

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

Rep. Graham (By request) introduced:

House Bill No. 176. A Bill for an Act authorizing and permitting the payment and discharge of delinquent estate taxes where such estate is of an appraised value of less than fifty thousand dollars and consists of at least two-thirds in value of agricultural lands and farm equipment and livestock, or products on such lands, and where such estate tax shall have been due and payable since prior to July 1, 1939, by the payment of the principal of such original estate tax, with one percent perannum penalty thereon from date such estate tax became due, and declaring an emergency.

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

Reps. Maher, Thompson of Richland, Wadeson and Fread-hoff introduced:

House Bill No. 177. A Bill for an Act to amend and reenact sections 47-1606 and 47-1615 of the North Dakota Revised Code of 1943, relating to renewal and notice of termination of leases of real property.

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

Reps. Maher, Thompson of Richland, Wadeson and Fread-hoff introduced:

House Bill No. 178. A Bill for an Act to amend and reenact section 47-0604 of the North Dakota Revised Code of 1943, relating to fixtures, improvements and soil building practices by tenants on leased land.

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

Rep. Fleck, by request, introduced:

House Bill No. 179. A Bill for an Act to amend and reenact section 43-0438 of the North Dakota Revised Code of 1943 relative to the licensing of barbers from other states and a permit to practice as a journeyman barber; and declaring an emergency.

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

The Committee on Employment (Rep. Moerke, Chairman) introduced:

House Concurrent Resolution "G." A concurrent resolution providing and designating House and Senate employees and naming and fixing their Salary.

Rep. Johnson moved that House Concurrent Resolution "G" be printed in the House journal, before further action was taken, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. G

Introduced by Employment Committee (Rep. Moerke)

Ser BE I OF TH CU 1 2 2a 3	oncurrent Resolution Providing and Designating House nate Employees and Naming and Fixing Their Salarie T RESOLVED BY THE HOUSE OF REPRESENTATION THE THIRTY-FIRST LEGISLATIVE ASSEMBLY IE STATE OF NORTH DAKOTA, THE SENATE COURTING THEREIN: That for and during this thirty-first Legislative Assembly the following named persons be employed and append as officers and employees of the House and of the Seand shall be paid the compensation set opposite their respired names: HOUSE	s: IVES OF ON- mbly oint- enate
_		4 2 4 4
7	George Olson, Chief Clerk	15.00
8	Art Moerke, Ass't. Chief Clerk	12.00
9	Ruth Smith, Desk Reporter	15.00
10	Anton J. Schmidt, Sergeant-at-Arms	20.00
11	Oswald Kruisk, Ass't. Sergeant-at-Arms	7.00
	Deal To II II I and Deal to lea	7.00
12	Paul E. Halldorson, Proofreader	8.00
13	Gerald Saxerud, Proofreader	8.00
14	Albert Haugerud, Calender Clerk	10.00
15	Miles Nelson, Mailing Clerk	9.00
16	J. F. Fitzgerald, Mailing Clerk	7.00
17	J. F. Fitzgerald, Mailing Clerk Fred Krueger, Mailing Clerk John H. Miller, Mailing Clerk	7.00
18	John H Miller Mailing Clark	7.00
19	This Mitches Mailing Clerk	7.00
	Fritz Mitskog, Mailing Clerk	7.00
20	Rochus Streifel, Mailing Clerk	
21	John Mork, Mailing Clerk	7.00
22	Arend Hoffman, Main Doorkeeper	7.00
23	John Omland, Doorkeeper	7.00
24	George Sinclair, Doorkeeper	7.00
25	Simon Werlinger, Doorkeeper	7.00
	Dita Timporta Desimietrosa	
26	Rita Linnertz, Postmistress	8.00
27	Tollef A. Moe, Bill Clerk	
28	James A. Maher, Messenger to Senate	7.00
29	James Klesalek, Page	7.00
30	Robert Madland, Page	7.00
31	Kitty Page, Page	7.00
32	Ellen Schulte, Page	7.00
33	Ruth Staley, Engrossing Clerk	0.00
	Ruth Statey, Engrossing Clerk	9.00
34	Florence Graham, Engrossing Clerk	9.00
35	Leonard A. Schneider, Messenger to Governor	
36	Gilbert Berg, Bill Room Clerk	7.00
37	E. O. Hougen, Bill Room Clerk	7.00
38	Jeanette Johnson, Committee Clerk	8.00
39	Alda Moe, Committee Clerk	8.00
40	Arlyne Ruder, Committee Clerk	8.00
	Caraldina Applausiet Committee Clark	
41	Geraldine Applequist, Committee Clerk	8.00
42	Ann Hepper, Committee Clerk	
43	Marie Tunell, Stenographer	10.00
44	Ann T. Allen, Stenographer	10.00
	· · · · · · · · · · · · · · · · · · ·	

45	Helen Gallagher, Stenographer	10.00
46	Eva Heath, Stenographer	10.00
	Evelyn Olson, Stenographer	10.00
47	Evelyn Olson, Stenographer	10.00
48	Eleanor E. Vendt, Stenographer	10.00
49	Edna Walsh, Stenographer	10.00
50	Nellie Olson, Telephone Clerk	7.00
51	Philip Himmerich, Coat Room Attendant	7.00
_	Steve Morris, Night Watchman	7.00
52		1.00
53	SENATE	
	Walter J. Trout, Secretary of the Senate	15 00
53	waiter J. 1 rout, Secretary of the Senate	10.00
54	Kenneth L. Morgan, Asst. Secy. of Senate	12.00
55	Dagny Olson, Desk Reporter	15.00
56	Arthur A. Herk, Bill Clerk	10.00
57	J. C. Goll, Sergeant-at-Arms	8 00
	O To The same A and Company of A man	7.00
58	C. E. Thomas, Asst. Sergeant-at-Arms	1.00
59	Catherine Green, Stenographer	10.00
60	Mildred Lange, Stenographer	10.00
61	Ethel Taylor, Stenographer	10.00
62	Cora Mae Danielson, Stenographer	10.00
	Total Mae Dameison, Stenographer	10.00
63	Myrtle Steen, Appr. Committee Clerk	
64	Mrs. P. J. Curtis, Engrossing & Enr.	9.00
65	Lucile Moses, Engrossing & Enr	9.00
66	Una M. Nierling, Telephone Messenger	7.00
67	John W. Benson, Proofreader	8.00
	John W. Benson, Frooneader	
68	Oscar A. Olson, Proofreader	8.00
69	John S. Hove, Bill Room Clerk	7.00
70	H. H. Dahl, Bill Room Clerk	7.00
71	Christ E. Dyste, Bill Room Clerk	7.00
72	Joe Marion, Bill Room Clerk	7.00
73	Nels Johnson, Postmaster	8.00
74	Jacob Hegland, Mail Clerk	7.00
75	Mrs. Catherine Smith, Mail Clerk	7.00
76	G. T. Wolseth, Mail Clerk	7.00
77	John Sailer, Mail Clerk	7.00
	T IT Mail Clerk	7.00
78	Lynn Heaps, Mail Clerk	
79	Geo. Hegland, Mail Clerk	7.00
80	John Koehn, Calendar Clerk	10.00
81	E. L. Christensen, Chart Room	7.00
82	Nels Noben, Chart Room	7.00
		7.00
83	Esther Hangerud, Chart Room	
84	Charlton Danielson, Chart Room	7.00
85	Mrs. Frank Barnes, Chart Room	7.00
86	Minnie J. Kurfirst, Chart Room	700
87	Roger J. Metz, Committee Clerk	
88	Ingwal Lunde, Committee Clerk	2.00
	Deal Tana Committee Clerk	
89	Paul Lane, Committee Clerk	8.00
90	Mrs. Paul E. Halldorsen, Committee Clk.	8.00
91	Mrs. Selma H. Stenersen, Committee Clk.	8.00
92	Alice Manikowske, Committee Clerk	8.00
93	Stephen Terhorst Committee Clark	8.00
	Stephen Terhorst, Committee Clerk J. O. Bergheim, Committee Clerk	
94	J. O. bergneim, Committee Clerk	8.00
95	Della Erickson, Committee Clerk	8.00
96	L. L. Rudrud, Committee Clerk	8.00
97	Victor H. Grina, Messenger to Governor	7.00
98	F. J. McConville, Doorkeeper	7.00
	W E Ving Donleann	
99	W. F. King, Doorkeeper	7.00
.00	O. W. Rudolph, Doorkeeper	7.00
01	Ray Unzelman, Doorkeeper	7.00
02	Martin Kilwein, Doorkeeper	7.00
03	Norin Korsmo, Doorkeeper	7.00
·w	MAIN TENEDING DOURCEDEL	1.00

104	Jerry Stair, Page	7.00
	Betty Pavlik, Page	7.00
106	Doris King, Page	7.00
107	M. C. Olson, Page	7.00
108	E. Wilson Willoughby, Coat Room Attd	7.00
109	T. A. Crawford, Committee Room Attd.	7.00
110	Gust Wog, Committee Room Attd.	7.00
	J. D. Gronna, Committee Room Attd.	7.00
112	Omar Rostad, Messenger to Stucke	7.00
113	Rev. N. E. Elsworth, Clergy-at-Large	7.00
114	Joe Eisele, Night Watchman	7.00

The following House Bills and Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 31. A Bill for an Act to amend and reenact section 52-0406 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to rate of contributions

made by employers to unemployment compensation fund.
Rep. Leet moved that House Bill No. 31 be amended in
lines 26, 34, 43, 50 and 58, changing the word "hundreth"
to "hundreths," which motion prevailed.

Rep. Leet moved that the rules be suspended and that House Bill No. 31 be considered properly re-engrossed as amended and placed on final passage, which motion pre-

vailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Hammer	Rolfsrud
Allen	Haugen, Griggs-	Rudolf
Anderson, Cass	Steele	Saumur
Anderson,	Haugen, McLean	Schade
Eddy-Foster	Hegge	Schuler
Anderson, Ransom	Heimes	Schwartz
Anderson, R'chl'd	Helling	Seibel
Arndt	Helm	Sellens
Baeverstad	Holand	Simenson
Baker	Homelvig	Siverson
Benson	Johnson	Skaar
Bentz	Kjelgaard	Smart
Brady	Klefstad	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Sorlie
Bubel	Langseth	Stair
Bymers	Larsen	Starck
Callahan	Larson	Stevens
Collette	Laske	Sticka
Cote	Lee	Stormon, Ramsey
Culver	Leet	Stormon, Rolette
Dalzell	Leier	Thompson, McL'n
Dewing	Lillehaugen	Thompson, R'chl'd
Drawz	Lindberg	Wadeson
Einarson	Link	Wahl
Erickson	Locken	Walster
Esterby	Luick	Wambheim
Fleck	Maher	Welk

Frank McInnes Westby Freadhoff Williams Moe Fristad Moerke Wolf **Fuglestad** Mollet Wollitz Graham Monson Yirchott Gumeringer Zurcher Murray Haedt Mr. Speaker Nygaard Halcrow Power

Absent and not voting:

Braun Hafner Sailer Ekren Haugland Schmidt Fitch Hofstrand

So the bill was declared passed and the title was agreed to.

House Bill No. 94. A Bill for an Act to Repeal Chapter 51-06 of the North Dakota Revised Code of 1943, being Sections 51-0601, 51-0602, 51-0603, 51-0604, and 51-0605, inclusive of said Revised Code, relating to Trading Stamps and Devices in the State of North Dakota.

The question being on the final passage of the bill, the roll was called and there were: ayes, 59; nays, 41; absent and not voting, 13.

Those voting in the affirmative were:

Hammer Link Anderson, Ransom Haugen, Griggs-Maher Anderson, R'chl'd Baeverstad Steele Monson Haugland Murray Hegge Helling Benson Nygaard Braun Rolfsrud Brickner Helm Rudolf Bryans Holand Schwartz Kjelgaard Bubel Seibel Klefstad **Bymers** Sellens Kleppe Cote Siverson Dewing Langley Skaar Einarson Langseth Smart Esterby Larsen Solberg Frank Laske Stair Freadhoff Lee Thompson, R'chl'd Graham Leet Wadeson Leier Welk Gumeringer Haedt Lillehaugen Williams Hafner Lindberg Mr. Speaker

Those voting in the negative were:

Heimes Allen Starck Anderson, Cass Homelvig Stevens Arndt **Johnson** Sticka Baker Luick Stormon, Rolette McInnes Stormon, Ramsey Bentz Thompson, McL'n Moe Brady Wahl Moerke Callahan Dalzell Mollet Wambheim Westby Power Drawz Saumur Wolf Erickson Schade Wollitz Fleck Schuler Fristad ' Yirchott

Halcrow Zurcher Simenson Haugen, McLean Sorlie

Absent and not voting:

Anderson, Fitch Sailer Eddy-Foster **Fuglestad** Schmidt Hofstrand Collette Snow Culver Larson Walster ' Ekren Locken

So the bill was declared passed and the title was agreed to.

House Bill No. 120. A Bill for an Act amending and re-enacting section 15-3404 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to transportation payments in common school districts.

The question being on the final passage of the bill, the roll was called and there were: ayes, 86; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haugen, McLean Rudolph Allen Haugland Saumur Helling Anderson Schade Eddy-Foster Helm Schuler Anderson, Ransom Anderson, Richl'd Baeverstad Holand Schwartz Homelvig Seibel Kjelgaard Simenson Klefstad Baker Siverson Benson Langley Skaar Langseth Smart Bentz Bryans Larsen Snow Bymers Larson Solberg Callahan Lee Sorlie Leet Collette Starck Cote Leier Stevens Culver Lillehaugen Stormon, Ramsey Lindberg Dewing Stormon, Rolette Thompson, R'chl'd Thompson, McL'n Link Einarson Locken Erickson Luick Wadeson Esterby Fleck Maher Wahl McInnes Walster Frank Wambheim Moe Freadhoff Moerke Westby Fristad Monson Williams Graham -Wollitz Gumeringer Murray Nygaard Zurcher Haedt Halcrow Power Mr. Speaker Rolfsrud Hammer

Steele

Haugen,

Griggs-

Those voting in the negative were:

Ekren Mollet Anderson, Cass **Fuglestad** A rndtSellens Hafner Sticka Brady Hegge Welk Braun Wolf Heimes Brickner Johnson Yirchott Bubel Kleppe Dalzell

Laske Drawz

Absent and not voting:

Fitch Sailer Stair Hofstrand Schmidt

So the bill was declared passed and the title was agreed to.

House Bill No. 26. A Bill for an Act to amend and reenact sections 6-0351, 6-0352, 6-0353, 6-0354, 6-0356, 6-0357 and 6-0358 of the North Dakota Revised Code of 1943, relating to borrowing, rediscounting and pledging of assets by state banking association; providing for foreclosures and prescribing penalties.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haedt Nygaard Hafner Power Allen Rolfsrud Halcrow Anderson, Cass Anderson, Eddy-Foster Hammer Rudolf Griggs-Saumur Haugen, Steele Anderson, Ransom Schade Haugen, McLean Anderson, Richl'd Schuler Haugland Arndt Schwartz Hegge Sellens Baeverstad Heimes Simenson Baker Helling Siverson Benson Helm Skaar Bentz Holand Smart. **Brady** Homelvig Snow Braun Brickner Johnson Solberg Kjelgaard Sorlie Bryans Klefstad Stair Bubel Kleppe **Bymers** Starck Stevens Langley Callahan Langseth Sticka Collette Larsen Stormon, Ramsey Cote Larson Stormon, Rolette Culver Thompson, McL'n Laske Dalzell Lee Wadeson Dewing Wahl Leet Drawz Leier Walster **Einarson** Lillehaugen Wambheim Ekren Welk Esterby Link Locken Westby Fleck Luick Williams Frank Maher Wolf Freadhoff Wollitz McInnes Fristad Moerke Yirchott **Fuglestad** Mollet Zurcher Graham

Those voting in the negative were:

Monson

Erickson Moe Lindberg Seibel

Gumeringer

Absent and not voting:
Fitch Murray
Hofstrand Sailer

Thompson, R'chl'd

Mr. Speaker

Schmidt

So the bill was declared passed and the title was agreed to.

House Bill No. 11. A Bill for an Act to amend and reenact section 40-2201 of the 1947 Supplement to the North Dakota Revised Code of 1943 and sections 40-2208 and 40-2209 of the North Dakota Revised Code of 1943, relating to defraying expense of improvements by special assessments, creation of improvement districts, size and form thereof, and regulations governing the same.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Helm Power Allen Haedt Rolfsrud Anderson, Cass Hafner Rudolf Halcrow Anderson, Saumur Haugen, Griggs. Eddy-Foster Schade Anderson, Ransom Steele Schuler Anderson, Richl'd Haugen, McLean Schwartz Haugland Arndt Sellens Baeverstad Hegge Simenson Baker Heimes Siverson Bentz Holand Skaar Homelvig Brady Smart Kjelgaard Braun Snow Brickner Klefstad Solberg Kleppe Bubel Sorlie **Bymers** Stair Langley Callahan Langseth Sticka Collette Larsen Stormon, Ramsey Cote Larson Stormon, Rolette Thompson, McL'n Thompson, Richl'd Culver Laske Dalzell Lee Dewing Leet Wadeson Leier Wahl Drawz Lillehaugen Walster Einarson Ekren Lindberg Wambheim Link Erickson Welk Esterby Luick Westby Fleck Maher Williams Wolf Freadhoff McInnes Fristad Moerke Wollitz **Fuglestad** Mollet Yirchott Graham Murray Zurcher Nvgaard Gumeringer Mr. Speaker Those voting in the negative were: Frank Locken Seibel Hammer Moe Starck Monson Stevens Helling

Absent and not voting.

Benson Hofstrand Sailer Bryans Johnson Schmidt Fitch

So the bill was declared passed and the title was agreed to.

House Bill No. 14. A Bill for an Act to amend and reenact section 40-3502 of the North Dakota Revised Code of 1943, relating to purposes for which municipalities may issue revenue bonds.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 89; nays, 12; absent and not voting, 12.

Those voting in the affirmative were:

Gumeringer Power Acheson Allen Haedt Rolfsrud Anderson, Cass Hafner Saumur Anderson. Halcrow Schade Haugen, Griggs-Schuler Eddy-Foster Anderson, Ransom Anderson, Richl'd Steele Sellens Haugen, McLean Simenson Haugland Siverson Arndt **Baeverstad** Heimes Skaar Baker Holand Smart Bentz Homelvig Snow Solberg Brady Johnson Braun Kjelgaard Sorlie Brickner Kleppe Stair Starck Bryans Langley Bubel Langseth Sticka Stormon, Ramsey Callahan Larsen Collette Larson Stormon, Rolette Laske Thompson, Richl'd Cote Culver Lee Wadeson Dalzell Leet Wahl Lillehaugen Wambheim Dewing Welk Drawz Lindberg Westby Einarson Link Williams Ekren Luick Wollitz Erickson Maher Esterby McInnes Yirchott Fleck Moerke Zurcher Mr. Speaker Freadhoff Mollet Fristad Murray **Fuglestad** Nygaard

Those voting in the negative were:

Schwartz Frank Locken Hegge Helling Moe Seibel Monson Walster Helm Rudolf Wolf Absent and not voting. Benson Hammer Sailer Bymers Hofstrand Schmidt Fitch Leier Stevens Klefstad Thompson, McL'n Graham

So the bill was declared passed and the title was agreed to.

House Bill No. 23. A Bill for an Act to amend and reenact sections 40-4005, 40-4008 and 40-4021 of the North Dakota Revised Code of 1943, relating to municipal budgets,

ROLL CALL

The question being 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:

Acheson Hafner Power	
Allen Halcrow Rolfsrud	
Anderson, Cass Hammer Rudolf	
Anderson, Haugen, Griggs- Saumur	
Eddy-Foster Steele Schade	
Anderson, Ransom Haugen, McLean Schuler	
Anderson, R'chl'd Haugland Schwartz	
Bents Helm Siverson	
Brady Holand Skaar	
Braun Homelvig Smart	
Brickner Johnson Snow	
Bryans Kjelgaard Solberg	
Bubel Kleppe Sorlie	
Bymers Langley Stair	
Callahan Langseth Starck	
Collette Larsen Sticka	
Cote Larson Stormon, Ra	
Culver Laske Stormon, Ro	lette
Dalzell Lee Thompson, M	lcL'n
Dewing Leet Thompson, R	'chl'd
Drawz Leier Wadeson	
Einarson Lillehaugen Wahl	
Ekren Lindberg Walster	
Erickson Link Wambheim	
Esterby Locken Welk	
Fleck Luick Westby	
Frank McInnes Williams	•
Freadhoff Moerke Wolf	
Fristad Mollet Wollitz	
Fuglestad Monson Yirchott	
Graham Murray Zurcher	
Gumeringer Nygaard Mr. Speaker	
Cumcing 1175 con 2	

Absent and not voting:

Benson	Klefstad	Sailer
Fitch	Maher	Schmidt
Hofstrand	Moe	Stevens

So the bill was declared passed and the title was agreed to.

House Bill No. 95. A Bill for an Act creating subsection 68 of section 40-0501 of the North Dakota Revised Code of 1943, relating to powers of municipalities and authorizing municipal governing bodies to acquire, construct, maintain, operate, control, and finance flood control projects, both within and adjacent to such municipalities, acquire the necessary real estate and easements therefor by purchase and

eminent domain, and to adopt ordinances regulating the same.

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:

Acheson Freadhoff Monson Allen Fristad Murray Anderson, Cass Graham Nygaard Anderson, Gumeringer Rolfsrud Eddy-Foster Haedt Saumur Anderson, Ramson Anderson, R'chl'd Hafner Schade Sellens Halcrow Arndt Haugland Simenson Baeverstad Heimes Siverson -Skaar Baker Helling Smart Bentz Holand **Brady** Homelvig Snow Brickner Johnson de la commentation de la Solberg Bryans Kjelgaard Stair Klefstad Sticka Bubel Stormon, Ramsey **Bymers** Langley Stormon, Rolette Callahan Larsen Larson Collette Wadeson Cote Laske Wahl Walster Culver Lee Wambheim Dalzell Leet Lillehaugen Westby Drawz Einarson Locken Williams Yirchott Erickson Luick McInnes Zurcher **Esterby** Mollet Mr. Speaker Fleck Frank

Those voting in the negative were:

Seibel Braun Lindberg Starck Dewing Link Hammer Moe Stevens Haugen, McLean Moerke Thompson, McL'n Power Thompson, R'chl'd Hegge Kleppe Rudolf Welk Wolf Langseth Schuler Wollitz Schwartz Leier

Absent and not voting:

Benson Haugen, GriggsEkren Steele Sailer
Fitch Helm Schmidt
Fuglestad Hofstrand Sorlie

So the bill was declared passed and the title was agreed to.

House Concurrent Resolution "C." A concurrent resolution memorializing the congress of the United States to in-

crease the share of federal participation and increase the annual appropriation under Public Law 725.

The question being on the final passage of the concurrent resolution.

Rep. Bymers moved that House Concurrent Resolution "C" be adopted, which motion prevailed and House Concurrent Resolution "C" was declared adopted.

House Bill No. 20. A Bill for an Act to amend and reenact section 57-5005 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to refund of motor vehicle taxes.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 95; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hammer	Rolfsrud
Anderson, Ransom	Haugen, Griggs-	Rudolf
Anderson, Richl'd	Steele	Saumur
Baeverstad	Haugen, McLean	Schade
Baker	Haugland	Schuler
Bentz	Hegge	Schwartz
Brady	Heimes	Seibel
Braun	Helling	Sellens
Brickner	Holand	Simenson
Bryans	Homelvig	Siverson
Bubel	Johnson	Skaar
Bymers	Kjelgaard	Smart
Callahan	Klefstad	Snow
Collette	Langley	Sorlie
Cote	Langseth	Stair
Culver	Larsen	Starck
Dalzell	Larson	Sticka
Dewing	Laske	Stormon, Ramsey
Drawz	Lee	Stormon, Rolette
Einarson	Leet	Wadeson
Ekren	Lillehaugen	Wahl
Erickson	Lindberg	Walster
Esterby	Link	Wambheim
Fleck	Locken	Welk
Freadhoff	Luick	Westby
Fristad	McInnes	Williams
Fuglestad	Moe	Wolf
Graham	Mollet	Yirchott
Gumeringer	Monson	Zurcher
Haedt	Murray	Mr. Speaker
	-	

Those voting in the negative were:

Arndt Helm Moerke
Frank Leier Thompson, Richl'd
Kleppe

Absent and not voting.

Anderson, Maher Thompson, McL'n Eddy-Foster Sailer Wollitz Benson Schmidt

Fitch Solberg Hofstrand Stevens

So the bill was declared passed and the title was agreed to.

House Bill No. 40. A Bill for an Act to amend and reenact section 39-1105 of the North Dakota Revised Code of 1943, relating to rear lamps, reflectors, and reflecting material on vehicles.

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:

Haedt Acheson Nygaard Allen Halcrow Rolfsrud Haugen, Griggs-Anderson. Saumur Eddy-Foster Schade Steele Anderson, Richl'd Haugland Sellens Arndt Heimes Simenson Baeverstad Helling Siverson Baker Holand Skaar Brady Homelvig **Smart** Brickner **Johnson** Snow Kjelgaard Klefstad Callahan Solberg Collette Stair

Kleppe Cote Stormon, Ramsey Stormon, Culver Langley Rolette Drawz Larsen Wadeson Einarson Larson Wahl Ekren Laske Wambheim

Esterby Lee Welk Fleck Lillehaugen Westby Freadhoff Link Williams Fristad Locken Wolf **Fuglestad** Luick Wollitz Graham McInnes Yirchott Mr. Speaker

Gumeringer Moe
Those voting in the negative were:

Anderson, Cass Hegge Rudolf Bentz Helm Schuler Braun Langseth Schwartz Leet Bryans Seibel Bubel Leier Starck Dalzell Lindberg Stevens Dewing Maher Sticka

Thompson, McL'n Thompson, Richl'd Erickson Moerke Frank Mollet

Hafner Monson Walster Hammer Haugen, McLean Power Zurcher

Absent and not voting:

Anderson, Ransom Fitch Sailer Benson Hofstrand Schmidt Bymers Murray Sorlie

So the bill was declared passed and the title was agreed to.

House Bill No. 50. A Bill for an Act to amend and reenact section 39-1106 of the North Dakota Revised Code of 1943, relating to the clearance lamps required on certain motor vehicles.

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: Acheson Haugen, Griggs. Anderson, Cass Steele Anderson, Haugen, McLean Eddy-Foster Haugland Rudolf
Anderson, Cass Anderson, Haugen, McLean Eddy-Foster Haugland Rudolf
Anderson, Haugen, McLean Rolfsrud Eddy-Foster Haugland Rudolf
Eddy-Foster Haugland Rudolf
Anderson, Ransom Hegge Saumur
Anderson, Richl'd Heimes Schuler
Arndt Helling Schwartz
Baeverstad Helm Seibel
Baker Holand Sellens
Bentz Homelvig Simenson
Brady Johnson Siverson
Braun Kjelgaard Skaar
Bubel Klefstad Smart
Callahan Kleppe Snow
Collette Langley Solberg
Cote Langseth Sorlie
Culver Larsen Stair
Dalzell Larson Starck
Dewing Laske Sticka
Drawz Lee Stormon, Ramsey
Einarson Leet Stormon, Rolette
Ekren Leier Thompson, McL'i
Erickson Lillehaugen Thompson, Richl'
Esterby Lindberg Wadeson
Fleck Link Wahl
Frank Locken Wambheim
Freadhoff Luick Welk
Fristad Maher Westby
Fuglestad McInnes Williams
Graham Moe Wolf
Gumeringer Moerke Wollitz
Hafner Mollet Yirchott
Halcrow Monson Zurcher
Hammer Murray Mr. Speaker
Absent and not voting:
Allen Fitch Schade
Benson Haedt Schmidt
Brickner Hofstrand Stevens
Bryans Sailer Walster
Bymers

So the bill was declared passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act to amend and reenact section '15-4801 of the North Dakota Revised Code of 1943, relating to calling elections to increase school district debt limits.

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

Senate Bill No. 32. A Bill for an Act to prohibit domestic insurers from doing certain insurance business in states outside of North Dakota unless authorized in such other states.

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

Senate Bill No. 34. A Bill for an Act to amend and reenact section 18-0101 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the fire marshal department. Was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 39. A Bill for an Act to amend and reenact sections 20-0105, 20-0106 and subsection 4 of 20-0503 of the North Dakota Revised Code of 1943, making it legal to shine for raccoon.

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

Senate Bill No. 50. A Bill for an Act to amend and reenact sections 15-2401, 15-2403, 15-2409 and 15-2501 of the North Dakota Revised Code of 1943 and subsection 5 of section 15-5314 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to directors in common school districts; providing means for increasing the number of directors in certain districts, and providing for rural representation.

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

Senate Bill No. 60. A Bill for an Act providing an appriation for the paying of salary, clerkhire, travel and general expenses of the office of Commissioner of Veterans' affairs.

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

Senate Bill No. 64. 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.

Senate Bill No. 83. A Bill for an Act to amend and reenact section 1 of chapter 72 of the Session Laws of 1945, numbered in the 1947 Supplement as section 54-0320, providing for allowance to members of the Legislative Assembly, making an appropriation; and declaring an emergency.

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

Senate Bill No. 89. A Bill for an Act to amend and reenact section 57-0101 of the North Dakota Revised Code of 1943, relating to bond of tax commissioner.

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

Senate Bill No. 90. A Bill for an Act to amend and reenact section 30-1607 of the North Dakota Revised Code of 1943, relating to hearings concerning homestead and other exempt property in probate proceedings. Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 92. A Bill for an Act to amend and reenact section 28-0126 of the North Dakota Revised Code of 1943, relating to limitations on actions in case of death.

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

Senate Bill No. 93. A Bill for an Act to amend and reenact sections 30-0219 and 30-1704 of the North Dakota Revised Code of 1943, relating to issuance and service citation in probate proceedings.

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

Senate Bill No. 95. A Bill for an Act to amend and reenact section 16-1001 of the North Dakota Revised Code of, 1943, relating to boards of elections and prescribing qualifications.

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

Senate Concurrent Resolution "E." A concurrent resolution petitioning the secretary of the Interior and the acting commissioner of Indian Affairs to take action with reference to claims awaiting presentation to the Indian Claims Commission.

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

Rep. Schuler moved that the House now recess until 1:45 p. m., Tuesday, January 25, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWENTY-FIRST DAY AFTER RECESS AND TWENTY-SECOND DAY

Bismarck, January 25, 1949

The House reconvened at 1:45 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 8th order of business.

Rep. Bubel moved that the House now consider House Concurrent Resolution "G," which motion prevailed.

Rep. Moerke moved that House Concurrent Resolution "G" as printed on page 172 of the House journal, for January 24th, 1949, be amended as follows: At the end of the title, add the words "per diem"; in line 15 of the resolution, change per diem of Miles Nelson from \$9.00 to \$10.00; in line 31 of the resolution, change the per diem of E. L. Christensen from \$7.00 to \$9.00 and lines 29, 30, 31 and 32, change the per diem of the House pages from \$7.00 to \$8.00 per diem.

Rep. Graham moved a substitute motion that a further amendment to House Concurrent Resolution "G" be added as follows: Line 10, change \$8.00 to \$9.00; line 11, change \$7.00 to \$8.00; lines 12 and 13, change \$8.00 to \$9.00; lines 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 28 change from \$7.00 to \$8.00; in lines 35, 36, and 37 from \$7.00 to \$8.00; in lines 38, 39, 40, 41 and 42 from \$8.00 to \$9.00; line 43 from \$10.00 to \$11.00; lines 44 to 49 inclusive from \$10.00 to \$11.00 and lines 51 and 52 from \$7.00 to \$8.00, which motion prevailed.

Rep. Bubel moved that House Concurrent Resolution "G" be returned to the Committee on Employment to work out a new resolution, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 1 House Bill No. 6 House Bill No. 10 House Bill No. 31 House Bill No. 51 House Bill No. 90 House Bill No. 91 House Bill No. 124

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Lillehaugen moved that the absent members be excused, which motion prevailed.

Rep. Lillehaugen moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY- SECOND DAY

Bismarck, January 25, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. E. D. Murdock of Christ Episcopal Church of Mandan,

The roll was called and all members were present except Representatives Allen, Collette, Fitch, Gumeringer, Langseth, Locken, Schmidt, Siverson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth Day After Recess and Twenty-First day and recommend that the same be corrected as follows.

RENUMBER ALL THE PAGES, which are ten pages off in numbering.

Page 171, line 25, correct spelling of "Thompson," line 38, correct spelling of "tenants," take the fourth line from the bottom and make it the last line on the page, add the words "(By Request)" on House Bill No. 179.

Page 170, insert the word "and" between Kjelgaard and Haugen.

Page 172, line 5, insert the word "Representative" before Mr. Moerke's name.

Page 185, line 3, correct spelling of "authorized." Page 186, line 17, correct spelling of "qualifications." Page 169, line 52, correct spelling of "emergency."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, January 25, 1949

Mr. President: I have the honor to transmit:

House Bill No. 12

House Bill No. 13

House Bill No. 21

House Bill No. 22

House Bill No. 98

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

GEORGE OLSON. Chief Clerk.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was re-referred House Bill No. 42 have had the same under re-consideration and recommend that the same be indefinitely postponed.

JAMES J. MAHER, Chairman.

Rep. Bymers moved that the report be adopted, which

motion prevailed and the report was adopted.

Rep. Thompson of Richland moved that the vote by which the report of the Committee on Agriculture was adopted on House Bill No. 42. be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 44 have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 18 and 19.

In line 48 strike out the word "eighteen" and insert in lieu thereof the word "twenty-one."

Renumber the lines.

And when so amended recommend the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on Bill No. 44 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 45 have had the same under consideration and recommend that the same be amended as follows:

In line 88 after the words "suitable home" strike out the rest of the line; strike out all of lines 89, 90, 91, 92, 93, 94, 95 and 96 and the first three words of line 97, and insert in lieu thereof the following: "it shall order the child-placing agency, in writing, to remove the child and to place it in a home which meets with the approval of the public welfare board. If within reasonable period of time it appears that suitable arrangements have not been made for the care of the child, the board shall".

Renumber the lines.

And when so amended recommend the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on Bill No. 45 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 57 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 61 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 64 have had the same under consideration and recommend that the same do pass.

ARLAN STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 85 have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the original bill strike out the figures \$1,500,000.00 and insert in lieu thereof the figures \$1,300,000.00.

And when so amended recommend the same do pass.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 85 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 93 have had the same under consideration and recommend that the same be returned to the House without recommendation.

C. H. HOFSTRAND, Chairman.

Rep. Helling moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Murray moved that House Bill No. 93 be placed in General Orders.

Rep. Baker moved a substitute motion that House Bill No. 93 be indefinitely postponed, which motion was ruled out of order.

The question was then on the original motion by Rep. Murray that House Bill No. 93 be placed in General Orders, which motion prevailed.

Mr. Speaker: A majority of your Committee on State & Federal Government to whom was referred House Bill No. 106 have had the same under consideration and recommend that the same do pass.

REP. WOLF
REP. LOCKEN
REP. BENSON
REP. BRAUN
REP. FREADHOFF
REP. GRAHAM
REP. HELM
REP. LANGSETH
REP. ROLFSRUD
REP. SCHWARTZ
REP. STARCK
REP. WELK

Mr. Speaker: A minority of your Committee on State & Federal Government to whom was referred House Bill No. 106 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ALLEN
REP. BRICKNER
REP. HAUGLAND
REP. HEIMES
REP. STORMAN
REP. WESTBY
REP. YIRCHOTT
REP. COLLETTE
REP. SORLIE

Rep. Locken moved that the report of the majority of the Committee on State & Federal Government on House Bill No. 106 be adopted.

Rep. Johnson moved a substitute motion that the report of the minority of the Committee on State & Federal Government on House Bill No. 106 be substituted for the report of the majority.

The question being on the motion of Rep. Johnson that the report of the minority of the Committee on State & Federal Government on House Bill No. 106 be adopted, the roll was called and there were: ayes, 54; nays, 56; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Allen Fuglestad Saumur

Anderson, Cass Halcrow Sellens

Haugland Simenson Anderson, Skaar Eddy-Foster Heimes Smart Anderson, Ransom Holand Homelvig Snow Anderson, Richl'd **Johnson** Sorlie Arndt Sticka Baeverstad Langley Stormon, Ramsey Baker Larsen Stormon, Rolette Laske Brady Wadeson Brickner Lee Wahl Bymers Leet Walster Collette Luick Wambheim McInnes Dalzell Westby Drawz Moe Wollitz Einarson Nygaard Yirchott Power Ekren Fleck Sailer Zurcher Fristad Those voting in the negative were: Monson Haugen, Griggs-Acheson Steele Murray Benson Haugen, McLean Rolfsrud Bentz Rudolf Braun Hegge Schade Helling Bryans Bubel Helm Schuler Schwartz Callahan Hofstrand Seibel Cote Kjelgaard Siverson Kleppe Culver Solberg Langseth Dewing Stair Larson Erickson Starck Esterby Leier Stevens Frank Lillehaugen Thompson, Richl'd Lindberg Freadhoff Thompson, McL'n Graham Link Welk Locken Gumeringer Williams Maher Haedt Wolf Hafner Moerke Mr. Speaker Mollet Hammer Absent and not voting: Klefstad Schmidt Fitch

So the motion was declared lost.

The question was then on the original motion of Rep. Locken that the report of the majority of the Committee on State and Federal Government on House Bill No. 106 be adopted, which motion prevailed, and the Speaker announced that House Bill No. 106 would go on the Calendar.

Mr. Speaker: Your Committee on State & Federal Gov't. to whom was referred House Bill No. 127 have had the same under consideration and recommend that the same do pass.

B. W. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, January 25, 1949

Mr. Speaker: I have the honor to return: House Bill No. 87

House Bill No. 88

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 25, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 70

Senate Bill No. 96

Senate Bill No. 108

Senate Bill No. 110

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

W. J. TROUT, Secretary.

SIXTH ORDER OF BUSINESS

Rep. Bubel moved that the amendments on House Bill No. 101, as recommended by the Committee on Judiciary and printed on page 167 of the House journal for January 25th, 1949, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Bentz, Thompson of McLean and Haugen of McLean introduced:

House Bill No. 180. A Bill for an Act to amend and reenact section 35-0306 of the North Dakota Revised Code of 1943, relating to the form of mortgage and fee for recording same.

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

Rep. Stormon of Rolette introduced:

House Bill No. 181. A Bill for an Act to amend and reenact section 5-0210 of the 1947 Supplement to the North Dakota Revised Code of 1943 and repealing subsection 3 of section 5-0509 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to sale of beer and alcoholic beverages.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 182. A Bill for an Act authorizing the superintendent of public instruction and school districts to enter into certain agreements pertaining to public education.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 183. A Bill for an Act to provide for teacher preparation scholarships for qualified residents of North Dakota who express an intent to prepare for rural teaching; providing for a board to administer the provisions of the set; making an appropriation and declaring an emergency.

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

Reps. Starck, Welk, Haugen of McLean, Seibel, Freadhoff, Graham, Frank, Helm, and Rolfsrud introduced:

House Bill No. 184. A Bill for an Act to repeal chapter 289 of the Session Laws of 1945, as amended by chapter 324 of the Session Laws of 1947, and designated as chapter 54-35 of the 1947 Supplement to the North Dakota Revised Code of 1943, known as an act relating to the creation of a legislative research committee and prescribing its powers and duties.

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

Reps. Bubel and Wolf introduced:

House Bill No. 185. A Bill for an Act to amend and reenact section 43-1102 of the North Dakota Revised Code of 1943, relating to exemptions from the provisions of chapter 43-11 of said Code, relating to hairdressers and cosmetologists.

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

Rep. Baeverstad moved that House Bill No. 6 be re-referred to the Committee on Finance and Taxation for the purpose of further amendment, which motion prevailed and the bill was so re-referred.

The following House Bills, having been read, were placed on Final Passage:

House Bill No. 90. A Bill for an Act to amend and reenact Section 26-2211, of the North Dakota Revised Code of 1943, providing for crops insurable; and dates when coverage on insured crops commences and terminates.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Halcrow	Saumur
Allen	Hammer	Schade
Anderson, Cass	Haugen, Griggs-	Schuler
Anderson,	Steele	Schwartz
Eddy-Foster	Haugen, McLean	Seibel
Anderson, Ransom	Haugland	Sellens

Simenson Anderson, R'chl'd Hegge Siverson Arndt Heimes Skaar Helling Baker Smart Helm Bentz Snow Holand Brady Solberg Braun Johnson Sorlie Brickner Kjelgaard Klefstad Stair Bryans Starck Bubel Larsen Stevens Larson **Bymers** Sticka Laske Callahan Stormon, Ramsey Collette Lee

Stormon, Rolette Cote Leet Thompson, McL'n Thompson, R'chl'd Culver Leier Lindberg Dalzell Wadeson Link Dewing Wahl Luick Drawz Walster Einarson McInnes Wambheim Moerke Ekren Welk Erickson Mollet Westby Esterby Monson Williams Frank Murray Nygaard Wolf Freadhoff Wollitz Fristad Power Yirchott Graham Rolfsrud Zurcher Gumeringer Rudolf Haedt Mr. Speaker Sailer

Hafner

Those voting in the negative were:

Baeverstad Kleppe Locken

Benson Lillehaugen

Absent and not voting:

Fitch Hofstrand Maher Fleck Homelvig Moe Fuglestad Langseth Schmidt

So the bill passed as amended and the title was agreed to.

Rep. Hegge moved that the vote by which House Bill No. 90 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fristad moved that House Bill No. 91 be re-referred to the Committee of Industry and Business for further amendment, which motion prevailed and the bill was so re-referred.

House Bill No. 10. A Bill for an Act to amend and reenact sections 40-2212, 40-2219, 40-2215 and 40-2226 of the North Dakota Revised Code of 1943, relating to plans and specifications and estimates for special improvements, call for bids, contents, and advertising for special improvements, opening of bids for same, and petition by property owners for different kinds of paving materials in municipalities.

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.

ROLL CALL

Those voting in the affirmative were:

AchesonHaedtPowerAllenHalcrowRolfsrudAnderson, CassHammerRudolf

Anderson. Haugen, Griggs. Sailer Eddy-Foster Steele Saumur Anderson, Ransom Haugen, McLean Schade Haugland Anderson, R'chl'd Schuler Arndt Schwartz Hegge Baeverstad Sellens Heimes Baker Helling Simenson Benson Siverson Helm Bentz Holand Skaar Brady Smart Homelvig Braun **Johnson** Snow Solberg Brickner Kjelgaard Klefstad Sorlie Bryans Bubel Kleppe Stair Bymers Starck Langley Callahan Langseth Stevens Collette Sticka Larsen Stormon, Ramsey Stormon, Rolette Cote Larson Culver Laske Thompson, McL'n Dalzell Lee Dewing Leet Thompson, R'chl'd Drawz Leier Wadeson Einarson Wahl Lillehaugen Ekren Lindberg Walster Erickson Wambheim Link Locken Welk Esterby Fleck Luick Westby Frank Williams Maher Freadhoff McInnes Wolf Wollitz Fristad Moe **Fuglestad** Mollet Yirchott Graham Monson Mr. Speaker Gumeringer Nygaard Those voting in the negative were: Seibel Absent and not voting: Fitch Moerke Schmidt Zurcher Hafner Murray Hofstrand

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 124. A Bill for an Act to amend and reenact section 16-1809 of the North Dakota Revised Code of 1943. and section 16-1814 of the 1947 Supplement of the Revised Code of 1943, relating to absent voter's ballot and repealing sections 16-1815 and 16-1816 of the North Dakota Revised Code of 1943.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 72; nays, 29; absent and not voting, 12.

ROLL CALL

Those voting in the affirmative were:

Allen Anderson,	Haugen, Griggs. Steele	Schade Schuler
Eddy-Foster	Haugland	Seibel
Anderson, R'chl'd	Heimes	Sellens
Baeverstad	Helling	Siverson
Baker	Helm	Skaar

Bentz Holand Smart Klefstad **Brady** Snow Brickner Kleppe Solberg Langley Bryans Sorlie **Bymers** Langseth Starck Collette Larsen Stormon, Ramsey Larson Stormon, Rolette Culver Thompson, McL'n Thompson, R'chl'd Dalzell Laske Dewing Lee Drawz Leet Wadeson Erickson Leier Walster Lillehaugen Esterby Wambheim Frank Lindberg Williams Freadhoff Link Wolf Locken Wollitz Fristad **Fuglestad** Luick Wolf Mr. Speaker Wollitz McInnes Gumeringer Moe Haedt Monson Mr. Speaker Halcrow Rolfsrud Hammer Haugen, Griggs-

Steele
Those voting in the negative were:

Acheson Haugen, McLean Saumur Anderson, Ransom Hegge Schwartz Homelvig Arndt Simenson Braun **Johnson** Sticka Bubel Mollet Wahl Callahan Murray Welk Cote Nygaard Westby Einarson Power Yirchott Fleck Rudolf Zurcher Graham Sailer Absent and not voting:

Anderson, Cass Hafner Moerke
Benson Hofstrand Schmidt
Ekren Kjelgaard Stair
Fitch Maher Stevens

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 1. A Bill for an Act to amend and reenact chapter 11-31 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to county highway engineers, providing for election for creation and termination of office of county highway engineer, and declaring an emergency. 3; absent and not voting, 4.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 106; nays. 3; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Acheson Hammer Rolfsrud
Allen Haugen, Griggs-Rudolf
Anderson, Cass Steele Sailer
Anderson, R'chl'd Haugen, McLean
Arndt Haugland Schade

Baeverstad Hegge Schuler Heimes Baker Schwartz Seibel Benson Helling Sellens Bentz Helm Brady Holand Simenson Homelvig Siverson Braun Brickner Kjelgaard Skaar Klefstad Smart Bryans Bubel Snow Kleppe Langley Solberg **Bymers** Callahan Langseth Sorlie Collette Larsen Stair Starck Cote Larson Culver Laske Stevens Dalzell Lee Sticka Dewing Leet Stormon, Ramsey Leier Stormon, Rolette Drawz Einarson Lillehaugen Thompson, McL'n Thompson, R'chl'd Ekren Lindberg Wadeson **Erickson** Link Esterby Locken Wahl Fleck Luick Walster Maher Wambheim Frank Freadhoff McInnes Welk Westby Fristad Moe Moerke Williams **Fuglestad** Mollet Wolf Graham Wollitz Gumeringer Monson Haedt Murray Zurcher Nygaard Mr. Speaker Hafner Halcrow Power. Those voting in the negative were: Anderson, Ransom Johnson Absent and not voting: Yirchott Fitch Schmidt Anderson. Eddy-Foster Hofstrand

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

House Bill No. 32. A Bill for an Act to amend and reenact sections 52-0909, 52-0910 and 52-0921 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to taxes levied under the old age survivor insurance system and refunds thereof.

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 3; absent and not voting, 10.

ROLL CALL

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Eddy-Foster Anderson, Ransom Anderson, R'chl'd Arndt Baeverstad Baker	Halcrow Hammer Haugen, Griggs- Steele Haugen, McLean Haugland Hegge Heimes Helling Holand	Sailer Saumur Schade Schuler Schwartz Seibel Simenson Siverson Skaar Smart
Daker	Holand	Dillary

Benson Homelvig Snow Solberg Bentz Johnson Sorlie Brady Kjelgaard Braun Klefstad Starck Brickner Kleppe Stevens Bubel Langley Sticka Callahan Langseth Stormon, Ramsey Collette Larsen Stormon, Rolette Cote Larson Thompson, McL'n Culver Laske Thompson, R'chl'a Dalzell Lee Wadeson Dewing Leet Wahl Drawz Leier Walster Einarson Lindberg Wambheim Ekren Link Welk Erickson Locken Westby Esterby Luick Williams Fleck McInnes Wolf Frank Moe Wollitz Mollet Freadhoff Yirchott Zurcher Fristad Murray **Fuglestad** Nygaard Mr. Speaker Gumeringer Power Haedt Rolfsrud Hafner Rudolf

Those voting the negative were:

Lillehaugen Moerke

Absent and not voting:

Bryans Helm Hofstrand **Bymers** Fitch Maher Graham

Sellens Stair

Monson

Schmidt

So the bill was declared passed and the title was agreed to.

House Bill No. 37. A Bill for an Act to amend and reenact sections 19-1603 of the North Dakota Revised Code of 1943 and 19-1604 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to anti-freeze.

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.

ROLL CALL

Those voting in the affirmative were: Acheson Hafner Rolfsrud Allen Halcrow Rudolf Anderson, Cass Hammer Sailer Haugen, Griggs. Anderson, Saumur Eddy-Foster Steele Schade Anderson, Ransom Haugen, McLean Schuler Anderson, R'chl'd Haugland Schwartz Arndt Hegge Seibel Baeverstad Heimes Sellens Baker Helling Simenson Helm Benson Siverson Holand Bentz Skaar Brady Homelvig Smart Braun Johnson | Snow Brickner Kjelgaard Solberg

Bryans Klefstad Sorlie Bubel Langley Stair **Bymers** Starck Langseth Callahan Larsen Stevens Collette Larson Sticka Stormon, Ramsey Stormon, Rolette Cote Laske Culver Lee Dalzell Thompson, McL'n Leet Dewing Leier Thompson, R'chl'd Drawz Lillehaugen Wadeson Einarson Lindberg Wahl Walster Ekren Link Erickson Wambheim Locken Esterby Welk Luick Westby Fleck Maher Frank McInnes Williams Freadhoff Moe Wolf Fristad Moerke Wollitz **Fuglestad** Mollet Yirchott Graham Monson Zurcher Gumeringer Mr. Speaker Murray Haedt Power Absent and not voting: Fitch Schmidt Kleppe Hofstrand Nygaard

So the bill was declared passed and the title was agreed to.

House Bill No. 51. A Bill for an Act regulating the carrying and displaying of warning devices by certain vehicles and prescribing a penalty.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 97; nays, 7; absent and not voting, 9.

ROLL CALL

Those voting in the affirmative were:

Acheson	Graham	Mollet
Allen	Gumeringer	Murray
Anderson, Cass	Haedt	Nygaard
Anderson,	Halcrow	Rolfsrud
Eddy-Foster	Haugen, Griggs-	Sailer
Anderson, Ransom	Steele	Saumur
Anderson, R'chl'd	Haugen, McLean	Schade
Arndt	Haugland	Schuler
Baeverstad	Hegge	Seibel
Baker	Heimes	Sellens
Benson	Helling	Simenson
Bentz	Helm	Skaar
Brady	Holand	Siverson
Braun	Homelvig	Smart
Brickner	Johnson	Solberg .
Bryans	Kjelgaard	Sorlie
Bubel	Klefstad	Stair
Bymers	Kleppe	Starc k
Callahan	Langley	Stevens
Collette	Langseth	Stormon, Ramsey
Cote	Larsen	Stormon, Rolette
Culver	Larson	Thompson, McL'n
Dalzell	Laske	Wadeson
	,	

Wahl Dewing Lee Walster Leet Einarson Wambheim Ekren Leier Welk Lillehaugen Erickson Westby Esterby Link Locken Williams Fleck Luick Wolf Frank Yirchott Freadhoff Maher McInnes Zurcher Fristad Mr. Speaker Moerke **Fuglestad**

Those voting in the negative were:

Hafner Hammer Monson Snow Sticka

Thompson, R'chl'd

Lindberg

Absent and not voting:

Drawz Moe Fitch Power Hofstrand Rudolf Schmidt Schwartz Wollitz

So the bill was declared passed and the title was agreed to.

Rep. Bymers requested that the House be on the 8th order

of business, which request was granted.

Rep. Bymers moved that the House reconsider the action by which House Bill No. 94 was passed, which motion prevailed.

Rep. Bymers moved that House Bill No. 94 be indefinitely postponed.

Rep. Wolf moved a substitute motion that House Bill No.

94 be re-referred to the Committee on General Affairs, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 8. A Bill for an Act to amend and reenact Section 15-3402 of the North Dakota Revised Code of 1943, relating to compulsory school attendance of deaf, mute, blind or feeble minded persons.

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

Senate Bill No. 58. A Bill for an Act making an appropriation to pay the expenses of the State Board of Veterinary Medical Examiners as authorized under Chapter 36-02 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 72. A Bill for an Act making an appropriation to the North Dakota Firemen's Association.

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

Senate Bill No. 82. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

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

Senate Bill No. 87. A Bill for an Act providing for survival of causes of action.

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

Senate Bill No. 97. A Bill for an Act transferring four hundred three dollars and ninety-four cents from the Scale Inspection Fund to the General Fund.

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

Senate Bill No. 104. A Bill for an Act to provide for the retirement of elected state officials, providing for manner of making application therefor and for compensation in case of retirement, the method of filling vacancies, and declaring an emergency.

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

GENERAL ORDERS

Rep. McInnes 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 Rep. McInnes 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. 35 and recommend that the bill be amended as follows:

In line 96, page 5, strike out Section 6 in its entirety and in line 102, strike out Section 7, in its entirety.

In line 122, page 6, strike out sentence starting with "Locker" and ending with "facilities" on line 123.

In line 149, page 7, strike out Section 11, in its entirety. In line 205, page 10, strike out Section 16, in its entirety.

In line 217, page 10, strike out Section 17, in its entirety. Renumber the Sections and lines accordingly.

And when so amended by the Committee of the Whole, recommend the same for passage.

H. W. McINNES, Chairman, Committee of the Whole.

Rep. Bubel moved that the report of the Committee of the Whole on House Bill No. 35, be adopted, which motion prevailed.

Rep. Bubel moved that the House do now recess until 1.30 p. m., Wednesday, January 26, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWENTY-SECOND DAY AFTER RECESS.AND TWENTY-THIRD DAY

Bismarck, January 26, 1949

The House reconvened at 1:30 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 8th order of business.

Rep. Bubel moved that the Speaker appoint a committee of two to notify the Senate that the House is ready to receive the Senate in a joint session, which motion prevailed and the Speaker appointed as such committee Representatives Bubel and Fitch.

Rep. Wolf moved that the House now recess to the call of the Chair, which motion prevailed and the House stood so recessed.

The House was called to order by the Speaker.

Rep. Bubel announced that the committee to notify the Senate that the House was ready to receive them in a joint session, had completed their work and wished to be discharged, which request was granted by the Speaker.

JOINT SESSION

The joint session of the House of Representatives and Senate were called to order by Speaker Levin, who introduced Lt. Governor C. P. Dahl.

Rep. Fitch moved that a committee of two be appointed to escort the Governor of North Dakota, Fred G. Aandahl to the rostrum, which motion prevailed and the presiding officer appointed as such committee, Rep. Fitch and Senator Schrock.

Senator Rue moved that the presiding officer appoint a committee of two to escort Mr. Bernie Bierman, Football Coach at the University of Minnesota, to the rostrum, which motion prevailed, and the presiding officer appointed as such committee Senator Rue and Rep. Acheson.

Coach Bierman then addressed the joint session of the legislature.

Rep. Bubel moved that the joint session do now adjourn, which motion prevailed and the joint session was declared adjourned by the presiding officer.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY- THIRD DAY

Bismarck, January 26, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. E. D Murdock of Christ Episcopal Church of Mandan, and Gerald Thompson, Merle Louden and Richard Fletcher.

The roll was called and all members were present except Representatives Stair and Wambheim.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 26, 1949

Mr. President: I have the honor to transmit:

House Bill No. 11
House Bill No. 14
House Bill No. 20
House Bill No. 23
House Bill No. 26
House Bill No. 31
House Bill No. 40
House Bill No. 50
House Bill No. 90
House Bill No. 95
House Bill No. 120
House C. R. No. "C"

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

GEORGE OLSON, Chief Clerk.

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

Page 201, line 3, correct spelling of "that" and "committee" in line 12 from the bottom.

Page 202, show Rep. Collette as present and voting "Aye" and line 14 from the bottom, correct spelling of "Government."

Page 205, print the title of House Bill 10, and insert the words "ROLL CALL" after the title.

Page 204, print the title of House Bill 90, correct spelling of "re-referred" in line 30.

Page 206, print the title of House Bill No. 124; strike out the third line after the words "ROLL CALL."

Page 207, print the title of House Bill No. 1; correct spelling of "the" in line 24; insert the number of may votes on House Bill No. 1 and insert the word "in" after the word "voting" in line 6.

Page 208, print the title of House Bill No. 32, and insert the word "in" after the word "voting," second line from bottom of page.

Page 209, print the title of House Bill No. 37 and House Bill No. 51.

Page 210, line 37, insert the word "in" after the word "votting."

Page 211, insert the titles of Senate Bills Nos. 58, 72, 82, 87, 97 and 104, line 41, page 204, preceding House Bill No. 90, insert the words "The following House Bills, having been read, were placed on

FINAL PASSAGE."

Page 198, line 11, correct spelling of "Lillehaugen."

Page 203, thirteenth line from bottom, correct spelling of "Supplement."

Page 205, correct spelling of "affirmative," line 17 from bottom of page.

Page 208, insert the word "in" after the word "voting" in line 7 and show Rep. Anderson of Eddy-Foster as voting "nay" rather than absent.

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Link requested that the House be on the 7th order of business, which request was granted.

REPORT OF SELECT COMMITTEE

Rep. Link announced that the Committee on Printing had held a conference and would make a further investigation into the matter of the legislative printing with the Western Printing Company, and plan their future course in the matter.

The Speaker announced that the House would return to the 4th order of business.

PETITIONS AND COMMUNICATIONS

Rep. Baker presented a communication from the Hankinson Wildlife Club, addressed to all wildlife clubs and legisators of North Dakota, stating that their club had gone on record banning the non-resident hunters in North Dakota. This communication was referred to the Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Employment wishes to submit the resignation of John Mork of Bismarck, as mailing clerk. Resignation effective today.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report of the Committee on Employment, which motion prevailed and the resig-

nation of John Mork as mailing clerk was accepted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 87 House Bill No. 88

GOTTLIEB FRANK, Chairman.

Representative Wadeson moved that the report be adopted,

which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 35

House Bill No. 101

GOTTLIEB FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 84 have had the same under consideration and recommend that the same be amended as follows:

In line 4, after the word "necessary" add a comma and the words "into the Emergency Fund," and renumber the lines.

And when so amended recommend the same do pass.

M. T. LILLEHAUGEN, Vice Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 84 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 111 have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Murray moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 112 have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Murray moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 114 have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 144 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman.

Rep. Williams moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 146 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman.

Rep. Williams moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 83 have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Vice Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, January 26, 1949

Mr Speaker: I have the honor to transmit:

Senate Bill No. 2

Senate Bill No. 36

Senate Bill No. 49

Senate Bill No. 53

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 26, 1949

Mr. Speaker. I have the honor to return:

House Bill No. 7

House Bill No. 47

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Rep. Bubel moved that the report of the Committee on Employment on House Concurrent Resolution "G" be taken up at this time, which motion prevailed, and the Concurrent Resolution was read by the Chief Clerk.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Employment wishes to submit the following changes in House Concurrent Resolution "G"; recommend the same be amended as follows:

In line 7, strike out the figure "15" and insert in lieu thereof the figure "12"; in line 8, strike out the figure "12" and insert in lieu thereof the figure "10"; in lines 29, 30, 31, and 32, strike out the figure "7" and insert in lieu thereof the figure "8"; in line 54, strike out the figure "15" and

insert in lieu thereof the figure "12"; in line 55, strike out the figure "12" and insert in lieu thereof the figure "10"; in line 82, strike out the figure "7" and insert in lieu thereof the figure "8."

ALBERT MOERKE, Chairman.

Rep. Dalzell moved the adoption of the report, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Concurrent Resolution "G" be adopted.

The question being on the adoption of House Concurrent Resolution "G," the roll was called and there were: ayes, 109; nays, 0; absent and not voting, 4.

ROLL CALL

Those voting in th	e affirmative were:	
Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hammer	Rudolf
Anderson,	Haugen, Griggs.	Sailer
Eddy-Foster	Steele	Saumur
Anderson, Ransom	Haugen, McLean	Schade
Anderson, R'chl'd	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Heimes	Schwartz
Baker	Helling	Seibel
Benson	Helm	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Langseth	Starck
Collette	Larsen	Stevens
Cote	Larson	Sticka
Culver	Laske	Stormon, Ramsey
Dalzell	Lee	Stormon, Rolette
Dewing	Leet	Thompson, McL'n
Drawz	Leier	Thompson, R'chl'd
Einarson	Lillehaugen	Wadeson
Ekren	Lindberg	Wahl
Erickson	Locken	Walster
Esterby	Lu ick	Wambheim
Fitch	Maher	Welk
Fleck	McInnes	Westby
Frank	Moe	Williams
Freadhoff	Moerke	Wolf
Fristad	Mollet	Wollitz
Graham	Monson	Yirchott
Gumeringer	Murray	Zurcher
Haedt	Nygaard	Mr. Speaker
Absent and not vot		
Fuglestad	Link	Stair
Hofstrand		

So the concurrent resolution was declared adopted.

Rep. Bubel requested that the House be on the 8th order of business, which request was granted.

Rep. Bubel moved that further action on House Bill No.

106 be deferred one legislative day, which motion prevailed.
SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 44, as recommended by the Committee on Social Welfare and printed on page 199 of the House journal for January 25, 1949, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 45, as recommended by the Committee on Social Welfare and printed on page 199 of the House journal for January 25, 1949, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 85, as recommended by the Committee on Approprations and printed on page 200 of the House journal for January 25, 1949, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Thompson of Richland introduced:

House Bill No. 186. A Bill for an Act to amend and reenact section 57-0220 of the North Dakota Revised Code of 1943, relating to exemptions from personal property tax.

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

Reps. Starck and Walster introduced:

House Bill No. 187. A Bill for an Act making records and business transactions of irrigation districts public records; defining the duties of officers of irrigation districts; and making the violation thereof grounds for removal.

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

Reps. Holand, Freadhoff, Leet, Wollitz, Brickner, Simenson, Laske, Haugland, Sellens, Wadeson, Larsen, Siverson, Esterby and Lee introduced:

House Bill No. 188. A Bill for an Act to amend and reenact section 23-1501 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to fireworks, and declaring an emergency.

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

Reps. Wolf and Dalzell introduced:

House Bill No. 189. A Bill for an Act to amend and reenact section 43-0214 of the North Dakota Revised Code of 1943, relating to examination of accountants.

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

Reps. Halcrow, Anderson of Richland, Allen, McInnes, Laske, Anderson of Cass, Saumur, and Collette introduced:

House Bill No. 190. A Bill for an Act providing for the cleaning and repairing of drains by boards of county commissioners; providing for the levy of special assessments; repealing section 61-2142 of the North Dakota Revised Code of 1943 as amended, and declaring an emergency.

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

Reps. Sellens, Fleck and Murray introduced:

House Bill No. 191. A Bill for an Act creating subsection

69 of Section 40-0501 of the North Dakota Revised Code of 1943, relating to powers of municipalities and authorizing municipal governing bodies to acquire, construct, maintain, operate, finance and control public rest rooms and facilities, acquire the necessary real estate therefor by purchase and eminent domain, and to adopt ordinances regulating the same.

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

Reps. Fuglestad, Skaar, Leet, Langseth, Kjelgaard, and Allen introduced:

House Bill No. 192. A Bill for an Act to create a lien in favor of a dealer who sells gas to be used in crop production upon the crops produced.

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

Rep. Stormon of Rolette introduced:

House Bill No. 193. A Bill for an Act to repeal section 35-0506 of the North Dakota Revised Code of 1943, relating to abstract of crop liens.

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

Reps. Haugen of McLean, Thompson of McLean, Sailer, Bentz, and Hafner introduced.

House Bill No. 194. A Bill for an Act providing for the distribution of funds received from the Federal Government in counties where the Federal Government has acquired land for the development of projects for public uses.

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

Reps. Haugen of McLean, Thompson of McLean, Sailer, Bentz, and Hafner introduced:

House Bill No. 195. A Bill for an Act to amend and reenact section 12-5108 of the North Dakota Revised Code of 1943, providing for the cost of transportation and the care of persons committed to state farm and the payment of such expense and the handling of federal prisoners.

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

Reps. Westby, Graham, Baker, and Maher (By Request) introduced:

House Bill No. 196. A Bill for an Act Creating a State Painters and Decorators Commission, Defining the Terms "Master and Contracting Painter," Journeyman Painter," Apprentice Painter," Providing for Appointment of the Members of Such Commission, Fixing their Terms of Office and their Compensation, Authorizing such Commission to Promulgate Rules and Regulations Covering Examination and Licensing of Master, Journeyman and Apprentice Painters and the Bonding of Master Painters, Providing for Holding Such Examinations, Prohibiting Unlicensed Persons, Firms and Corporations from Engaging in the Business of Painting, Fixing Fees to be paid by Applicants for Examination, and Providing for the Issuance of Permits and for the Disposition of Such Funds, Providing for the Revocation of Permits, Providing penalties for the Violation of this Act, Repealing all Acts or Parts of Acts in Conflict Therewith, and

Providing for a Savings Clause, and Providing for a limitation Clause.

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

Reps. Starck, Murray and Haugen of McLean introduced:

House Bill No. 197. A Bill for an Act Defining Water Conservation; Requiring the State Game and Fish Commissioner to Set Aside and Spend Certain Moneys Therefor; Authorizing the Employment of a Director of Water Conservation; Appropriating Funds Therefor; and Declaring an Emergency.

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

Reps. Maher, Kjelgaard, Westby and Graham introduced:

House Bill No. 198. A Bill for an Act to Repeal Chapter 34-09 of the 1947 Supplement to the North Dakota Revised Code of 1943, being Sections 34-0901, 34-0902, 34-0903, 34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909, 34-0910, 34-0911, 34-0912, 34-0913, 34-0914, and 34-0915, inclusive, Relating to Labor Unions in the State of North Dakota.

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

Reps. Maher, Kjelgaard, Westby and Graham introduced: House Bill No. 199. A Bill for an Act to Repeal Chapter 34-04 of the North Dakota Revised Code of 1943, being Sections 34-0401, 34-0402, 34-0403, 34-0404, 34-0405, 34-0406, and 34-0407, inclusive, of said Revised Code, Relating to Master and Servant in the State of North Dakota.

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

Reps. Maher, Kjelgaard, Westby and Graham introduced:

House Bill No. 200. A Bill for an Act to Repeal Section 34-0114 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Right to Work Not To Be Abridged by Membership or Non-Membership in Labor Union.

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

Reps. Maher, Kjelgaard, Westby and Graham introduced:

House Bill No. 201. A Bill for an Act Repealing Section 34-0113 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Actions Under Fair Labor Standards Must Be Brought Within Certain Time.

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

Reps. Wolf, Allen and Callahan introduced:

House Bill No. 202. A Bill for an Act to repeal sections 51-0505 and 51-0509 of the North Dakota Revised Code of 1943, relating to auction sales.

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

Reps. Brady and Fleck introduced:

House Bill No. 203. A Bill for an Act to amend and reenact Section 30-0459 of the 1947 Supplement to the North Dakota Revised Code of 1943 relating to Motor Vehicle Dealer License Fees; additional Number Plates; and requirements of an Applicant for Motor Vehicle Dealer License.

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

Reps. Brady and Fleck introduced:

House Bill No. 204. A Bill for an Act requiring a bond to be furnished by applicants for a license as a dealer in motor vehicles, conditioned upon compliance with the law by such applicant, and providing the manner of obtaining certificates of title by dealers to used motor vehicles originating from another state.

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

Rep. Fitch introduced:

House Bill No. 205. A Bill for an Act to amend and reenact section 26-0324 of the North Dakota Revised Code of 1943, relating to the defense of suicide in suits on life insurance policies.

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

Rep. Fitch introduced:

House Bill No. 206. A Bill for an Act to amend and reenact subsection 6 of section 26-0336 of the North Dakota Revised Code of 1943, relating to provisions required in life insurance policy issued on other than standard form, and declaring an emergency.

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

Reps. Anderson of Ransom, Freadhoff, Baeverstad, and Nygaard introduced:

House Bill No. 207. A Bill for an Act to amend and reenact Section 57-4106 and Section 57-4112 and Section 57-4113 of the North Dakota Revised Code of 1943, relating to motor fuel license tax imposed on dealers, and the allocation of said tax.

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

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 57. A Bill for an Act making an appro-

priation for the purpose of paying the administrative expenses and the state aid of the State Equalization Fund.

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.

. ROLL CALL

Those voting in the affirmative were:

Those voting in the negative were:

Anderson, Ransom Frank Helm

Baeverstad

Absent and not voting:

Bubel Stair Stevens

Hofstrand

So the bill was declared passed and the title was agreed to.

House Bill No. 61. A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

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ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 99; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Haugen, Griggs-	Rolfsrud
Anderson, Cass	Steele	Rudolf
Anderson, R'chl'd	Haugen, McLean	Sailer
Arndt	Haugland	Schade
Baeverstad	Hegge	Schmidt
Baker	Heimes	Schuler
Benson	Holand	Schwartz
Bentz	Homelvig	Seibel
Brady	Johnson	Sellens
Braun	Kjelgaard	Simenson
Brickner	hlefstad	Siverson
Bryans	Kleppe	Skaar
Bymers	Langley	Smart
Callahan	Langseth	Snow
Collette	Larsen	Solberg
Cote	Larson	Sorlie
Culver	Laske	Starck
Dalzell	Lee	Sticka
Dewing	Leet	Stormon, Rolette
Drawz	Lillehaugen	Stormon, Ramsey
Einarson	Lindberg	Thompson, McL'n
Ekren	Link	Thompson, R'chl'd
Erickson	Locken	Wadeson
Esterby	Luick	Wahl
Fleck	Maher	Wambheim
Frank	McInnes	Welk
Freadhoff	Moe	Westby
Fristad	Moerke	Williams
Fuglestad	Mollet	Wolf
Graham	Monson	Wollitz
Gumeringer	Murray	Yirchott
Haedt	Nygaard	Zurcher
Halcrow	Power	Mr. Speaker
Hammer		<u>-</u>

Those voting in the negative were:

Allen Anderson, Ransom Leier Anderson, Helling Stevens

Eddy-Foster

Absent and not voting:

Bubel Helm Stair Fitch Hofstrand Walster Hafner Saumur

So the bill was declared passed and the title was agreed to.

House Bill No. 64. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the State School for the Blind at Bathgate, North Dakota.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen, Griggs-	Sailer
Anderson,	Steele	Saumur
Eddy-Foster	Haugen, McLean	Schade
Anderson, Ransom	Haugland	Schmidt
Anderson, R'chl'd	Hegge	Schuler
Arndt	Heimes	Schwartz
Baeverstad	Helling	Seibel
Baker	Helm	Sellens
Benson	Holand	Simenson
Bentz	Homelvig	Siverson
Brady	Klefstad	Skaar
Braun	Kleppe	Smart
Brickner	Langley	Snow
Bryans	Langseth	Solberg
Bymers	Larsen	Sorlie
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Lee	Sticka
Culver	Leet	Stormon, Ramsey
Dalzell	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, McL'n
Einarson	Lindberg	Thompson, R'chl'd
Ekren	Link	Wadeson
Erickson	Locken	Wahl
Esterby	Luick	Walster
Fitch	Maher	Wambheim
Fleck	McInnes	Welk
Frank	Moe	Westby
Freadhoff	Moerke	Williams
Fristad	Mollet	Wolf
Fuglestad	Monson	Wollitz
Graham	Murray	Yirchott
Gumeringer	Nygaard	Zurcher
Haedt	Power	Mr. Speaker
Hafner	IOMEL	mi. ppeaker
TIGINEL		

Absent and not voting:

Bubel Hofstrand Kjelgaard Dewing Johnson Stair

So the bill was declared passed and the title was agreed to.

House Bill No. 127. A Bill for an Act to amend and reenact section 25-0825 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to recovery of expenses for institutional care from patients, estates of patients, and from veterans, authorizing county auditors to collect such expenses for the county and the state, providing that the statute of limitations shall not bar the collection of such expenses.

The question being on the final passage of the bill, the roll was called and there were: ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

ROLL CALL

Haedt Acheson Murray Allen Hafner Nygaard Halcrow Rolfsrud Anderson, Cass Anderson, Hammer Rudolf Haugen, Griggs-Eddy-Foster Sailer Anderson, Ransom Steele Saumur Anderson, R'chl'd Haugen, McLean Schade Arndt Haugland Schmidt Baeverstad Hegge Schuler Baker Heimes. Schwartz Benson Helling Seibel Bentz Helm Sellens Holand Simenson Brady Homelvig Siverson Braun Brickner Johnson | Skaar Bryans Kjelgaard Smart **Bymers** Klefstad Snow Solberg Callahan Kleppe Langley Collette Sorlie Langseth Starck Culver Dalzell Larsen Stevens Dewing Sticka Larson Drawz Lee Stormon, Ramsey Einarson Leet Thompson, McL'n Erickson Leier Wadeson Esterby Lillehaugen Wahl Fitch Link Walster Wambheim Fleck Locken Luick Welk Frank Freadhoff Westby McInnes Fristad Moe Wolf Moerke Yirchott Fuglestad Graham Mollet Zurcher Monson Mr. Speaker Gumeringer

Those voting the negative were:

Lindberg

Stormon, Rolette

Thompson, R'chl'd

Absent and not voting:

Bubel Laske Stair Cote Maher Williams Ekren Power Wollitz

Hofstrand

So the bill was declared passed and the title was agreed to.

House Bill No. 101. A Bill for an Act to amend and re-enact section 27-0602 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to salary and expense of court reporters.

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.

ROLL CALL

Those voting in the affirmative were:

Hammer Power Acheson Halcrow Rolfsrud Allen -

Anderson, Cass	Haugen, Griggs-	Rudolf
Anderson,	Steele Mel car	Sailer
Eddy-Foster	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson, R'chl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Holand	Sellens
Bentz	Homelvig	Simenson
Brady	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Snow
Bymers	Langley	Solberg
Callahan	Langseth	Sorlie
Collette	Larsen	Starck
Cote	Larson	Stevens
Culver	Laske	Sticka
Dalzell	Lee	Storman, Ramsey
Dewing	Leet	Stormon, Rolette
Drawz	Leier	Thompson, McL'n
Einarson	Lillehaugen	Thompson, R'chl'd
Erickson	Lindberg	Wadeson
Esterby	Link	Wahl
Fitch	Locken	Walster
Fleck	Luick	Wambheim
Frank	Maher	Welf
Freadhoff	McInnes	Westby
Fristad	Moe	Williams
Fuglestad	Moerke	Wolf
Graham	Mollet	Wollitz
Gumeringer	Monson	Yirchott
Haedt	Murray	Zurcher
Hafner	Nygaard	Mr. Speaker
		opounor
Abcome and not water	mm.	

Absent and not voting:

Bubel Hofstrand Stair

Ekren

So the bill was declared passed as amended and the title was agreed to.

House Bill Nc. 35. A Bill for an Act to license, regulate and supervise the licensing and inspection of locker plants for storage of frozen food in individual lockers; defining the powers and duties of the state laboratories department administering this Act; providing fees for licenses and providing for a penalty.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 78; nays, 31; absent and not voting, 4.

ROLL CALL

Those voting in the	he affirmative were:	
Acheson	Hafner	Power
Allen	Halcrow	Rudolf
Anderson, Cass	Haugen, Griggs-	Sailer
Anderson, Richl'd	Steele	Saumur

Arndt Haugland Schade Baeverstad Schmidt Hegge Baker Heimes Schuler Benson Schwartz Holand Brady Homelvig Sellens Brickner Johnson Simenson Callahan Kjelgaard Siverson Collette Klefstad Smart Kleppe Cote Snow Culver Langley Sorlie Starck Dalzell Larsen Dewing Larson Stormon, Rolette Drawz Laske Stormon, Ramsey Lee Wadeson Einarson Leet Wahl Ekren Erickson Leier Wambheim Lindberg Westby Esterby Fitch Locken Wolf Fleck Luick Wollitz Yirchott Freadhoff McInnes Fristad Mollet Zurcher Mr. Speaker Fuglestad. Murray Gumeringer

Those voting the negative were:

Anderson, Helling Seibel Eddy-Foster Helm Skaar Solberg Anderson, Ransom Langseth Lillehaugen Bentz Stevens Braun Link Sticka Maher Thompson, R'chl'd Bymers Thompson, McL'n Frank Moe Moerke Walster Graham Welk Haedt Monson Hammer Nygaard Williams Haugen, McLean Rolfsrud

Absent and not voting:

Bryans Hofstrand Stair

Bubel

So the bill was declared passed as amended and the title was agreed to.

Rep. Brady 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.

FIRST READING OF SENATE BILLS

Senate Bill No. 70. A Bill for an Act making an appropriation for the financing of the operations of the State Soil Conservation Committee and the activities of the State Soil Conservation Districts.

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

Senate Bill No. 96. A Bill for an Act to amend and reenact section 16-1709 of the North Dakota Revised Code of 1943, relating to county committee of political parties.

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

Senate Bill No. 108. A Bill for an Act making an appropriation for the completion of the new building and equipment and a sewage disposal plant for the North Dakota Soldiers' Home at Lisbon, North Dakota; and declaring an emergency.

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

Senate Bill No. 110. A Bill for an Act making an appropriation in the sum of Six Hundred Dollars (\$600.00) for the payment of a deficiency for postage, supplies, printing, furniture and fixtures, in the office of the Attorney General.

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

GENERAL ORDERS

Rep. Fitch moved that the House resolve itself in a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Rep. Fitch 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. 93 and recommend that the same be amended as follows:

In the title, line 2, after the word "acts" insert the words "and contracts" and a semi-colon.

On Page 2, in line 14, strike out the word "or" at the end of the line and all of line 15 and line 16 to the word "freedom" and the comma.

Strike out all of section 4.

Renumber lines and sections accordingly.

And when so amended by the Committee of the Whole, recommend the same for passage.

K. A. FITCH, Chairman,

Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole on House Bill No. 93, be adopted, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 87

House Bill No. 88

and the Speaker signed the same in the presence of the House.

Rep. Johnson moved that the House do now recess until 1:30 p. m., Thursday, January 27, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWENTY-THIRD DAY AFTER RECESS AND TWENTY-FOURTH DAY

Bismarck, January 27, 1949

The House reconvened at 1:30 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 4th order of business.

PETITIONS AND COMMUNICATIONS

Reps. Frank and Helm presented a letter received from Mr. Frank Heines, the sheriff of Kidder county, urging their support on House Bill No. 129 regarding sheriff's mileage, which was referred to the Committee on Political Subdivisions.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 27, 1949

Mr. President: I have the honor to transmit:

House C. R. No. "G"

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

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled.

House Bill No. 7

House Bill No. 47

GOTTLIEB FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 44

House Bill No. 45

House Bill No. 85

House Bill No. 93

GOTTLIEB FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which

motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on State & Federal Government to whom was referred House Bill No. 33 have had the same under consideration and recommend that the same do pass.

And recommend the same be referred to the Committee on Appropriations.

B. J. WOLF, Chairman.

Rep. Stormon moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 60 have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Vice-Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 65, have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Vice-Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 81 have had the same under consideration and recommend that the same do pass.

M. T. LILLEHAUGEN, Vice-Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Federal Government to whom was referred House Bill No. 102 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Federal Government to whom was referred House Bill No. 122 have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Federal Government to whom was referred House Bill No. 137 have had the same under consideration and recommend that the same do pass.

B. J. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State & Federal Government to whom was referred House Concurrent Resolution "B" have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman.

Rep. Schwartz moved that the report be adopted.

Rep. Bymers moved a substitute motion that House Concurrent Resolution "B" be placed on the calendar.

A roll call was requested.

The question being on the motion of Rep. Bymers that House Concurrent Resolution "B" be placed on the calendar, the roll was called and there were: ayes, 46; nays, 53; absent and not voting, 14.

ROLL CALL

Those voting in the affirmative were:

Anderson, Ransom	Helm	Mollet
Anderson, R'chl'd	Hofstrand	Monson
Arndt	Homelvig	Rolfsrud
Bryans	Klefstad	Seibel
Bymers	Kleppe	Siverson
Dewing	Langley	Skaar
Drawz	Langseth	Snow
Ein arson	Larsen	Solberg
Ekren	Larson	Stevens
Erickson	Lee	Stormon, Ramsey
Esterby	Leet	Thompson, R'chl'd
Frank	Lillehaugen	Wadeson '
Freadhoff	Lindberg	Westby
Fuglestad	Luick	Williams
Graham	Moe	Wollitz
Halcrow	-	

Those voting in the negative were:

Acheson	Hafner	Sailer
Allen	Haugen, Griggs-	Saumur
Anderson, Cass	Steele	Schade
Anderson,	Haugen, McLean	Schuler
Eddy-Foster	Haugland	Schwartz
Baker	Heimes	Sellens
	Johnson	Smart
Benson	Johnson	
Brady	Kjelgaard	Sorlie
Braun	Laske	Starck
Brickner	Leier	Sticka
Bubel	Locken	Thompson, McL'n
Callahan	Maher	Wahl-
Cote	McInnes	Walster
Dalzell	Moerke	Wambheim
Fitch	Murray	Welk
Fleck	Nygaard	Wolf
Fristad	Power	Yirchott
Gumeringer	Rudolf	Mr. Speaker
Haedt		•

Absent and not voting:

Baeverstad Bentz Collette Culver Hammer	Hegge Helling Holand Link Schmidt	Simenson Stair Stormon, Rolette Zurcher
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So the motion was declared lost.

The question was then on the motion of Rep. Schwartz that the report of the Committee on State and Federal Government on HCR "B" be adopted, which motion prevailed.

Rep. Wolf moved that the vote by which the report of the Committee on State and Federal Government on HCR "B" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY-FOURTH DAY

Bismarck, January 27, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. Paul G. Hayes of McCabe Methodist Church of Bismarck.

The roll was called and all members were present except Representatives Simenson and Stair.

Rep. Bubel moved that the courtesy of the floor be extended to the county superintendents of the state who are holding a convention in Bismarck today, which motion prevailed.

Rep. Luick moved that the courtesy of the floor be extended to a former member of the House of Representatives from Richland County, Mr. Harley Swenson, which motion prevailed.

Rep. Fitch: "Mr. Speaker, I have been looking over the journal of the House for today and I want to say that in my number of years around, I have never seen a journal printed in the way that this thing is today. It is very nearly unreadable. I don't know what can be done about this, but I presume some investigation has been made by the Committee. However in view of the deplorable condition of this journal, today, I move that the third order of business, the correction and revision of the journal, be placed as the last order of business, below the seventeenth order, for the time being."

The motion of Rep. Fitch prevailed and the change in the order of business was so made.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 110 have had the same under consideration and recommend that the same be indefinitely postponed.

F. J. GRAHAM, Chairman.

Rep. Brickner moved that he report be adopted, which motion prevailed and the report was adopted.

Rep. Lillehaugen moved that the amendments on House Bill No. 84, as recommended by the Committee on Appropriations, and printed on page 216 of the House journal, be adopted, which motion prevailed.

Rep. Bubel moved that the first reading of House Bills and concurrent resolutions be deferred until after the 17th order of business, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 27, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 13
Senate Bill No. 16
Senate Bill No. 19
Senate Bill No. 22
Senate Bill No. 27
Senate Bill No. 27
Senate Bill No. 30
Senate Bill No. 30
Senate Bill No. 44
Senate Bill No. 85
Senate Bill No. 100
Senate Bill No. 100
Senate Bill No. 100

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 27, 1949

Mr. Speaker: I have the honor to return:

House C. R. No. A

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 27, 1949

Mr. President: I have the honor to transmit:

House Bill No. 1 House Bill No. 30 House Bill No. 32 House Bill No. 37 House Bill No. 51 House Bill No. 124

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

GEORGE OLSON, Chief Clerk.

The following House Bills and House Concurrent Resolution, having been read were placed on

FINAL PASSAGE

House Bill No. 106. A Bill for an Act to amend and reenact section 54-1705 of the North Dakota Revised Code of 1943, relating to approval of acts of the industrial commission.

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

roll was called and there were: ayes, 56; nays, 53; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Acheson	Hammer	Murray
Anderson, Ransom	Haugen, Griggs-	Rolfsrud
Benson	Steele	Rudolf
Bentz	Haugen, McLean	Schade
Braun	Hegge	Schmidt
Bryans	Helm.	Schuler
Bubel	Hofstrand	Schwartz
Callahan	Kjelgaard	Seibel
Cote	Kleppe	Siverson
Culver	Langseth	Snow
Dewing	Larson	Solberg
Erickson	Leier	Starck
Esterby	Lillehaugen	Stevens
Frank	Lindberg	Thompson, McL'n
Freadhoff	Link	Thompson, Richl'd
Graham	Maher	Welk
Gumeringer	Moerke	William s
Haedt	Mollet	Wolf
Hafner	Monson	Mr. Speaker

Those voting in the negative were:

Allen Fristad Power Anderson, Cass Fuglestad Sailer Anderson, Halcrow Saumur Eddy-Foster Haugland Sellens Anderson, Richl'd Heimes Skaar Arndt Holand Smart
Anderson, Halcrow Saumur Eddy-Foster Haugland Sellens Anderson, Richl'd Heimes Skaar
Eddy-Foster Haugland Sellens Anderson, Richl'd Heimes Skaar
Anderson, Richl'd Heimes Skaar
Arndt Holand Smart
Baeverstad Homelvig Sorlie
Baker Johnson Sticka
Brady Klefstad Stormon, Ramsey
Brickner Langley Stormon, Rolette
Bymers Larsen Wadeson
Collette Laske Wahl
Dalzell Lee Walster
Drawz Leet Wambheim
Einarson Luick Westby
Ekren McInnes Wollitz
Fitch Moe Yirchott
Fleck Nygaard Zurcher

Absent and not voting:

Helling Simenson Stair Locken

So the bill was declared lost, by the Speaker, for the want of a constitutional majority.

Rep. Bubel: Mr. Speaker, I voted "aye" for the purpose of reconsideration.

Heuse Bill No. 44. A Bill for an Act to amend and reenact sections 10-0901, 10-0902 and 10-0903 of the North Dakota Revised Code of 1943, pertaining to the incorporation of private agencies organized for the purpose of receiving children for care and placing children for adoption and providing for powers of agencies so incorporated.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 86; nays, 3; absent and not voting, 24.

ROLL CALL

Those voting in the affirmative were:

Acheson	Haedt	Nygaard
Allen	Hafner	Rolfsrud
Anderson, Cass	Halcrow	Rudolf
Anderson,	Hammer	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Ransom	Heimes	Seibel
Anderson, Richl'd		Sellens
Arndt	Holand	Siverson
Baeverstad	Homelvig	Skaar
Baker	Johnson	Smart
Benson	Kleppe	Snow
Bentz	Langley	Solberg
Braun	Langseth	Sorlie
Brickner	Larsen	Stevens
Bryans	Larson	Sticka
Bubel	Laske	Stormon, Ramsey
Collette	Lee	Stormon, Rolette
Cote	Leet	Thompson, McL'n
Culver	Leier	Thompson, Richl'd
Dalzell	Lillehaugen	Wadeson
Dewing	Lindberg	Wahl
Einarson	Link	Wambheim
Erickson	Luick	Westby
Esterby	McInnes	Williams
Fleck	Moe	Wolf
Frank	Moerke	Wollitz
Freadhoff	Mollet	Yirchott
Fristad	Monson	Zurcher
Gumeringer	Murray	Mr. Speaker

Those voting in the negative were:

Fitch Power Sailer

Absent and not voting:

Brady Bymers Callahan Drawz Ekren Fuglestad Graham	Haugen, McLean Hegge Helling Hofstrand Kjelgaard Klefstad Locken Maher	Schmidt Schuler Schwartz Simenson Stair Starck Walster Welk
Haugen, Griggs- Steele	Maher	Welk

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 45. A Bill for an Act to amend and reenact sections 50-1202, 50-1203, 50-1205, 50-1206, 50-1207, 50-1208, 50-10, 50-1211, 50-1212, 50-1213, 50-1214, 50-1215, 50-1216 and 50-1217 of the North Dakota Revised Code of 1943, relating to child placing agencies.

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 76; nays, 26; absent and not voting, 11.

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Ransom Anderson, Richl'd Baker Benson Bentz Braun Bryans Bubel Bymers Collette Cote Culver Dalzell Dewing Drawz Einarson Erickson Esterby Fleck Frank	Haugen, McLean Haugland Helm Holand Homelvig Langley Langseth Larsen Larson Lee Leet Leier Lillehaugen Lindberg Link Luick Maher McInnes Monson	Rudolf Schade Schmidt Schuler Schwartz Seibel Sellens Siverson Smart Snow Solberg Sorlie Starck Stevens Sticka Stormon, Ramsey Thompson, McL'n Thompson, Richl'd Wadeson Wambheim Welk Westby Wollitz
Fleck	McInnes	
Frank	Monson	Wollitz
Freadhoff	Nygaard	Zurcher
Graham Gumeringer	Rolfsrud	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-Foster Arndt	Hegge Heimes Johnson	Power Sailer Saumur	
Brady	Klefstad	Skaar	
Brickner	Kleppe	Stormon,	Rolette
Callahan	Laske	Wahl	
Ekren	Moe	Walster	
Fitch	Moerke	Wolf	
Fristad	Mollet	Yirchott	

Absent and not voting:

Baeverstad	Helling	Murray
Fuglestad	Hofstrand	Simenson
Haugen, Griggs-	Kjelgaard	Stair
Steele	Locken	Williams

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 85. A Bill for an Act making an appropriation to the Superintendent of Public Instruction out of the State Equalization Fund to meet deficiencies in the Per Pupil, High School Tuition and Teacher Unit, for the biennium ending June 30, 1949; and declaring an emergency.

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.

Acheson	Haedt	Rudolf
Allen	Hafner	Sailer

Anderson, Cass	Hammer	Saumur
Anderson,	Haugen, McLean	Schade
Eddy-Foster	Hegge	Schmidt
Anderson, Ransom	Heimes	Schuler
Anderson, Richl'd	Helm	Schwartz
Arndt	Holand	Seibel /
Baker	Homelvig ·	Sellens
Benson	Johnson	Siverson
Bentz	Klefstad	Skaar
Brady	Kleppe	Smart
Braun	Langley	Snow
Brickner	Langseth	Solberg
Bryans	Larsen	Sorlie
Bubel	Larson	Starck
Bymers	Laske	Stevens
Callahan	Lee	Stic ka
Collette	Leet	Stormon, Ramsey
Cote	Leier	Stormon, Rolette
Culver	Lillehaugen	Thompson, McL'n
Dalzell	Lindberg	Thompson, Richl'd
Dewing	Link	Wadeson
Drawz	Luick	Wahl
Einarson	Maher	Walster
Ekren	McInnes	Wambheim
Erickson	Moe	Welk
Esterby	Moerke	Westby
Fitch	Mollet	Williams
Fleck	Monson	Wolf
Frank	Murray	Wollitz
Freadhoff	Nygaard	Yirchott
Fristad	Power	Zurcher
Graham	Rolfsrud	Mr. Speaker
Gumeri nger		_

Absent and not voting:

Baeverstad	Steele	Kjelgaard
Fuglestad	Haugland	Locken
Halcrow	Helling	Simenson
Hangen Griggs	Hofstrand	Stair 4

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

House Bill No. 111. A Bill for an Act permitting an adverse party in an action based on negligence to elicit information concerning insurance.

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 57; absent and not voting, 14.

ROLL CALL

Freadhoff	Maher
Fristad	McInnes
Graham	Murray
Gumeringer	Nygaard
Haedt	Power
Haugland	Schade
	Schmidt
	Seibel
Holand	Skaar
	Graham Gumeringer Haedt Haugland Heimes Helm

Bryans Langley Snow
Bymers Laske Starck
Cote Leet Stevens
Culver Lillehaugen Thompson, Richl'd

Dewing Lindberg Williams

Frank

Those voting in the negative were:

Haugen, McLean Sellens Anderson, Richl'd Homelvig Siverson Johnson Smart Arndt Klefstad Baeverstad Solberg Bentz Kleppe Sticka Stormon, Ramsey Stormon, Rolette Brady Langseth Bubel Larsen Callahan Thompson, McL'n Larson Wadeson Collette Lee Dalzell Leier Wahl Drawz Luick Walster Einarson Moerke Wambheim Welk Ekren Mollet Westby Erickson Monson Esterby Rolfsrud Wolf Rudolf Wollitz Fitch Fleck Sailer Yirchott Halcrow Schuler Zurcher Mr. Speaker Hammer Schwartz

Absent and not voting:

Fuglestad Helling Moe Hafner Hofstrand Saumur Haugen, Kjelgaard Griggs-Simenson Steele Link Sorlie Locken Hegge Stair

So the bill was declared lost.

Rep. Callahan moved that the vote by which House Bill No. 111 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

House Bill No. 112. A Bill for an Act to amend and reenact section 9-1006 of the North Dakota Revised Code of 1943, fixing liability for negligence.

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.

ROLL CALL

Acheson	Freadhoff	Mollet
Anderson, Cass	Fristad	Murray
Anderson,	Graham	Nygaard
Eddy-Foster	Gumeringer	Rudolf
Anderson, Ransom	Haedt	Schade
Anderson, Richl'd	Hafner	Schmidt
Arndt	Halcrow	Schuler
Baeverstad	Hegge	Schwartz
Baker	Heimes	Seibel
Ben son	Helm.	Sellens
Braun	Holand	Snow
Brickner	Homelvig	Sorlie

Bryans Klefstad Starck Bubel Kleppe Stevens Langley **Bymers** Sticka Thompson, McL'n Thompson, Richl'd Callahan Larsen Collette Larson Wadeson Cote Laske Culver Leier Wahl Welk Dalzell Lillehaugen Westby Dewing Lindberg Drawz Link Williams Luick Wollitz Einarson Erickson Maher Zurcher Frank McInnes

Those voting in the negative were:

Allen Johnson Skaar Bentz Lee Smart Stormon, Ramsey Stormon, Rolette Brady Leet Moe Esterby Fitch Moerke Walster Fleck Monson Wambheim Power Hammer Wolf Haugen, McLean Haugland Sailer Yirchott Siverson Mr. Speaker

Absent and not voting:

Ekren Hofstrand Saumur
Fuglestad Kjelgaard Simenson
Haugen, Griggs- Langseth Solberg
Steele Locken Stair
Helling Rolfsrud

So the bill was declared passed and the title was agreed to.

Rep. Murray 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.

House Bill No. 114. A Bill for an Act relating to notice of assignments of accounts receivable, defining "account receivable" and setting forth the effects of such assignments as against creditors and subsequent purchasers and encumbrancers of such account.

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 10; absent and not voting, 16.

ROLL CALL

Acheson	Gumeringer	Rudolf
Allen	Haedt	Saumur
Anderson, Cass	Hafner	Schade
Anderson,	Halcrow	Schmidt
Eddy-Foster	Haugen, McLean	Schuler
Anderson, Ransom	Haugland	Schwartz
Anderson, Richl'd	Hegge	Sellens
Arndt	Heimes	Siverson
Baker .	Helm.	Skaar
Benson	Holand	Smart
Braun	Klefstad	Snow
Brickner	Kleppe	Solberg

Bryans Larsen Sorlie Bubel Larson Starck Stevens Callahan Laske Collette Lee Sticka Stormon, Ramsey Leet Cote Stormon, Rolette Thompson, McL'n Culver Leier Dalzell Lillehaugen Wadeson Lindberg Dewing Link Wahl Drawz Luick Wambheim Einarson Erickson Maher Welk Westby Esterby McInnes Williams Mollet Fitch Fleck Murray Wolf Wollitz Frank Nygaard Power Yirchott Freadhoff Fristad Rolfsrud Mr. Speaker Graham

Those voting in the negative were:

Baeverstad Moe Sailer
Bymers Moerke Seibel
Hammer Monson. Thompson, Richl'd

Homelvig

Absent and not voting:

Helling Bentz Locken Hofstrand Brady Simenson Ekren Johnson Stair **Fuglestad** Kjelgaard Walster Griggs-Langley Zurcher Haugen,

Steele Langseth

So the bill was declared passed and the title was agreed to.

House Bill No. 144. A bill for an act to amend and reenact subdivision a of subsection 1 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues, authorizing counties maintaining county agricultural and training schools to issue bonds to provide buildings for such schools.

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 0; absent and not voting, 11.

ROLL CALL

Acheson	Hafner	Rudolf
Allen	Halcrow	Sailer
Anderson, Cass	Hammer	Saumur
Anderson.	Haugen, McLean	Schade
Eddy-Foster	Haugland	Schmidt
Anderson, Ransom	Hegge .	Schuler
Anderson, Richl'd	Heimes	Schwartz
Arndt	Helm	Seibel
Baeverstad	Holand	Sellens
Baker	Homelvig	Siverson
Benson	Johnson	Skaar
Bentz	Klefstad	Smart
Brady	Kleppe	Snow
Diady	P F0	DIIOW

Braun Langley Solberg Brickner Larsen Sorlie Starck Bryans Larson Bubel Laske Stevens Bymers Sticka Lee Stormon, Ramsey Stormon, Rolette Callahan Leet Collette Leier Thompson, McL'n Thompson, Richl'd Lillehaugen Cote Culver Lindberg Wadeson Dalzell Link Wahl Dewing Luick Drawz Maher Walster Wambheim Einarson McInnes Welk Ekren Moe Erickson Moerke Westby Esterby Mollet Williams Wolf Frank Monson Freadhoff Murray Wollitz Fristad Nygaard Yirchott Zurcher Graham Power Mr. Speaker Gumeringer Rolfsrud Haedt

Absent and not voting:

Fitch Helling Locken
Fleck Hofstrand Simenson
Fuglestad Kjelgaard Stair
Haugen, GriggsSteele

So the bill was declared passed and the title was agreed to.

House Bill No. 146. A bill for an act authorizing certain school districts to make special levies for the support of county agricultural and training schools.

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.

ROLL CALL

Acheson Allen Anderson, Cass Anderson, Eddy-Foster Anderson, Ransom Anderson, Richl'd Arndt Baeverstad Baker Benson Bentz Brady Braun Brickner Bryans Bubel Bymers Callahan Collette	Hegge Heimes Helm Holand Homelvig Klefstad Kleppe Langley Larson Larson Laske Lee Leet Leier	Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Siverson Skaar Smart Snow Solberg Sorlie Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette
Cote	Lillehaugen	Thompson, McL'n

Thompson, Richl'd Lindberg Culver Wadeson Dalzell Link Wahl Luick Dewing Walster Maher Drawz Wambheim **McInnes** Einarson Welk Moe Ekren Moerke Westby Erickson Williams Mollet Esterby Wolf Monson Frank Wollitz Murray Freadhoff Yirchott Nygaard Fristad Zurcher Graham Power Mr. Speaker Rolfsrud Gumeringer Absent and not voting: Helling Langseth Fitch Locken Hofstrand Fleck Simenson Johnson Fuglestad Stair Kjelgaard Haugen, Griggs-Steele

So the bill was declared passed and the title was agreed to. House Bill No. 93. A Bill For an Act Defining Academic Freedom For Members of The Teaching Profession; Making Acts Restricting Such Freedom Unlawful; and Providing Penalties.

Rep. Wolf moved that further consideration of House Bill No. 93 be delayed one legislative day, which motion prevailed.

The following Senate Bill, was placed on

FINAL PASSAGE

Senate Bill No. 83. A Bill for an Act to amend and reenact Section 1 of Chapter 72 of the Session Laws of 1945, numbered in the 1947 Supplement as Section 54-0320, Providing for allowance to members of the Legislative Assembly, making an appropriation; and Declaring an emergency.

Was read for the second time.

Rep. Graham: "Mr. Speaker, I desire to read section 43 of the Constitution: 'Any member who has a personal or private interest in any measure or bill proposed or pending before the legislative assembly, shall disclose the fact to the House of which he is a member and shall not vote thereon without the consent of the House.' As I view it, each one of us have a personal interest in this measure and for the purpose of clearing that matter up, I move that every member of the House be permitted to vote, notwithstanding a personal interest in Senate Bill No. 83."

The motion of Rep. Graham prevailed and permission was granted to the members of the House of Representatives to vote on Senate Bill No. 83.

The question being on the final passage of the bill, the roll was called and there were: ayes, 96; nays, 3; absent and not voting, 14.

ROLL CALL

Acheson Allen Anderson, Cass Anderson, Richl'd		Sailer Saumur Schade Schmidt
Arndt	Haugland	Schuler

Schwartz -Baeverstad Hegge Seibel Helm Benson Sellens Bentz Holand Siverson Homelvig Brady Johnson Skaar Braun Brickner Klefstad Smart Snow Bryans Langley Solberg Bubel Larsen Sorlie **Bymers** Larson Starck Collette Laske Stevens Cote Lee Leet Sticka Culver Stormon, Ramsey Dalzell Leier Stormon, Rolette Lillehaugen Dewing Thompson, McL'n Thompson, Richl'd Lindberg Drawz Einarson Link Wadeson Luick Ekren Wahl Maher Erickson Walster McInnes Esterby Wambheim Fitch Moe Moerke Welk Fleck Westby Mollet Frank Williams Freadhoff . Monson Wolf Fristad Nygaard Wollitz Power Graham Rolfsrud Yirchott Gumeringer Mr. Speaker Rudolf Haedt

Those voting in the negative were:

Anderson, Ransom Zurcher

Eddy-Foster

Absent and not voting:

Baker Heimes Langseth
Callahan Helling Locken
Fuglestad Hofstrand Murray
Haugen, Griggs- Kjelgaard Simenson
Steele Kleppe Stair

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

Rep. Yirchott moved that the vote by which Senate Bill No. 83 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 7 House Bill No. 47

and the Speaker signed the same in the presence of the House.

REPORT OF SELECT COMMITTEE

Rep. Link: "Mr. Speaker: Whereas, the printing of the House of Representatives Journals has not been done satisfactorily nor in accordance with the printing contract, Be it Resolved that the House of Representatives Special Printing Committee be given authority to authorize the

State Printing Commission to cancel the contract for the printing of the Journal and to enter into a contract with some other party for the printing of the same.

ARTHUR LINK, Chairman.

Rep. Link moved the adoption of the report.

The question being on the motion of Rep. Link for the adoption of the report by the committee on printing, the roll was called and there were: ayes, 86; nays, 4; absent and not voting, 28.

Those voting in the affirmative were:

ROLL CALL

Acheson Allan Anderson, Cass Anderson, Richl'd Anderson, Ransom Arndt Baevenstad Baker Fentz Braun Brickner Bryans Bymers Collette Cote Culver Dalzell Dewing Drawz Einarson Erickson Esterby Fitch Fleck Frank	Hammer Haugen, Griggs- Stcele Haugen, McLean Haugland Hegge Helling Holand Homelvig Johnson Kjelgaard Klefstad Langley Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick Moe	Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Siverson Ekaar Smart Snow Solberg Starck Sticka Stormon, Rolette Thompson, McL'n Wadeson Wahl Walster Welk Westby Williams Wolf
Fitch	Locken	Westby
Frank		
Fristad	Moerke	WOII
Fuglestad	Mollet	Wollitz
Graham	Monet	Yirchott
Talamam.	Nygaard	Zurcher
Halcrow	Power	Mr. Speaker
FT99 4.0 0 4.0		

Those voting in the negative were:

Ekren Maher Thompson, R'chl'd Helm

Absent and not voting:

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Anderson Haedt Murray **Eddy-Foster** Hafner . Sellens Benson Heimes Simenson Brady Hofstrand Sorlie Bubel Kleppe Stair Callahan Langseth Stevens Freadhoff

Freadhoff McInnes Stormon, Ramsey Gumeringer Monson Wambheim

So the report was declared adopted.

Rep. Johnson announced that an agreement had been made between the majority and minority floor leaders of the House of Represntatives that no controversial bills will be acted upon over the weekend, including the reconsideration of House Bill No. 106, and action on House Bill No. 93, which had been deferred one legislative day. This was done in order that some members could be absent over the weekend. Rep. Bubel announced that this would be the last weekend that such agreement could be made, due to the fact that the legislature is now on the twenty-fourth day and there is a great deal of work to be done.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 27, 1949

Mr. President: I have the honor to transmit:

House Bill No. 7 House Bill No. 47

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House now be on the ninth order of business and that upon the completion of that order of business the House stand in recess until 1:45 p. m., January 28th, 1949, which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Maher and Westby introduced:

House Bill No. 208. A bill for an Act relating to wages, time and condition of payment; defining employer, employee and wages; providing for semimonthly pay day; providing for posting and notification of time and rate of wages paid; providing for payment of wages when employees are separated from payroll; providing for unconditional payment conceded to be due; providing for provisions of law not to be waived by agreement; providing for responsibility of employer for contractor and subcontractor's payroll; providing for forfeitures and penalties for violation of the act; and repealing all acts or parts of acts in conflict herewith.

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

Reps. Sellens, Fleck and Murray introduced:

House Bill No. 209. A Bill for an Act appropriating forty thousand dollars for the building and construction of a central coal burning heating plant at Fraine Barracks, and declaring an emergency.

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

Reps. McInnes, Wambheim, and Sorlie introduced:

House Bill No. 210. A Bill for an Act making an appropriation for a pension for National Guardsman Nennor A. Nelson, Jr.

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

Reps. Graham, Thompson of Richland and Holand introduced:

House Bill No. 211. A Bill for an Act regulating the maximum hours of work an employee, other than the chief in a fire department in any city of North Dakota with a population of twenty thousand or more inhabitants,

shall be permitted to work in any two week period; prescribing a penalty for violation and declaring an emergency.

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

Reps. Acheson, Westby, Drawz, Arndt, and Cote (By Request) introduced.

House Bill No. 212. A Bill for an Act creating and establishing a motor vehicle insurance department of the state of North Dakota; making the procurement of public liability and property damage insurance from the motor vehicle insurance department of the state of North Dakota or from some private insurance company compulsory; fixing the powers and duties of the manager in connection therewith; time for filing claims; appropriation for a fund with which to pay losses or claims; authorizing the issuance of policies and the setting of rates; establishment of a reserve fund; reinsurance on risks; investment of funds; creating a safety board; and repealing all acts in conflict herewith.

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

Rep. Westby introduced:

House Bill No. 213. A Bill for an Act to define and regulate the business of making loans in the amount of three hundred dollars or less; to require the licensing of persons engaged in such business; to fix a maximum rate of interest which may be charged by such licensees; to provide for the furnishing of bonds by such licensees; to provide for the investigation of such licensees; to authorize making of examinations and investigations by the state bank examiner and the publication of reports thereof; to regulate assignment of wages and salaries when given as security to such licensees to provide for a review of the findings and decisions of the state bank examiner and prescribing penalties.

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

Rep. Seibel introduced:

House Bill No. 214. A Bill for a Act to amend and reenact section 57-0221 of the North Dakota Revised Code of 1943 relative to personal property tax exemption for certain persons.

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

Reps. Murray, Braun, Brickner, Allen and Frank introduced:

House Bill No. 215. A Bill for an Act creating and establishing a North Dakota highway patrolmen's retirement system: creating and establishing a fund to be known as the North Dakota highway patrolmen's retirement fund; providing for payments upon retirement, death. disability, voluntary and involuntary retirement from the North Dakota highway patrolmen's retirement fund; providing for the creation of a board of trustees and defining its powers and duties; providing for contributions by members of the North Dakota highway patrol; provid-

ing for the guaranty and appropriation by the state of North Dakota of certain of said funds; providing for the subrogation of the state of North Dakota to the rights of the member or dependent against certain third parties; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing for penalties.

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

Reps. Graham and Brickner introduced:

House Bill No. 216. A Bill for an Act amending and re-enacting Subsection 3 of Section 30-2004 of the North Dakota Revised Code of 1943 relating to compensation paid to executors or administrators.

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

Reps. Hegge and Maher introduced:

House Bill No. 217. A Bill for an Act to amend and reenact section 37-1419 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to salary and expenses of county veterans' service officer.

Was read the first time and referred to the Committee on Veteran's and Military Affairs.

Reps. Fleck and Murray introduced:

House Bill No. 218. A Bill for an Act to amend and reenact chapter 272 of the Session Laws of 1947 providing for the exemption of certain disabled veterans from payment of registration fee for vehicle owned by such disabled veteran and exempting such veteran from the payment of sales and use tax on subsequently purchased automobile, and declaring an emergency.

Was read the first time and referred to the Committee on Veteran's and Military Affairs.

Reps. Graham and Thompson of Richland introduced:

House Bill No. 219. A Bill for an Act to amend and reenact section 48-0206 of the North Dakota Revised Code of 1943, relating to the opening of bids, the awarding of contracts and the preference given to North Dakota contractors on such bids.

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

Reps. Graham and Thompson of Richland introduced:

House Bill No. 220. A Bill For an Act to repeal section 44-0801 of the North Dakota Revised Code of 1943, relating to the preference given to North Dakota bidders and sellers in purchasing any goods, merchandise, supplies, or equipment.

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

Reps. Graham and Thompson of Richland introduced:

House Bill No. 221. For an Act to repeal section 46-0215 of the North Dakota Revised Code of 1943, relating to the requirement that all public printing must be done in the state of North Dakota.

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

Reps. Graham and Thompson of Richland introduced:

House Bill No. 222. A Bill For an Act to repeal section 24-1201 of the North Dakota Revised Code of 1943, relating to the awarding of contracts for bridge and road work and giving preference to the residents of North Dakota.

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

Reps. Link and Rolfsrud introduced.

House Bill No. 223. A Bill For an Act to amend and reenact section 35-0313 of the North Dakota Revised Code of 1943, relating to discharge of real estate mortgage not renewed or extended of record.

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

Reps. Link and Rolfsrud introduced.

House Bill No. 224. For an Act to amend and reenact section 30-2111 of the North Dakota Revised Code of 1943, relating to recording certified copy of decree of distribution when it affects the title to real estate.

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

Reps. Link and Rolfsrud introduced.

House Bill No. 225. A Bill For an Act to amend and reenact section 57-3714 of the North Dakota Revised Code of 1943, relating to county court assessing estate tax.

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

Reps. Freadhoff, Holand, Fuglestad, Heimes, Sticka, Wollitz, and Braun introduced:

House Bill No. 226. A Bill For an Act to amend and reenact section 40-5107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and section 40-5108 of the North Dakota Revised Code of 1943, relating to inclusion of territory within city limits by resolution initiated by governing body of city, providing for a census of electors in the territory proposed to be annexed and for computation of property owners and assessed value of property therein, providing that territory within another municipality shall not be annexed; providing for publication of resolution; providing for protest; providing under what circumstances property shall not be annexed; providing for a hearing thereof and for personal

inspection of the territory proposed to be annexed; and providing that lands used exclusively for farming or pasturage purposes shall not be annexed, and declaring an emergency.

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

Reps. Freadhoff, Holand, Fuglestad, Heimes, Sticka, Wollitz, and Braun introduced:

House Bill No. 227. A Bill For an Act providing for appeal to the district court from decision of annexation review commission relating to the annexation of territory by city; providing for the filing and service of notice of appeal and undertaking for appeal and providing for determination by the district court, and declaring an emergency.

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

Reps. Haugen of McLean, Thompson of McLean, Schade, Homelvig, and Snow introduced:

House Bill No. 228. A Bill For an Act to amend and reenact Section 11-1015 of the North Dakota Revised Code of 1943; providing for mileage of county officials unless otherwise provided by the laws of this state, and declaring an emergency.

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

Reps. Stevens and Heimes introduced:

House Bill No. 229. A Bill For an Act permitting the board of higher education to sell and supply steam heating service from plants at educational institutions under their jurisdiction for private use.

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

Reps. Graham and Bymers introduced:

House Bill No. 230. A Bill For an Act providing that before any person, association, partnership, or corporation shall engage in the sale at wholesale of liquor within this state, a license authorizing the sale at wholesale of liquor shall be obtained from the State Tax Commissioner; fixing the fee to be charged for such license; and declaring an emergency.

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

Committee on Appropriations introduced:

House Bill No. 231. A Bill For an Act reappropriating any unused funds previously appropriated for the veterans' emergency fund.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Committee on Appropriations introduced:

House Bill No. 232. A Bill For an Act to provide for the transfer of a part of the unappropriated surplus now in the "Auto Transporation Fund" to the credit of the "Highway Operating Fund" in the State Treasury, and declaring an emergency.

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

Reps. Solberg, Wolf, and Stormon of Rolette introduced: House Bill No. 233. A Bill For an Act authorizing counties, under certain conditions, to purchase or rent additional road machinery necessary in emergencies to keep the counties' road and highways open for travel when such roads and highways have become impassable by reason of snow or the effects of flood or high water; to issue bonds to furnish money with which to make such purchases without an election; prescribing the manner of issuing and selling such bonds and limiting the amount thereof; providing for a sinking fund with which to retire such bonds; and declaring an emergency.

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

Reps. Esterby and Siverson introduced:

House Bill No. 234. A Bill for an Act to amend and reenact Section 34-0904 of the 1947 Supplement to the North Dakota Revised Code of 1943, to declare the public policy of the State of North Dakota relating to the rights of workers to associate with their fellows, to organize and to designate representatives to act as bargaining agents to negotiate as to rate of pay, hours and working conditions, and the right of workers to decline to associate with their fellows and their right to be free to obtain employment wherever possible without interference, to require labor unions to file certain statements and reports with the Secretary of State as a perequisite to their right to operate as labor unions, to act as bargaining agents for workers and to negotiate and execute contracts, relating to wages, hours and working conditions of workers and requiring labor unions to file a statement of their name, by which name they may proceed and be proceeded against in the courts of this state; to require employers to file certain statements and reports with the Secretary of State; to make null and void contracts executed by labor unions without having complied with the provisions of this act; to provide for the fair and impartial conduct of election by employees on the questions of appointing a bargaining agent and of calling a strike; to permit peaceful picketing of employers and making picketing unlawful unless a majority of the empoyees vote to strike, to make boycotting, secondary boycotting and sympathy strikes illegal to provide for issuance of injunctional relief by the courts; and repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

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

Reps. Stormon of Rolette, Graham, and Brickner introduced:

Houes Bill No. 235. A Bill for an Act providing that clerks of ditsrict courts, in which decrees of divorce, or judgments and annulments of marriages have been entered to furnish information to the State Registrar of Vital Statistics relating to such decrees or judgments.

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

Rep. Fitch introduced:

House Concurrent Resolution "H." A concurrent resoolution proposing an amendment to the constitution of the United States relative to federal taxes on incomes, inheritances and gifts.

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

Reps. Dewing, Lindberg, Monson, Erickson, Rudolf, Hegge, Bryans, Starck, Hammer and Schuler introduced:

House Concurrent Resolution "I." A concurrent resolution memorializing Congress to oppose and abolish compulsory military training during peace time.

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

The Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Concurrent Resolution "J." A concurrent resolution memorializing the 81st Congress of the United States to provide federal aid for education.

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

Rep. Thompson of Richland introduced:

House Resolution "C."

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

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, January 27, 1949

Mr. Speaker: I have the honor to return House Concurrent Resolution "G" for correction and engrossment and claritying of journal.

Very respectfully.

W. J. TROUT, Secretary.

House Chamber

Bismarck, January 27, 1949

Mr. President: I have the honor to transmit: House C. R. No. "G."

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

GEORGE OLSON, Chief Clerk.

Pursuant to the motion of Rep. Bubel, the House now stood recessed until 1:45 p. m., Friday, January 28th, 1949.

GEORGE OLSON, Chief Clerk.

TWENTY-FOURTH DAY AFTER RECESS AND TWENTY-FIFTH DAY

Bismarck, January 28, 1949

The House reconvened at 1:45 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 3rd order of business.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Second Day after Recess and Twenty-Third day and recommend that the same be corrected as follows:

Page 215, line 10, strike out the phrase "The following words."

Page 217, sixth line from the bottom, correct spelling of "recommend;" in line 4 from the bottom of the page, correct spelling of "strike."

Page 299, 2nd line from bottom, change the figure "28" to "27" and in line 10, correct spelling of "deficiency."

Page 220, correct the spelling of "Providing."

Page 218, line 4, after the figure "8," strike out the period, and add the following words "and renumber the lines accordingly."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The Chief Clerk read the following communications received by Speaker Levin:

A letter from Mrs. H. E. Mielke, state president of the Women's Christian Temperance Union, protesting the passage of House Bill No. 181, and urging the passage of House Bill No. 161. This letter was referred to the Committee on State and Federal Government.

A copy of a resolution from the Board of County Commissioners of Williams county which was sent to the Bureau of Reclamation at Washington, D. C. urging the construction of the Missouri-Souris Division Project as a unit of the Missouri Basin Development be undertaken and pushed to completion as rapidly as possible, and which was referred to the Committee on Agriculture.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 28, 1949

Mr. President: I have the honor to return:

Senate Bill No. 83

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed:

House Bill No. 84

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed.

GEORGE OLSON, Chief Clerk.

TWENTY-FIFTH DAY

Bismarck, January 28, 1949

The House convened at 2:00 p. m., with Speaker Levin presiding.

Prayer was offered by Rev. Paul G. Hayes, of the McCabe Methodist Church of Bismarck.

The roll was called and all members were present except Representatives Anderson of Ransom; Anderson of Richland, Brady, Brickner, Drawz, Erickson, Fitch, Luick, Saumur Smart, Wollitz.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Third Day after recess and Twenty-Fourth day and recommend that the same be corrected as follows:

Page 231, line 31, correct spelling of "and," 10th line from bottom strike out Motion.

Page 233, line 7, correct spelling of "there."

Page 234, line 28, change the word "day" to "way," line 33, correct spelling of "correction," in line 26, after the word "around" insert the words "in the legislature."

Page 240, line 35, change the word "passed" to "lost."

Page 250, line 35, correct spelling of "Heimes."

Page 253, insert the words "Message To the House" above the message; and on page 254, insert the words "Message to the Senate" above that message. Change the heading on page 254 from "Journal of the Senate" to "Journal of the House."

Page 232, line 1, strike out the second word "motion" and line 14 and line 20, correct spelling of "Lillehaugen."

Page 247, line 3, correct spelling of "agreement" and line 37, correct spelling of "appropriating."

Page 248, line 32, correct spelling of "examiner" and line 33 ,correct spelling of "assignment."

Page 250, line 26, change word "degree" to "decree."

Page 252, line 1, strike out the word "Appropriations" and in line 32 correct spelling of "associate."

Page 253, strike the word "Concurrent" in line 13 from the bottom of the page, and then insert the correct title of House Resolution "C."

Page 232, 14th line from bottom, change the name "Culver" to "Brickner."

And when so corrected recommend that the same be approved.

ARTHUR LINK, Chairman

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 15 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 authorizing cities and villages to levy certain taxes and to impose certain licenses in addition to those now permitted by law; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA;

Section 1. TAXES AND LICENSES AUTHOR-1aIZED.) The
2 governing body of any city or village may, by ordinance,
3 provide for the levy and collection of the following taxes
4 and licenses upon persons, transactions and property
4a within

its corporate limits; as herein after provided.

1. Taxes upon the retail sale of alcoholic bever-

2. Taxes upon the retail sale of cigarettes but

not to exceed one (1) mill per cigarette;

3. Taxes upon motor vehicles, excluding motor vehicles for hire and excluding farm trucks as defined in Title 39 of the North Dakota Revised Code of 1943 and Acts amendatory thereof and supplementary thereto; provided, however, that any such tax or license levied aginst such motor vehicle shall not exceed \$5.00 per annum for a passenger vehicle and not to exceed \$10.00 per annum for a truck; and provided further that the revenue derived from such taxes or licenses levied upon motor vehicles shall be used only for the construction, reconstruction, repair and maintenance of streets and highways within the corporate limits of said municipality;

4. Taxes upon occupied hotel rooms, occupied tourist cabin and tourist court rooms and occupied rooms in tourist homes and all places

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leasing or renting space for the accommodation or housing of transients, not including, however, apartments or space rented or leased for permanent occupants and not exceeding 5 o/o of the rental or charge made for the use of the space leased or rented:

5. Taxes upon mechanical, amusement and musical

devices and vending machines;

6. Taxes upon the gross earnings or sales within the city or village of electric, water, gas and steam heat utilities but not to exceed 5 o/o of such gross earnings or sales;

7. Taxes upon the gross earnings or sales of telephone and telegraph utilities but not to exceed 5 o/o of such gross earnings or sales;

8. Taxes upon the gross earnings or sales within the city or village of companies engaged in the transportation of passengers and commodties for hire but not to exceed 5 o/o of such gross earnings or sales; provided, however, that the authority granted hereby shall not be construed to limit the powers of cities and villages to license such motor vehicles engaged in the transportation of passengers or commodities for hire within such city or village;

9. Taxes upon the admission charges for season tickets, single tickets, cover charge or charge made for use of seats and tables, reserved or otherwise, or for other similar accommodations and including admission charges to athletic exhibitions or games, motion picture shows, theatrical shows or exhibitions, musical shows or concerts and all classes of business for which an admission charge is made.

61 Such governing body of such city or village may make 61a such

provisions as it determines necessary for the collection, administration, and disbursement of and tax levied or any license imposed under this section.

SECTION 2. TAXES AND LICENSES AUTHOR-6ga IZED. ADDITIONAL

AND NOT RESTRICTIVE.) The taxes and licenses au-66 C6a thorized by

this Act shall be in addition to those now authorized by 68 law, and shall not be restricted by any law imposing 68a taxes

69 or licenses in lieu of other state or local taxes or licenses. 70 This Act shall not be construed to limit in any manner 70a such

71 taxes and licenses.

'72 SECTION 3. SEVERABILITY.) Notwithstanding 72a any other

73 evidence or legislative intent it is hereby declared to 74 be the controlling legislative intent that if any pro-74a vision

75 of this Act, or the application thereof to any person or 76 circumstances, is held invalid, the remainder of this Act 77 and the application of such provision to persons or cir-77a cum-

stances other than those as to which it is held invalid, shall not be effected thereby.

80 SECTION 4. EMERGENCY. This Act is hereby 80a declared to

be an emergency measure and shall be in full force and effect from and after its passage and approval.

J. N. MOLLET, Chairman.

Rep. Bymers moved that the report of the Committee on Finance and Taxation on House Bill No. 15 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 16 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 17 have had the same under consideration and recommend that the same be indefinitely postponed.

J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No.18 have had the same under consideration and recommend that the same be indefinitely postponed.

J. N. MOLLET, Chairman.

Rep. Arndt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 52 have had the same under consideration and recommend that the same be amended as follows:

Line 18, after the word "cargo" insert the words "exceeding one hundred lbs. by weight."

At the end of line 34, insert the words "Provided however, that the provisons of this act shall not apply to the transportation of small arms and ammunition."

Re-Number the lines accordingly.

And when so amended recommend the same do pass. E. D. CULVER, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Transportation on House Bill No. 52 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 97 have had the same under consideration and recommend that the same do pass.

GEORGE BRAUN, Chairman.

Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 107 have had the same under consideration and recommend that the same be indefinitely postponed.

GEORGE BRAUN, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 126 have had the same under consideration and recommend that the same be amended as follows:

In line 29, strike out the period after the word "Bureau," insert a comma, and add the following: "should any damages be awarded. If no damages are awarded, the cost of the litigation shall be paid by the employee."

Strike out lines 30, 31, 32, 33, and 34.

And when so amended recommend the same do pass. RAY THOMPSON, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Labor Relations on House Bill No. 126 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 130 have had the same under consideration and recommend that the same do pass. RAY THOMPSON, Chairman.

Rep. Maher moved that the report be adopted, which mo-

tion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 136 have had the same under consideration and recommend that the same do pass. J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which

prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance & Taxation to whom was referred House Bill No. 141 have had the same under consideration and recommend that the same be indefinitely postponed.

J. N. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which

prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 142 have had the same under consideration and recommend that the same do pass.

ELMER HEGGE, Chairman.

Rep. Anderson (Cass) moved that the report be adopted,

which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 148 have had the same under consideration and recommend that the same do pass. GEORGE BRAUN, Chairman.

Rep. Callahan moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 149 have had the same under consideration and recommend that the same do pass. GEORGE BRAUN, Chairman.

Rep. Klefstad moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry & Business to whom was referred House Bill No. 150 have had the same under consideration and recommend that the same do pass.

GEORGE BRAUN, Chairman.

Rep. Bentz moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans & Military Affairs to whom was referred Senate Concurrent Resolution "D" have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title, strike out the word "urging" and substitute "directing."

In line 17 strike out the words "respectfully urge" and substitute "direct."

In line 19 strike out the words "continue to make and to."
In line 36 after the words "be forwarded to the," add the words "governor the," and after the word "commission," add a comma.

And recommend the same be placed in General Orders. ELMER HEGGE, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck. January 28, 1949

Mr. Speaker: I have the honor to request the return of Senate Bill No. 85 which was sent over in error.

Very respectfully,

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 28, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7

Senate Bill No. 12

Senate Bill No. 20

Senate Bill No. 31

Senate Bill No. 45

Senate Bill No. 98

Senate Bill No. 102

Senate Bill No. 117

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 28, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 7

House Bill No. 47

House Bill No. 87

House Bill No. 88

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 28, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 30 House Bill No. 86 House C. R. "G"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Rep. Bubel moved that Senate Bill No. 85 be returned to the Senate as per their request, which motion prevailed and Senate Bill No. 85 was ordered to be returned to the Senate.

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 28, 1949

Mr. President: I have the honor to return.

Senate Bill No. 85

Which the Senate has requested.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, January 28, 1949

Mr. President: I have the honor to transmit:

House Bill No. 35 House Bill No. 57 House Bill No. 61 House Bill No. 64 House Bill No. 101 House Bill No. 112

House Bill No. 127

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

GEORGE OLSON, Chief Clerk.

Rep. Haugen of McLean requested that the courtesy of the floor be extended to Mr. R. L. Scholl of Washburn, a former League Legislator and a former floor leader, and also to Mrs. Nellie Olson, a former member from McLean County, which request was granted.

Rep. Fuglestad requested that the courtesy of the floor be extended to a former member of the House of Representatives, Mr. C. O. Johnson, which request was granted.

Rep. Haugen of McLean moved that Mr. Scholl be allowed to address the assembly at this time and to make a presentation, which motion prevailed.

Rep. Haugen of McLean moved that the remarks of Mr. Scholl be printed in the journal.

Rep. Wolf moved a substitute motion that the remarks of the Speaker also be printed in the House journal, which motion prevailed. And the remarks of Mr. Scholl and Speaker Levin were ordered printed in the House journal.

Mr. Speaker: Or rather permit me to say, Speaker Levin. Since it has been my privilege to serve with you in former Sessions, I want to thank you and this House for the privilege extended me at this time.

I would call your attention to the cane held by Mrs. Nellie Olson, who is also a former member. This cane has historical significance from two distinct and separate angles. First, this cane was made from cross-sections of bones and horns of buffalo, that animal which you will recall roamed the plains in countless numbers when North Dakota was a part

of the great American Plains, and continued then to the time of territorial days, contributing greatly to the comfort and survival of those hardy pioneers who made possible, through their struggles, this state we enjoy today. And secondly, this cane was made under the direction of the late Alex. McKenzie, who contributed so much through his efforts in establishing the Capitol here in Bismarck, and presented to the late Ole B. Wing who served in this body about the turn of the century.

And now, Mr. Speaker, with these historical facts in mind, it is my pleasure on behalf of the 46th District to present to you this cane, with the request that at the end of this Session you in turn present it to the State Historical Society, there to remain in lasting memory of our pioneer men and women, who through their untiring and self-sacrificing efforts have helped to make our North Dakota the greatest state in the greatest nation in the world.

Speaker Levin: "Thank you, Mr. Scholl. I hope that you do not think that when this session is over that I will be in need of a cane. It gives me great pleasure to receive this cane from the 46th District, which has sent so many able men to the legislature, among them being yourself. When you were floor leader of this House, I was a member at the time.

At the end of this session, I will present this cane to the State Historical Society to remain in lasting memory of the pioneer men and women of McLean county."

Rep. Halcrow: "Mr. Speaker, we are honored today with the presence of a man who was nominated for Governor of North Dakota, on the Nonpartisan League ticket in the last election, Mr. Ervin Schumacher of Drayton, and I wish to move the courtesy of the floor be extended to him, and also to two of our county commissioners from Pembina county, Mr. Wm. Halfpenny and Mr. John Snydal."

The motion of Rep. Halcrow prevailed and the courtesy of the floor was extended to Mr. Ervin Schumacher, Mr. Wm. Halfpenny and Mr. John Snydal.

Rep. Bubel moved that the reading of House and Senate Bills, which are the 9th and 12th order of business be placed at the foot of the calendar, which motion prevailed, and the order of business was ordered so changed.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 60. A Bill for an Act making an appropriation for the installation of a mezzanine floor, additional shelving and an electric book lift in the Law Library of the Supreme Court.

The question being on the final passage of the bill, the roll was called and there were: ayes, 80; nays, 18; absent and not voting, 15.

ROLL CALL

Those voting in the affirmative were:

Allen	Hegge -	Schwartz
Anderson, Cass	Heimes	Sailer
Anderson	Hofstrand	Schade
Eddy-Foster	Holand	Schmidt
Arndt	Homelvig	Sellens
	• •	

Baeverstad Johnson Simenson Baker Kjelgaard Siverson Benson Klefstad Skaar Rentz Kleppe Snow Braun Langley Solberg Bryans Larsen Sorlie Bymers Larson Stair Collette Laske Starck Culver Stevens Lee Dalzell Leet Sticka Dewing Stormon, Rolette Stormon, Ramsey Thompson, McL'n Leier Einarson Lillehaugen Ekren Lindberg Esterby Maher Wahl Frank Walster McInnes Wambheim Fristad Moe Mollet Fuglestad Welk Gumeringer Monson Westby Halcrow Nygaard Wolf Hamnier Power Yirchott Haugen, Griggs-Zurcher Rolfsrud Mr. Speaker Steele Rudolph

Haugland

Those voting in the negative were:

Acheson
Bubel
Callahan
Hafner
Haugen, McLean
Helling
Moerke
Schuler
Seibel

Cote Helm Thompson, R'chl'd Freadhoff Langseth Wadeson

Haedt Locken Walliams

Absent and not voting:

Anderson, Richl'd Anderson, Ransom Fitch Murray
Brady Fleck Saumur
Brickner Graham Smart
Drawz Link Wollitz

So the bill was declared passed and the title was agreed to.

House Bill No. 65. 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.

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.

ROLL CALL

Those voting in the affirmative were:

Acheson	Haugen, McLean	Rudolf
Allen	Haugland	Sailer
Anderson, Cass	Hegge	Schade
Anderson,	Heimes	Schuler
Eddy-Foster	Helling	Schwartz
Arndt	Helm	Seibel
Baeverstad	Hofstrand	Sellens
Baker	Holand	Simenson
Benson	Homelvig	Siverson
Bentz	Johnson	Skaar
Braun	Kjelgaard	\mathbf{Snow}
Bryans	Klefstad	Solberg

Bubel Sorlie Kleppe Bymers Langley Stair Callahan Starck Langseth Collette Larsen Stevens Cote Sticka Larson Culver Laske Stormon, Ramsey Dalzell Lee Stormon, Rolette Dewing Thompson, R'chl'd Leet Einarson Leier Thompson, McL'n Ekren Lillehaugen Wadeson Lindberg Esterby Wahl Frank Link Walster Freadhoff Locken Wambheim Fristad Maher Welk Fuglestad McInnes Westby Gumeringer Moe Williams Haedt Moerke Wolf Hafner Mollet Yirchott Halcrow Monson Zurcher Hammer Nygaard Mr. Speaker Power Haugen, Griggs-Steele Rolfsrud Absent and not voting: Anderson, Ransom Erickson Murray Fitch Anderson, R'chl'd Saumur Schmidt Brady Fleck Brickner Graham Smart Wollitz Drawz Luick

So the bill was declared passed and the title was agreed to.

House Bill No. 81. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Bank of North Dakota.

Rep. Lindberg moved that House Bill No. 81 be re-referred to the Committee on Appropriations.

Rep. Johnson suggested that further action on House Bill No. 81 be delayed until Monday as it is proving to be controversial

Rep. Bubel moved that further action on House Bill No. 81 be delayed until Monday, January 31, 1949, which motion prevailed.

House Bill No. 102. A Bill for an Act to repeal section 44-0810 of the North Dakota Revised Code of 1943.

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 52; absent and not voting, 18.

ROLL CALL

Those voting in the affirmative were:

Allen Holand Schmidt Anderson, Cass Homelvig Sellens Benson Johnson) Simenson Sorlie Braun Kjelgaard Kleppe Bubel Stair Callahan Sticka Langley Collette Larsen Stormon, Rolette Einarson Laske Wadeson Walster Freadhoff Leet **Fuglestad** Locken Wambheim Welk Haedt McInnes Haugen, Griggs-Nygaard Yirchott

Steele	Power	Zurcher			
Heimes	Rolfsrud	Mr. Speaker			
Hofstrand	Sailer				
Those voting in the	negative were:				
Acheson	Halcrow	Murray			
Arndt	Hammer	Rudolf			
Baeverstad	Haugen, McLean	Schade			
Baker	Haugland	Schuler			
Bentz	Hegge	Schwartz			
Bryans	Helling	Siverson			
Bymerş	Helm	Skaar			
Cote		Snow			
Culver	Langseth	Solberg			
Dalzell	Lee	Starck			
Dewing	Leier	Stormon, Ramsey			
Ekren	Lillehaugen	Thompson, R'chl'd			
Esterby	Lindberg	Thompson, McL'n			
Frank	Maher	Wahl			
Fristad	Moe	Williams			
Graham	Moerke	Wolf			
Gumeringer	Mollet				
Hafner	Monson				
Absent and not voting:					
Anderson,	Erickson	Seibel			
Eddy-Foster	Fitch	Smart			
Anderson, Ransom	Pleck	Stevens			
Anderson, R'chl'd	Larson	Westby			
Brady	Link	Wollitz			
Brickner	Luick				
Drawz	Saumur				
0 41 131 1					

So the bill was declared lost.

Rep. Wolf: "Mr. Speaker, I vote "No" for the purpose of reconsideration."

House Bill No. 137. A Bill for an Act authorizing the transfer and conveyance of certain lands held by the state of North Dakota for the use and benefit of the state historical society by the state historical society to the state of North Dakota for the use and benefit of the state game and fish commissioner in exchange for lands of the state of North Dakota held for the use and benefit of the state game and fish commissioner, and authorizing said commissioner to make the necessary transfer and conveyance to effect such exchange.

Rep. Bubel moved that further action on House Bill No. 137 be deferred until the reports of the Committee on State and Federal Gov't. are received on House Bills No. 138 and 139.

Rep. Johnson moved a substitute motion that House Bill No. 137 be re-referred to the Committee on State and Federal Gov't. for amendments, which motion prevailed and House Bill No. 137 was so re-referred.

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying a deficiency in the funds for the operation of the State Hail Insurance Department; and declaring an emergency.

The question being on the final passage of the bill, the roll as called and there were: ayes, 88; nays, 7; absent and not voting, 18.

ROLL CALL

Those	voting	in	the	affirmative	were:
THUSE	* Oung	111	uic	alminanve	were.

Acheson	Halcrow	Sailer
Allen	Hammer	Schade
Anderson, Cass	Haugen, Griggs-	Schmidt
Anderson,	Steele	Schuler
Eddy-Foster	Haugland	Schwartz
Arndt	Hegge	Sellens
Baeverstad	Heimes	Simenson
Baker	Hofstrand	Siverson
Benson	Holand	Skaar
Bentz	lHomelvig	Snow
Braun	Johnson	Solberg
Bryans	Kjelgaard	Sorlie
Bubel	Klefstad :	Stair
Bymers .	Kleppe	Starck
Callahan	Langley	Stevens
Collette	Langseth	Sticka
Cote	Laske	Stormon, Ramsey
Culver	Lee	Stormon, Rolette
Dalzell	Leet	Thompson, McL'n
Dewing	Leier	Wadeson
Einarson	Lillehaugen	Wahl
Ekren	Lindberg	Walster
Esterby	Locken	Wambheim
Frank	McInnes	Welk
Freadhoff	Moe	Westby
Fristad	Monson	Williams
Fuglestad	Nygaard	Wolf
Gumeringer	Power	Yirchott
Haedt	Rolfsrud	Zurcher
Hafner	Rudolf	Mr. Speaker

Those voting in the negative were:

Haugen,	McLean	Moerke	Murray

Helling Mollet Thompson, R'chl'd

Helm

Absent and not voting:

Anderson, Ramson	Fitch	Luic k
Anderson, R'chl'd	Fleck	Maher
	Graham	Saumur
Brickner	Larsen	Seibel
Drawz	Larson	Smart
Erickson	Link	Wollitz

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

The Speaker announced that the House would revert to the 5th order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following C. R. and find the same correctly Enrolled:

House Concurrent Resolution "G"

GOTTLIEB FRANK, Chairman.

Rep. Leet 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

House C. R. "G"

and the Speaker signed the same in the presence of the

Rep. Bubel moved that the House do now be on the 9th order of business and the 12th order of business and that on the completion of that order of business, the House stand recessed until 1:30 p. m., January 29, 1949, which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Esterby, Leier, Rolfsrud, Moerke, Seibel, Monson

and Schwartz introduced:

House Concurrent Resolution "K." A concurrent resolution petitioning congress to continue adequate appropriations to the Farmers Home Administration.

Was read the first time and referred to the Committee on

Agriculture.

Reps. Haugen of McLean, Bentz, Thompson of McLean, Mollet, Moerke, Link, Rolfsrud, Sailer, Hafner and Esterby

introduced:

House Concurrent Resolution No. "L." A Concurrent Resolution memorializing the Congress of the United States to investigate the procedure and policies of the U.S. Army Engineers in acquiring and leasing lands for the Garrison Dam Reservoir.

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

Rep. Langseth introduced:

House Concurrent Resolution "M." A concurrent resolution in regard to the sale of certain comic books.

Was read the first time and referred to the Committee on

Social Welfare.

Rep. Graham, Bymers, Williams, and Esterby introduced: House Concurrent Resolution "N." A concurrent resolution requesting the commissioner of internal revenue to ex-

tend time of filing tax returns by farmers. Was read the first time and referred to the Committee on

Agriculture.

FIRST READING OF SENATE BILLS
Senate Bill No. 2. A Bill for an Act to provide for payment of adjusted compensation to North Dakota veterans of World War II who served in the armed forces of the United States or governments allied with the United States government in World War II between September 16, 1940 and September 2, 1945 and to beneficiaries of such persons; to prescribe the powers and duties of state officers with respect thereto; to prescribe penalties for violations of the provisons of this Act; providing an appropriation and declaring and emergency.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Senate Bill No. 3. A Bill for an Act to amend and reenact sections 61-0503 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 61-0514 of the North Dakota Revised Code of 1943, relating to elections in irrigation districts.

Was read the first time and referred to the Committee on

Agriculture.

Senate Bill No. 10. A Bill for an Act to amend and reenact sections 40-0112, 40-1606 and 54-1405 of the North Dakota Revised Code of 1943, relating to claims against municipalities and prescribing penalties.

Was read the first time and referred to the Committee on

Political Subdivisons

Senate Bill No. 11. A Bill for an Act to amend and reenact section 40-1706 of the North Dakota Revised Code of 1943, relating to the disbursement of city funds and permitting the issuance of payroll checks by the city treasurer upon a single order from the governing board.

Was read the first time and referred to the Committee on

Political Subdivisons

Senate Bill No. 13. A Bill for an Act to amend and reenact section 40-2103 of the North Dakota Revised Code of 1943, relating to elections in council cities.

Was read the first time and referred to the Committee on

Poltical Subdivisions.

Senate Bill No. 16. A Bill for an Act to amend and reenact section 40-3904 of the North Dakota Revised Code of 1943, relating to vacating of streets and alleys in municipalities.

Was read the first time and referred to the Committee on

Poltical Subdivisions.

Senate Bill No. 19. A Bill for an Act providing for civil service systems in park districts within certain cities.

Was read the first time and referred to the Committee on

Poltical Subdivisions.

Senate Bill No. 22. A Bill for an Act to provide for the assessment of costs of work done by municipalities necessary for the general welfare.

Was read the first time and referred to the Committee on

Poltical Subdivisions.

Senate Bill No. 23. A Bill for an Act to amend and reenact subsection 8 of section 40-0501 of the North Dakota Revised Code of 1943, relating to powers of municipalities.

Was read the first time and referred to the Committee on

Poltical Subdivisions.

Senate Bill No. 27. A Bill for an Act to amend and reenact section 40-2410 of the North Dakota Revised Code of 1943, relating to payment of part of cost of improvement by municipalities through general taxation.

Was read the first time and referred to the Committee on

Political Subdivisions.

Senate Bill No. 30. A Bill for an Act governing the production, processing, labeling and sale of milk, cream and liquid milk products; defining milk, cream, liquid milk products, skim milk, pasteurization and pasteurized; regulating the pasteurization, sale, possession, advertising, labeling, and dealing in milk, cream, liquid milk products and skim milk; establishing grades of milk and providing a penalty for the violation of this Act.

Was read the first time and referred to the Committee on

Agriculture.

Senate Bill No. 35. A Bill for an Act to amend and reenact section 35-1301 of the North Dakota Revised Code of 1943, relating to repairmen's liens.

Was read the first time and referred to the Committee on

General Affairs.

Senate Bill No. 44. A Bill for an Act to amend and reenact

sections 20-0301 and 20-0306 of the North Dakota Revised Code of 1948, relating to requirements for licenses to hunt, trap, or fish and declaring an emergency.
Was read the first time and referred to the Committee on

Natural Resources.

Senate Bill No. 49. A Bill for an Act relating to salaries of county superintendents of schools; providing for increases of salary effective January 1, 1949; repealing all acts or parts of acts in conflict and declaring an emergency.

Was read the first time and referred to the Committee on

General Affairs.

Senate Bill No. 53. A Bill for an Act making an appropriation to the Livestock Sanitary Board for its operating and maintenance expense, and for indemnifying owners of animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund.

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

Senate Bill No. 100. A Bill for an Act to amend and reenact section 40-3808 of the North Dakota Revised Code of 1943, relating to donations made to public libraries.

Was read the first time and referred to the Committee on

General Affairs.

Senate Bill No. 103. A Bill for an Act to amend and reenact Sections 27-05031 and 27-05032 of the 1947 Supplement to the North Dakota Revised Code of 1943, providing for the retirement of judges of the supreme court and the district court, providing the manner of making application therefor, and providing for compensation in case of retirement, the method of filling vacancies, and declaring an emergency.

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

FIRST READING OF HOUSE BILLS

Rep. Stevens introduced:

House Bill No. 236. A Bill for an Act fixing the Time of the Day for the Commencement of the Deer Hunting Season, and Prescribing a Penalty for the Violation Thereof.

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

Reps. Maher. Baeverstad, McInnes, Zurcher, Hofstrand, Rolfsrud, and Roy Larson introduced:

House Bill No. 237. A Bill for an Act to amend and reenact Section 36-0510 of the North Dakota Revised Code of 1943, relating to inspection of livestock; entering livestock sales rings; for health and the tagging of animals offered for sale for future identification; and prescribing fees.

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

Reps. Maher, Zurcher, Hofstrand, Brady, McInnes, Baeverstad, Rolfsrud and Roy Larson introduced:

House Bill No. 238. A Bill for an Act defining strays and estrays; authorizing the inspection of cattle at all livestock markets; authorizing the North Dakota Stockmen's Association to appoint brand inspectors and to make inspections of all shipments and consignments of cattle at all livestock

markets; providing for the sale of estrays and determination of the ownership, and for the disposition of the moneys re-ceived therefor; providing for examination and inspection of accounts and records by the state examiner; and repealing all acts or parts of acts in conflict therewith.

Was read the first time and referred to the Committee on

Agriculture.

Reps. Haugen of McLean, Lindberg, Erickson and Maher introduced:

House Bill No. 239. A Bill for an Act authorizing any corporation or association organized under previously existing statutes, to adopt and be bound by the provisions of chapter 10-12 of the North Dakota Revised Code of 1943, relating to mutual aid corporations.

Was read the first time and referred to the Committee on

Agriculture.

Reps. Erickson, Lindberg, Maher and Haugen of McLean

introduced:

House Bill No. 240. A Bill for an Act to amend and reenact section 10-1508 of the North Dakota Revised Code of 1943, relating to the adoption and amendment of by-laws, and setting forth quorum of stockholder requirements.

Was read the first time and referred to the Committee on

Judiciary.

Reps. Erickson, Lindberg, Haugen of McLean and Maher introduced:

House Bill No. 241. A Bill for an Act to amend and reenact section 4-0712 of the North Dakota Revised Code of 1943, relating to the adoption, amendment and contents of by-laws.

Was read the first time and referred to the Committee on

Judiciary.

Committee on Veterans and Military Affairs, Rep. Hegge

(Chairman) introduced:

House Bill No. 242. A Bill for an Act to amend and reenact section 40-4510 of the North Dakota Revised Code of 1943, relating to police pensions and declaring an emergency.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Reps. Graham and Bymers introduced:

House Bill No. 243. A Bill for an Act to amend and re-enact section 5-0211 of the North Dakota Revised Code of 1943, fixing license fees for wholesalers and distributors authorized to distribute beer and ale; license and restric-

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

Rep. Sellens introduced:

House Bill No. 244. A Bill for an Act providing for the payment of expenses to certain state officers, making an appropriation and declaring an emergency.

Was read the first time and referred to the Committee on

Appropriations.

Reps. Link and Rolfsrud introduced:

House Bill No. 245. A Bill for an Act to amend and re-enact sections 57-15061 and 57-15062 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to county tax levy for farm to market road, election therefore and the fund raised and use thereof.

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

Reps. Williams and Schuler introduced:

House Bill No. 246. A Bill for an Act relating to real estate brokers and salesmen and creating a state real estate commission; defining terms; providing for appointment, terms and qualifications of members of state real estate commission; defining powers, organization and duties thereof; requiring real estate brokers and salesmen doing business in cities of five thousand population or over to secure license; prohibiting certain acts, and providing for revocation and suspension of licenses for cause after hearing under chapter 38 of Title Judicial Procedure Civil; providing for penalty, and repealing all acts or parts of acts in conflict herewith.

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

Committee on Veterans & Military Affairs and Rep. Hegge (Chairman) introduced:

House Bill No. 247. A Bill for an Act to amend and reenact sections 23-1131, 23-1132, 23-1133, 23-1134, and 1943, relating to employees' pensions in cities and declaring 23-1135 of the North Dakota Revised Code of 1943, to authorize housing authorities to undertake the developemnt or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national-defense activities and veterans of World War I and World War II; to authorize housing authorities to cooperate with or act as agent of the federal government in the development and administration of such projects of the federal government, to acquire or lease such projects and to sell certain projects to the federal government; to authorize public bodies to assist such projects of housing authorities and of the federal government; defining "veterans," and declaring an emergency.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Committee on Veterans and Military Affairs and Rep.

Hegge (Chairman) introduced:

House Bill No. 248. A Bill for an Act to amend and reenact section 40-4611 of the North Dakota Revised Code of 1943, relating to employees' pensions in cities and declaring an emergency.

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

Committee on Veterans & Military Affairs and Rep. Hegge

(Chairman) introduced:

House Bill No. 249. A Bill for an Act to facilitate housing for veterans of World War I and World War II; to authorize cooperation with the officers and agencies of the United States government in respect thereto; granting certain emergency powers to the governor and any state agency or official designated by him, and declaring an emergency.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Committee on Veterans and Military Affairs and Rep. Hegge (Chairman) introduced:

enact section 30-2311 of the North Dakota Revised Code of 1943, relating to the filing of accounts by guardians of wards House Bill No. 250. A Bill for an Act to amend and re-

receiving benefits from the veterans administration; providing for certification of securities or investments and bank deposits held by such guardians; providing for the furnishing of copies of accounts and petitions to the veterans administration and relating to notices and hearings thereon.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Reps, Callahan, Klefstad, Mollet, Stevens, Leet and Lille-haugen introduced:

House Bill No. 251. A Bill for an Act establishing limits

on exchange charges.

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

Rep. Langseth (By Request) introduced:

House Bill No. 252. A Bill for an Act to amend and reenact section 36-1101 of the North Dakota Revised Code of 1943, relating to stock running at large.

Was read the first time and referred to the Committee on

Agriculture.

Reps. Graham and Stormon of Rolette introduced:

House Bill No. 253. A Bill for an Act establishing the Doctrine of Comparative Negligence in Tort actions.

Was read the first time and referred to the Committee on

Judiciary.

Reps. Nygaard and Langley introduced:

House Bill No. 254. A Bill for an Act providing for annexation of remaining portions of reorganized school districts to other districts.

Was read the first time and referred to the Committee on

Education.

Reps. Leier, Anderson of Eddy-Foster, Hofstrand, Frank and Langseth introduced:

House Bill No. 255. A Bill for an Act to amend and reenact section 53-0404 of the North Dakota Revised Code of 1943, relating to licensing of amusement games.

Was read the first time and referred to the Committee on

General Affairs.

Reps. Maher, Haugen of McLean, Lindberg and Erickson introduced:

House Bill No. 256. A Bill for an Act to amend and reenact section 10-0403 of the 1947 Supplement to the North Dakota Revised Code of 1943, defining securities exempted from the provisions of Chapter 10-04 of the North Dakota Revised Code of 1943, and declaring an emergency.

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

Rep. Seibel introduced:

House Bill No. 257. A Bill for an Act to repeal section 57-1523 of the North Dakota Revised Code of 1943, relating to the levy of a per capita school tax.

Was read the first time and referred to the Committee on

Finance and Taxation.

Rep. Smart introduced.

House Bill No. 258. A Bill for an Act to amend and reenact section 30-1802 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to notice to creditors by administrators or executors.

Was read the first time and referred to the Committee on

Judiciary.

Rep. Thompson of Richland introduced:

House Bill No. 259. A Bill for an Act requiring employers having contractional relations with labor unions to file certain statements with the Secretary of State.

Was read the first time and referred to the Committee on

Labor Relations.

Reps. Schuler, Murray, Freadhoff, Hegge, Starck, Dewing,

Esterby and Rudolf introduced:

House Bill No. 260. A Bill for an Act permitting the Bank of North Dakota to transfer funds to other state departments, to make loans and extend credit under limitations, and providing method of obtaining additional funds; amending and reenacting section 6-0915 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on

State and Federal Government.

Reps. Acheson, Cote and Benson introduced: House Bill No. 261. A Bill for an Act making an appropriation to the state historical society for land acquisition, fences, roads, parking area, picnic area development, beach improvement and repairs and improvements to lodge and other buildings in the sum of forty thousand dollars, for proposed development of Lake Metigoshe state park.

Was read the first time and referred to the Committee on

Appropriations.

Committee on Agriculture (Rep. Maher, Chairman) introduced:

House Bill No. 262. A Bill for an Act authorizing the State Board of Higher Education to sell and convey a tract of land, described as that portion of the Southwest Quarter of the Southeast Quarter of Section 35, Township 140 North, Range 49 West of the 5th P. M., which lies south of the Great Northern Railway Right of Way, and to use the proceeds of said sale for the purchase of other suitable agricultural land.

Was read the first time and referred to the Committee on

State and Federal Government.

Reps. Graham, Holand, Lillehaugen, Freadhoff and Wambheim introduced:

House Bill No. 263. A Bill for an Act to provide for the imposition of a license tax upon all persons and corporations having their principal place of business outside of the State of North Dakota but maintaining within this State branch stores or distributing depots for sale or distribution of goods or property at retail; establishing the rates thereof, exemptions therefrom, and fixing penalties for violation.

Was read the first time and referred to the Committee on

Finance and Taxation.

Rep. Link introduced:

House Bill No. 264. A Bill for an Act to amend and reenact section 15-5314 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the Reorganization Plan for School Districts to be Submitted to the State Committee.

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

Reps. Baeverstad and Einarson introduced:

House Bill No. 265. A Bill for an Act to amend and reenact Section 39-0309 of the North Dakota Revised Code of 1943, relating to powers of commissioner and highway patrol. Was read the first time and referred to the Committee on Transportation.

Reps. Fristad, Skaar and Link introduced:

House Bill No. 266. A Bill for an Act to amend and reenact section 15.2505 as amended and section 15-2905 of the North Dakota Revised Code of 1943, relating to compensation of board members in common and special school districts.

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

Reps. Graham and Maher introduced:

House Bill No. 267. A Bill for an Act Establishing a Liability Insurance Department for the purpose of Furnishing Indemnity Against Claims for Damages Against the Owners and Operators of Motor Vehicles and Providing for the following essentials in Connection Therewith: Department Department Established; Creating Commission and Defining Powers and Duties: Commission to Employ Manager, Attorney and Other Employees; Expenditures Limited to Appropriation: Removal and Discharge of Appointees; Motor Vehicle Liability Insurance Fund; How Created: How Maintained; Appropriations from Fund: Permanent Surplus; Type of Insurance; Type of Policy; Defining Terms; Scope of Coverage: Policy; Limitation of Liability; Premiums; Notice of Accident; Claims; Filing and Limitation of Time; Adjustment of Claims; Action on Claims; Limitation of Time; Amount of Judgment: Payment of Claims and Judgments: Penalty for Making False Claims; To Whom Act Applies; Extent of Territory; Compulsory Insurance; Cancellation of Policy; Suspension of Driver's License; Penalty for Driving Without Insurance: Definition of Insured: Application for Insurance: Employment of Counsel by Insured; Insured; Additional Private Insurance.

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

Reps. Baeverstad and Einarson introduced:

House Bill No. 268. A Bill for an Act to amend and reenact Section 39-0303 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to partolmen: appointment; removal; duties.

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

Reps. Graham, Stormon of Ramsey, Gumeringer and Leet introduced:

House Bill No. 269. A Bill for an Act providing for the cancellation of checks issued by the State Department of Health, which are more than six years old and deposit to general fund and subsequent payment.

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

Reps. Johnson and Stair introduced:

House Bill No. 270. A Bill for an Act making an appropriation to the Board of Administration for the purchase of lots for the capitol grounds.

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

Reps. Baker, Sticka, Dalzell, Larson, Esterby, Link and Langley introduced:

House Bill No. 271. A Bill for an Act to provide for continued operation of schools in reorganized districts.

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

Reps. Hegge, Schwartz and Murray introduced:

House Bill No. 272. A Bill for an Act to amend and reenact section 3 of Chapter 125 of the North Dakota Session Laws of 1947, relating to the erection and operation of war memorials; authorizing a county to join with a city, school district, or other public or private non-profit corporation or agency in the erection and operation of such war memorials.

Was read the first time and referred to the Committee on

Veterans and Military Affairs.

Rep. Fitch introduced.

House Bill No. 273. A Bill for an Act authorizing the creation, establishment and operation of Investment Trust Banks in the State of North Dakota, providing for the supervision thereof by the State Examiner, and regulating the business to be conducted by such banks.

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

Reps. Graham, J. Stormon, Thompson of McLean, and Haugen of McLean introduced:

House Bill No. 274. A Bill for an Act to amend and reenact Section 50-0705 of the North Dakota Revised Code of 1943 relating to Ownership of Property or Insurance Policy Does Not Preclude Granting of Assistance; Transferred in Trust.

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

Reps. Graham, J. Stormon, Thompson of McLean, Haugen of McLean and Bentz introduced:

House Bill No. 275. A Bill for an Act to amend and reenact Section 50-0108 of the North Dakota Revised Code of 1943 pertaining to members of county welfare board; term of office; oath; compensation.

Was read the first time and referred to the Committee on

Social Welfare.

Reps. Graham. J. Stormon, Thompson of McLean, Haugen of McLean and Bentz introduced:

House Bill No. 276. A Bill for an Act to amend and reenact Section 47-1804 of the North Dakota Revised Code of 1943 pertaining to when homestead is subject to execution, and declaring an emergency.

Was read the first time and referred to the Committee on

Social Welfare.

Reps. Graham. J. Stormon. Thompson of McLean, Haugen

of McLean and Bentz introduced:

House Bill No. 277. A Bill for an Act to amend and re-enact Sub-section one (1) of Section 50-0204 of the North Dakota Revised Code of 1943 pertaining to residence in counties: how gained: and declaring an emergency,

Was read the first time and referred to the Committee on

Social Welfare.

Rep. Westby introduced:

House Bill No. 278. A Bill for an Act to provide for the protection of employees in retail establishments, and providing a penalty for violation.

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

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Reps. Langseth, Lillehaugen, Anderson of Eddy-Foster and Stevens introduced.

House Bill No. 279. A Bill for an Act to amend and reenact Subsection 5 of Section 23-0603 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the duty of counties to bury deceased persons.

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

Reps. Langseth and Anderson of Eddy-Foster introduced: House Bill No. 280. A Bill for an Act to amend and reenact sections 21-0310 and 21-0311 of the North Dakota Revised Code of 1943, relating to proposals and submissions of county, City, Village, school district and park district bond issues.

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

Reps. Langseth, Leier and Anderson of Eddy-Foster introduced:

House Bill No. 281. A Bill for an Act to amend and reenact section 29-0506 of the North Dakota Revised Code of 1943, relating to warrants of arrest.

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

Reps. Hofstrand, Leier. Langseth, Skaar, Leet, Haugen of McLean and Ekren introduced:

House Bill No. 282. A Bill for an Act to amend and reenact sections 57-1524 and 57-1525 of the North Dakota Revised Code of 1943, relating to county school funds.

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

Reps. Seibel, Dewing, Lindberg, Schwartz, Hegge, Leier, Langseth and Schmidt introduced.

House Bill No. 283. A Bill for an Act to amend and reenact chanter 187 Session Laws of 1947 numbered 20-0117 of the 1947 Supplement to the North Dakota Revised Code of 1943 relative to hunting or pursuing game birds or trapping protected fur-bearing animals without permission of the owner of the land, and providing a penalty therefor.

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

Reps. Haugen of McLean, Bentz, and Thompson of McLean introduced:

House Bill No. 284. A Bill for an Act to provide for the consolidation of school districts when the assessed valuation of any district is diminished by the acquisition of property under eminent domain: the consolidation of the remaining portion with adjoining districts; requiring notice before action is taken: making the action of the county commissioners final; and repeal Act or parts of Act in conflict therewith.

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

Reps. Hegge and Callahan (By request) introduced:

House Bill No. 285. A Bill for an Act making an appropriation to the state soil conservation committee for the state conservation shows of 1949 and 1950.

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

Reps. Braun, B. Larson, Dalzell, Esterby, Link, and Langley introduced:

House Bill No. 286. A Bill for an Act creating and establishing a state board of teachers certification, defining the manner of the appointment of said board, its compensation and its duties, and amending and reenacting Sections 15-3601, 15-3602, 15-3603, 15-3604, 15-3605, 15-3606, 15-3608, 15-3609, ; 15-3610, 15-3612, 15-3613, 15-3614, 15-3615, and 15-3617 of the North Dakota Revised Code of 1943, as amended by Chapter 173 of the Session Laws of 1945, and Sections 15-3608 and 15-3609 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the certification of teachers,

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

Rep. Langseth (By Request) introduced:

House Bill No. 287. A Bill for an Act Requiring Municiaplities to Maintain in Sanitary Condition Roads Leading to grounds for the Disposal of Garbage, and Setting forth Exceptions to the Application of Said Act.

Was read the first time and referred to the Committee on

Transportation.

Reps. Richard Thompson (McLean), Haugen (McLean), Thompson, (Richland), Bentz, Maher, Haugland, and Hammer introduced:

House Bill No. 288. A Bill for an Act to amend and reenact sections 43-0901, 43-0902, 43-0904, 43-0905, 43-0911, 43-0913, 43-0914 and 43-0920 of the North Dakota Revised Code of 1943 and repealing section 43-0903 of the North Dakota Revised Code of 1943, relating to electricians.

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

And the House stood recessed pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

TWENTY-FIFTH DAY AFTER RECESS AND TWENTY-SIXTH DAY

Bismarck, North Dakota, January 29, 1949.

The House reconvened at 1:30 p. m. pursuant to recess taken, with Speaker Levin presiding.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House be on the 9th order of business and that on the conclusion of that order of business the House stand adjourned, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, North Dakota, January 29, 1949.

Mr. President: I have the honor to transmit:

House Bill No. 44

House Bill No. 45

House Bill No. 85

House Bill No. 114 House Bill No. 144

House Bill No. 146

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

GEORGE OLSON, Chief Clerk.

HOUSE CHAMBER

Bismarck, North Dakota, January 29, 1949.

Mr. President: I have the honor to transmit:

House C. R. No. "G"

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

GEORGE OLSON, Chief Clerk.

FIRST READING OF HOUSE BILLS

Reps. Langley and Stair introduced:

House Bill No. 289. A bill for an Act to amend and re-enact section 54-3510 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to compensation of members of the legislatinve research committee.

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

Reps. Graham, Stormon (of Rolette) and Haugland introduced:

House Bill No. 290. A Bill for an Act to amend and reenact sections 14-1104, 14-1105, 14-1110, and 14-1111 of the North Dakota Revised Code of 1943, and section 14-1108 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to adoption of children, and declaring an emergency.

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

Reps. Graham, Stormon (of Rolette), and Haugland introduced:

House Bill No. 291.. A Bill for an Act relating to adoption; providing that where a decree of adoption has been rendered in a district court in this state and the child named in such decree has been under the care and in the custody of the person named in such decree as adoptive parent or parents for at least two years immediately following the rendition of such decree and for at least one year after this act became effective; and that said adoptive parent or parents during said period of time have supported, cared for, and maintained a home for such child, and that the natural parent or parents of said child have not, nor has any other person, supported or contributed the support or care of such child or asserted any right to the care, custody, and control of such child, it shall be conclusively presumed that such natural parent or parents and all other persons claiming to have any right of custody of, or control over, such child and have consented to the adoption of such child by the adoptive parents named in said decree of adoption; and said child shall be deemed to be the duly and legally adopted child of the person or persons named in such decree as adoptive parent or parents and the relation of parent and child shall be deemed to have come into existence as of the date when the said decree of adoption was rendered without regard to whether such decree was valid or invalid; and declaring an emergency

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

Reps. Graham and Stormon (of Rolette) introduced:

House Bill No. 292. A Bill for an Act to authorize the juvenile court to terminate parental rights in certain cases; providing the procedure therefore; providing for the supervision, custody, and consent to adoption of children in such cases; providing for the apointment of guardians ad litem; and declaring an emergency.

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

Reps. Westby, Wahl, Kjelgaard and Laske introduced:

House Bill No. 293. A Bill for an Act providing for the annual inspection of all motor vehicles registered in this State; the appointment of official inspection stations; the issuing of certificates of inspection and approval, and providing for penalties.

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

Committee on Education (Rep. Hofstrand, Chairman) introduced:

House Bill No. 294. A Bill for an Act to amend section 15-4007 of the 1947 Supplement to the North Dakota Revised Code of 1943 by creating subsection 6, relating to requirements for expenditures from the emergency fund of the state equalization fund.

Was read the first time and referred to the Committee on

Education.

Reps Ekren, Stormon (of Ramsey), Skaar, Fristad and Halcrow introduced:

House Bill No. 295. A Bill for and Act providing for special payments from state equalization to certain school districts.

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

Reps. Graham and Stair introduced:

House Bill No. 296. 'A Bill for an Act prescribing duties of county courts, sheriffs, and treasurers relating to the collection of unpaid personal property taxes of decedents.

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

Reps. Hegge and Schuler introduced:

House Bill No. 297. A Bill for an Act empowering the voters of a township at a township election to close such township to hunting.

Was read the first time and referred to the committee on

Natural Resources.

Reps. Baker, Siverson, Seibel, Moreke, Larsen, Snow, and Maher introduced:

House Bill No. 298. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 39-1204 of the North Dakota Revised Code of 1943, as amended, relating to width, height, and length limitations on motor vehicles.

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

Reps. Baker, Siverson, Seibel, Moreke, Larsen, Snow, and Maher introduced:

House Bill No. 299. A Bill for an Act to amend and reenact section 39-1205 of the North Dakota Revised Code of 1943, as amended by chapter 246 of the 1945 Session Laws, relating to weight limitations for vehicles.

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

Rep. Lindberg (by request) introduced:

House Bill No. 300. A Bill for an Act to amend and reenact Section 26-2519 of the North Dakota Revised Code of 1943, as amended and reencted by Chapter 212 of the 1945 Session Laws of North Dakota, now appearing as Section 26-2519 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the expense fund; credits to; levies for benevolent societies.

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

Reps. Graham, Bubel, Maher, Thompson of Richland introduced:

House Bill No. 301. A Bill for an Act to amend and reenact

sections 54-1901 and 54-1902 of the North Dakota Revised Code of 1943 providing for the industrial commission to establish a state industrial alcohol plant in conection with State Mill and Elevator; the location thereof; and appropriating funds therefor.

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

Reps. Callahan, Halcrow, Walster, Ekren, Yirchott and Maher introduced.

House Bill No. 302. A Bill for an Act to exempt judgments mortgages, and other leins hereafter taken by and real estate mortgage loan agency the loans of which are made to farmers for agricultural purposes through associations of farmers which are organized along cooperative lines and which associations endorse and become liable for the payment of farm loans made through such associations to members thereof, from the aperation of the provisions of section 32-1906 of the North Dakota Revised Code of 1943, relating to deficiency judgments, and from the operation of the provisions of section 32-1907 of the North Dakota Revised Code of 1943, prohibiting certain actions to recover a debt secured by a real estate mortgage or contract, and declaring an emergency.

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

Reps. Fleck, Allen, Fitch and Ekren introduced:

House Bill No. 303. A Bill for an Act to amend and reenact section 5-0304 of the North Dakota Revised Code of 1943 with reference to wholesale liquor licenses, and to prohibit the issuance of wholesale liquor licenses to persons or partnerships who have not been residents of North Dakota for a period of five years, or to Corporations unless all officers and directors and the holders of not less than 75 per cent of the value of the stock and 75 percent of the voting rights of the corporation have been residents of North Dakota for a period of five years.

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

Reps. Graham and Murray introduced:

House Bill No. 304. A Bill for an Act to amend and reenact section 20-0611 of the North Dakota Revised Code of 1943 relating to the maintaining of fish houses or structures used for fishing through the ice.

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

Reps. Thompson of Richland, Lindberg, Monson and Mollett introduced:

House Bill No. 305. A Bill for an Act to amend and reenact section 47-1409 of the North Dakota Revised Code of 1943, relating to usury.

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

Reps. Anderson of Ransom, Freadhoff, Nygaard and Baeverstad, introduced:

House Bill No. 306. A Bill for an Act assessing and levying on all licensed dealers of motor vehicle fuels, a special license tax of two cents per galon on motor vehicle fuels or sold by them in addition to all other taxes now imposed, appropriating

the proceeds of such special tax to the "Special County and State Highway Construction Fund", providing for the division of said fund between the State Highway Department and the counties of the state for construction, reconstruction, improvement and maintenance of state highways, and the construction and reconstruction of county and township roads, making certain provisions of chapter 57-41 of the North Dakota Revised Code of 1943 as amended and Chapter 57-50 of the 1947 Supplement to the North Dakota Revised Code of 1943 applicable to said special license tax, and providing a penalty.

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

Reps. Simenson, Severson, Holand, Leet, Nygaard and Baeverstad introduced:

House Bill No. 307. A Bil for an Act to amend and reenact section 39-1301 and 39-1308 of the North Dakota Revised Code of 1943 relating to traffic signs.

Was read the first time and referred to the Committee on

Transportation.

Reps. Thompson of Richland, Mollet and Monson introduced:

House Bill No. 308. A Bill for an Act to amend section 20-0302 of the North Dakoa Revised Code of 1943, relating to hunting, fishing and trapping licenses of residents.

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

Rep. Thompson of Richland introduced:

House Bill No. 309. A Bill for an Act to amend and reenact section 43-1813 of the North Dakota Revised Code of 1943, relating to licenses for plumbers.

Was read the first time and referred to the Committee on

General Affairs.

Reps. Langseth and Thompson of Richland introduced:

House Bill No. 310. A Bill for an Act to amend and reenact section 39-11805 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to suspension of drivers and owners licenses and privileges after motor vehicle accidents.

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

Reps. Fitch and Fristad introduced:

House Bill No. 311. A Bill for an Act relating to the examination, licensing, regulation and supervision of insurance agents, insurance brokers, and insurance solicitors; defining the terms insurance agents, brokers and solicitors, insurance companies; prescribing examinations for agents, brokers and solicitors; providing for applications for licenses, examination fees and license fees; prescribing requirements for non-residents; providing for service of process on non-residents, prescribing conditions for licensing, the term thereof and grounds and manner of revocation; providing exemptions from examination; providing for temporary licenses in case of death or disability of an agent; regulating and prescribing conditions for renewal of licenses; providing for countersigning of policies by licensed agents; providing for appeals to the District Court from orders of the Commissioner of Insurance denying or revoking licenses; prohibit-

ing payment of compensation or comissions by insurance companies to anyone except to licensed agents; regulating insurance contracts on risks in this state negotiated outside of this state; prohibiting any person to represent himself as an agent, broker or solicitor unless duly licensed; prohibiting collection of premiums or solicitation, negotiation, or handling of insurance contracts for unlicensed companies; prohibiting counter-signatures in blank; providing for penalties for the violation of this act, and a repeal of all acts or part of the acts inconsistent herewith.

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

Reps. Graham and Murray introduced: House Bill No. 312. A Bill for an Act making an apropriation to the game and fish department for the feeding of upland game birds.

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

Reps. Graham, Siverson, Schade and Moerke introduced: House Bill No. 313. A Bill for an Act to repeal chapter 15-51 of the North Dakota Revised Code of 1943, constituting the Board of Education of the City of Fargo

Was read the first time and referred to the Committee on

Education.

Reps. Graham, Esterby, Rudolf, Welk, Thompson of Rich-

land, Schuler and Williams introduced:

House Bill No. 314. A Bill for an Act to amend and reenact section 50-0713 of the North Dakota Revised Code of 1943. relating to the minimum amount of Old Age assistance and declaring an emergency.

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

Rep. Schade introduced:

House Bill No. 315. A Bill for an Act to amend and reenact section 39-0505 of the North Dakota Revised Code of 1943 relating to application for certificate; contents; fee to accompany under the Motor Vehicle Act.

Was read the first time and referred to the Committee on

Transportation.

Rep. Murray introduced:

House Bill No. 316. A Bill for an Act to amend and reenact section 65-0509 of the North Dakota Revised Code of 1943, relating to total disability, weekly and aggregate com. pensation.

Was read the first time and referred to the Committee on

Labor Relations.

Rep. Murray introduced:

House Bill No. 317. A Bill for an Act to amend and re-enact Section 65-0517 of the North Dakota Revised Code of 1943, relating to weekly compensation for death.

Was read the first time and referred to the Committee on

Labor Relations.

Reps. Bubel, Langseth, Wolf and Stair introduced: House Bill No. 318. A Bill for an Act to regulate the promulgation of rules or regulations by administrative agenscies of the state of North Dakota.

Was read the first time and referred to the Committee on

State and Federal Government.

Reps. Fleck and Graham introduced:

House Bill No. 319. A Bill for an Act to amend and reenact subdivision 4 of section 43-1515, relating to the qualifications for registered pharmacists.

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

Reps. Murray and Fleck (by request) introduced:

House Bill No. 320. A Bill for an Act providing for the control and regulation of sales of beer, alcohol and alcoholic beverages; providing for retail purchase permits and revocation or suspension thereof; duties of attorney general to enforce; appropriating the sum of five thousand dollars for use in administering the provisions of the Act; providing for the disposition of funds received; and providing for penalties for violations.

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

Reps. Frank, Helm, and Monson introduced:

House Bill No. 321. A Bill for an Act to amend and reenact section 65-0201 of the North Dakota Revised Code of 1943, relating to Workmen's Compensation Bureau; membership; terms of office; and elected by the voters.

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

Rep. Graham introduced:

House Bill No. 322. A Bill for an Act amending and reenacting section 15-0102 of the North Dakota Revised Code of 1943, relating to the powers of the Board of University and school lands; and declaring an emergency.

Was read the first time and referred to the Committee on

Education.

Reps. Yirchott and Fitch introduced:

House Bill No. 323 A Bill for an Act prohibiting deductions from the purchase price of farm commodities, and adding to sale price, dues from buyer of industrial produce; outlawing contracts providing for such deductions and additions; and providing penalties for violation.

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

Reps. Graham and Stormon of Rolette introduced:

House Bill No. 324. A Bill for an Act to amend and reenact section 39-0803 of the North Dakota Revised Code of 1943 relating to reckless driving, defining aggravated reckless driving and prescribing penalties.

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

Reps. Solberg, Hofstrand and Langseth introduced:

House Bill No. 325. A Bill for an Act relating to the taxation of railroads and other public utilities and providing that the franchises, roadway, roadbed, rails and rolling stock of railroads, the cars and equipment of sleeping car companies, the poles and wires of telephone and telegraph companies, the transmission lines of electric power companies, the gas lines and pipe lines of gas and oil companies, and other transmission lines of all public utilities subject to assessment by the state board of equalization shall be taxed for school purposes at an average rate, defining such average rate of taxation, and providing for the distribution of such taxes

among the school districts of the state, and exempting such property from local taxation for school purposes.

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

Reps. Frank and Helm introduced:

House Bill No 326. A bill for an Act for the Transfer of Jurisdiction, Authority and Duties of the Public_Service Commission to the State Highway Commissioner, with relation to public highway railroad crossings.

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

Reps. Maher, Haugen of McLean and Thompson of McLean

introduced:

House Bill No. 327: A Bill for an Act to amend section 6-0121 of the North Dakota Revised Code of 1943, relating to examinations by the state examiner.

Was read the first time and referred to the Committee on

Industry and Business.

Reps Maher, Murray and Link introduced:

House Bill No. 328. A Bill for an Act to amend and reenact Section 34-0902 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the regulating of Labor Relationships, Unions, or Other Associations, Etc., and extending The Benefits Of Said Act To Employers Associa-

Was read the first time and referred to the Committee on

Labor Relations.

Reps Leier and Langseth introduced:

House Bill No. 329. A Bill for an Act to amend and reenact section 19-0508 of the North Dakota Revised Code of 1943, relating to tax on oleomargarine.

Was read the first time and referred to the Committee on

Finance and Taxation.

Rep. Maher introduced:

House Bill No. 330. A Bill for an Act to amend and re-enact Section 34-0902 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the regulating of Labor Relationships, Unions or other Associations, Etc., and Extending the Benefits of Said Act to Employers, Associa. tions of Employers, and Others.

Was read the first time and referred to the committee on

Labor Relations.

Reps. Maher, Thompson of Richland, Murray and Link introduced:

House Bill No. 331. A Bill for an Act to amend and re-enact Section 34-0913 of the 1947 Supplement to the North Dakota Revised Code of 1943. relating to the unlawfulness of certain practices in Labor Disputes.

Was read the first time and referred to the Committee on

Labor Relations.

Reps Maher and Murray introduced:

House Bill No. 332. A Bill for an Act to amend and reenact Section 34-0901 of the 1947 Supplement to the North Dakota Revised Code of 1947, relating to the regulating of Labor Relationships, Unions or Other Associations, Et Cetera, and Extending the Benefits of Said Section to Employers and Association of Employers.

Was read the first time and referred to the Committee on

Labor Relations.

Reps. Maher, Frank, Monson, Schwartz and Helm in-

troduced:

House Bill No. 333. A Bill for an Act to amend and reenact Section 20-0213 of the North Dakota Revised Code of 1943, relating to appointment of special deputy game wardens.

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

Reps. Wolf, Baeverstad, Johnson, Bubel and Holand introduced:

House Concurrent Resolution "O". A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing the legislative assembly to fix the compensation and expenses of the elective officers of the state and of the members of the legislative assembly, and repealing section 45 and section 84 of the constitution of the State of North Dakota.

Was read the first time and referred to the committee on State and Federal Government.
Reps. Maher and Helm introduced:

House Concurrent Resolution No. "P" A concurrent resolution providing for the amending of Section 162 of the Constitution of the State of North Dakota, as amended.

Was read the first time and referred to the committee on

State and Federal Government.

Reps. Maher, Moerke, Zurcher, Schwartz and Mollet introduced.

House Concurrent Resolution No., 'Q". A concurrent resolution recommending that the industrial commission adopt rules and regulations for the loaning of money by the Bank of North Dakota to soil conservation districts.

Was read the first time and referred to the committee on

State and Federal Government.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 29, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 83

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

' W. J. TROUT, Secretary.

Senate Chamber

Bismarck, January 29, 1949

Mr. Speaker: I have the honor to return:

House C. R. No. G

Which the President has signed.

W. J. TROUT, Secretary.

House Chamber

Bismarck, January 29, 1949 honor to request the return of

Mr. Speaker: I have the honor to request the return of House Bill No. 30 which the Senate has erroneously sent to the House.

Very respectfully,

W. J. TROUT, Secretary.

The House now stood adjourned, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

TWENTY-SIXTH DAY

Bismarck, January 29, 1949

The House convened at 2:00 p. m. with Speaker Levin pre-

Prayer was offered by the Rev. Edwin Oster of the Assem-

bly of God Church, Bismarck.

The roll was called and all members were present except Representatives Allen, Anderson of Richland, Anderson of Ransom, Brady, Braun, Brickner, Bymers, Drawz, Erickson, Fitch, Freadhoff, Fuglestad Hammer Heimes, Holand, Langseth, Larson, Luick, Monson Saumur Seibel, Sellens, Smart, Sorlie, Starck, Wambheim, Welk, Westby, Wollitz.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, January 29, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 33

Senate Bill No. 106 Senate Bill No. 109

Senate Bill No. 116

Senate C. R. No. "B"

Which the Senate has passed and your favorable consideration is requested

W. J. TROUT, Secretary.

HOUSE CHAMBER

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

Mr. Speaker Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Fourth Day After Recess and Twenty-Fifth Day and recommends that the same be corrected as follows:

Page 22 line 21, correct spelling of "accordingly."

Page 257, line 45, correct spelling of "supplementary"; line 4 from bottom, correct spelling of "limits."

Page 259, line 35, correct spelling of "ammunition."

Page 260, line 9, change word "are" to "be"; line 10, change

word "be" to "by"

Page 262, line 4 from bottom of page, correct spelling of "separate".

Page 263, line, 33, change "Mrs." to "Mr."

Insert the First Reading of House Bills on line 9, and the bills which are now printed on pages 270, 271, 272, 274, 275, 276, 277 and 278.

Take out lines 33, 34, on page 270, and place them at the end of the House Journal, and changing the figure "1:45" to

Page 272, line 31, correct the title of House Bill No. 247, according to copy; line 42, correct spelling of "relating" and the word "pensions."

Page 273, line 1, correct spelling of "receiving"; line 38, correct spelling of "McLean"; line 44, correct spelling of "emergency."

Page 274, line 7, correct spelling of "Freadhoff". Page 277, line 21, correct spelling of "warrants".
Page 274, line 26, change the name "Stair" to "Maher". And when so corrected recommends that the same be approved.

Arthur Link, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Representative Johnson: "Mr. Speaker, we have with us today a distinguised United States Senator: the Honorable Milton R. Young. I move a committee of two be appointed to escort Senator Young to the rostrum."

Representative Johnson's motion prevailed and the Speaker appointed as such committee Representative Johnson and Bubel, who escorted Senator Young to the rostrum, where he addressed the House.

Representative Johnson moved that the remarks of Senator Young be printed in the House journal which motion prevailed.

Senator Young: Mr. Speaker, and Members of the State House of Representatives: It seems like old times to come back here again. This is where I got my start. I had the privilege of serving in the first quorum in this new state building in both the House and the Senate. You will remember that during the special session of 1934, there was a quorum in the House but not in the Senate. Two years afterwards I went to the Senate and that was the first quorum in the Senate.

I can say honestly that the experience gained here in the state legislature has helped me tremendously in my work in the United States Senate. There is not much difference in the operation of your legislature procedure and in the United States Congress. And I would say the caliber of the members of the North Dakota legislature is just as good as in the United States Senate and House. But there of course, you have this difference that they serve for years and become more accustomed to legislative procedure. We have a high percentage of lawyers in the Senate-over sixty, I believe. But I don't believe that education always promotes common sense. People who work with their hands and who have time to reason things out like farmers do (maybe I am a little partial to farmers and I hope I am not saying anything that is derogatory to any other group of people in North Dakota). But I always believe that people who work with their hands, and have a chance to think all day long and reason things out, use better judgment. It is not always the most educated man who is the most able man. In fact, I think when you go back in history—the history of the United States—some of the most outstanding men were men with little or no formal education.

I know you are busy and I don't want to take up much of your time but perhaps I should just speak for a little bit on a piece of legislation now pending in Congress, which I believe is of the top-most importance to North Dakota and for that matter the entire nation—that is the matter of price support for farm commodities. There is a general recognition now, which we didn't have before the last depression, that without a high level of in-

come for the farmers, you can't maintain prosperity in the United States. There is a fear now, even on the part of people who don't believe in this type of a program that if the farmers are left to drift as they were before the last depression, it would soon bring on another depression and it would be worse than the last time. With our national debt of \$258,000,000,000.00 you can't afford to let the large segment of our country—that is the farmers—lose their purchasing power. In the matter of votes, we are not large in number. We used to be largely an agricultural nation but now the total population of the farmers in the United States is only approximately twenty per cent of the total population.

On price support legislation. I think there will be considerable improvement and I am sure that the Hope-Aiken Act passed in the closing hours of the last session will be an improvement. That measure was supported by all three of the farm organizations. The Farmer's Union wants some drastic changes and the other organizations want some also.

I believe there is a possibility of getting a rigid ninety per cent level for grains, such as cotton, tobacco, peanuts and two or three others. That is a possibility. There is also a possibility of getting more than ninety per cent of price levels on other crops. I will mention only two as an example. In normal years we only produce one-third of our wool requirements. The rest is imported. In that commodity you could easily have 100% support levels. I was largely instrumental in getting the wool price supports about two years ago. I happen to be the only member on the Agricultural Committee that came from even a halfway wool state. We got that passed after there was no program from February until July. I think you will all remember how the price of wool dropped. Immediately after the passage of this bill, wool prices raised from thirty cents a pound to forty-two cents a pound. There were those, at that time, who copy the propaganda of the Boston wool trade, which is very similar to the grain trade, which opposed it—they dubbed it "The Wool Grab Bill", which it was not at all, it was just price support for wool.

In the Aiken-Hope Bill you have the best price support for wool you could hope for. In fact, the Wool Grower's Association, wrote their own ticket.

Time will not permit me to go into all the provisions of it.

Another crop that could easily be supported at more than 100% parity, is flax. Last year, we had 152% parity. Under the Aiken-Hope Bill, the Secretary of Agriculture, has the same authority now. I don't know exactly what it will do, as the 152% parity stepped up production and there is a surplus now—the first we have had for many years in the United States.

On perishables, you are going to have flexible supports. Perhaps it will go below 60% on potatoes. That is a good example. Mr. Frank Wooley, who is the top man in the Agricultural Department was in my office for two hours about a week ago. I asked him about this because the Red River potato growers wanted them to step in and buy

more potatoes, and he said that after spending \$200,000,000.00, they were still not able to hold prices up to parity level, in no area in the United States except Maine but they have since that meeting, stepped up their purchases. I believe they bought, in the first two weeks in January, something over five hundred cars, just in the Red River Valley.

At our closed session with Secretary Brandon, Senator Holland pointed out that there was no support for tree crops, which is probably the principal crop in the Gulf states area. That includes tung oil, citrus fruits and pecans. The Department is very reluctant to extend any support levels at all for this type of produce. They go on to say that indirectly, they do support them by large purchases of fresh and dried fruits.

I asked Secretary Brandon what he though of the 100% price supports and it may be that I should not quote him. We were not supposed to as it was an executive session but I didn't want an executive session as any subject that deals with matters of national concern should not be secret. There are no secrets involved in this program. It should have been an open meeting so I decided that I will quote about what he had to say on that question. Secretary Brandon said "Well, 100% support levels are desirable, if it is at all possible." He went on to say that by next year, it was entirely probable that \$4,750,000,000.00 which the department has for price supports will be entirely committed and he didn't believe that consumers would stand for that expensive program. I should point out that while the whole fund may be obligated, it does not mean that it is all lost on the price program. There was a net profit over a period of ten or twelve years. Now there is a loss, but even now, they make profit on some commodities like eggs, which they have been purchasing for around thirty-two or thirty-four cents and selling to Great Britain and other countries at a profit.

I might point out the importance of the International Wheat agreement which many in North Dakota are opposed to but I believe this will mean great things for us but more important than these, are the prospects for European aid. Under the Marshall plan, \$1,600,000,000.00 is earmarked for purchase of food in the United States-that, together with the purchases for the armed forces in Japan and Germany have amounted to \$2,000,000,000.00 of farm commodities purchased here in the United States. In normal times, if those countries had money, we would probably have a market there, but now the rest of the world is entirely without dollars, and if programs such as this should end, and there were no appropriation for relief in the rest of the world, you can easily see what a surplus there would probably be immediately. There is the chance to give more food to poor people in the United States and step up your consumption here but certainly not to the extent necessary to carry all the surplus. I need point out only the case of wheat--previous to World War II. our total production was only eight or ten million bushels. but because of better farm machinery, and newer methods of farming, and a high price our production last year was 1,300,000,000 bushels. You have that same thing in practically every other crop, and at the same time the consumption of wheat in the United Staes has remained practically stationary. It is not a major food as it is in foreign countries.

I think I should point out that of we have 100% price supports, I believe it is entirely possible that it should be limited to small farmers. If you extend 100% price supports to the farmer who has 100,00 acres of government land that he gets for practically nothing, then, in my opinion, the program would be unworkable. Maybe something can be arranged as it is in the soil conservation program. Two years ago when the appropriation was cut way down, we placed it on a basis of need and limited it the amount any one farmer could receive under that program. I will point out one or two more things and then I will quit.

There are some good provisions in the Hope-Aiken Bill which was supported by every major farm organization, though some hold different views now, and I believe there are amendments that are necessary. Under the Hope-Aiken Act, the Secretary of Agriculture can support every farm commodity at 90% parity, if he deems it advisable. Under this Act, for the first time, he can support prices by purchase, by loans, by purchase agreements or even subsidy if he deems it necessary. I might add that as yet the Department of Agriculture has not been able to work out a price support for pork. It can't be stored for any length of time. They believe the only way that is workable is to let pork sell on the market, on the level it might seek and the government pay the difference. That is not a pleasant thought and I don't believe in that type of a program, but perhaps it may be necessary.

I believe that is about all that I have to say on that but if your Agriculture Committee would want to have me meet with them and discuss this whole price support thing I would be happy to do it. It is the most technical legislation that we have and I myself, don't know as much as I should about it. I am now the second ranking Republican on the Agricultural Committee and some of these fellows have served for ten or twelve years and they know ten times more than I do. I try to follow it as closely as I can as it relates to our program here.

I want to thank you for inviting me over here and I don't know of any place I would rather be. The hardest thing I have ever had to do was to resign from the state legislature of North Dakota."

PETITIONS AND COMMUNICATIONS

Reps. Helm and Frank presented a letter from Maurice H. Jones, President of the North Dakota Retriever Club with Resolution passed by their club opposing passage of House Bill No. 174 as it affects the licensing of dogs, which was referred to the Committee on Agriculture.

REPORT OF STANDING COMMITTEES

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 86

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution and find the same correctly Enrolled:

House Concurrent Resolution "A".

GOTTLIEB FRANK, Chairman.

Representative Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Bubel moved that House Bill No. 30 be returned to the Senate, as the Senate has requested; which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 29, 1949

Mr. President: I have the honor to return:

House Bill No. 30.

Which the Senate has requested.

GEORGE OLSON, Chief Clerk.

Mr. Speaker. Your Committee on Employment wishes to submit the name of Bruce Nelson as proofreader.

ALBERT MOERKE, Chairman.

Rep. Moerke moved the adoption of the report.

The question being on the motion of Rep. Moerke that Bruce Nelson be employed as proofreader, the roll was called and there were ayes, 80; absent and not voting 33.

Those voting in the affirmative were:

Wahl Fristad Locken Graham Maher Walster Williams Gumeringer McInnes Wolf Moerke Haedt Hafner Mollet Yirchott Murray Zurcher Halcrow Haugen, Griggs-Mr. Speaker Steele

Absent and not voting:

Allen Freadhoff Schuler **Fuglestad** Seibel Anderson, Ransom Anderson, Richl'd Hammer Sellens Brady Heimes Smart Sorlie Holand · Braun Brickner Langseth Stair Larson Starck Bymers Wambheim Drawz Luick Welk Erickson Moe Monson Westby Fitch Fleck Saumur Wollitz

So the motion carried and Bruce Nelson was declared

elected as a proofreader.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 9. Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "cover" in LINE 8 and insert in lieu thereof the following:

"the following subjects:

- Anatomy;
- Embalming;
- 3. Bacteriology;
- Chemistry;
- Pathology; Mortuary Management;
- Restorative Arts;
- Laws, rules and regulations of the State Department of Health and the State Board of Embalmers governing the practice of embalming;
- Other subjects that may be required by the

All examination papers shall be kept of record by the Board for a period of not less than three years." Renumber the lines.

And when so amended recommend the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 9 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 94 have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH WELK, Chairman,

Rep. Sailer moved that the report be adopted.

Rep. Murray moved a substitute motion that House Bill No. 94 be placed on the calendar for passage.

Rep. Bubel suggested that the action on Rep. Murray's motion be held over until Monday, January 31, 1949, according to the agreement not to take up any controversial matters until then, which suggestion was accepted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 99 have had the same under consideration and recommend that the same be indefinitely postponed.

JOSEPH WELK, Chairman.

Rep. Sticka moved that the report be adopted.

The Speaker announced that further action on the report of the Committee on General Affairs on House Bill No. 99. would be delayed until Monday, January 31, 1949 as it was

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 100 have had the same under consideration and recommend that the same be amended as follows:

Line 10 strike out the words "and destroyed." And when so amended recommend the same do pass.

THEO. MONSON, Chairman.

Rep. Sellens moved that the report be adopted, which

motion prevailed and the report was adopted.

The Speaker anounced that the report of the Committee on Political Subdivisions on House Bill No. 100 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker. Your Committe on Political Subdivisions to whom was referred House Bill No. 104 have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 176, 177, 178, 179 and insert in lieu thereof the following, "This act shall not take effect until January 1, 1950."

And when so amended recommend the same do pass.

THEO. MONSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted

The Speaker anounced that the report of the Committee on Political Subdivisions on House Bill No. 104 will be considered

in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred-House Bill No. 116 have had the same under consideration and recommend that the same do pass.

THEO. MONSON, Chairman.

Rep. Anderson—Cass moved that the report be adopted.

which motion prevailed and the report was adopted

Mr. Speaker: Your Committee on Social Welfare to whom was re-referred House Bill No. 118 have had the same under re-consideration and recommend that the same be indefinitely postponed.

M. T. LILLEHAUGEN, Chairman.

Rep. Fuglestad moved that the report be adopted, which

motion prevailed and the report was adopted

The Speaker announced that further action on the report of the Committee on Social Welfare on House Bill No. 118 would be delayed until Monday, January 31, 1949, as it was

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 119 have had the same under consideration and recommend that the same be amended as follows:

In line 9 strike out the bracket before the word "he"

In line 19 strike out the bracket after the word "polls".

Strike out all of line 21 and 22 and insert in lieu thereof the following: "amount of not less than \$20 nor more than \$20 if there is no school in operation, and not to exceed \$50 for one school with \$10 for each additional school in the district in operation.

In line 23 strike out the word "fifty" and insert in lieu thereof the words "one hundred."

In line 24 after the word "year" insert the word "except."

In line 28 strike out the words "five cents for each mile actually"

In line 29 strike out the words "and necessarily traveled, but not to exceed"

In line 29 strike out the word "two" and insert in lieu thereof the word "four".

Renumber the lines.

And when so amended recommend that same do pass.

C. H. HOFSTRAND, Chairman.

Rep. Haugen, McLean moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 119 will be considered in the

sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 128 have had the same under consideration and recommend that the same do pass.

JOSEPH WELK, Chairman.

Rep. Sailer moved that the report be adopted, which motion

prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 129 have had the same under consideration and recommend that the same do pass.

THEO. MONSON, Vice-Chairman.

Rep. Sellens moved that the report be adopted, which mo-

tion prevailed and the report was adopted
Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 133 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Vice Chairman.

Rep Rudolf moved that the report be adopted, which motion

prevailed and the report was adopted.

Mr. Speaker. Your Committee on Industry and Business to whom was referred Housee Bill No. 134 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Vice-Chairman.

Rep. Mollet moved that the report be adopted, which motion

prevailed and the report was adopted

Mr Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 135 have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title strike out the abbreviations "N. D. R. C. 55 and insert in lieu thereof the words "of the North Dakota Revised Code."

In line 1 of the bill, strike out the abbreviations "N. D. R. C." and insert in liew thereof the words "of the North Dakota Revised Code".

In line 2 strike out the words "of the State of North Dakota Revised Code".

In line 2 strike out the words "of the State of North Dakota".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

J. N. MOLLET, Vice Chairman

Rep. Moe moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker anounced that the report of the Committee on Industry and Business on House Bill No. 135 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 145 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 147 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman

Rep Langley moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Comittee on Industry and Business to whom was referred House Bill No. 155 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Vice-Chairman

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 161 have had the same under consideraton and recommend that the same do pass.

M. T. LILLEHAUGEN, Chairman

Rep. Haugland moved that the report be adopted. Rep. Murray moved a substitute motion that House Bill No. 161 be placed in General Orders for amendment.

Speaker Levin ruled that action on Rep. Murray's motion would be delayed until Monday, January 31, 1949, as it was

controversial

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 164 have had the same under consideration and recommend that the same be indefinitely postponed.

E. D. CULVER, Chairman

Rep Lillehaugen moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 167 have had the same under consideration and recommend that the same do pass.

J. N. MOLLET, Vice-Chairman

Rep Bentz moved that the report be adopted, which mo-

tion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 168 have had the same under consideration and recommend that the same do pass.

C. H. HOFSTRAND, Chairman

Rep. Moerke moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 52, as recommended by the Committee on Transportation and printed on page 259 of the House journal, be

adopted, which motion prevailed.

Rep. Baker moved that the amendments of House Bill No. 126, as recommended by the Committee on Labor Relations and printed on page 260 of the House journal, be adopted, and further amended by renumbering the lines, which motion prevailed.

Rep. Storman of Rolette moved that the courtesy of the floor be extended to a former member of the House of Rep. resentatives, Mr. Henry Boucher, which motion prevailed.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 16. A Bill for an Act to provide for tax

levy for airport purposes in cities.

The question being on the final passage of the bill, the roll as called and there were: ayes, 68; nays, 5; absent and not voting, 40.

ROLL CALL

Those voting in the affirmative were:

Hegge	Sailer
Helling	Schade
Helm	Schmidt
Hofstrand	Schwartz
Homelvig	Simenson
Johnson	Siverson
Klefstad	Skaar
Langley	Snow
Larsen	Solberg
Laske	Stair
Leet	Stevens
Lee	Sti cka
Leier	Stormon, Ramsey
Lillehaugen	Stormon, Rolette
Lindberg	Thompson, McL'
Link	Wadeson
	Hofstrand Homelvig Johnson Klefstad Langley Larsen Laske Leet Lee Leier Lillehaugen Lindberg

Fristad Locken Wahl Graham McInnes Walster Gumeringer Williams Moerke Halcrow Mollet Wolf Yirchott Haugen, Griggs-Nygaard Rolfsrud Steele Zurcher Haugen, McLean Mr. Speaker Rudolf Those voting in the negative were: Moe Thompson, R'chl'd Culver . Power Kleppe Absent and not voting: Anderson, Fleck Monson Freadhoff Eddy-Foster Murray Anderson, Ransom Anderson, R'chl'd Fuglestad Saumur Haedt Schuler Hafner Arndt Seibel Sellens Benson Hamner Brady Haugland Smart Sorlie Braun Heimes Brickner Holand Starck Wambheim **Bymers** Kjelgaard Welk Dalzell Langseth Westby Drawz Larson Erickson Luick Wollitz Maher

So the bill was declared passed and the title was agreed to. House Bill No. 97. A Bill for an Act to amend and reenact section 6-0913 of the North Dakota Revised Code of 1943, and declaring an emergency

1943, and declaring an emergency
Rep. Bubel moved that House Bill No. 97, be laid over
until Monday. January 31, 1949, which motion prevailed.

until Monday, January 31, 1949, which motion prevailed.

House Bill No. 136. A Bill for an Act to amend and reenact section 57-2226 of the North Dakota Revised Code of
1943, relating to the deduction of personal property taxes
from payments from public funds.

from payments from public funds.

The question being on the final passage of the bill, the roll was called and there were: ayes, 78; nays, 0; absent and not voting, 35,

ROLL CALL

Those voting in the affirmative were: Acheson Haugen, McLean Nygaard Power Allen Haugland Anderson, Cass Hegge Helling Rolfsrud Anderson Rudolf **Eddy-Foster** Helm Sailer Baeverstad Hofstrand Schade Baker Homelvig Schmidt Benson Johnson Schwartz Simenson Bentz Kjelgaard Klefstad Bryans Siverson -Bubel' Kleppe Skaar Snow Callahan Langley Collette Larsen Stair Cote Laske Sticka Stormon, Ramsey Stormon, Rolette Lee Culver Dalzell Leet Thompson, McL'n Leier Dewing Thompson, R'chl'd Lillehaugen Einarson Lindberg Wadeson Ekren Esterby Link Wahl Frank

Fristad Locken Walster Maher Williams Graham Gumeringer McInnes Wolf Haedt Moe Yirchott Moerke Halcrow Zurcher Haugen, Griggs-Mollet Mr. Speaker Steele

Absent and not voting.

Anderson, Ransom Freadhoff Schufer Anderson, R'chl'd **Fuglestad** Seibel Arndt Hafner Sellens Brady Hamnter Smart Solberg Braun Heimes > Brickner Holand Sorlie Bymers Langseth Starck Drawz Larson Stevens Erickson Luick Wambheim Fitch Monson Welk Murray Westby Fleck Wollitz Saumur

So the bill was declared passed and the title was agreed to. House Bill No. 142. A Bill for an Act to amend and reenact section 37-1506 of the North Dakota Revised Code of 1943, relating to compensation of members of board of trustees of the soldiers' home.

The question being on the final passage of the bill, the roll was called and there were: ayes, 78; nays, 0; absent and

not voting, 35.

ROLL CALL

Those voting in the affirmative were:

Hegge Helling Acheson Rolfsrud Allen Rudolf Anderson, Cass Helm Sailer Hofstrand Baeverstad Schade Homelvig Baker Schmidt Benson Johnson Schwartz Kjelgaard Simenson Bentz Klefstad Siverson Bryans Kleppe Skaar Bubel Collette Langley Snow Larsen Solberg Cote Laske Culver Stair Dalzell Lee Stevens Dewing Leet Sticka Leier Einarson Stormon, Ramsey Lillehaugen Ekren Stormon, Rolette Thompson, McL'n Esterby Lindberg Thompson, Richl'd Frank Link Fristad Locken Wadeson Graham Maher Wahl

Walster McInnes Gumeringer Moe Williams Haedt Halcrow Moerke Wolf Haugen, Griggs-Mollet Yirchott Steele Nygaard Zurcher Haugen, McLean Power Mr. Speaker

Haugland

Absent and not voting:

Anderson, Fitch Murray
Eddy-Foster Fleck Saumur
Anderson, Ransom Freadhoff Schuler

Anderson, Richl'd **Fuglestad** Seibel Hafner Arndt Sellens **Brady** Smart Hammer Braun Heimes Sorlie Starck Brickner Holand Langseth Wambheim Bymers Callahan Larson Welk Westby Drawz Luick Wollitz Monson Erickson

So the bill was declared passed and the title was agreed to. House Bill No. 148. A bill for an act to amend and reenact Section 6-0404 of the North Dakota Revised Code of 1943 relating to investments authorized.

The question being on the final passage of the bill, the roll was called and there were: ayes, 72; nays, 4; absent and not voting, 37.

ROLL CALL

Those voting in the affirmative were: Acheson Haugen, McLean Rolfsrud Haugland Rudolf Allen Helling Sailer Anderson, Cass Baeverstad Helm Schade Schmidt Baker Hofstrand Benson Homelvig Schwartz Kjelgaard Simenson Bentz Klefstad Siverson **Bryans** Kleppe Callahan Snow Solberg Collette Langley Larsen Stair Cote Dalzell Laske Stevens Sticka Dewing Lee Einarson Leier Stormon, Ramsey

Stormon, Rolette Lillehaugen Ekren Lindberg Thompson, McL'n Esterby Thompson, Richl'd Frank Link Fristad Wadeson Maher Graham McInnes Wahl Walster Gumeringer Moe Moerke Williams Haedt

Halcrow Mollet Wolf
Haugen, Griggs- Nygaard Yirchott
Steele Power Zurcher
Mr. Speaker

Those voting in the negative were:

Bubel Locken Skaar

Leet

Absent and not voting.

Fleck Anderson. Murray Eddy-Foster Freadhoff Saumur Anderson, Ranson **Fuglestad** Schuler Anderson, Richl'd Hafner Seibel Sellens Arndt Hammer Brady Hegge Smart Braun Heimes Sorlie Brickner Holand Starck Bymers Johnson Wambheim Culver Langseth Welk Westby Drawz Larson Erickson Wollitz Luick

Fitch Monson

So the bill was declared passed and the title was agreed to.

House Bill No. 149. A bill for an Act to amend and reenact Section 6-0311 of the North Dakota Revised Code of 1943 relating to the conversion of State Banking Associations into National Banking Associations or the the merger or consolidation of State Banking Associations with other State Banking Associations or with National Banking Associations.

The question being on the final passage of the bill, the roll was called and there were: ayes, 69; nays, 6; absent and not voting, 38.

ROLL CALL

Those voting in the	e affirmative were:	
Acheson	Haugen, Griggs-	Sailer
Allen	Steele	Schade
Anderson, Cass	Haugen, McLean	Saumur
Baeverstad	Helling	Schmidt
Baker	Hofstrand	Simenson
Benson	Homelvig	Siverson
Bentz	Johnson	Skaar
Braun	Klefstad	Snow
Bubel	Larsen	Solberg
Callahan	Laske	Stair
Collette	Lee	Stevens
Cote	Leier	Sticka
Culver	Lillehaugen	
Dalzell	Link	Stormon, Ramsey Stormon, Rolette
Dewing	Locken	Thompson, McL'r
Einarson	McInnes	Thompson, R'chl'd
Ekren	Moe	Wadeson
Esterby	Moerke	Wahl
Dunnle	Mallat	Walster
Fristad	Nygaard Power	Williams
Graham	Power	Wolf
Gumeringer	Rolfsrud	Yirchott
Haedt	Rudolf	Zurcher
Halcrow	1744011	Burther
Those voting in the	e negative were:	
Helm	Leet	Maher
Kleppe	Lindberg	Mr. Speaker
Absent and not vot	ing:	MI. Speaker
Anderson	Freadhoff	Monson
Eddy-Foster	Fuglestad	Murray
Anderson, Ransom	Hafner	Saumur
Anderson, Richl'd	Hammer	Schuler
Arndt	Haugland	Seibel
Brady	Hegge	Sellens
Braun	Heimes	Smart
Brickner	Holand	Sorlie
Bryans	Kjelgaard	Starck
Drawz	Langley	Wambheim
Erickson	Langseth	Welk
Fitch	Larson	Westby
Fleck	Luick	Wollitz
So the hill was deal	ared passed and the	title was sorged to
DU DIE DIN WAS UCC	GICG DUDDOUG BING LINE	www. was akiteu w

So the bill was declared passed and the title was agreed to. House Bill No. 150. A Bill for an Act to amend and reenact section 6-0504 of the North Dakota revised code of 1943 relating to Security Deposit investments required, and securities in which investment may be made.

The question being on the final passage of the bill, the roll was called and there were. ayes, 69,; nays, 7; absent and not voting, 37.

ROLL CALL

Those voting in	the affirmative were:	
Acheson	Helling	Schmidt
Allen	Helm.	Schwartz
Anderson, Cass	Hofstrand	Simenson
Baeverstad	Homelvig	Siverson
Baker	Johnson	Skaar
Benson	Kjelgaard	Snow
Bentz	Klefstad	Solberg
Bryans	Langley	Stair
Callahan	Larsen	Stevens
Collette	Laske	Sticka
Cote	Lee	Stormon,

Ramsey Leet Dalzell Stormon, Rolette Thompson, McL'n Dewing Leier Thompson, Richl'd Einarson Lillehaugen Ekren Link Wadeson Locken Wahl Esterby

Frank McInnes · Walster Fristad Moe Williams Wolf Moerke Graham Mollet Yirchott Gumeringer Zurcher Haedt Nygaard Mr. Speaker Halcrow Power

Haugen, Griggs. Sailer Schade Steele

Those voting in the negative were:

Bubel Kleppe Maher Rudolf Lindberg Culver

Haugen, McLean

Absent and not voting:

Anderson, Freadhoff Rolfsrud Saumur **Fuglestad** Eddy-Foster Anderson, Ransom Anderson, Richl'd Hafner Schuler Hammer Seibel Haugland Sellens Arndt Smart Hegge Brady Sorlie Heimes Braun Brickner Holand Starck Wambheim Bymers Langseth Welk Larson Drawz Erickson Luick Westby Wollitz Monson Fitch Fleck Murray

So the bill was declared passed and the title was agreed to. House Bill No. 130. A Bill for an Act to amend and re-enact section 65-1001 of the 1947 Supplement to the North Dakot Revised Code of 1943, relating to appeals from decisions of the workmen's compensation bureau.

Rep. Johnson moved that House Bill No. 130 be laid over

until Monday, January 31, 1949, which motion prevailed.

Rep. Graham moved that the House re-consider its action on House Bill No. 141, which was indefinitely postponed on Friday, January 28th, 1949.

The Speaker ruled that the motion of Rep. Graham would

be laid over until Monday, January 31, 1949.

Rep. Bubel moved that General Orders be deferred until Monday, January 31, 1949, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to

sign

House Bill No. 86

House Concurrent Resolution "A"

And the Speaker signed the same in the presence of the House.

Representative Bubel moved that the House revert to the 12th order of business and that on the conclusion of that order of business, the House stand recessed until 1:00 p.m. Monday, January 31, 1949, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 7. A Bill for an Act to amend and reenact section 48-0606 of the North Dakota Revised Code of 1943, relating to the Board of Administration postage revolving fund, appropriating or reappropriating to said fund not to exceed thirty thousand dollars and declaring an emergency.

Was read for the first time and referred to the Committee

on Appropriations.

Senate Bill No. 12. A Bill for an Act to amend and reenact section 40-2002 of the North Dakota Revised Code of 1943, relating to assistant city attorneys.

Was read for the first time and referred to the Committee

on Political Subdivisions.

Senate Bill No. 20. A Bill for an Act providing for employees pension in certain park districts, providing for a tax to be levied for the same.

Was read for the first time and referred to the Committee

on Political Subdivisions.

Senate Bill No. 31. A Bill for an Act to amend and reenact sections 16-1315, 16-1320, 16-1322, 16-1324, 16-1330, 16-1336 and 16-1337 of the North Dakota Revised Code of 1943, relating to canvassing returns of elections.

Was read for the first time and referred to the Committee

on Judiciary.

Senate Bill No. 45. A Bill for an Act providing for the manner in which guns may be transported by vehicle and providing a penalty.

Was read for the first time and referred to the Committee

on Natural Resources.

Senate Bill No. 98. A Bill for an Act to amend and reenact subsection B of section 52-0920 of the 1947 Suplement to the North Dakota Revised Code of 1943, relating to term "employment" and exceptions thereto, as said term is used in Title 52, Chapter 9; and declaring an emergency.

Was read for the first time and referred to the Committee

on Labor Relations.

Senate Bill No. 102. A Bill for an Act to amend and reenact subsection 3 of Section 19-0701. 190702, and 19-0711 of the North Dakota Revised Code of 1943, relating to the licensing and regulations governing the sale of eggs.

Was read for the first time and referred to the Committee

on Industry and Business.

Senate Bill No. 117. A Bill for an Act fixing a limit on the time that old records must be retained by a bank, and limiting the time in which an action may be commenced on acounts.

Was read for the first time and referred to the Committee

on Industry and Business.

The House now stood recessed until 1:00 p. m., Monday, January 31, 1949, pursuant to the motion of Representative Bubel.

GEORGE OLSON, Chief Clerk.

TWENTY-SIXTH DAY AFTER RECESS AND TWENTY-EIGHTH DAY

Bismarck, January 31, 1949

The House reconvened at 1:00 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the 5th order of business.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Concurrent Resolution "G" to the office of the Secretary of State at the hour of 1:50 p. m. on January 29, 1949.

GOTTLIEB FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 52

House Bill No. 126

GOTTLIEB FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred:

House Bill No. 137.

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

B. J. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred:

House Bill No. 138.

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

After the word "society" in line 4, insert the following words: "to be acquired from the United States in exchange for lands now held in the Theodore Roosevelt National Memorial Park by the State for the use and benefit of the State Historical Society." Renumber the lines accordingly.

And when so amended recommend the same be placed in General Orders.

B. J. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

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

House Bill No. 140.

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

C. H. HOFSTRAND, Chairman.

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred:

House Bill No. 152.

Have had the same under consideration and recommend that the same be indefinitely postponed.

B. J. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

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

House Bill No. 156.

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

C. H. HOFSTRAND, Chairman.

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred:

House Bill No. 157.

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

At the end of line 1 in the title, after the word "gospel" add the word "rabbis,"

In line 1 of the bill, after the word "gospel" insert the word "rabbis."

And when so amended recommend the same do pass.

M. T. LILLEHAUGEN, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 157 will be considered in the sixth order of business on the next legislative day.

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

House Bill No. 159.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. HOFSTRAND, Chairman.

Rep. Haugen of McLean moved that the report be adopted. Rep. Kjelgaard made a substitute motion that House Bill No. 159 be re-referred to the Committee on Education, which motion prevailed.

FIRST READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 33. A Bill for an Act to Amend and Reenact Section 26-2422 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Procuring and Keeping in Force Reinsurance of all Extraordinary Industrial Risks of the State of North Dakota and its Political Subdivisions and Declaring an Emergency.

Was read for the first time and referred to the Committee

on Industry and Business.

Senate Bill No. 106. A Bill for an Act to Amend and Reenact Section 57-2006 of the North Dakota Revised Code of 1943, Relating to Delivery of Tax Lists to County Treasurer.

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

Senate Bill No. 109. A Bill for an Act to Amend and Reenact Sections 20-0103 and 20-0216 of the North Dakota Revised Code of 1943, Relating to Enforcement of Game and Fish Laws and Repealing Section 20-0118 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 116. A Bill for an Act to Amend and Reenact Section 61-2130 of the North Dakota Revised Code of 1943, Relating to Payment of Costs and Expenses of Locating and Constructing Drains.

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

Senate Concurrent Resolution "B". A Concurrent Resolution Providing for the Amendment of Subdivision 2 of Section 216 of Article XIX of the Constitution of the State of North Dakota as Amended.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 83.

And the Speaker signed the same in the presence of the House.

A call of the House was demanded by Rep. Bubel, which was granted.

The roll was called and all members of the House were present except Reps. Bymers, Fitch, Saumur, Sellens.

Rep. Bubel moved that the call of the House be dispensed with, which motion prevailed.

Rep. Bubel moved that the vote by which House Bill No. 106 was declared lost for want of a constitutional majority be reconsidered, which motion carried.

Rep. Bubel moved that House Bill No. 106 be placed on final passage, which motion prevailed.

The following House bill, having been read, was placed on

FINAL PASSAGE

House Bill No. 106. A Bill for an Act to Amend and

Reenact Section 54-1705 of the North Dakota Revised Code of 1943, Relating to Approval of Acts of the Industrial Commission.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 49; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Anderson, Ransom	Haugen, Griggs-Steele	Murray Rolfsrud
Benson	Haugen, McLean	Rudolf \
Bentz	Hegge	Schade `
Braun	Helling	Schmidt
Bryans	Helm	Schuler
Bubel ·	Hofstrand	Schwartz
Callahan	Kjelgaard	Seibel
Cote	Kleppe	Siverson
Culver	Langseth	Snow
Dewing	Larson	Solberg
Erickson	Leier	Stair
Esterby	Lillehaugen	Starck
Frank	Lindberg	Stevens
Freadhoff	Link	Thompson, McL'n
Graham	Locken	Thompson, Richl'd
Gumerin ger	Maher	Welk
Haedt (Moerke	Williams
Hafner	Mollett	Wolf
Hammer	Monson	Mr. Speaker
Those voting in th	e negative were:	
Allen	Halcrow	Sellens
Anderson, Cass	Haugland	Simenson
Anderson	Heimes	Skaar

Allen	Halcrow	Sellens
Anderson, Cass	Haugland	Simenson
Anderson	Heimes	Skaar
Eddy-Foster	Holand	Smart
Anderson, Richl'd	Homelvig	Sorlie
Arndt	Johnson	Sticka
Baeverstad	Langley	Stormon, Ramsey
Baker	Larsen	Stormon, Rolette
Brady	Laske	Wadeson
Brickner	Lee	Wahl
Dalzell	Leet	Walster
Drawz	Luick	Wambheim
Einarson	McInnes	Westby
Ekren	Moe	Wollitz
Fleck	Nygaard	Yirchott
Fristad	Power	Zurcher
Fuglestad	Sailer	
Absort and not vo	·i	

Absent and not voting:

Bymers Fitch Saumur Collette Klefstad

So the bill was declared lost, by Speaker Levin, for lack of a constitutional majority, and Speaker Levin announced that Attorney General Warner had ruled that House Bill No. 106 would require a two-thirds majority of the members of the House of Representatives, to pass.

Rep. Graham moved that the House reconsider the vote by which House Bill No. 141 was indefinitely postponed, which motion was declared lost.

Rep. Johnson withdrew his motion, made on Saturday,

Jan. 29, 1949, that House Bill No. 81 be placed on the calendar.

The question was then on the original motion of Rep. Lindberg that House Bill No. 81, be re-referred to the Committee on Appropriations, which motion prevailed.

The following House Bill, having been read, was placed on FINAL PASSAGE

House Bill No. 93. A Bill for an Act Defining Academic Freedom for Members of the Teaching Profession; Making Acts Restricting Such Freedom Unlawful; and Providing Penalties.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48, nays, 60; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haugen, Monson Griggs-Steele Murray Benson Bryans Haugen, McLean Rolfsrud Bubel Haugland Rudolf Cote Hegge Schade Helling Schwartz Culver Dewing Helm Seibel Einarson Holand Siverson Erickson Kjelgaard Snow Solberg Esterby Langseth Frank Larson Stair Starck Freadhoff Leier Thompson, McL'n Graham Lindberg Thompson, Richl'd Gumeringer Link Haedt Moerke Welk

Mr. Speaker

Hafner Hammer

Those voting in the negative were:

Mollett

Fuglestad Allen Schuler Anderson, Cass Halcrow Sellens Anderson Heimes Simenson Eddy-Foster Homelvig Skaar Anderson, Ransom Johnson Smart Anderson, Richl'd Klefstad Sorlie Stevens Arndt Kleppe Baeverstad Langley Sticka Stormon, Ramsey Baker Larsen Stormon, Rolette Bentz Laske Wadeson Brady Lee Wahl Braun Leet Lillehaugen Walster Brickner Wambheim Callahan Locken Westby Collette Luick

Callahan Locken Wambhei
Collette Luick Westby
Dalzell McInnes Williams
Drawz Moe Wolf
Ekren Nygaard Wollitz
Fitch Power Yirchott
Fleck Sailer Zurcher

Fristad

Absent and not voting:

Bymers Maher Schmidt Hofstrand Saumur So the bill was declared lost.

Rep. Langley moved that the vote by which House Bill No. 93 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the absent members be excused. which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY-EIGHTH DAY

Bismarck, January 31, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by the Rev. Opic S. Rindahl of Trinity 'Lutheran Church of Bismarck.

The roll was called and all members were present except Representative Bymers.

The Speaker announced that the third order of business, the correction and revision of the Journal would have to be placed at the end of the order of business, due to the fact that the Journals have not been received at this time.

MESSAGES TO THE SENATE

House Chamber Bismarck, Jan. 31, 1949

Mr. President: I have the honor to transmit:

House Bill 86

House C. R. No. "A"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, Jan. 31, 1949

Mr. President: I have the honor to transmit:

House Bill No. 16

House Bill No. 60 House Bill No. 65

House Bill No. 84

House Bill No. 136

House Bill No. 142

House Bill No. 148

House Bill No. 149

House Bill No. 150

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, Jan. 31, 1949

Mr. President: I have the honor to return:

Senate Bill No. 83

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

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

House Bill No. 109.

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

In the last line of the title after the word "herewith',, strike out the period, insert a comma in lieu thereof, and add the following: "and declaring an emergency."

In line 14, strike out the word "eight" and insert in lieu thereof the words "seven and one-half".

Strike out all of line 31 and insert in lieu thereof the following: "effective to July 1, 1951."

At the end of the bill add the following: "SECTION 3.) Emergency. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."—Renumber the lines.

And when so amended recommend the same do pass. C. H. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 109 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred House Bill No. 115, have had the same under consideration and recommend that the same be amended as follows:

In line 8 strike out all of the sentence through the word "dollars" and "period", and insert the words "a personal or corporate surety bond in the sum of five hundred dollars conditioned that all work performed shall be well and faithfully performed, said bond to be approved by the Board of County Commissioners of the county in which the bonds are filed." Renumber the lines accordingly.

And when so amended recommend the same be placed in General Orders.

REP. WOLF REP. LOCKEN REP. BENSON REP. FREADHOFF

REP. HELM

REP. LANGSETH

REP. ROLFSRUD

REP. SCHWARTZ

REP. STARCK REP. STORMON OF ROLETTE REP. WELK REP. HEIMES

B. J. WOLF, Chairman.

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred House Bill No. 115, have had the same under consideration and recommend that the same be indefinitely postponed.

> REP. ALLEN REP. BRICKNER REP. HAUGLAND

REP. SORLIE REP. WESTBY REP. YIRCHOTT B. J. WOLF, Chairman.

Rep. Esterby moved that the report of the majority of the Committee on State and Federal Government on House Bill No. 115 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 121, have had the same under consideration and recommend that the same be returned to the House without recommendation.

E. D. CULVER, Chairman.

Rep. Helling moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that House Bill No. 121 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 125, have had the same under consideration and recommend that the same be indefinitely postponed.

F. J. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred House Bill No. 131, have had the same under consideration and recommend that the same do pass.

REP. ACHESON

REP. COTE
REP. ERICKSON
REP. ESTERBY
REP. FRANK

REP. GRAHAM

REP. HAUGEN, Griggs-Steele

REP. KJELGAARD

REP. McINNES
REP. MOERKE
REP. MURRAY
REP. SELLENS
REP. SNOW
REP. WAHL

F. J. GRAHAM, Chairman.

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred House Bill No. 131, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON, Cass

REP. HOLAND

REP. LEET REP. POWER

F. J. GRAHAM, Chairman.

Rep. Holand moved that House Bill No. 131 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 132, have had the same under consideration and recommend that the same do pass. F. J. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 154, have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 172, have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Moerke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 173, have had the same under consideration and recommend that the same do pass.

F. J. GRAHAM, Chairman.

Rep. Murray moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred House Bill No. 108, have had the same under consideration and recommend that the same do pass.

> REP. ACHESON REP. COTE

REP. ERICKSON

REP. ESTERBY

REP. FRANK REP. HAUGEN, Griggs-Steele REP. KJELGAARD

REP. LEET

REP. MURRAY

REP. THOMPSON, Richland F. J. GRAHAM, Chairman.

Mr. Speaker: The minority of your Committee on Judiciary to whom was referred House Bill No. 108, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON, Cass

REP. GRAHAM REP. McINNES REP. POWER REP. SELLENS

REP. SNOW

REP. WAHL

F. J. GRAHAM, Chairman.

Rep. Erickson moved that the report of the majority of the Committee on Judiciary on House Bill No. 108 be adopted, which motion prevailed.

Rep. Fitch moved that the sixth order of business be placed at the foot of the calendar, which motion prevailed.

Rep. Fitch moved that House Bill No. 15 be transferred from General Orders to the Committee on Industry and Business, which motion prevailed and House Bill No. 15 was so ordered re-referred.

Rep. Bubel demanded a call of the House, which was granted.

The roll was called and all members were present except Reps' Bymers and Hofstrand.

Rep. Bubel moved that the Call of the House be dispensed with, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, January 31, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 30

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, January 31, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 28 Senate Bill No. 51

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

W. J. TROUT, Secretary.

The following House Bills, having been read, were placed on:

FINAL PASSAGE

House Bill No. 97. A Bill for an Act to Amend and Reenact Section 6-0913 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes 81; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Acheson Anderson, Cass Anderson Eddy-Foster Arndt Baeverstad Benson Bentz Braun Bryans Bubel Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fuglestad Gumeringer Haedt Hafner Halcrow Hammer	Haugen, Griggs-Steele Haugland Hegge Heimes Helling Holand Homelvig Klefstad Langley Langseth Larsen Larson Laske Leet Leier Lillehaugen Lindberg Link Locken Maher McInnes Moerke Mollett Monson Power Rolfsrud Rudolf	Sailer Schade Schmidt Schuler Schwartz Simenson Skaar Smart Snow Solberg Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, McL'n Wadeson Wahl Walster Welk Westby Williams Wolf Wollitz Zurcher Mr. Speaker
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Those voting in the negative were:

Fristad Allen Murray Anderson, Ransom Graham Nygaard Anderson, Richl'd Haugen, McLean Saumur Seibel Baker Helm Brady Sellens Johnson Brickner Siverson Kjelgaard Fitch Kleppe Sorlie

Moe

Fleck Lee Thompson, Richl'd Frank Luick Wambheim

Yirchott

Absent and not voting:

Freadhoff

Symers Hofstrand

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

Rep. Callahan moved that the vote by which House Bill No. 97 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the House now recess for twenty minutes which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess.

Rep. Bubel moved that the Chief Clerk be permitted to loan copies of all House Bills that have been introduced so far to the Bismarck Tribune, so that they can get the titles of the bills, which motion prevailed.

Rep. Bubel moved that the House be on the 15th order of business, which motion prevailed.

The question was on the substitute motion of Rep. Murray that House Bill No. 94, be placed on the calendar for passage, which motion had been made on Saturday, January 29, 1949, as shown on page 295 of the House Journal.

Rep. Murray's motion was declared lost.

The question was now on the original motion of Rep. Sailer that the report of the Committee on General Affairs on House Bill No. 94 be adopted, which motion prevailed.

Rep. Stormon of Ramsey moved that the vote by which the report of the Committee on General Affairs on House Bill No. 94 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Link requested that the House now be on the 3rd order of business for the reading of the report of the Committee on Correction and Revision of the House Journal, which request was granted.

REPORT OF STANDING COMMITTEE

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Fifth Day after Recess and Twenty-Sixth day and recommends that the same be corrected as follows:

Page 281, line 27, correct spelling of "Moerke."

Page 282, line 39, correct spelling of "Murray" and spelling of "lien" line 11.

Page 284, line 4 from bottom of page correct spelling of "agencies."

Page 287, after House Concurrent Resolution "P", insert the committee reference, line 7 from bottom correct spelling of "erroneously.'

Page 288, line 8, correct spelling of "Drawz"; in line 33, correct spelling of "spelling"; line 4 from the bottom, correct spelling of "emergency."

Page 289, line 9, change the word "Senator" to "Speaker"; in line 13 correct spelling of "the"; line 5 from the bottom change the word "on" to "of", line 7, correct spelling of "distinguished", correct spelling of "Senator", and "legis-

Page 291, line 6, correct spelling of "something"; line 24, strike out the semi-colons and insert quotation marks; line 26, correct spelling of "probable", line 41, correct spelling of "Marshall", also "Brannan" in lines 8, 16 and 24.

Page 295, line 3, correct spelling of "passage"; in line 7, correct spelling of "suggestion"; line 15, strike out the period; in line 21, correct the spelling of "follows."

Page 296, insert a period after the word "adopted" and strike out the rest of the sentence.

Page 297, lines 7 and 10, correct spelling of "abbreviations"; in line 9, correct spelling of "Dakota"; in line 5 from bottom of page, correct spelling of "Murray"; in line 4 from bottom of page, correct spelling of "General."

Page 298, line 1, correct spelling of "Transportation"; in line 2 correct spelling of "indefinitely", line 30 correct spelling of "Stormon."

Page 299, line 14, strike out the words "Those voting in the rage 255, line 14, strike out the words 'I hose voting in the negative were" and insert the words "Absent and not voting"; line 38, after the figure 78, insert "nays, 0;"

Page 305, line 28, correct spelling of "pursuant" and 6th line from bottom correct spelling of "accounts."

Page 295, after the names of Theo. Monson insert the title "Williams"."

"Vice-chairman."

And when so corrected recommend that the same be approved.

ARTHUR LINK. Chairman.

The Speaker announced that the House would be on the fifteenth order of business.

The question being on the motion of Rep. Sticka that the report of the Committee on General Affairs on House Bill No. 99, as shown on page 294 of the House Journal, be adopted. The motion was put and was declared carried.

The question being on the motion of Rep. Fuglestad that the report of the Committee on Social Welfare on House Bill No. 118, as shown on page 296 of the House Journal, be adopted, the motion was put and was declared carried.

The question being on the substitute motion of Rep. Murray that House Bill No. 161 be placed in General Orders, Rep. Murray withdrew his motion and the original motion of Rep. Haugland that the report of the Committee on Social Welfare on House Bill No. 161, be adopted, was put and was declared

Rep. Bubel moved that the House reconsider the action by which the report of the Committee on General Affairs on House Bill No. 99 was adopted, be reconsidered.

Rep. Baker moved that the motion of Rep. Bubel that the House reconsider its action on House Bill No. 99, be laid on the table, which motion carried.

The following House Bills, having been read, were placed on:

FINAL PASSAGE

House Bill No. 130. A Bill for an Act to Amend and Reenact Section 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Appeals From Decisions of the Workmen's Compensation Bureau.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes 35, nays, 67, absent and not voting, 11.

Those voting in the affirmative were:

Anderson, Ransom
Bubel
Culver
Dewing
Helm
Erickson
Haugen, McLean
Hegge
Schmidt
Schwartz
Seibel
Snow

Esterby Kleppe Thompson, McL'n
Frank Langseth Thompson, Richl'd
Freadhoff Larson Welk
Graham Lindberg Westby

Gumeringer Maher Zurcher
Haedt Moerke Mr. Speaker
Hafner Murray

Those voting in the negative were:

Acheson Hammer Saumur Schuler Allen Haugen, Griggs-Steele Anderson, Cass Sellens Anderson, Richl'd Haugland Simenson Siverson Arndt Heimes Homelvig **Baeverstad** Skaar Smart Baker Johnson Solberg Benson Kjelgaard Sorlie Brady Langley Braun Larsen Stair Brickner Laske Starck Sticka Bryans Lee

CallahanLeetStormon, RamseyColletteLeierStormon, RoletteCoteLockenWadesonDalzellLuickWahlDrawzMcInnesWalster

Drawz McInnes Walster
Einarson Moe Wambheim
Fitch Mollett Williams
Fleck Monson Wolf
Fristad Nygaard Wollitz
Fuglestad Power Yirchott

Halcrow Sailer

Absent and not voting:

Anderson Ekren Link
Eddy-Foster Hofstrand Rolfsrud
Bentz Klefstad Rudolf
Bymers Lillehaugen Stevens

So the bill was declared lost.

Rep. Brickner moved that Rep. Westby be allowed to explain his vote on House Bill No. 130, which motion prevailed.

Rep. Westby: "I would like to explain for the record that I inadvertently voted the opposite from the way I intended to vote on House Bill No. 130. I have always been opposed to the bill and I intended to vote 'No'."

House Bill No. 116. A Bill for an Act to Amend and Reenact Section 11-1414 of the North Dakota Revised Code of 1943, Relating to County Treasurer's Reports of Disbursements to School Districts.

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:

Acheson Halcrow Sailer Allen Hammer Saumur Anderson, Cass Haugen, Schade Anderson, Ransom Griggs-Steele Schmidt Anderson, Richl'd Haugen, McLean Schuler Arndt Haugland Schwartz Baeverstad Sellens Hegge Baker Heimes Simenson Helling Siverson Benson Bentz Helm Skaar Smart Braun Holand Brickner Homelvig Snow Bryans Kjelgaard Solberg Kleppe Sorlie Bubel Callahan Langley Stair Collette Langseth Starck Stevens Cote Larsen Culver Larson Sticka Stormon, Ramsey Stormon, Rolette Dalzell Laske Dewing Lee Thompson, McL'n Drawz Leet Einarson Wadeson Leier Lillehaugen Wahl Erickson Wambheim Esterby Lindberg Link Welk Fleck Frank Locken Westby Freadhof Luick Williams Wolf Fristad McInnes **Fuglestad** Nygaard Wollitz Yirchott Graham Power Gumeringer Rolfsrud Zurcher Haedt Rudolf Mr. Speaker Hafner

Those voting in the negative were:

Maher Mollett Murray Moerke Monson Thompson, Richl'd

Absent and not voting:

Anderson Ekren Klefstad
Eddy-Foster Fitch Moe
Brady Hofstrand Seibel
Bymers Johnson Walster

So the bill was declared passed and the title was agreed to.

House Bill No. 128. A Bill for an Act to Amend and Reenact Section 43-1106 of the 1947 Supplement to the 1943

Revised Code of North Dakota, Relating to Compensation of State Board of Hairdressers and Cosmetologists.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 18; nays, 81; absent and not voting, 14.

Those voting in the affirmative were:

Collette Langseth Seibel Dewing Laske Sellens

Erickson Lindberg Thompson, McL'n
Graham Maher Thompson, Richl'd
Gumeringer Moerke Welk

Gumeringer Moerke Welk Haugen, McLean Murray Mr. Speaker

Those voting in the negative were:

Acheson Hafner Rolfsrud Halcrcw Rudolf Allen Hammer Sailer Anderson, Cass Anderson, Ransom Haugen, Saumur Griggs-Steele Anderson, Richl'd Schade Haugland Schuler Arndt Baeverstad Schwartz Hegge Baker Heimes Simenson Benson Helling Skaar Bentz Helm Smart Brady Holand Snow Brickner Homelvig Solberg Bryans Johnson Sorlie Bubel Langley Stair Callahan Larsen Starck

Cote Larson Sticka-Stormon, Ramsey Stormon, Rolette Dalzell Lee Drawz Leet Einarson Leier Wadeson Wahl Ekren Locken Walster Esterby Luick Wambheim Fitch McInnes Westby Fleck Moe Williams Frank Mollett

Frank Mollett Williams
Freadhoff Monson Wolf
Fristad Nygaard Yirchott
Fuglestad Power Zurcher
Haedt

Al

Absent and not voting:

Anderson, Hofstrand Link
Eddy-Foster Kjelgaard Schmidt
Braun Klefstad Siverson
Bymers Kleppe Stevens
Culver Lillehaugen Wollitz

So the bill was declared lost.

Rep. Fitch moved that the vote by which House Bill No. 128 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 129. A Bill for an Act to Amend and Reenact Section 11-1512 of the North Dakota Revised Code of 1943, Relating to Sheriff's Mileage.

Rep. Bubel moved that House Bill No. 129 be placed in General Orders, which motion prevailed.

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 43-1538 of the North Dakota Revised Code of 1943, Relating to Renewal of Permits for the Operation or Maintenance of Pharmacies in This State, Failure to Make Application for Renewal of Permits Within Prescribed Time, Imposing a Penalty for Such Failure; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 16; absent and not voting, 7.

Those voting in the affirmative were:

Halcrew Acheson Rudolf Allen Hammer Sailer Anderson, Cass Anderson, Ransom Anderson, Richl'd Haugen, Saumur Griggs-Steele Haugen, McLean Schade Schmidt Baeverstad Haugland Schuler Baker Hegge Sellens ¹ Benson Heimes Simenson Bentz Homelvig Siverson Brady Johnson Skaar Braun Kjelgaard Smart Brickner Langley Snow Bryans Sorlie Larsen Bubel Larson Stair Callahan Laske Starck Collette Lee Stevens Cote Sticka Leet Stormon, Ramsey Stormon, Rolette Culver Leier Dalzell Lillehaugen Dewing Lindberg Thompson, McL'n Drawz Wadeson Link Einarson Wahl Luick Esterby Maher Walster Wambheim Fitch McInnes Westby Fleck Moerke Freadhoff Williams Mollett Wolf Fristad Monson **Fuglestad** Nygaard Wollitz Yirchott Graham Power Mr. Speaker Gumeringer Rolfsrud Hafner

Those voting in the negative were:

Ekren Kleppe Seibel Erickson Langseth Schwartz Locken Frank Solberg Haedt Moe

Thompson, Richl'd

Helling Murray Welk

Helm

Absent and not voting:

Anderson. Hofstrand Klefstad Eddy-Foster **Bymers** Zurcher

Holand

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

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 43-1534 of the North Dakota Revised Code

of 1943, Relating to Operation of Pharmacy, Permit Required, Application and Fee; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 14; absent and not voting, 11.

Those voting in the affirmative were:

Acheson . Gumeringer Rudolf Allen Halcrow Saumur Anderson, Cass Hammer Schade Anderson, Ransom Haugen, Schmidt Griggs-Steele Anderson, Richl'd Schuler Haugen, McLean Baeverstad Sellens Baker Haugland Simenson Benson Hegge Siverson Bentz Skaar Heimes Brady Helling Smart Braun Homelvig Snow Brickner Johnson Sorlie Stair Bryans Kjelgaard Bubel Langley Starck Callahan Larsen Sticka Stormon, Ramsey Stormon, Rolette Collette Larson Cote Laske Culver Lee Thompson, McL'n Dalzell Thompson, Richl'd Leet Wadeson Dewing Leier Lindberg Drawz Wahl Walster Einarson Link Erickson Wambheim Luick Esterby McInnes Williams Wolf Fitch Moerke Wollitz Fleck Mollett Yirchott Freadhoff Monson Zurcher Fristad Nygaard Mr. Speaker Fuglestad Power

Those voting in the negative were:

Frank Langseth Murray
Haedt Lillehaugen Seibel
Hafner Locken Solberg
Helm Maher Welk
Kleppe Moe

Rolfsrud

Absent and not voting:

Graham

Anderson,EkrenSailerEddy-FosterHofstrandSchwartzArndtHolandStevensBymersKlefstadWestby

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

House Bill No. 145. A Bill for an Act to Amend and Reenact Section 15-4211 of the North Dakota Revised Code of 1943, Relating to Selection and Determination of Salaries, Expenses and Mileage of the Principal, Teachers and Other Employees of County Agricultural and Training Schools.

ROLL CALL

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

roll was called and there were ayes, 99; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

Acheson Hegge Schade Allen Heimes Schmidt Anderson, Cass Helling Schuler Anderson, Ransom Anderson, Richl'd Holand Schwartz Homelvig Sellens Baeverstad Johnson Seibel Baker Kjelgaard Simenson Benson Kleppe Siverson Bentz Langley Skaar Brickner Langseth Smart Bryans Larsen Snow Bubel Larson Solberg Callahan Laske Sorlie Collette Lee Stair Cote Leet Starck Dalzell Leier Stevens Dewing Sticka Lillehaugen

Drawz Lindberg Stormon, Ramsey
Einarson Link Stormon, Rolette
Erickson Locken Thompson, McL'n
Esterby Luick Thompson, Richl'd
Fitch Maher Wadeson

Fleck McInnes Wahl Walster Freadhoff Moerke Fristad Wambheim Mollett Welk **Fuglestad** Monson Westby Graham Murray Williams Nygaard Haedt Wolf Halcrow Power Wollitz Hammer Rolfsrud Yirchett Haugen, Rudolf Griggs-Steele Zurcher Sailer Haugen, McLean Mr. Speaker Saumur

Haugland

Those voting in the negative were:

Frank Hafner Helm

Absent and not voting:

Anderson, Braun Gumeringer
Eddy-Foster Bymers Hofstrand
Arndt Culver Klefstad
Brady Ekren Moe

So the bill was declared passed and the title was agreed to. House Bill No. 147. A Bill for an Act to Permit a Levy of One Mill in Excess of Other Levies Permitted by Law To Be Made by Counties Maintaining County Agricultural and Training Schools for Building Funds for Such Schools.

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:

Acheson Hammer Rudolf
Allen Haugen, Sailer
Anderson, Cass Griggs-Steele Saumur

Anderson, Ransom Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Hegge Baeverstad Schuler Baker Heimes Schwartz Benson Helling Seibel Bentz Helm Sellens Brady Holand Simenson Braun Homelvig Siverson Brickner Johnson Skaar Bryans . Kleppe Smart Bubel Langley Snow Callahan Langseth Solberg Collette Larsen Sorlie Larson Cote Stair Culver Laske Starck Dalzell Lee Stevens Dewing Leet Sticka Stormon, Ramsey Stormon, Rolette Drawz Leier Lillehaugen Einarson Ekren Lindberg Thompson, McL'n Erickson Link Thompson, Richl'd Wadeson Esterby Locken Fitch Luick Wahl \mathbf{Fleck} Maher Walster Wambheim Frank McInnes Freadhoff Moe Welk Fristad Moerke Westby Fuglestad Mollett Williams Graham Wolf Monson Gumeringer Wollitz Murray Haedt Nygaard Yirchott Zurcher Hafner Power Rolfsrud Mr. Speaker Halcrow

Absent and not voting:

Anderson, Bymers Kjelgaard
Eddy-Foster Hofstrand Klefstad

Arndt

So the bill was declared passed and the title was agreed to. House Bill No. 155. A Bill for an Act to Amend and Reenact Section 43-0118 of the North Dakota Revised Code of 1943, Relating to Abstracter Fees and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 14; absent and not voting, 7.

Those voting in the affirmative were:

ercw Rudolf
ımer Sailer
gen, Saumur
riggs-Steele Schade
gen, McLean Schmidt
gland Schwartz
ge Seibel
nes Sellens
ing Simenson
n Siverson
ind Skaar

Brickner Homelvig Smart Bryans Johnson Snow Bubel Solberg Langley Callahan Langseth Sorlie Collette Larsen Stair /Cote Larson Starck Dalzell Laske Sticka Drawz Stormon, Ramsey Stormon, Rolette Lee Einarson Leet Ekren Leier Thompson, McL'n Esterby Thompson, Richl'd Link Fitch Locken Wadeson Fleck Luick Wahl Frank Maher Walster Freadhoff Wambheim McInnes Fristad Westby Moe Fuglestad Wolf Murray Wollitz Graham Nygaard Yirchott Gumeringer Power Haedt Rolfsrud Zurcher Those voting in the negative were: Culver Kleppe Monson Dewing Lillehaugen Schuler Erickson Lindberg Welk Hafner Moerke Mr. Speaker Kjelgaard Mollett Absent and not voting: Anderson, Bymers Stevens Eddy-Foster Hofstrand Williams Arndt Klefstad

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

House Bill No. 167. A Bill for an Act Relating to Holiday. Bank Transactions.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Hammer Rolfsrud Allen Haugen, Rudolf Griggs-Steele Anderson, Cass Sailer Anderson, Ransom Haugen, McLean Saumur Anderson, Richl'd Haugland Schade Baeverstad Hegge Schmidt Baker Heimes Schuler Helling Benson Sellens Bentz Helm Simenson Brady Holand Siverson Homelvig Braun Skaar Brickner Johnson Smart Bryans Kjelgaard Snow Bubel Kleppe Solberg Callahan Langley Sorlie Collette Langseth Stair Cote Larsen Starck Culver Larson Stevens Dalzell Laske Sticka

Dewing Lee Stormon, Ramsey Drawz Leet Stormon, Rolette Einarson Leier Thompson, McL'n Ekren Lillehaugen Wadeson Erickson Link Wahl Esterby Locken Wambheim Fitch Luick Welk Fleck McInnes Westby Frank Williams Moe Freadhoff Moerke Wolf Wollitz Fristad Mollett Gumeringer Yirchott Monson Haedt Zurcher Murray Mr. Speaker Hafner Nygaard Halcrow Power

Those voting in the negative were:

Fuglestad Maher Lindberg Seibel

her Thompson, Richl'd

Absent and not voting:

Anderson, Bymers Klefstad
Eddy-Foster Graham Schwartz
Arndt Hofstrand Walster

So the bill was declared passed and the title was agreed to. House Bill No. 168. A Bill for an Act to Amend and Reenact Section 15-2207 of the North Dakota Revised Code of 1943, Relating to Clerks and Assistants, Office and Supplies for the County Superintendent of Schools.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hammer Power Rolfsrud Allen Haugen, Griggs-Steele Anderson, Cass Schade Anderson, Ransom Haugen, McLean Schmidt Anderson, Richl'd Haugland Schwartz Hegge Seibel Baeverstad Heimes Baker Sellens Helling Benson Simenson Bentz Helm Siverson Holand Brady Skaar Brickner Homelvig Smart Bryans Johnson Snow Callahan Kjelgaard Sorlie Kleppe Collette Stair Cote Langley Starck Culver Langseth Stevens Dalzell Larsen Sticka Stormon, Ramsey Stormon, Rolette Larson Dewing Drawz Laske Einarson Lee Thompson, M&L'n Thompson, Richl'd Leet Erickson Leier Wadeson Esterby Lindberg Wahl Fitch Walster Fleck Link Wambheim Frank Luick Freadhoff Maher Welk

Fristad McInnes Westby
Fuglestad Moe Wollitz
Gumeringer Monson Yirchott
Haedt Murray Zurcher
Halcrow Nygaard Mr. Speaker

Those voting in the negative were:

Bubel Moerke Schuler
Hafner Mollett Solberg
Lillehaugen Rudolf Wolf
Locken Sailer

Absent and not voting:

Anderson, Bymers Klefstad
Eddy-Foster Ekren Saumur
Arndt Graham Williams
Braun Hofstrand

So the bill was declared passed and the title was agreed to. House Bill No. 52. A Bill for an Act Regulating Vehicles Transporting Explosives on the Highways of This State and Prescribing a Penalty.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Hammer Sailer Allen Haugen. Schade Anderson, Cass Griggs-Steele Schmidt Anderson, Ransom Anderson, Richl'd Haugen, McLean Schuler Haugland Schwartz Baeverstad Heimes Seibel Baker Helling Sellens Benson Helm Simenson Bentz Holand Siverson Brickner Homelvig Skaar Bryans Kjelgaard Smart Bubel Kleppe Snow Callahan Langley Solberg Collette Langseth Sorlie Cote Larsen Stair Culver Larson Starck Dalzell Laske Stevens Dewing Sticka Lee Stormon, Ramsey Stormon, Rolette Drawz Leet Einarson Leier Thompson, Richl'd Erickson Lillehaugen Esterby Lindberg Wadeson Fleck Link Wahl Walster Frank Locken Luick Wambheim Freadhoff Fristad Maher Westby Williams Fuglestad McInnes Wolf Graham Moe Wollitz Gumeringer Mollett Yirchott Haedt Nygaard Zurcher Hafner Rolfsrud Halcrow Rudolf Mr. Speaker

Those voting in the negative were:

Brady Moerke Power
Fitch Monson Saumur
Hegge Murray Welk

Johnson

Absent and not voting:

Anderson, Braun Hofstrand Eddy-Foster Bymers Klefstad

Arndt Ekren Thompson, McL'n So the bill was declared passed as amended and the title was agreed to.

House Bill No. 126. A Bill for an Act to Amend and Reenact Section 65-0109 of the North Dakota Revised Code of 1943, Relating to Injury Through Negligence of Third Person.

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:

Haugland Schade Anderson, Cass Hegge / Schmidt Helling Anderson, Ransom Schuler Anderson, Richl'd Helm Schwartz Baeverstad Holand Seibel Baker Homelvig Sellens Benson Kjelgaard Simenson Bentz Kleppe Siverson Brickner Langley Skaar Bryans Langseth Smart Bubel Larsen Snow Callahan Larson Solberg Collette Laske Sorlie Cote Lee Stair Culver Leet Starck Dalzell Leier Stevens Dewing Sticka Lindberg Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Einarson Link Erickson Locken Esterby Luick

Fleck Wadeson Maher Frank Wahl McInnes Walster Freadhoff Moe Wambheim Fuglestad Mcerke Welk Graham Mollett Westby Gumeringer Monson Williams Haedt Murray Wolf Hafner Nygaard Halcrow Wollitz Rolfsrud Yirchott Hammer Rudolf Zurcher Haugen. Sailer Griggs-Steele Mr. Speaker Saumur

Haugen, McLean

Those voting in the negative were:

Allen Heimes Lillehaugen
Drawz Johnson Power
Fitch

Absent and not voting:

Anderson, Braun Hofstrand Eddy-Foster Bymers Klefstad

Arndt Ekren Thompson, McL'n

Brady Fristad

So the bill was declared passed as amended and the title was agreed to.

The Speaker announced that the House would revert to the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 9, as recommended by the Committee on Social Welfare and printed on page 294 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments on House Bill No. 100, as recommended by the Committee on Political Subdivisions and printed on page 295 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments on House Bill No. 104, as recommended by the Committee on Political Subdivisions and printed on page 295 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel moved that House Bill No. 104 be further amended by striking out the words "and declaring an emergency" and inserting a period instead of a comma after the word "meeting", in the title; and renumbering the lines of the bill, which motion prevailed.

Rep. Baker moved that the amendments on House Bill No. 119, as recommended by the Committee on Education and printed on page 296 of the House Journal, be adopted, which motion prevailed.

Rep. Johnson moved that the amendments on House Bill No. 135, as recommended by the Committee on Business and Industry, and printed on page 297 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the House do now recess until 1:30 p.m. February 1, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWENTY-EIGHTH DAY AFTER RECESS AND TWENTY-NINTH DAY

Bismarck, February 1, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 7 House Bill No. 47 House Bill No. 87

House Bill No. 88

Were delivered to the Governor for his approval at the hour of 2:55 p.m. o'clock, January 31, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No.

House Bill No. 100

House Bill No. 104

House Bill No. 119

House Bill No. 135

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 46, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 69, have had the same under consideration and recommend that the same be amended as follows:

In line 6 strike out the figures "\$506,175.00" and insert in lieu thereof the figures "\$506,675.00"

In line 23 add the words "and Library" and strike out the

figures "300.00" and insert in lieu thereof the figures "800.00"

In line 50 strike out the figures "502,750.00" and insert in lieu thereof the figures "503,250.00"

In line 64 strike out the figures "\$738,175.00" and insert in lieu thereof the figures "\$738,675.00"

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 69 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 70, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 71, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figures "\$1,815,559.00" and insert in lieu thereof the figures "\$1,819,559.00."

In line 29 strike out the figures "\$12,000.00" and insert in lieu thereof the figures "\$16,000.00."

Change the total in line 45 to "\$1,819,559.00."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 71 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 72, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 76, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 117, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted.

Rep. Baker made a substitute motion that House Bill No.

117 be placed in General Orders for amendment, which motion was declared lost.

The question was now on the motion of Rep. Sellens that the report of the Committee on Judiciary on House Bill No. 117 be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 143, have had the same under consideration and recommend that the same be amended as follows:

In line 5 after the word "stationery" and period, add the following sentence: "The said printing, binding, blank book manufacturing, and the printing of stationery shall be limited to the needs of the state and its departments."

In line 128 strike out the word "issued" and insert in lieu thereof the word "appropriated."

In line 137 after the word "auditors" strike out the words "and state examiner" and add a period after the word "auditors."

In line 140 after the word "auditors" strike out the words "and state examiner" and add a comma after the word "auditors."

Renumber the lines accordingly.

And when so amended recommend the same be referred to the Committee on Appropriations.

REP. WOLF, Chairman.

Rep. Braun moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 143 will be considered in the sixth order of business on the next legislative day, and then referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 151, have had the same under consideration and recommend that the same be amended as follows:

In line 20 strike out the word "future" and insert in lieu thereof the word "new."

In line 21 strike out the word "power" and insert in lieu thereof the words "electrical supply."

In line 22 strike out the word "four" and insert in lieu thereof the word "two."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 151 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 153, have had

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

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was re-referred House Bill No| 159, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HOFSTRAND, Chairman.

Rep. Moerke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 166, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 175, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 189, have had the same under consideration and recommend that the same be amended as follows:

In line 11 between the words "the" and "subjects", insert the word "general".

In line 16 between the words "any" and "subjects", insert the word "general".

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Stormon of Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 189 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 192, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title strike out the word "gas" and insert in lieu thereof the following: "motor vehicle fuel and lubricating oil". In line 4 after the word fuel insert the following: "and lubricating oil". In line 7 after the word fuel insert the following: "and lubricating oil". In line 13 after the word fuel insert the following: "and lubricating oil". In line 15 after the word fuel insert the following: "and lubricating oil".

Renumber lines.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 192 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 193, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 219, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 220, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 222, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 229, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Langley moved that the report be adopted.

Rep. Johnson made a substitute motion that House Bill No. 229 be indefinitely postponed, which motion was withdrawn.

Rep. Hofstrand made a substitute motion that House Bill No. 229 be re-referred to the Committee on Education, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution "J", have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Einarson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Thompson of Richland moved that the absent members be excused, which motion prevailed.

Rep. Thompson of Richland moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

TWENTY-NINTH DAY

Bismarck, February 1, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by the Rev. Opie S. Rindalil of the Trinity Lutheran Church of Bismarck.

The roll was called and all members were present except Rep. Anderson of Eddy-Foster.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Sixth day after recess and Twenty-Eighth day and recommends that the same be corrected as follows:

Page 308, line 36, and line 38, insert a comma after the word "rabbis."

Page 312, line 21, change the word "that" to "the."

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram was read from Glen Stenberg, Clerk of the Village of Robinson, urging the passage of House Bill No. 15, which was referred to the Committee on Industry and Business.

MESSAGE TO THE SECRETARY OF STATE

House Chamber February 1, 1949

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

I herewith transmit, for filing in your office, properly executed Oath of Office forms for the Speaker of the House, and the members of the House of Representatives of the 31st Legislative Assembly.

Respectfully yours.

GEORGE OLSON, Chief Clerk.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 157 as recommended by the Committee on Social Welfare and printed on page 308 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel moved that the amendments on House Bill No. 109 as recommended by the Committee on Education, and printed on page 313 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel moved that House Bill No. 109 be placed in

General Orders, which motion prevailed, and House Bill No. 109 was ordered to be placed in General Orders.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 137. A Bill for an Act Authorizing the Transfer and Conveyance of Certain Lands Held by the State of North Dakota for the Use and Benefit of the State Historical Society by the State Historical Society to the State of North Dakota for the Use and Benefit of the State Game and Fish Commissioner in Exchange for Lands of the State of North Dakota Held for the Use and Benefit of the State Game and Fish Commissioner by the State Game and Fish Commissioner by the State Game and Fish Commissioner to Make the Necessary Transfer and Conveyance to Effect Such Exchange.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 20; absent and not voting, 6.

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Those voting in the affirmative were:

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Acheson	Haugland	Rudolf
Anderson, Ransom	Heimes	Sailer
Anderson,Richl'd	Helling	Schade
Baeverstad	Helm	Schmidt
Baker	Hofstrand	Schuler
Benson	Holand	Seibel
Bentz	Homelvig	Sellens
Brady	Kjelgaard	Simenson
Braun	Kleppe	Siverson
Brickner	Langley	Skaar
Bryans	Langseth	Snow
Bubel	Larsen	Solberg
Callahan	Larson	Sorlie
Cote	Lee	Stair
Culver	Leet	Starck
Dalzell	Leier	Stevens
Dewing	Lillehaugen	Sticka
Einarson	Lindberg	Stormon, Ramsey
Erickson	Link	Stormon, Rolette
Esterby	Locken	Thompson, McL'n
Fitch	Luick	Wahl
Frank	Maher	Walster
Freadhoff	McInnes	Wambheim
Fristad	Moerke	Westby
Gumeringer	Mollett	Williams
Haedt	Monson	Wolf
Hammer	Nygaard	Yirchott
Haugen,	Power	Zurcher
Griggs-Steele	Rolfsrud	Mr. Speaker
Haugen, McLean	•	_

Those voting in the negative were:

Allen Anderson, Cass	Hafner Halcrow	Schwartz Smart
Arndt	Hegge	Thompson, Richl'd
Bymers	Johnson	Wadeson
Collette	Laske	Welk

Fuglestad Moe Wollitz Saumur

Graham

Absent and not voting:

Anderson. Ekren Klefstad Eddy-Foster Fleck Murray

Drawz

So the bill was declared passed and the title was agreed to. House Bill No. 140. A Bill for an Act to Amend and Reenact Section 15-2206 of the North Dakota Revised Code of 1943, Relating to Appointment and Salary of Deputy County Superintendents of Schools.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 19; absent and not voting, 4.

M

Westby

Yirchott

Zurcher

Mr. Speaker

Those voting in the affirmative were: Acheson Uaadt

Acheson	Haedt	Murray
Allen	Hafner	Nygaard
Anderson, Cass	Halcrow	Rolfsrud
Anderson, Ransom	Hammer	Rudolf
Anderson, Richl'd	Haugen,	Saumur
Baeverstad	Griggs-Steele	Schade
Baker	Haugen, McLean	Schmidt
Benson	Haugland	Schuler
Bentz	Hegge	Schwaitz
Brady	Heimes	Seibel
Braun	Helling	Sellens
Brickner	Hofstrand	Simenson
Bryans	Holand	Siverson
Bubel	Homelvig	Skaar
Bymers	Johnson	Smart
Callahan	Kjelgaard	Snow a
Collette	Langley	Sorlie •
Cote	Langseth	Stair
Culver	Larsen	Stevens
Dalzell	Larson	Stormon, Rolette
Dewing	Laske	Thompson, Richl'd
Einarson	Lee	Thompson, McL'n
Erickson	Leet	Wadeson
Esterby	Leier	Wahl
Fitch	Lindberg	Walster
Fleck	Link	Wambheim
Franchaff	Tariale	Wasthe

Graham Gumeringer

Freadhoff

Fuglestad

Fristad

Those voting in the negative were:

Arndt Moerke Sticka

Luick

Maher

McInnes

Monson

Ekren Mollett Stormon, Ramsey Frank Power Welk Helm Sailer Williams Kleppe Solberg Wolf Lillehaugen Starck Wollitz

Moe

Absent and not voting: Anderson Locken Drawz

Eddy-Foster Klefstad So the bill was declared passed and the title was agreed to.

House Bill No. 156. A Bill for an Act to Amend and Reenact Section 15-4715 of the North Dakota Revised Code of 1943, Relating to School Contracts.

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:

Acheson Hafner Power Rolfsrud Allen Halcrow Anderson, Cass Hammer Rudolf Anderson, Ransom Sailer Haugen. Griggs-Steele Anderson, Richl'd Saumur Arndt Haugen, McLean Schade Schmidt Baeverstad Haugland Baker Schuler Hegge Schwaitz Benson Heimes Sellens Bentz Helling Simenson Helm Braun Brickner Hofstrand Siverson Holand Skaar Bryans Bubel Homelvig Smart **Bymers** Kjelgaard Snow Callahan Solberg Langley Stair Collette Langseth Cote Larsen Starck Culver Larson Stevens Sticka Dalzell Laske Dewing ! Lee Stormon, Ramsey Thompson, Richl'd Einarson Leet Ekren Leier Thompson, McL'n Erickson Lillehaugen Wadeson Esterby Wahl Link Locken Walster Fitch Wambheim Fleck Luick Welk Frank Maher Freadhoff McInnes Westby Wolf Fristad Moe Wollitz Fuglestad Moerke Yirchott Mollett Graham Zurcher Gumeringer Monson Haedt Nygaard Mr. Speaker

Those voting in the negative were:

Brady Lindberg Seibel Johnson Murray Williams Kleppe

Absent and not voting:

Anderson Drawz Sorlie

Eddy-Foster Klefstad Stormon, Rolette So the bill was declared passed and the title was agreed to.

House Bill No. 131. A Bill for an Act to Amend and Reenact Section 32-1906 of the North Dakota Revised Code of 1943, Relating to the Foreclosure of Real Estate Mortgages and Cancelation or Foreclosure of Land Contracts and What Judgments May Be Entered Therein.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Anderson, Ransom Rolfsrud Helm Brickner Kjelgaard Rudolf Bryans Kleppe Schade **Bymers** Langseth Schmidt Dewing Larson Schuler Erickson Leet Schwartz Leier Esterby Seibel Lillehaugen Sellens Frank Fuglestad Lindberg Siverson Graham Link Snow Gumeringer Locken Starck Haedt Maher Stevens Hammer McInnes Thompson, Richl'd Haugen, Moerke Thompson, McL'n Griggs-Steele Mollett Wahl Haugen, McLean Welk Monson Haugland Murray Williams Helling

Those voting in the hegative were:

Acheson Fitch Sailer Allen Fleck Saumur Freadhoff Anderson, Cass Simenson Anderson, Richl'd Fristad Skaar Arndt Hafner Smart Halcrow Solberg Baeverstad Baker Hegge Sorlie / Benson Heimes Sticka Stormon, Ramsey Bentz Holand Stormon, Rolette Homelvig Brady Braun Johnson Wadeson Klefstad Walster Bubel Callahan Langley Wambheim Westby Collette Larsen Laske Cote Wolf Wollitz Culver Lee Dalzell Luick Yirchott Zurcher Drawz Moe Einarson Nygaard Mr. Speaker Power Ekren

Absent and not voting:

Anderson Hofstrand Stair Eddy-Foster

So the bill was declared lost.

House Bill No. 132. A Bill for an Act to Permit a Surviving Husband or Wife to Dissent From Terms of a Will, and to Elect to Inherit Under Laws of Succession.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 20; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Hegge Schmidt Allen Heimes Schwaitz Anderson, Ransom Helling Seibel Anderson, Richl'd Sellens Holand Arndt Homelvig Simenson Baeverstad Johnson Siverson Braun Kjelgaard Skaar Brickner Klefstad Smart Bryans Kleppe Snow Bymers Langley Solberg Collette Langseth Sorlie Cote Larsen Stair Culver Starck Larson Dalzell Laske Stevens Dewing Lee Sticka Drawz

Drawz Leet Stormon, Ramsey
Einarson Lindberg Stormon, Rolette
Erickson Locken Thompson, Richl'd
Esterby Luick Thompson, McL'n
Fitch Maher Wadeson
Fleck McInnes Wahl

Fleck McInnes Wahl Welk Freadhoff Moe Fristad Moerke Westby Williams Graham Mollett Gumeringer Murray Wollitz Haedt Rudolf Yirchott Halcrow Zurcher Sailer Haugen. Saumur Mr. Speaker

Griggs-Steele Schade

Those voting in the negative were:

Anderson, Cass . Hammer Power

Raker Haugland Polfon

BakerHauglandRolfsrudBentzHelmSchulerBubelLeierWalsterCallahanLinkWambheimFrankMonsonWolf

Fuglestad Nygaard

Absent and not voting:

Anderson Brady Haugen, McLean Eddy-Foster Ekren Hofstrand Lillehaugen

So the bill was declared passed and the title was agreed to.

Rep. Murray moved that the vote by which House Bill No. 132 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 154. A Bill for an Act Legalizing and Validating Contracts by Cities for the Construction of Improvements and the Sale of Special Improvement Warrants to Finance the Costs Thereof, Notwithstanding Omission of Cash Basis Provision in Call for Bids or Omission of Notice of Meeting for Considering and Acting Upon Bids, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 19; absent and not voting, 4.

Those voting in	the	affirmative	were:
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Allen Sailer Haugen, **Griggs-Steele** Saumur Anderson, Cass Anderson, Ransom Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Arndt Heimes Schuler Benson Helling Schwartz Bentz Helm Sellens Brady Holand Simenson Braun Homelvig Siverson Brickner Johnson Skaar Bryans Kjelgaard Smart Bubel Klefstad Snow Langley **Bymers** Solberg Callahan Sorlie Langseth Collette Larson Stair Cote Laske Starck Culver Lee Stevens Dalzell Leet Sticka Drawz Leier Stormon, Ramsey Einarson Lillehaugen Stormon, Rolette Esterby Link Thompson, McL'n Fitch Locken Wadeson Fleck Luick Wahl Frank Maher Walster Freadhoff Wambheim McInnes Fristad Murray Williams Wolf **Fuglestad** Nygaard

Halcrow

Graham Gumeringer

Haedt

Those voting in the negative were:

Acheson Hegge Mollett
Baeverstad Kleppe Monson
Baker Larsen Seibel
Dewing Lindberg Thompson, Richl'd

Power

Rudolf

Rolfsrud

Yirchott

Zurcher

Mr. Speaker

Erickson Moe Welk Hafner Moerke Wollitz

Hammer

Absent and not voting:

Anderson Ekren Westby

Eddy-Foster Hofstrand

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

House Bill No. 172. A Bill for an Act to Repeal Section 28-2709 and Section 33-1107 of the North Dakota Revised Code of 1943, Relating to Undertaking for Costs on Appeal From the District Court to the Supreme Court, and Undertaking for Costs on Appeal From Justice Court to the District Court.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 71; nays, 33; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Hafner Moerke

Allen Halcrow Mollett Anderson, Cass Hammer Monson Anderson, Ransom Murray Haugen. Griggs-Steele Benson Power Bentz Haugen, McLean Rolfsrud Brady Saumur Haugland Brickner Heimes Schade Bubel Helling Schmidt Callahan Schuler Helm Seibel Cote Holand Culver Homelvig Simenson Dalzell Johnson Siverson Dewing Kjelgaard Snow Klefstad Einarson Solberg Erickson Langley Starck Thompson, Richl'd Esterby Langseth Fitch Larson Thompson, McL'n Frank Wahl Leier Freadhoff Lindberg Welk **Fuglestad** Link Williams Graham Luick Yirchott Gumeringer Maher Zurcher Mr. Speaker Haedt Moe

Those voting in the negative were:

Arndt Leet Sorlie Baeverstad Lillehaugen Stair Baker Locken Sticka Braun McInnes Stormon, Ramsey Stormon, Rolette **Bymers** Nygaard Collette Rudolf Wadeson Drawz Sailer Walster Fristad Schwaitz Wambheim Westby Kleppe Sellens Skaar Wolf Larsen Wollitz Laske Smart

Absent and not voting:

Anderson Ekren Hofstrand Eddy-Foster Fleck Lee Anderson, Richl'd Hegge Stevens

So the bill was declared passed and the title was agreed to. House Bill No. 173. A Bill for an Act to Amend and Reenact Section 27-0912 of the North Dakota Revised Code of 1943, Relating to New Names Supplied for List of Names of Persons Qualified as Jurors After Each Jury Term.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 76, nays, 33; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Haugen, Monson Griggs-Steele Allen Murray Anderson, Cass Haugen, McLean Power Arndt Haugland Rolfsrud Baeverstad Hegge Rudolf Benson Heimes Schade Braun Helling Schmidt

Bryans Helm Seibel Bymers Homelvig Simenson Collette Kjelgaard Siverson Klefstad Cote Skaar Culver Kleppe Snow Dalzell Langley Solberg Dewing Sorlie Larson Drawz Laske Starck Ekren Lee Stevens Stormon, Ramsey Erickson Leet Thompson, Richl'd Esterby

Leier Thompson, McL'n Frank Lillehaugen Freadhoff Lindberg Wadeson Fuglestad Link Wahl Wambheim Graham Maher Gumeringer McInnes Welk Haedt Moe Williams Halcrow Moerke Zurcher.

Hammer Mollett

Those voting in the negative were:

Anderson, Ransom Hafner Sellens Anderson, Richl'd Holand Smart Baker Johnson Stair Bentz Langseth Sticka Brady Larsen Stormon, Rolette Walster Brickner Locken Bubel Westby Luick Callahan Wolf Nygaard Einarson Sailer Wollitz

Yirchott Fleck Schuler Mr. Speaker Fristad Schwartz

Absent and not voting: Anderson Fitch Saumur Eddy-Foster Hofstrand

So the bill was declared passed and the title was agreed to. House Bill No. 108. A Bill for an Act to Amend and Reenact Sections 27-0305, 27-0306, Subsection 1 of Section 11-1704, 11-1705, 27-0740 and 27-0741 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Filing Fees in the Supreme, District and County Courts; Repealing Section 27-1208 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Declaring an Emergency.

· ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 62, nays, 45, absent and not voting, 6.

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Those voting in the affirmative were: Hammer

Acheson Moe Moerke Anderson, Ransom Haugen, Anderson, Richl'd Griggs-Steele Mollett Haugen, McLean Baker Monson Benson Haugland Nygaard Rudolf Brady Hegge Bryans Heimes Sailer Bubel Helling Schuler Bymers Helm Schwartz Callahan Kjelgaard Seibel

Mr. Speaker

Collette Klefstad Solberg Cote Kleppe Stair Dewing Langseth Starck Einarson Larsen Stevens Erickson Larson Thompson, Richl'd

Esterby Thompson, McL'n Leier Frank Lindberg Welk Freadhoff Wolf Link Fristad Locken Wollitz Gumeringer Luick Zurcher

Those voting in the negative were:

Halcrow Sellens Anderson, Cass Holand Simenson Homelvig -Arndt Siverson Baeverstad Johnson Skaar Braun Langley Smart Brickner Snow Laske Culver Lee Sorlie Dalzell Sticka Leet

Maher

Drawz Lillehaugen Stormon, Ramsey Ekren Stormon, Rolette McInnes Fitch Wadeson Murray Fleck Wahl Power Fuglestad Saumur Walster Wambheim Schade Graham

Haedt Schmidt Yirchott

Absent and not voting:

Westby Anderson Hofstrand Williams Eddy-Foster Rolfsrud

Bentz

Hafner

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

Rep. Bymers moved that the vote by which House Bill No. 108 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel: "Mr. Speaker, I see we have a very distinguished gentleman, a former Speaker of the House of Representatives, here today. I move that a committee of two be appointed to escort the Hon. A. R. Bergesen to the rostrum."

Rep. Bubel's motion was carried and the Speaker appointed as such committee, Reps. Bubel and Johnson, who escorted Former Speaker Bergesen to the rostrum.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 1, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 54

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

W. J. TROUT, Secretary. Senate Chamber Bismarck, February 1, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 8

House Bill No. 27 House Bill No. 29 House Bill No. 48 House Bill No. 53 House Bill No. 73 House Bill No. 83

House Concurrent Resolution "C"

Which the Senate has passed unchanged.

W. J. TROUT. Secretary.

The Speaker announced that the House would revert to the ninth order of business.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 161. A Bill for an Act to Amend and Reenact Section 5-0123 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Hours of Sale of Alcoholic Beverages and Providing a Penalty for Violation Thereof.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes 69, nays, 38, absent and not voting. 6.

Those voting in the affirmative were:

Anderson, Cass Haugland Sellens Anderson, Richl'd Heimes Simenson Arndt Helling Siverson Baeverstad Holand Skaar Baker Kjelgaard Smart Bentz Langley Snow Bryans Langseth Solberg Bubel Larsen Stair **Bymers** Stevens Larson Callahan Laske Sticka Culver Stormon, Ramsey Lee Dalzell Leet Stormon, Rolette Thompson, Richl'd Dewing Leier Drawz Lillehaugen Thompson, McL'n Einarson Lindberg Wadeson Ekren Link Walster Wambheim Erickson Locken Esterby Luick Westby **Fuglestad** Williams Moe Graham Monson Wollitz Haedt Power Zurcher Hafner Rolfsrud Mr. Speaker Halcrow Schmidt Haugen.

Griggs-Steele

Those voting in the negative were:

Haugen, McLean Sailer Hegge Anderson, Ransom Saumur Benson Helm Schade Brady Johnson Schuler Braun Klefstad Schwartz Brickner Kleppe Seibel Cote Maher Sorlie Fitch McInnes Starck

Fleck Moerke Wahl
Frank Mollett Welk
Freadhoff Murray Wolf
Fristad Nygaard Yirchott

Gumeringer Rudolf

Absent and not voting:

Allen Collette Hofstrand
Anderson Hammer Homelvig
Eddy-Foster

So the bill was declared passed and the title was agreed to Rep. Lillehaugen moved that the vote by which House Bill No. 161 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the House do now recess for twenty minutes, which motion was declared lost.

House Bill No. 9. A Bill for an Act to Amend and Reenact Section 48-1012 of the North Dakota Revised Code of 1943, Relating to Examination for License to Practice Embalming or Preparing Dead Human Bodies for Burial or Shipment.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes 73, nays, 12, absent and not voting, 28.

Those voting in the affirmative were:

Acheson **Fuglestad** Moerke Nygaard Allen Gumeringer Anderson, Cass Hafner Power Anderson, Richl'd Halcrow Rolfsrud Arndt Haugen, . Saumur Griggs-Steele Baeverstad Schade Baker Schmidt Heimes Benson Helling Sellens Bentz Helm Simenson Snow Brady Homelvig Braun Solberg Johnson Brickner Klefstad Starck Bryans Langley Stevens Bubel Stormon, Rolette Larsen **Bymers** Thompson, Richl'd Larson

Callahan Wadeson Laske Ccte Lee Wahl Dalzell Leier Walster Welk Drawz Lillehaugen Einarson Link Westby Ekren Locken Williams Erickson Luick Wollitz Yirchott Esterby Maher Fleck McInnes Zurcher Frank Moe

Those voting in the negative were:

Culver Mollett Skaar

Kleppe Rudolf Stormon, Ramsey Langseth Schuler Wolf

Leet Seibel Mr. Speaker

Absent and not voting:

Anderson, Ransom Hammer Sailer

Haugen, McLean Schwartz Anderson, Siverson Eddy-Foster Haugland Collette Hegge Smart Sorlie Dewing Hofstrand Stair Fitch Holand Freadhoff Kjelgaard Sticka Thompson, McL'n Fristad Lindberg Wambheim Graham Monson Haedt Murray

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 100. A Bill for an Act to Amend and Reenact Section 2 of Chapter 334, Session Laws of 1945. Number 63-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relative to the Cutting of Weeds and Grasses Along Township Highways; Charging the Expense to Adjoining Owners; Defining a Running Mile.

Rep. Bubel moved that House Bill No. 100 be placed in General Orders for further amendment, which motion prevailed, and House Bill No. 100 was ordered to be placed in General Orders.

House Bill No. 104. A Bill for an Act to Amend and Reenact Sections 58-0225, 58-0503, 58-0603, 58-0608, 58-0609, 58-0804, 58-1102, 58-1103, 58-1201 and 57-0901 of the North Dakota Revised Code of 1943 and 58-0401 and 57-1519 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Dates and Places of Township Meetings and Meetings of Township Officers and Providing for Publication of Notice of the Annual Meeting.

Rep. Lillehaugen moved that further consideration of House Bill No. 104 be Indefinitely Postponed, which motion prevailed and House Bill No. 104 was declared indefinitely postponed.

House Bill No. 119. A Bill for an Act to Amend and Reenact Section 15-2515 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Clerks of School Boards in Common School Districts.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 12; absent and not voting, 12.

Those voting in the affirmative were:

Halcrow Acheson Power Allen Hammer Rolfsrud Anderson, Cass Haugen, Rudolf Griggs-Steele Anderson, Richl'd Sailer Haugen, McLean Schade Arndt Baeverstad Haugland Schmidt Baker Schwartz Hegge Benson Heimes Seibel Helling Simenson Bentz Brady Holand Siverson Skaar Brickner Homelvig Bryans Johnson Smart Kjelgaard Snow Bymers Callahan Klefstad Sorlie Collette Langley Stair

Mr. Speaker

Starck Cote Langseth Stevens Culver Larsen Dalzell Larson Sticka Stormon, Ramsey Dewing Laske Stormon, Rolette Drawz Lee Thompson, Richl'd Einarson Leet Thompson, McL'n Leier Ekren Wadeson Erickson Lillehaugen Esterby Lindberg Wahl Wambheim Fitch Link Fleck Luick Westby Fristad McInnes Williams Fuglestad Moe Wollitz Moerke Yirchott Gumeringer

Those voting in the negative were:

Anderson, Ransom Helm Schuler Kleppe Bubel Walster Frank Locken Welk Haedt Mollett Wolf

Monson

Absent and not voting:

Hafner

Anderson. Hofstrand Saumur Eddy-Foster Maher Sellens Murray Solberg Braun Freadhoff Nygaard Zurcher Graham

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 43-1537 N. D. R. C, of 1943, Relating to Permits for the Operation of Drug Stores, Fixing the Fee for Such Permit; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 12; absent and not voting, 15.

Those voting in the affirmative were:

Acheson Gumeringer Rudolf Allen Haedt Sailer Hafner Anderson, Cass Schade Schmidt Anderson, Ransom Halcrow Anderson, Richl'd Hammer Schuler Arndt Haugen, Schwartz Griggs-Steele Baeverstad Simenson Baker Haugen, McLean Siverson Benson Skaar Haugland Bentz Hegge Smart Brady Heimes Snow Sorlie Brickner Helling Stair Bryans Holand Starck Bubel Homelvig Bymers Johnson Sticka Callahan Stormon, Ramsey Kjelgaard Stormon, Rolette Collette Langley Ccte Larsen Thompson, McL'n Culver Larson Wadeson Dalzell Wahl

Laske

Dewing Wambheim Tæe Drawz Leet Welk Westby Einarson Leier Erickson Williams Lindberg Wolf Esterby Luick Fitch Moerke Wollitz Freadhoff Mollett Yirchott Fristad Zurcher Monson **Fuglestad** Mr. Speaker Rolfsrud

Those voting in the negative were:

Frank Lillehaugen Seibel Helm Locken Solberg Kleppe Moe Stevens

Langseth Power Thompson, Richl'd

Absent and not voting:

Anderson, Hofstrand Murray
Eddy-Foster Klefstad Nygaard
Braun Link Saumur
Ekren Maher Sellens
Fleck McInnes Walster

Graham

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

CONSIDERATION OF MESSAGES FROM THE SENATE

Amendments on House Bill No. 30 as made by the Senate: On line 7 of the engrossed bill, strike out the words "one hundred" and insert in lieu thereof, the word "fifty".

Rep. Langley moved that the House do concur in the Senate amendments to House Bill No. 30, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 30, be considered properly re-engrossed and placed on second reading and

FINAL PASSAGE

House Bill No. 30. A Bill for an Act to Amend and Reenact Section 40-0507 of the North Dakota Revised Code of 1943, Relating to Fines and Penalties for Violation of Village By-laws or Ordinances.

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:

Hammer	Rolfsrud
Haugen,	Rudolf
Griggs-Steele	Sailer
Haugen, McLean	Schade
Haugland	Schmidt
Hegge	Schuler
Heimes	Schwartz
Helling	Seibel
Helm	Simenson
Holand	Siverson
Homelvig	Skaar
Kjelgaard	Smart
	Haugen, Griggs-Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Holand Homelvig

Bubel Klefstad Snow Solberg Bymers Kleppe Langley Stair Callahan Starck Collette Langseth Cote Sticka Larsen Stormon, Ramsey Stormon, Rolette Culver Larson Dalzell Laske Dewing Thompson, Richl'd Lee Leet Thompson, McL'n Einarson Wadeson Ekren Leier Wahl Erickson Lillehaugen Esterby Lindberg Walster Fitch Link Wambheim Locken Welk Frank Luick Westby Freadhoff Williams Fristad Maher Wolf Fuglestad Moe Moerke Wollitz Gumeringer Yirchott Mollett Haedt Monson Mr. Speaker Hafner Halcrow ' Power

Absent and not voting:

Saumur Anderson. Graham Eddy-Foster Hofstrand Sellens Brady Johnson Sorlie Stevens McInnes Braun Zurcher Drawz Murray Fleck Nygaard

So the bill was declared passed as amended and the title was agreed to.

Rep. Baeverstad requested the consent of the House to withdraw House Bill No. 207, which request was granted.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 1, 1949

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "O"

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

W. J. TROUT, Secretary.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 1, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 30.

GEORGE OLSON, Chief Clerk.

GENERAL ORDERS

Rep. 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. 121 and recommend that the same be placed on the calendar.

The committee of the whole have had under consideration House Bill No. 138 and recommend that the same be amended as follows:

After the word "society" in line 4, insert the following words: "to be acquired from the United States in exchange for lands now held in the Theodore Roosevelt National Memorial Park by the State for the use and benefit of the State Historical Society." Renumber the lines accordingly.

And when so amended by the Committee of the Whole, recommend the same do pass.

BEN, J. WOLF, Chairman. Committee of the Whole

Rep. Bubel moved that the report of the Committee of the Whole be adopted, which motion prevailed, and the report was declared adopted.

Rep. Link requested that the House be on the seventh order of business, which request was granted.

REPORT OF SELECT COMMITTEE

Rep. Link moved that the Special Printing Committee of the Senate and House of Representatives be authorized to confer with the State Printing Commission and request the Printing Commission to withdraw from the Western Printing Company, which has the contract for printing the Senate and House bills, a sufficient number of these bills to keep the facilities of the Conrad Publishing Company busy from Thursday morning to Monday morning, including Sunday, and that the State Printing Commission enter into an agreement with the Conrad Publishing Company for such work.

ROLL CALL

The question being on the motion of Rep. Link the roll was called and there were ayes, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Those voting in the	allilimative were.	
Acheson	Halcrow	Nygaard
Allen	Hammer	Power
Anderson, Cass	Haugen,	Rolfsrud
Anderson, Ransom	Griggs-Steele	Rudolf
Anderson, Richl'd	Haugen, McLean	Sailer
Arndt	Haugland	Schade
Baeverstad	Heimes	Schmidt -
Baker	Helling	Schuler
Brickner	Helm	Seibel
Bryans	Holand	Simenson
Bubel	Homelvig	Siverson
Bymers.	Kjelgaard	Snow
Callahan	Klefstad	Solberg
Collette	Langley	Stair
Cote	Langseth	Starck
Culver	Larsen	Stevens
Dalzell	Larson	Sticka
Dewing	Laske	Stormon, Rolette
Einarson	Lee	Wadeson

Erickson Leier Wahl Esterby Lillehaugen Walster Fitch Welk Lindberg Frank Link Williams Freadhoff Luick Wolf Fristad McInnes Wollitz Fuglestad Moe Yirchott Gumeringer Moerke Zurcher Haedt Mollett Mr. Speaker Hafner Monson

Absent and not voting:

Anderson, Sellens Hegge Eddy-Foster Hofstrand Skaar Smart Benson Johnson Sorlie Bentz Kleppe Brady Leet Stormon, Ramsey Braun Locken Thompson, Richl'd Drawz Maher Thompson, McL'n Ekren Murray Wambheim Fleck Saumur Westby Graham Schwartz

So the Report of the Select Committee on Printing was declared adopted.

Rep. Wambheim moved that the courtesy of the floor be extended to two former members of the House of Representatives, Mr. Alva Wambheim of the 8th District and Mr. W. L. Thompson of the 16th District, which motion prevailed.

Rep. Bubel moved that the House do now recess until 1:00 p.m., Wednesday, February 2, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

TWENTY-NINTH DAY AFTER RECESS AND THIRTIETH DAY

Bismarck, February 2, 1949

The House reconvened at 1:00 p.m., Wednesday, February 2, 1949, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifteenth order of business.

GENERAL ORDERS

Rep. 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. 115 and recommend that the same be amended as follows:

In line 8 strike out all of the sentence through the word "dollars" and "period", and insert the words "a personal or corporate surety bond in the sum of five hundred dollars conditioned that all work performed shall be well and faithfully performed, said bond to be approved by the Board of County Commissioners of the county in which the bonds are filed."

In section 1, after the period in line 15, page 2, add the following words: The provisions of this section shall not apply to work performed in connection with the installation, operation and maintenance of wiring and equipment which is an integral part of a communication or railway system."

And renumber the lines accordingly.

And when so amended by the Committee of the Whole, recommend the same do pass.

The Committee of the Whole have had under consideration House Bill No. 129 and recommend that the same be amended as follows:

On page 2, of the printed bill, strike out all of lines 13 and 14 and insert the following language:

"When travel is by rail or other common carrier, the amount actually and necessarily expended therefor."

And renumber the lines.

And when so amended by the Committee of the Whole, recommend the same do pass.

Senate Concurrent Resolution "D" and recommend that the same be amended as follows:

In the first line of the title, strike out the word "urging" and substitute "directing."

In line 17 strike out the words "respectfully urge" and substitute "direct."

In line 19 strike out the words "continue to make and to."

In line 36 after the words "be forwarded to the," add the words "governor the," and after the word "commission," add a comma.

And renumber the lines.

And when so amended by the Committee of the Whole, recommend the same do pass.

House Bill No. 109 and recommend that the same be amended as follows:

In the last line of the title after the word "herewith", strike out the period, insert a comma in lieu thereof, and add the following: "and declaring an emergency."

In line 14, strike out the word "eight" and insert in lieu thereof the words "seven and one-half".

Strike out all of line 31 and insert in lieu thereof the following: "effective to July 1, 1951."

At the end of the bill add the following: "SECTION 3.) Emergency. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

In line 15, on page 2, after the word "sum" strike out the rest of line and all of line 16 and line 17 through the word "mile" and insert the following language "actually and necessarily expended therefore."

And renumber the lines accordingly.

And when so amended by the Committee of the Whole, recommend the same do pass.

House Bill No. 100 and recommend that further action be deferred one legislative day.

BEN J. WOLF, Chairman. Committee of the Whole

Rep. Bubel moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was declared adopted.

Rep. Sellens moved that further action on House Bill No. 115 be deferred until House Bill No. 288 has been printed, which motion was withdrawn.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 30

House Bill No. 138 House Bill No. 157

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Enrolled:

House Bill No. 30

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 75, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Agriculture to whom was referred House Bill No. 174, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MAHER REP. ROY LARSON

REP. LASKE

REP. DALZELL

REP. LOCKEN

REP. STARCK REP. STICKA REP. SCHULER REP. THOMPSON, McLEAN

REP. WALSTER

REP. SIMONSON REP. THOMPSON, RICHLAND REP. SCHWARTZ

REP. WOLLITZ

REP. MAHER, Chairman

Mr. Speaker: The minority of your Committee on Agriculture to whom was referred House Bill No. 174, have had the same under consideration and recommend that the same do pass.

REP. BYMERS

REP. SCHADE

REP. FUGLESTAD

REP, ANDERSON, RANSOM REP. ZURCHER

REP. MAHER, Chairman

Rep. Fitch moved that the report of the majority of the Committee on Agriculture on House Bill No. 174 be adopted.

Rep. Bymers moved a substitute motion that the report of the minority of the Committee on Agriculture on House Bill No. 174 be substituted for the report of the majority.

Rep. Smart moved a substitute motion that House Bill No. 174 be re-referred to the Committee on Agriculture.

Rep. Starck moved that the motion of Rep. Smart to rerefer House Bill No. 174 be laid on the table, which motion lost.

The question was now on the substitute motion of Rep. Smart that House Bill No. 174 be re-referred to the Committee on Agriculture, which motion lost.

The question was then on the substitute motion of Rep. Bymers that the report of the minority of the Committee on Agriculture be adopted, which motion was declared lost.

Rep. Fitch asked permission to withdraw his motion, which request was not granted.

The question was then on the original motion of Rep. Fitch that the report of the majority of the Committee on Agriculture be adopted, which motion carried and the report was declared adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 2, 1949

Mr. President: I have the honor to transmit:
House Bill No. 52
House Bill No. 97
House Bill No. 108
House Bill No. 116
House Bill No. 126
House Bill No. 132
House Bill No. 133
House Bill No. 134
House Bill No. 145
House Bill No. 147
House Bill No. 155
House Bill No. 167
House Bill No. 167
House Bill No. 168

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

GEORGE OLSON, Chief Clerk.

Rep. Kleppe moved that the absent members be excused, which motion prevailed.

Rep. Kleppe moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTIETH DAY

Bismarck, February 2, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Dr. Jesse Baird, San Anselmo, California, who is the moderator of the General Assembly of the Presbyterian Church.

The roll was called and all members were present except Rep. Collette.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Eighth day after recess and Twenty-Ninth day and find the same correct:

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram was received by Speaker Levin from Congressman Usher L. Burdick regarding equipment being diverted to South Dakota because representatives in Omaha failed to designate North Dakota under emergency, which was referred to the Committee on State and Federal Government.

Rep. Graham moved that the telegram from Congressman Usher L. Burdick be printed in the House Journal, which motion prevailed.

Washington, D. C., February 1, 1949

Hon. Palmer Levin,

Speaker of the House, Bismarck, N. Dak.

Understand equipment being diverted to South Dakota which is badly needed near Garrison because federal works emergency snowbound representatives in Omaha failed designate North Dakota under emergency.

USHER L. BURDICK, M. C.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 86

House Concurrent Resolution "A"

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 12

Which the Senate has amended.

W. J. TROUT, Secretary.

SENATE AMENDMENT TO HOUSE BILL NO. 12

After the end of the title that the period be stricken and a comma inserted and the words "and declaring an emergency" be added.

Section 6: Emergency. This action is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

> Senate Chamber Bismarck, February 2, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 57 Senate Bill No. 75

Senate Bill No. 86

Senate Bill No. 88

Senate Bill No. 112

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 11

House Bill No. 89

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 270, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "E", have had the same under consideration and recommend that the same be amended as follows:

In line 22, after the words "North Dakota" insert the following: "the Senate concurring therein".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MAHER, Chairman.

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bymers moved that the rules be suspended and the amendments on House Concurrent Resolution "E" be adopted so that House Concurrent Resolution "E" can go on the calendar, which motion prevailed.

Rep. Stormon of Rolette requested the consent of twothirds of the members of the House of Representatives to introduce a bill to authorize the Board of Administration to sell and convey to the Indian Mission Society, a religious and charitable corporation, not to exceed five acres at \$10.00 per acre, a part of Lot 3, of Section 19, Township 162, North of Range 72, West, in Rolette County, North Dakota, to be used as a playground for Indian children, in connection with such institution, which request was withdrawn by Rep. Stormon of Rolette as there was opposition to his request.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Bubel, Graham, Braun, Sticka, Saumur, Johnson, Culver, Link and Rolfsrud introduced:

House Concurrent Resolution "R." A Concurrent Resolution Extending an Invitation to the President of the United States.

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

Rep. Bubel moved that House Concurrent Resolution "R" be printed in the House Journal, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "R"

Introduced by Bubel, Graham, Braun, Sticka, Saumur, Jehnson, Culver, Link, Rolfsrud.

A concurrent resolution extending an invitation to the President of the United States.

WHEREAS, the dedication of the Theodoore Roosevelt

National Memorial Park, to take place near Medora, North Dakota on or about the fourth day of June, A. D. 1949, will be an event of national import, honoring the memory of a great American, the twenty-first President of the United States, who during some three years of residence in North Dakota, ranched, rode/hunted and wrote among the scenic Badlands of western North 8a Dakota, 9 and 10 WHEREAS, some fifty thousand acres of this scenic 11 Badlands area, is to be dedicated as a playground for the 12 people of the prairie states, as the only memorial 13 national park in the nation, located approximately half 14 way between the populous industrial east and west coasts, 15 and a place of romantic historic importance, of unique 16 natural beauty to be preserved in the pristine beauty of 17 the old west, and a convenient stopping place between the large eastern cities and the other great national parks 18 19 of the Pacific Northwest, and 20 WHEREAS, the Theodore Roosevelt National Memorial 21 Park is to become a mecca not only for the people of the agricultural states which compose the pulsing, producing 23 heart of America, but for all citizens of the United 23a States, 24 and of the world, who admire the man and revere the 25 memory of that great American, who organized the 25a Rough 26 Riders, who was one of the founders of conservation of 27 soil and natural resources, and who with members of his 28 family carried on the finest traditions of citizenship 29 and public service, **30** NOW, THEREFORE, BE IT RESOLVED, by the 30a House of 31 Representatives of the state of North Dakota, the Senate **32** concurring therein, that we respectfully extend to his **33** Excellency, the President of the United States of America, 34 a hearty invitation to visit the Badlands of North 34a Dakota, 35 and, if possible, to be the guest of honor and to address 36 citizens of a great country at the dedication ceremonies, 37 to be held, if it should meet with the schedule of the 38 President of the United States of America, on or about 39 the fourth day of June, 1949, in order that citizens of the world may once more recall one whose life exemplified 41 the best traditions of democracy and American citizen-41a ship, 42 the immutable principles of freedom and justice, the 43 inalienable right of each individual to life, liberty and 44 the pursuit of happiness, and free government of, by, and for free men, 45 46 BE IT FURTHER RESOLVED, that a copy of this 46a resolution,

47 duly authenticated by the signatures of the Governor of the state of North Dakota, and the presiding officers of 48 the Senate and the House of Representatives, and with the 49 Great Seal of the state of North Dakota, be transmitted 50 51 by the Secretary of State of the state of North Dakota to 52 his Excellency, the President of the United States of

America.

The following House Bills and Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 46. A Bill for an Act to Provide Facilities for the Peaceful Settlement of Industrial Disputes Through Mediation and Arbitration; Creating a Division of Mediation; Providing for Arbitration, and Providing for Appropriation.

Rep. Johnson moved that House Bill No. 46 be referred to the Committee on Appropriations, which motion was withdrawn.

Rep. Bubel moved that Rep. Johnson be excused from voting on House Bill No. 46, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 109; absent and not voting 3; excused, 1.

Those voting in the affirmative were:

Excused: Johnson

Acheson Hafner Power Allen Halcrow Rolfsrud Anderson, Cass Hammer Rudolf Anderson, Ransom Haugen, Sailer Griggs-Steele Anderson, Saumur Eddy-Foster Haugen, McLean Schade Anderson,Richl'd Haugland Schmidt Arndt Hegge Schuler Baeverstad Heimes Schwartz Baker Helling Seibel Benson Helm Simenson Holand Bentz Siverson Homelvig Brady Skaar Kjelgaard Smart Braun Klefstad Brickner Snow Kleppe Solberg Bryans Bubel Langley Sorlie Langseth **Bymers** Stair Larsen Callahan Starck Larson Collette Stevens Laske Sticka Cote Lee Stormon, Ramsey Culver Leet Stormon, Rolette Dalzell Dewing Leier Thompson, Richl'd Lillehaugen Thompson, McL'n Drawz Lindberg Wadeson Einarson Link Wahl Ekren Locken Erickson Walster Luick • Wambheim Esterby Maher Welk Fitch McInnes Westby Fleck Moe Williams Frank Moerke Freadhoff Wolf Mollett Wollitz Fristad Monson Yirchott Graham Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker Absent and not voting: Hofstrand Sellens Fuglestad,

So the bill was declared passed and the title agreed to.

House Bill No. 70. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota State Farm, Bismarck, North Dakota.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 107; nay, 1; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Hammer Power Allen Haugen, Rolfsrud Anderson, Cass Griggs-Steele Rudolf Anderson, Ransom Haugen, McLean Saumur Anderson, Haugland Schade Eddy-Foster Hegge Schmidt Anderson, Richl'd Heimes Schuler Arndt Helling Schwartz Baeverstad Helm Seibel Baker Holand Sellens Homelvig Benson Simenson Bentz Johnson Siverson Kjelgaard Brady Skaar Klefstad Braun Smart Brickner Kleppe Snow 1 Langley Bryans Solberg Langseth **Bymers** Sorlie Callahan Larsen Stair Collette Larson Starck Laske Stevens Cote Lee Sticka Culver Stormon, Ramsey Stormon, Rolette Leet Dalzell Dewing Leier Lillehaugen Thompson, Richl'd Drawz Lindberg Thompson, McL'n Einarson Link Ekren Wadeson Locken Wahl Erickson Luick Walster Esterby Maher Wambheim Fleck McInnes Welk Frank Moe Westby Freadhoff Moerke Wolf Fristad Mollett Wollitz Fuglestad Monson Yirchott Graham Murray Zurcher Gumeringer Nygaard Mr. Speaker Haedt Hafner

Those voting in the negative were:

Williams

Absent and not voting:

Bubel Halcrow Sailer

Fitch Hofstrand

So the bill was declared passed and the title agreed to.

Rep. Bubel requested that the House be on the eighth order of business.

Rep. Bubel moved that the courtesy of the floor be extended to Mr. Harry Polk of Williston, North Dakota, who

is president of the National Reclamation Bureau, which motion prevailed.

The Speaker announced that the House would now return to the tenth order of business.

House Bill No. 72. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes, Foxes, Bobcats and Magpies.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 103; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haedt Nygaard Allen Hafner Rolfsrud Anderson, Cass Halcrow Rudolf Anderson, Ransom Hammer Saumur Anderson. Haugen, Schade Griggs-Steele Eddy-Foster Schmidt Anderson, Richl'd Haugen, McLean Schuler Arndt Haugland Schwartz Baeverstad Hegge Seibel Baker Heimes Sellens Helm Benson Simenson Bentz Holand Siverson Homelvig Brady Skaar Johnson Brickner Smart Kjelgaard Bryans Snow Klefstad Solberg Bubel Kleppe Bymers ' Sorlie Langley Callahan Stair Langseth Collette Starck Cote Larsen Stevens Larson Culver Sticka Laske Stormon, Ramsey Stormon, Rolette Dalzell Dewing Lee Leet Thompson, Richl'd Drawz Leier Einarson Thompson, McL'n Ekren Lillehaugen Wadeson Lindberg Wahl Erickson Link Esterby Walster Luick Welk Fitch Maher Westby Frank McInnes Freadhoff Williams Moerke Wolf Fristad Mollett Wollitz **Fuglestad** Monson Yirchott Graham Mr. Speaker Gumeringer , Murray Those voting in the negative were: Power

Braun Locken

Helling Moe Absent and not voting:

Fleck Sailer Zurcher

Wambheim Hofstrand

So the bill was declared passed and the title agreed to.

House Bill No. 76. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 102; nays, 7; absent and not voting, 4.

Those voting in the affirmative were: Acheson Rolfsrud Hammer Allen Haugen, Rudolf Anderson, Cass Griggs-Steele Haugen, McLean Saumur Anderson, Ransom Anderson, Richl'd Schade Haugland Schmidt Arndt Hegge Schwartz Baeverstad Heimes Seibel Baker Helling Sellens Benson Helm Simenson Bentz Holand Siverson Brady Homelvig Skasr Braun Johnson Smart Brickner Kjelgaard Snow Klefstad Bryans Solberg Kleppe Bubel Sorlie Bymers Langley Stair Callahan Langseth Starck Larsen Collette Stevens Larson Sticka Cote Dewing Lee Stormon, Ramsev Leet Drawz Stormon, Rolette Leier Einarson Thompson, McL'n Lillehaugen Ekren Wadeson Lindberg Erickson Wahl Link Esterby Walster Locken Wambheim Fitch Luick Fleck Welk Maher Frank Westby McInnes Williams Freadhoff Mollett Wolf Fristad Monson Fuglestad Wollitz Murray Yirchott Graham Zurcher Nygaard Gumeringer Haedt Power Mr. Speaker Halcrow

Those voting in the negative were:

Anderson, Laske Schuler

Eddy-Foster Moe Thompson, Richl'd

Dalzell Moerke Absent and not voting:

Culver Hofstrand Sailer

Hafner

So the bill was declared passed and the title agreed to.

House Bill No. 153. A Bill for an Act to Provide for a Merit System for the State of North Dakota; Creating a State Personnel Board and Providing for the Appointment of a State Personnel Director; Designating Appointing Authorities; Defining Employees Who Are or Will Be Subject to This Act; and Clothing the Board With Powers to Make Rules to Classify Positions, to Study and Prepare Compensation Schedules, to Conduct Examinations, to Prepare Original Entrance and Promotional Lists and Make Certifications Therefrom, to Hold Hearings and Make Rein-

statements, and to do Other Necessary Acts, Providing for an Appropriation and Prescribing a Penalty.

Rep. Bubel moved that further consideration of House Bill No. 153 be deferred one legislative day, which motion prevailed.

House Bill No. 166. A Bill for an Act to Amend and Reenact Sections 6-0111, 15-0203 and 20-0203 of the North Dakota Revised Code of 1943 and 4-1707, 6-0116, 18-0101, 19-0103, 20-0207, 20-0209, 20-0212, 24-0206, 25-0205, 27-0303, 38-0304, 39-0202, 54-2104, 54-2106 and 65-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of State Officers and Employees.

Rep. Holland moved that further consideration of House Bill No. 166 be deferred one Legislative day, which motion prevailed.

House Bill No. 175. A Bill for an Act to Amend and Reenact Sections 57-3716 and 57-3729 of the North Dakota Revised Code of 1948, Relating to Estate Taxes.

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:

Acheson	Haedt	Saumur
Allen	Hafner	Schade
Anderson, Cass	Halcrow	Schmidt
Anderson, Ransom	Hammer	Schuler
Anderson,	Haugen,	Schwartz
Eddy-Foster	Griggs-Steele	Seibel
Anderson, Richl'd	Haugland	Sellens
Arndt	Hegge	Simenson
Baeverstad	Heimes	Siverson
Baker	Helling	Skaar
Benson	Helm	Smart
Bentz	Homelvig	Snow
Brady	Johnson	Solberg
Brickner	Kjelgaard	Sorlie
Bryans	Langley	Stair
Bubel	Langseth	Starck
Bymers	Larsen	Sticka
Callahan	Larson	Stormon, Ramsey
Collette	Lee	Stormon, Rolette
Cote	Leet	Thompson, Richl'd
Dalzell	Leier	Thompson, McL'n
Drawz	Lillehaugen	Wadeson
Einarson ·	Link	Wahl
Ekren	Maher	Walster
Esterby	McInnes	Wambheim
Fitch	Moerke	Welk
Fleck	Mollett	Williams
Frank	Nygaard	Wolf
Freadhoff	Power	Wollitz
Fristad	Rolfsrud	Yirchott
Fuglestad	Rudolf	Zurcher
Graham	Sailer	Mr. Speaker
Gumering er		-
-		

Those voting in the negative were:

Dewing Kleppe Locken Erickson Laske Monson Haugen, McLean Lindberg Murray

Holand

Absent and not voting:

Braun Klefstad Stevens
Culver Luick Westby
Hofstrand Moe

So the bill was declared passed and the title agreed to.

House Bill No. 193. A Bill for an Act to Repeal Section 35-0506 of the North Dakota Revised Code of 1943, Relating to Abstract of Crop Liens.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 12; nays, 90; absent and not voting, 11.

Those voting in the affirmative were:

Brickner Holand Power V Fleck Langseth Sellens Freadhoff Leet Solberg

Graham Lillehaugen Stormon, Rolette

Those voting in the negative were:

Acheson Sailer Haugen, . Allen Griggs-Steele Saumur Anderson, Ransom Haugen, McLean Schade Schmidt Anderson, Haugland Eddy-Foster Heimes Schuler Anderson, Richl'd Schwartz Helling Arndt Helm Seibel Baeverstad Homelvig Simenson Baker Johnson Siverson Bentz Kjelgaard Skaar Brady Klefstad Smart Bubel Kleppe Snow Bymers Langley Sorlie Callahan Larsen Stair Collette Starck Larson Laske Stevens Cote Culver Sticka Lee

Dalzell Leier Stormon, Ramsey Dewing Lindberg Thompson, Richl'd Drawz Link Thompson, McL'n Einarson Locken Wadeson Erickson Wahl Luick Esterby Maher Walster Wambheim Frank McInnes Fristad Moerke Welk **Fuglestad** Mollett Wolf Monson Wollitz Gumeringer Haedt Yirchott Murray Zurcher Hafner Nygaard Rolfsrud Halcrow Mr. Speaker

Hammer Rudolf

Absent and not voting:

Anderson, Cass Ekren Moe Benson Fitch Westby Braun Hegge Williams Bryans Hofstrand

So the bill was declared lost.

House Bill No. 157. A Bill for an Act Requiring Ordained Ministers of the Gospel, Rabbis, Priests, Ministers of the Gospel Licensed by Regular Church Bodies or Denominations and by the Society of Friends or Quakers, Authorized to Perform the Marriage Rite, to File a Copy of Their Credentials, Their License or Ordination With the Judge of the County Court of Some County in This State, and the Recording of Same in Such County; Requiring Such Filing and Recording to Be Endorsed Upon and Recorded With Each Certificate of Marriage Granted by Such Minister; and Providing That Such Ministers, Priests or Pastors be of Lawful Age.

Rep. Maher moved that House Bill No. 157 be indefinitely postponed, which motion prevailed.

Rep. Sticks moved that the vote by which House Bill No. 157 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 121. A Bill for an Act to Amend and Reenact Section 39-0467 of the North Dakota Revised Code of 1943, Providing for the Distribution of Motor Vehicle Registration.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 34; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Helling Saumur Baeverstad Helm Schade Benson Holand Schuler Bentz Kielgaard Schwartz Bubel Langley Seibel Siverson Bymers Larson Skaar Callahan Laske Collette Snow Lee Solberg Cote Leet Sorlie Dalzell Leier Lillehaugen Dewing Stair Einarson Lindberg Starck Stevens Erickson Link Locken Stormon, Ramsey Esterby Maher Stormon, Rolette Frank. Thompson, Richl'd Freadhoff McInnes Thompson, McL'n **Fuglestad** Moe Graham Moerke Wadeson Gumeringer Mollett Walster Hafner Monson Wambheim Halcrow Wolf Power Hammer Rolfsrud Wollitz Haugen, Rudolf Zurcher Griggs-Steele Sailer Mr. Speaker Haugen, McLean

Those voting in the negative were:

Allen Ekren Murray
Anderson, Cass Fitch Schmidt
Anderson, Ransom Fleck Sellens

Anderson, Fristad Simenson Haedt Eddy-Foster Smart Anderson, Richl'd Haugland Sticka Arndt Heimes Wahl Baker Johnson Welk Brady Kleppe Westby Brickner Langseth Williams Culver Larsen Yirchott

Drawz Luick Absent and not voting:

Hofstrand Klefstad Bryans Homelvig Nygaard Hegge

So the bill was declared passed and the title was agreed to. Rep. Maher moved that the vote by which House Bill No. 121 was passed be reconsidered and the motion to reconsider be laid on the table, which motion, was declared lost by the Speaker on a voice vote.

House Bill No. 138. A Bill for an Act Authorizing the Transfer and Conveyance of Certain Lands Held by the State of North Dakota for the Use and Benefit of the State Historical Society by the State Historical Society to the State of Norh Dakota to Constitute a Part of the School Lands of the State in Exchange for Lands of Equal Value Constituting a Part of the Permanent School Funds of Said State, and Authorizing the Board of University and School Lands to Make the Necessary Transfer and Conveyance to Effect Such Exchange.

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:

Drawz

Einarson

Acheson Hafner Rudolf Halcrow Sailer Allen Anderson, Cass Hammer Saumur Anderson, Ransom Haugen, Schade Griggs-Steele Haugen, McLean Anderson, Schmidt Eddy-Foster Schuler Anderson, Richl'd Haugland Schwartz Arndt Heimes Seibel Baeverstad Helling Sellens Baker Helm Simenson Benson Holand Siverson Bentz Johnson Skaar Kjelgaard Brady Smart Brickner Klefstad Snow Bryans Kleppe Solberg Bubel Langley Sorlie **Bymers** Langseth Stair Callahan Larsen Starck Collette Larson Stevens Cote Laske Sticka Stormon, Ramsey Stormon, Rolette Culver Lee Dalzell Leet Dewing Leier Thompson, Richl'd

Lillehaugen

Lindberg

١

Thompson, McL'n

Wadeson

Ekren Link Wahl Erickson Locken Walster Esterby Luick Wambheim Fitch McInnes Welk ' Fleck Moerke Westby Frank Mollett Williams Freadhoff Monson Wolf Fristad Wollitz Murray **Fuglestad** Nygaard Yirchott Graham Power Zurcher Gumeringer Rolfsrud Mr. Speaker Haedt

Absent and not voting:

Braun ' Hofstrand Maher Hegge Homelvig Moe

So the bill was declared passed and the title was agreed to. House Concurrent Resolution "J". A Concurrent Resolution Memorializing the 81st Congress of the United States to Provide Federal Aid for Education.

ROLL CALL

The question being on the final passage of the Concurrent Resolution, the roll was called and there were ayes, 69; nays, 36; absent and not voting, 8.

Those voting in the affirmative were:

Anderson, Cass Fuglestad Mollett Anderson, Ransom Gumeringer Monson Anderson, Haedt Nygaard Arndt Eddy-Foster Halcrow Rolfsrud Hammer Schade Baeverstad Haugen, Schmidt Baker Griggs-Steele Schuler Haugen, McLean Benson Schwartz Bentz Haugland Seibel Braun Helling Siverson **Bryans** Helm Snow Bymers Holand Sorlie Starck . Callahan Kjelgaard Collette Klefstad Stormon, Ramsey Culver Langley Thompson, Richl'd Dewing Thompson, McL'n Langseth Einarson Larsen Wadeson Ekren Larson Wahl Erickson Lee Welk Esterby Leet Westby Fitch Lindberg Wollitz Frank Link Zurcher Freadhoff Locken Mr. Speaker Fristad Moerke

Those voting in the negative were:

Acheson Laske Simenson Allen Leier Skaar Anderson, Richl'd Lillehaugen Smart Brady Luick Solberg Brickner McInnes Stair Bubel Moe Stevens Cote Murray Sticka Dalzell Power Stormon, Rolette HafnerRudolfWalsterHeimesSailerWambheimHomelvigSaumurWilliamsJohnsonSellensWolf

Absent and not voting:

Drawz Hegge Maher Fleck Hofstrand Yirchott Graham Kleppe

So House Concurrent Resolution "J" was declared adopted. Rep. Thompson of Richland requested that the House be on the eighth order of business, which request was granted.

Rep. Thompson of Richland moved that the House reconsider its action by which House Bill No. 219 was indefinitely postponed, which motion prevailed on a division vote.

Rep. Thompson of Richland moved that House Bill No. 219 be placed on the calendar, which motion prevailed.

Rep. Fitch moved that House Bill No. 219 be placed at the head of the calendar.

Rep. Thompson of Richland made a substitute motion that House Bill No. 219 be laid over one legislative day, which motion prevailed.

Rep. Thompson of Richland moved that the House reconsider its action by which House Bill No. 220 was indefinitely postponed, which motion prevailed, on a division vote.

Rep. Thompson of Richland moved that House Bill No. 220 be placed on the calendar, which motion prevailed.

Rep. Thompson of Richland moved that the House reconsider its action on House Bill No. 222, which motion prevailed on a division vote.

Rep. Graham moved that Rep. Johnson be excused from voting on the motion of Rep. Thompson of Richland, which motion prevailed.

Rep. Thompson of Richland moved that House Bill No. 222 be laid over one Legislative day, which motion prevailed.

Rep. Thompson of Richland moved that further action on House Bill No. 220 be laid over one Legislative day, which motion prevailed.

The Speaker announced that the House would return to the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 69 as recommended by the Committee on Appropriations, and printed on page 332 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 71 as recommended by the Committee on Appropriations, and printed on page 332 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel moved that the amendments on House Bill No. 143 as recommended by the Committee on State and Federal Government, and printed on page 333 of the House Journal, be adopted, which motion prevailed. The Speaker announced that House Bill No. 143 will now be referred to the Committee on Appropriations.

Rep. Kleppe moved that the amendments on House Bill No. 151 as recommended by the Committee on State and Federal

Government, and printed on page 333 of the House Journal, be adopted, which motion prevailed. The Speaker announced that House Bill No. 151 will be placed in General Orders as recommended by the Committee.

Rep. Wolf moved that the amendments on House Bill No. 189 as recommended by the Committee on State and Federal Government, and printed on page 334 of the House Journal, be adopted, which motion prevailed. The Speaker announced that House Bill No. 189 will be placed in General Orders as recommended by the Committee.

Rep. Fuglestad moved that the amendments on House Bill No. 192 as recommended by the Committee on Judiciary and printed on page 334 of the House Journal, be adopted, which motion prevailed.

The following House Bills having been read were placed on

FINAL PASSAGE

House Bill No. 115. A Bill for an Act Relating to Electrical Installations and Repealing All Acts or Parts of Acts in Conflict Therewith.

Rep. Sellens moved that further consideration of House Bill No. 115 be deferred one legislative day, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 129 be considered as properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 129. A Bill for an Act to Amend and Reenact Section 11-1512 of the North Dakota Revised Code of 1943, Relating to Sheriff's Mileage.

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:

Those vouling in this	c allifilmout were.	
Acheson	Hammer	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Saumur
Anderson, Ransom	Haugen, McLean	Schade
Anderson, Richl'd	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Heimes	Schwartz
Baker	Helling	Seibel
Benson	Helm	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Larsen	Stair
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Lee	Stormon, Ramsey
Culver	Leet	Stormon, Rolette
Dalzell	Leier	Thompson, Richl'd
Einarson	Lillehaugen	Thompson, McL'n
Ekren	Lindberg	Wadeson

Erickson Wahl Link Esterby Locken Walster Fleck Luick Welk Frank Maher Westby Freadhoff Moe Williams Fristad Moerke Wolf Graham Mollett Wollitz Yirchott Gumeringer Monson Murray Haedt Zurcher Hafner Nygaard Mr. Speaker Halcrow Power

Absent and not voting:

Anderson, Fuglestad Sailer
Eddy-Foster Hofstrand Sorlie
Dewing Klefstad Sticka
Drawz Langseth Wambheim
Fitch McInnes

So the bill was declared passed as amended and the title was agreed to.

Rep. Bubel moved that the rules be suspended and House Bill No. 109 be considered as properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 109. A Bill for an Act to Amend and Reenact Section 15-2205, North Dakota Revised Code of 1943, Fixing Mileage and Travel Expense, Amount, and How Paid for County Superintendents of Schools, and Repealing Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Frank Moe Westby Freadhoff Moerke Williams Fristad Mollett Wolf Wollitz Haedt Monson Hafner Murray Yirchott Nygaard Halcrow Zurcher Hammer Mr. Speaker Power Rolfsrud

Absent and not voting:

Anderson, Fuglestad Langseth Eddy-Foster Graham McInnes Dewing Gumeringer Sailer Drawz Hofstrand Sorlie Ekren Stevens Johnson Fitch Klefstad Wadeson Fleck Kleppe Wambheim

So the bill was declared passed as amended and the title was agreed to.

The Speaker announced that the House be on the thirteenth order of business.

The following Senate Concurrent Resolution, having been read, was placed on

FINAL PASSAGE

Senate Concurrent Resolution "D". A Concurrent Resolution Urging the Industrial Commission and the Bank of North Dakota to Expand the Veterans' Loan Program.

Rep. Fitch moved that a roll call be taken on Senate Concurrent Resolution "D" and printed in the House Journal, which motion prevailed.

ROLL CALL

The question being on the final passage of the concurrent resolution, as amended, the roll was called and there were ayes, 52; nays, 49; absent and not voting, 12.

Those voting in the affirmative were:

Allen Fristad Saumur Fuglestad Simenson Anderson, Cass Anderson. Halcrow Siverson Eddy-Foster Haugland Skaar Anderson.Richl'd Smart Heimes Arndt Holand Snow Homelvig Baeverstad Starck Baker Johnson Sticka Bentz Langley Stormon, Ramsey Stormon, Rolette Brady Larsen Brickner Laske Thompson, Richl'd Collette Wahl Lee Dalzell Leet Walster Lillehaugen Drawz Westby Einarson Luick Wollitz Ekren Moe Yirchott Fitch Nygaard Mr. Speaker Fleck Power

Those voting in the negative were:

Acheson Haugen, McLean Murray
Anderson, Ransom Hegge Rolfsrud
Benson Helling Rudolf

Braun Helm Schade Bubel Kjelgaard Schmidt Callahan Kleppe Schuler Langseth Cote Schwartz **Oulver** Larson Solberg Erickson Leier Stair Esterby Lindberg Stevens Frank Link Thompson, McL'n

Freadhoff Locken Wadeson
Gumeringer Maher Welk
Haedt Moerke Williams
Hafner Mollett Wolf
Hammer Monson Zurcher

Haugen,

Griggs-Steele

Absent and not voting:

Bryans Hofstrand Seibel
Bymers Klefstad Sellens
Dewing McInnes Sorlie
Graham Sailer Wambheim

So Senate Concurrent Resolution "D" was declared adopted.

Rep. Brady moved that the vote by which Senate Concurrent Resolution "D" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Murray: "Mr. Speaker, I wish to say in explanation of my vote that I believe this House has made a mistake in passing this resolution. If there is any veteran within the sound of my voice or if he sees this in print, I want them to know that this resolution is pure politics and will do nothing for them, in my opinion, because the Bank of North Dakota's manager told us so. They are not going to change the policy. If the veterans want the Bank of North Dakota to do something for them, there will have to be a change made in the managership, which obviously is not going to take place at this time. The veterans are getting a political runaround. And when the legislature meets two years from now, they will find that the Bank of North Dakota has not changed its policy, because the manager told us that he was not going to do so."

Rep. Link: "Mr. Speaker, I wish to explain my vote and have my remarks recorded in the Journal. Because of the fact that in the past two years when these provisions were available to implement such loans, only three were approved for veterans, I therefore feel, that the resolution is insufficient to bring about further expansion of this program and that therefore, it is only misleading to our veterans."

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 12, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 12 be considered properly reengrossed and placed on

FINAL PASSAGE

House Bill No. 12. A Bill for an Act Defining Residential Property, Block of Pavement, Residential Block, and Residential Paving Project, Providing for the Establishmuet of Standard Width of Paving, Permitting Cities to Pay Cost of Excess Width of Paving, Providing for Protests to Bar

Improvements, Providing the Special Assessment Procedure to Be Followed.

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:

Power Acheson Hafner Allen Halcrow Rolfsrud Anderson, Cass Rudolf Hammer Anderson, Ransom Saumur Haugen, Griggs-Steele Anderson. Schade Eddy-Foster Haugland Schmidt Anderson, Richl'd Schuler Hegge Arndt Heimes Schwartz Baeverstad Seibel Helling Baker Helm Simenson Siverson Benson Holand Brady Homelvig Smart Braun Johnson Snow Brickner Solberg Kjelgaard Bryans Kleppe Stair Bubel Langley Starck Callahan Langseth Stevens Collette Sticka Larsen Cote Larson Stormon, Ramsey Stormon, Rolette Culver Laske Dalzell Lee Thompson, Richl'd Drawz Wadeson Leet Einarson Leier Wahl Ekren Lillehaugen Walster Erickson Lindberg Welk Westby Esterby Link Fitch Locken Williams Frank Luick Wolf Wollitz Freadhoff Moe Fristad Moerke Yirchott Fuglestad Mollett. Zurcher Gumeringer Monson Mr. Speaker

Absent and not voting:

Haedt

Bentz Hofstrand Sellens **Bymers** Klefstad Skaar Dewing Maher Sorlie Fleck McInnes . Thompson, McL'n Graham Murray Wambheim Haugen, McLean Sailer

Nygaard

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

The Speaker announced the House would revert to the twelfth order of business.

FIRST READING OF SENATE BILLS

Senate Bill No. 28. A Bill for an Act Relating to Prevention of Congenital Syphillis; Providing for the Taking of a Sample of Blood of Pregnant Women for Submission to an Approved Laboratory for a Standard Serological Test for Syphillis; Defining Approved Laboratory and Standard

Serological Test; Defining Duties of All Physicians and Non-licensed Practitioners in Attendance of Such Women; Requiring Report and Centificate of Every Birth and Stillbirth by Physician or Others, Providing Penalties for Violation and Making an Appropriation for the State Department of Health to Enable it to Comply With the Provisions Hereof.

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

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Board of School District Reorganization.

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

Senate Bill No. 54. A Bill for an Act Making an Appropriation to the State Historical Society for Salary, Clerkhire and Miscellaneous Expenses and Maintenance of State Parks.

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

Senate Concurrent Resolution "O."

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

MESSAGES TO THE SENATE

House Chamber Bismarck, February 2, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 12.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 2, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"

Which the House has amended.

GEORGE OLSON, Chief Clerk.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 30

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 2, 1949

Mr. President: I have the honor to transmit:

House Bill No. 30

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House do now recess until 1:00 p. m. Thursday, February 3, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST DAY

Bismarck, February 3, 1949

The House reconvened at 1:00 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 12 House Bill No. 69 House Bill No. 71 House Bill No. 109 House Bill No. 115 House Bill No. 129 House Bill No. 143 House Bill No. 192

And House Concurrent Resolution "E" REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 8 House Bill No. 11 House Bill No. 27 House Bill No. 29 House Bill No. 48 House Bill No. 53 House Bill No. 73 House Bill No. 83 House Bill No. 89

And House Concurrent Resolution "C"

REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 86

Was delivered to the Governor for his approval at the hour of 1:35 p. m., February 3, 1949.

REP. FRANK, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "A"

Was delivered to the office of the Secretary of State at the hour of 1:35 p. m., February 3, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 294, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that House Bill No. 166 be placed in General Orders, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 3, 1949

Mr. President: I have the honor to transmit:

House Bill No. 9

House Bill No. 119

House Bill No. 135

House Bill No. 137

House Bill No. 140

House Bill No. 154

House Bill No. 156

House Bill No. 161

House Bill No. 172

House Bill No. 173

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

GEORGE OLSON, Chief Clerk.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 8

House Bill No. 11

House Bill No. 27

House Bill No. 29 House Bill No. 48

House Bill No. 53

House Bill No. 73

House Bill No. 83

House Bill No. 89

House Concurrent Resolution "C"

And the Speaker signed the same in the presence of the House.

FIRST READING OF SENATE BILLS

Senate Bill No. 57. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the disposal of the State Emergency Commission to be Used as Provided by Sections 54-1601 to 54-1604, Inclusive,

and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 75. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and Its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds From Which Paid; Providing for the Payment of Said Collection Into the Special Fund in the State Treasury; Providing for Repeal of Acts.

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

Senate Bill No. 86. A Bill for an Act Relating to Mineral Reservation by the State of North Dakota and Its Agencies and Political Subdivisions and Authorizing the Release of Mineral Reservations on Sales of Real Estate to the United States of America or Any of Its Agencies and Declaring an Emergency.

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

Senate Bill No. 88. A Bill for an Act Relating to Payment and Collection of Real and Personal Property Taxes, Hail Insurance Taxes, and Special Assessment Taxes; Amending and Reenacting Section 57-2001 of the North Dakota Revised Code of 1943 and Repealing Section 57-2009 of the North Dakota Revised Code of 1943; Providing for Delinquency Dates and Penalties, and Removing Discount for Ea.ly Payment of Real Estate Taxes.

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

Senate Bill No. 112. A Bill for an Act to Amend and Reenact Section 39-0704, Revised Code of North Dakota for 1943, Defining the Powers of Local Authorities to Regulate and Control Traffic by Ordinance.

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

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that House Concurrent Resolution "R" which had been referred to the Committee on State and Federal Government, be placed on the calendar at this time, which motion prevailed.

Rep. Bubel moved that the House be on the tenth order of business, which motion prevailed.

The following House Concurrent Resolution:

House Concurrent Resolution "R." A Concurrent Resolution Extending an Invitation to the President of the United States.

Was read the second time.

ROLL CALL

The question being on the final passage of the Concurrent Resolution, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

Those	voting	in	the	affirmative	were:
THOSE	ACCITIE	111	MIE	attii iiiative	Mere

Acheson Haugen, McLean Rolfsrud Rudolf Anderson, Cass Haugland Anderson, Ransom Saumur Heimes Schade Anderson, Helling Schuler **Eddy-Foster** Helm Anderson, Richl'd Hofstrand Schwartz Baeverstad Homelvig Sellens Baker Johnson Simenson Braun Kjelgaard Siverson Brickner Kleppe Skaar Bryans Langley Smart Bubel Langseth Snow Callahan Solberg Larsen Collette Larson Sorlie Cote Laske Stair Dalzell Lee Starck. Drawz Leet Stevens Erickson Sticka Leier Stormon, Ramsey Esterby Lillehaugen Stormon, Rolette Fleck Lindberg Thompson, Richl'd Frank Link Freadhoff Locken Thompson, McL'n Fristad Wadeson Luick Wahl **Fuglestad** Maher Graham McInnes Walster Gumeringer Moe Westby Williams Moerke Haedt Halcrow Wolf Mollett Wollitz Hammer Murray Haugen, Nygaard Zurcher Griggs-Steele Mr. Speaker Power

Absent and not voting:

Allen Einarson Monson Arndt Ekren Sailer Schmidt Benson Fitch Hafner Seibel Bentz Brady Hegge Wambheim Welk **Bymers** Holand Culver Klefstad Yirchott Dewing

So Concurrent Resolution "R" was declared passed and the title was agreed.

Rep. Lillehaugen requested that the House be on the eighth order of business, which request was granted.

Rep. Lillehaugen requested that House Bills No. 230 and 243 be transferred from the Committee on Social Welfare to the Committee on Finance and Taxation, which request was granted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 3, 1949

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Mr. President: I have the honor to transmit:

House Bill No. 8 House Bill No. 11 House Bill No. 27 House Bill No. 29

House Bill No. 48 House Bill No. 53

House Bill No. 73

House Bill No. 83

House Bill No. 89

House Concurrent Resolution "C"

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-FYRST DAY

Bismarck, February 3, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Oscar Holt of the Methodist Church of Mandan.

The roll was called and all members were present except Rep. Allen.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Ninth day after Recess and Thirtieth day and recommend that the same be corrected as follows:

Page 371, 7th line from bottom, strike the word "Appropriations" and insert the words "State and Federal Government"

And when so corrected recommend that the same be approved.

REP. LINK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 33, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 103, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 105, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 113, 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 Validating Title to All Lands Acquired or Sold by any County of This State Through Tax Deed or Sale Proceedings Prior to July 1, 1941, and Limiting Time for Commencing Actions, and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) That all deeds heretofore taken by any county in this state in tax deed proceedings and all county deeds delivered to tax title purchasers prior to July 1, 1941, be and the same are hereby validated and confirmed and the titles of the county and such purchasers to the lands therein described taken at the time of the issuance of such deeds are hereby validated and confirmed for all purposes and no action shall hereafter be commenced nor counterclaims nor defense interposed by one not in possession to vacate or set aside such deeds or to question the title received at the time of the issuance of said deeds to the lands therein described unless such action is

deeds to the lands therein described unless such action is commenced within one year after this law goes into effect, or possession is lost or surrendered, whichever is later.

or possession is lost or surrendered, whichever is later. SECTION 2. EMERGENCY.) This Act is hereby

to be an emergency measure and shall be in full force and reffect from and after its passage and approval.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 113 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 139, 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 place thereof the following:

For an Act authorizing the State of North Dakota to transfer and convey to the United States state school lands and other lands held by the state, for the use and benefit of the State Historical Society or for the use and benefit of the State Game and Fish Department and any other landsowned by the State of North Dakota, all of which lands are within the Theodore Roosevelt National Memorial Park, in exchange for lands lying outside of said Roosevelt Park, of not less than equal value; providing for appraisal of lands to be sold and conveyed; and declaring an emergency.

- BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:
 - 1 SECTION 1.) The state of North Dakota is hereby

- authorized to transfer and convey to the United States of America any lands situated within the Theodore Roosevelt National Memorial Park in the County of Billings, State 4a of 5 North Dakota, including state school lands and lands 5a held 6 by the State Historical Society or for the use and benefit of the State Game and Fish Department, such transfer 7a and conveyance to be made in exchange for federal lands of 8 not less than equal value situated outside of the Roosevelt 10 National Memorial Park. SECTION 2.) The lands to be conveyed to the United 11 12 States of America and also the lands to be taken in 12a exchange 13 therefor, under this Act, shall be appraised by the 14 County Superintendent of Schools, the County Auditor, 14a and 15 the Chairman of the Board of County Commissioners in 15a the 16 county where the land is situated, at its fair market 16a value, 17 but no state school lands shall be appraised and valued 18 at less than \$10.00 per acre. 19 SECTION 3.) Conveyances made under this Act to 19a the 20 United States of America of state school lands shall be 21 executed in the same form and manner as now provided 21a by 22 law for the sale and conveyance of state school lands, and conveyance by the state of other lands under the 23a provisions 24 of this Act shall be executed on behalf of the State of 25 North Dakota by the Governor and attested by the 25a Secretary 26 of State. 27 SECTION 4. EMERGENCY.) This Act is hereby
- 29a approval.

 And when so amended recommend the same be placed in General Orders.

28 to be an emergency measure and shall be in full force and 29 effect from and after the date of its passage and

27a declared

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 139 would be placed in General Orders.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 158, have had the same under consideration and recommend that the same do pass.

REP. WOLF. Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 216, have had the same under con-

sideration and recommend that the same be amended as follows:

Strike out all of Subsection 3 and insert the following:

Subsection 3. Administrator shall receive for his services as such the following commissions on the whole estate accounted for him, (excluding the property not ranked as assets), including the net income:

- (a) Five per cent of the first one thousand dollars;
- (b) (((Two percent of the next five thousand dollars)))
 Two percent of all of the estate in excess of one thousand dollars:
- (c) ((((One percent of all the estate in excess of six thousand dollars;)))

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 216 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 223, have had the same under consideration and recommend that the same be amended as follows:

In line 1 strike out the numbers "35-03013" and insert in lieu thereof "35-0313."

In line 14 after the word "court" insert the following: "in the county."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Anderson of Cass moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 223 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 224, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 232, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 285, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 289, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 301 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 318, have had the same under consideration and recommend that the same be amended as follows:

In the title after "North Dakota", add the following punctuation and words: "comma and declaring an emergency."

In line 49 between the words "be full", insert the word "in".

And when so amended recommend the same be placed in General Orders.

REP. WOLF, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 318 would be placed in General Orders.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "O", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted.

Rep. Bymers made a substitute motion that House Concurrent Resolution "O" be placed on the calendar.

Rep. Brickner made a substitute motion that House Concurrent Resolution "O" be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 60, have had the same under consideration and recommend that the same be amended as follows:

In line 7 after the first comma insert the following words and figures: "as amended by Chapter 237 of the North Dakota Session Laws of 1945,"

Re-number the lines.

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Kleppe moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 60 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 61, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Lillehaugen requested that the House be on the eighth order of business, which request was granted.

Rep. Lillehaugen moved that the courtesy of the floor be extended to Mr. and Mrs. Joseph Kratchovil, Mr. and Mrs. Oscar Seilstad and Mr. Isak Isakson, all of Walsh County, which motion prevailed.

Rep. Mollet requested additional time on House Bill No. 163, which is in the Committee on Finance and Taxation.

Rep. Fitch moved that an extension of time be granted on all bills in view of the fact that many of these bills have just been printed, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 36

House Bill No. 38

House Bill No. 40

House Bill No. 50

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 3, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 99

Senate Bill No. 135

Senate Bill No. 136

Senate Bill No. 142

Senate Bill No. 160

Senate Bill No. 162

Senate Bill No. 222 Senate Concurrent Resolution "P"

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 74

Which the Senate has amended.

W. J. TROUT, Secretary.

Amendment to House Bill No. 74.

"After the figure \$264.00 in line 3, strike out the comma and insert "and \$132.00", and after the words "Dennis Duane Crites" in line 4, strike out the comma and add "Patricia Crites", and in line 5, strike out the word "child" and insert the word "children", which motion prevailed.

The following House Bills and Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 153. A Bill for an Act to Provide for a Merit System for the State of North Dakota; Creating a State Personnel Board and Providing for the Appointment of a State Personnel Director; Designating Appointing Authorities; Defining Employees Who Are o'r Will Be Subject to This Act; and Clothing the Board With Powers to Make Rules to Classify Positions, to Study and Prepare Compensation Schedules, to Conduct Examinations, to Prepare Original Entrance and Promotional Lists and Make Certifications Therefrom, to Hold Hearings and Make Reinstatements, and to do Other Necessary Acts, Providing for an Appropriation and Prescribing a Penalty.

Rep. Bubel moved that House Bill No. 153 be Indefinitely Postponed, which motion prevailed.

Rep. Bubel moved that the vote by which House Bill No. 153 was Indefinitely Postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fitch: "Mr. Speaker, I desire to explain my vote for the record. The motion to kill this bill which was for the benefit of labor, was made by the floor leader of the Nonpartisan League; the clincher motion was made by the floor leader of the Nonpartisan League. I want it distinctly understood that I opposed the killing of this bill. I would like to see something done for labor for once."

Rep. Bubel: "I made the motion to kill this bill to save labor, that is the labor of the Nonpartisan League in the state capitol of North Dakota. Under this bill Governor Aandahl would set up this board and he could fire every Nonpartisan Leaguer in the capitol—that is why I made the motion to kill this bill,"

House Bill No. 69. A Bill for an Act Making an Appropriation for General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

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:

2		
Acheson	Hafner	Power
Anderson, Cass	Halcrow	Rolfsrud
Anderson, Ransom	Hammer	Rudolf
Anderson,	Haugen,	Sailer
Eddy-Foster	Griggs-Steele	Saumur
Anderson, Richl'd	Haugen, McLean	Schade
Arndt	Haugland	Schmidt

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Hegge Helling Baeverstad Schuler Baker Schwartz Benson Helm Seibel Bentz Hofstrand Sellens Brady Holand Simenson Braun Homelvig Siverson Brickner Johnson Skaar Bryans Kjelgaard Smart Bubel Klefstad Snow **Bymers** Kleppe Solberg Callahan Langley Sorlie Collette Langseth Stair Cote Larsen Starck Culver Larson Stevens Dalzell Laske Sticka Dewing Lee Stormon, Ramsey Drawz Stormon, Rolette Leet Einarson Thompson, Richl'd Leier Ekren Lillehaugen Thompson, McL'n Erickson Wadeson Lindberg Wahl Esterby Link Fitch Locken Wambheim Fleck Luick Welk Frank Westby Maher Freadhoff McInnes Williams Fristad Moerke Wolf Fuglestad Mollett Wollitz Graham Monson Yirchott Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker Absent and not voting:

Absent and not voting:
Allen Moe Walster

So the bill was declared passed and the title was agreed to. Rep. Bubel requested that the House be on the twelfth order of business.

Senate Concurrent Resolution "P." A Concurrent Resolution Declaring October 13th Guadalcanal Day in Recognition of the 164th Infantry, North Dakota National Guard Unit.

Was read the first time.

Heimes

Rep. Bubel moved that Senate Concurrent Resolution "P" be adopted, which motion prevailed and Senate Concurrent Resolution "P" was declared adopted.

The Speaker announced that the House would return to the tenth order of business.

The following House Bills and Concurrent Resolution having been read, were placed on:

FINAL PASSAGE

House Bill No. 71. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 108; nays, 1; absent and not voting, 4.

Those voting in the	affirmative were:	
Acheson	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson.	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Helling	Schuler
Baeverstad	Helm	Schwartz
Baker	Hofstrand	Seibel
Benson ·	Holand	Sellens
Bentz	Homelvig	Simenson
Brady,	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Snow
Bymers	Langley	Solberg
Callahan	Langseth	Sorlie
Collette	Larsen	Stair
Cote	Larson	Starck
Culver	Laske	Stevens
Dalzell	Lee 1	Sticka
Dewing	Leet	Stormon, Ramsey
Drawz	Leier	Stormon, Rolette
Einarson	Lillehaugen	Thompson, Richl'd
Ekren	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Esterb y	Locken	Wahl
Fleck	Luick	Wambheim
Frank	Maher	Welk
Freadhoff	McInnes	Westby
Fristad	Moe	Williams
Fuglestad	Moerke	Wolf
Graham	Mollett	Wollitz
Gumeringer	Monson	Yirchott
Haedt	Murray	Zurcher
Hafner	Nygaard	Mr. Speaker
Halcrow '	Power	

Those voting in the negative were:

/ Fitch

Absent and not voting:

Allen Heimes

Bubel

Crops Produced.

So the bill was declared passed as amended and the title

Walster

was agreed to.

House Bill No. 192. A Bill for an Act to Create a Lien in Favor of a Dealer Who Sells Motor Vehicle Fuel and Lubricating Oil To Be Used in Crop Production Upon the

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were: ayes, 25; nays, 83; absent and not voting, 5.

Those voting in the affirmative were:

Arndt Johnson Sellens
Brady Kjelgaard Skaar
Brickner Larsen Sorlie

Dalzell Leet Stair Drawz Nygaard Stormon, Ramsey Wahl Fitch Power Fleck Sailer Westby Fuglestad Saumur Zurcher Haugen, Griggs-Steele

Those voting in the negative were:

Acheson Hafner Monson Anderson, Cass Murray Halcrow Rolfsrud Anderson, Ransom Hammer Haugen, McLean Anderson, Rudolf Eddy-Foster Haugland Schade Anderson, Richl'd Hegge Helling Schmidt Baeverstad Schuler Baker Helm Schwartz Benson Hofstrand Seibel Holand Simenson Bentz Homelvig Siverson Braun Snow Bryans Klefstad Bubel Kleppe Solberg Langley Starck Bymers Langseth Stevens Callahan Sticka Collette Larson Stormon, Rolette Laske Cote Culver Lee Thompson, Richl'd Dewing Leier Thompson, McL'n Lillehaugen Wadeson Einarson Erickson Lindberg Walster Esterby Wambheim Link Frank Locken Welk . Freadhoff Luick Williams Fristad Maher Wolf McInnes Wollitz Graham Moerke Yirchott Gumeringer Haedt Mollett Mr. Speaker

Absent and not voting:

Allen Heimes Smart Ekren Moe

So the bill was declared lost.

Rep. Erickson moved that the vote by which House Bill 192 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel demanded a call of the House, which was granted.

Rep. Bubel moved that the call of the House be dispensed with, which motion prevailed.

House Concurrent Resolution "E". A Concurrent Resolution Memorializing Congress to Create a Missouri Valley Administration for the Unified Development of the Water and Allied Resources of the Missouri River Basin and Its Tributaries to Their Greatest Potentialities.

ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were: ayes, 77; nays, 31; absent and not voting, 5.

Those voting in the	affirmative were:	
Acheson	Haugen,	Nygaard
Anderson, Ransom	Griggs-Steele	Rolfsrud
Anderson,	Haugen, McLean	Rudolf
Eddy-Foster	Haugland	Schade
Arndt	Helling	Schmidt
Baeverstad	Helm	Schuler
Benson	Hofstrand	Schwartz
Bentz	Holand	Seibel
Braun	Homelvig	Simenson
Bryans	Kjelgaard	Siverson
Bubel	Klefstad	Snow
Bymers	Kleppe	Solberg
Callahan	Langseth	Sorlie
Cote	Larsen	Stair
Culver	Larson	Starck
Dewing	Leier	Stevens
Drawz	Lillehaugen	Thompson, Richl'd
Erickson	Lindberg	Thompson, McL'n
Esterby	J.ink	Wadeson
Frank	Locken	Wahl
Freadhoff	Maher	Welk
Fristad	Moe	Westby
Graham	Moerke	Williams
Gumerin ger	Mollett	Wolf
Haedt	Monson	Zurcher
- Hafner	Murray	Mr. Speaker
Hamme r		
Those voting in the	e negative were:	

Anderson, Cass Anderson, Richl'd Fuglestad Halcrow Saumur Sellens Baker Johnson Skaar Brady Langley Smart Brickner Laske Sticka Collette Stormon, Ramsey Leet Dalzell Luick Stormon, Rolette

Walster McInnes Einarson Ekren Power Wollitz Fitch Sailer Yirchott

Fleck

Absent and not voting:

 ${\bf Wambheim}$ Allen Heimes

Hegge Lee

So House Concurrent Resolution "E" was declared adopted, as amended, and the title agreed to.

Rep. Bymers moved that the vote by which House Concurrent Resolution "E" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that House Bill No. 115 be placed at the head of the calendar, which motion prevailed.

House Bill No. 115. A Bill for an Act Relating to Electrical Installations and Repealing All Acts or 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, 72; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Helm Saumur Anderson, Ransom Hofstrand Schade Anderson, Eddy-Foster Homelvig Schmidt Schuler Kjelgaard Anderson, Richl'd Schwartz Klefstad Baeverstad Kleppe Seibel Langley Siverson Bryans Bubel Callahan Langseth Skaar Snow Larson Sorlie Cote Leier Culver Lillehaugen Stair Dewing Lindberg Starck Erickson • Stevens Link Esterby Locken Stormon, Ramsey Stormon, Rolette Frank Luick Freadhoff Maher Thompson, Richl'd Fristad McInnes Wahl Fuglestad Moe Walster Welk Moerke Gumeringer Williams Mollett Haedt Wolf Hafner Monson Murray Wollitz Haugen, Griggs-Steele Power Zurcher Hegge Rolfsrud Mr. Speaker Helling Rudolf

Those voting in the negative were:

Nygaard Sailer Anderson, Cass Ekren Fleck Arndt Baker Graham Sellens Benson Halcrow Simenson Bentz Hammer Smart Haugen, McLean Solberg Brady Haugland Sticka Brickner Thompson, McL'n **Bymers** Holand Collette Johnson Wadeson Dalzell Larsen Wambheim Westby Drawz Laske Yirchott Einarson Lee

Absent and not voting:

Allen Fitch

Braun Heimes

So the bill was declared passed as amended and the title was agreed to.

Leet

Rep. Langseth moved that the vote by which House Bill No. 115 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 75. A Bill for an Act Making an Appropriation to Pay the Costs of the Administration of the Old Age and Survivor Insurance System.

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:

Acheson Halcrow Rolfsrud Anderson, Cass Hammer Rudolf

Anderson, Ransom	Haugen,	Saumur
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler 🔍
Arndt	Hegge	Schwartz
Baeverstad	Helling	Seibel
Baker	Helm	Sellens
Benson	Hofstrand	Simenson
Brady	Holand	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Langseth	Stair
Collette	Larsen	Starck
Cote	Larson	Stevens
Culver	Laske	Sticka
Dalzell	Lee	Stormon, Ramsey
Dewing	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, Richl'd
Einarson	Lindberg	Thompson, McL'n
Ekren	Link	Wadeson
· Erickson	Locken	Wahl
Esterby	Luick	Walster
Fitch	Maher	Wambheim
Fleck	McInnes	Welk
Frank	Moe .	Westby
Freadhoff	Moerke	Williams
Fristad	Mollett	Wolf
Fuglestad	Monson	Wollitz
Graham	Murray	Yirchott
Gumeringer	Nygaard	Zurcher
Haedt	Power	Mr. Speaker
Hafner		
Absent and not vot	ting:	

Bentz Homelvig Sailer
So the bill was declared passed and the title was agreed to.
Rep. Bubel moved that Reps. Allen and Heimes be excused,

Heimes

which motion prevailed.

Rep. Fleck moved that House Bill No. 219 be laid over one legislative day, which motion was withdrawn.

Leet

Monson

Rep. Johnson asked the unanimous consent of the House of Representatives to vote on House Bill No. 219 as he has a personal interest in the bill. The unanimous consent was given to Rep. Johnson to vote on the bill.

House Bill No. 219. A Bill for an Act to Amend and Reenact Section 48-0206 of the North Dakota Revised Code of 1943, Relating to the Opening of Bids, the Awarding of Contracts and the Preference Given to North Dakota Contractors on Such Bids.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 53; nays, 56; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Hammer

Allen

Anderson, Ransom Haugen, Murray Griggs-Steele Rolfsrud Anderson, Richl'd Haugen, McLean Rudolf Benson Bentz Helling Schade Braun Helm Schmidt Bubel Kjelgaard Schuler Cote Kleppe Schwartz Culver Larson Seibel Dewing Siverson Lee Erickson Leier Snow Esterby Lillehaugen Solberg Frank Lindberg Stevens Thompson, Richl'd Thompson, McL'n Freadhoff Link Graham Maher Gumeringer Moe Welk Moerke Williams Haedt Hafner Mollett Mr. Speaker

Those voting in the negative were:

Anderson, Cass **Fuglestad** Sellens Anderson, Halcrow Simenson Eddy-Foster Haugland Skaar Arndt Hegge Smart Baeverstad Holand Sorlie Baker Homelvig Stair Starck Brady Johnson Brickner Klefstad Sticka Bryans Langley Stormon, Ramsey **Bymers** Langseth Stormon, Rolette Callahan Larsen Wadeson Wahl Collette Laske Dalzell Walster Leet Wambheim Drawz Locken Westby Einarson Luick Ekren McInnes Wolf Fitch Wollitz Nygaard Fleck Power Yirchott Fristad Zurcher Saumur

Absent and not voting:

Allen Hofstrand Sailer

Heimes

So the bill was declared lost.

Rep. Brickner moved that the vote by which House Bill No. 219 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Anderson of Richland: "Mr. Speaker, I want to explain for the record that I unintentionally voted wrong on House Bill No. 219."

House Bill No. 220. A Bill for an Act to Repeal Section 44-0801 of the North Dakota Revised Code of 1943, Relating to the Preference Given to North Dakota Bidders and Sellers in Purchasing Any Goods, Merchandise, Supplies, or Equipment.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 53; absent and not voting, 3.

Those voting in the affirmative were:

Acheson Haugland Rolfsrud Anderson, Ransom Helling Rudolf Benson Helm Schade Hofstrand Schmidt Braun Bryans Rubel Schuler Kjelgaard Schwartz Kleppe Langseth Cote Seibel Cuiver Larson Siverson Dewing Lee Snow Erickson Leier Solberg Lillehaugen Esterby Starck Stevens Lindberg Frank Thompson, Richl'd Freadhoff Link Graham Locken Thompson, McL'n Gumeringer Maher Wahl Moe Welk Hafner Moerke Williams Hammer Mollett Zurcher Haugen, Griggs-Steele Mr. Speaker Monson

Haugen, McLean

Those voting in the negative were:

Anderson, Cass Fleck Power Anderson, Fristad Saumur Eddy-Foster **Fuglestad** Sellens Anderson, Richl'd Haedt Simenson Halcrow Arndt Skaar Baeverstad Smart Hegge Baker Holand Sorlie Bentz Homelvig Stair Brady Johnson Sticka Stormon, Ramsey Stormon, Rolette Brickner Klefstad Bymers Langley Callahan Larsen Wadeson Walster Collette Laske Wambheim Dalzell Leet Drawz Luick Westby Einarson McInnes Wolf Ekren Murray Wollitz Fitch Nygaard Yirchott

Absent and not voting:

Allen Heimes Sailer

So the bill was declared passed and the title was agreed to. Rep. Fitch demanded a verification of the roll call, which was granted.

Rep. Graham 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.

House Bill No. 222. A Bill for an Act to Repeal Section 24-1201 of the North Dakota Revised Code of 1943, Relating to the Awarding of Contracts for Bridge and Road Work and Giving Preference to the Residents of North Dakota.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 56; nays, 52; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haugen, Monson Griggs-Steele Anderson, Ransom Murray Benson Haugen, McLean Rolfsrud Bentz Helling Rudolf Braun Helm Schade Schmidt Bryans Hofstrand Bubel Kjelgaard Schuler Cote Kleppe Schwartz Culver Larson Seibel Dewing Lee Siverson Erickson Leier Snow Lillehaugen Esterby Solberg Frank Lindberg Stevens Thompson, Richl'd Freadhoff Link Graham Locken Thompson, McL'n Gumeringer Maher Welk Williams Moe Haedt Moerke Hafner Zurcher Hammer Mollett Mr. Speaker

Those voting in the negative were:

Anderson, Cass Fristad Simenson Anderson, Skaar Halcrow Eddy-Foster Haugland Smart Anderson, Richl'd Hegge Sorlie Arndt Holand Stair Baeverstad Homelvig Starck Baker Johnson de la communicación de la communicació Sticka Stormon, Ramsey Stormon, Rolette Klefstad Brady Brickner Langley Bymers Larsen Wadeson Callahan Wahl Laske Walster Collette Leet Wambheim Dalzell Luick Drawz McInnes Westby Einarson Nygaard Wolf Ekren Power Wollitz Yirchott Fitch Saumur Sellens Fleck

Absent and not voting:

Allen Heimes Sailer Fuglestad Langseth

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

Rep. Fitch moved that the vote by which House Bill No. 222 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost, by the Speaker, on a voice vote.

Rep. Brickner demanded a roll call on the motion of Rep. Fitch that the vote by which House Bill No. 222 was passed be reconsidered and the motion to reconsider be laid on the table

The Speaker announced that the motion of Rep. Fitch carried on the roll call vote.

House Bill No. 270. A Bill for an Act Making an Appropriation to the Board of Administration for the Purchase of Lots for the Capitol Grounds.

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:
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- mose roung in the		
Acheson	Halcrow	Saumur
Anderson, Cass	Hammer	Schade
Anderson, Ransom	Haugen,	Sehmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Arndt	Haugen, McLean	Schwartz
Baeverstad	Haugland	Seibel
Baker	Hegge	Sellens
Benson	Helm	Simenson
Bentz	Hofstrand	Siverson
Brady	Homelvig	Skaar
Braun	Johnson	Smart
Brickner	Kjelgaard	Snow
Bryans	Langley	Solberg
Bubel	Larsen	Stair
Bymers	Larson	Starck
Callahan	Laske	Stevens
Collette	Leier	Sticka
Cote	Lillehaugen	Stormon, Ramsey
Culver	Lindberg	Stormon, Rolette

Lindberg Stormon, Rolette Thompson, Richl'd Thompson, McL'n Dalzell Link Dewing Locken Drawz Wadeson Luick Einarson Wahl Maher Ekren McInnes Walster Erickson Wambheim Moe Esterby Moerke Welk Frank Mollett Westby Williams Freadhoff Murray Fristad Nygaard Wolf Fuglestad Power Yirchett Gumeringer Rolfsrud Zurcher Haedt Mr. Speaker Rudolf

Hafner

Absent and not voting:

Allen Heimes Lee Anderson, Helling Leet Eddy-Foster Holand Monson Fitch Klefstad Sailer Fleck Kleppe Sorlie Langseth Wollitz Graham

So the bill was declared passed and the title agreed to.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 3, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "R"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 3, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "P"
Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

'. Senate Chamber Bismarck, February 3, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 161

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

W. J. TROUT, Secretary.

GENERAL ORDERS

Rep. Erickson 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 Rep. Erickson 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. 100 and recommend that the same be amended as follows:

In line 5, after the word "owner", insert the words "or tenant". In line 7, after the word "highways", insert the words "between September 15th and October 1st, unless by special permission from the township Board of Supervisors".

In line 10, page 2, after the word "cut", strike the rest of the line and line 11 up to the second word "of", and insert the words "between October 1st and November 1st".

In lines 21 and 22, strike out the brackets.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

The Committee of the Whole have had under consideration House Bill No. 151 and recommend that the same be Indefinitely Postponed.

The Committee of the Whole have had under consideration House Bill No. 189 and recommend that the same be Indefinitely Postponed.

The Committee of the Whole have had under consideration House Bill No. 166 and recommend that the same be amended as follows:

In the title in the first line after the figure "15-0203" add the figure "12-4708." $\,$

Add section 19 to read as follows:

"SECTION 19. AMENDMENT. Section 12-4708 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

12-4708. SALARY OF WARDEN AND OTHER OFFI-CERS.) The warden shall receive a salary to be fixed by the board of administration (((but not to exceed two thousand dollars per annum.))) within the limits of the legislative appropriation. All other officers and employees of the penitentiary shall receive such amounts as the board of administration from time to time may determine and establish.

Strike out all the words from line 46 to line 51, beginning with the words "In addition," to the end of that paragraph.

Renumber the lines.

And when so amended, recommend the same do pass.

IVAN ERICKSON, Chairman, Committee of the Whole.

Rep. Brickner moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was declared adopted.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 3, 1949

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

W. J. TROUT, Secretary.

Rep. Wolf moved that the House do now recess until 1:00 p. m., Friday, February 4, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

THIRTY-FIRST DAY AFTER RECESS AND THIRTY-SECOND DAY

Bismarck, February 4, 1949

The House reconvened at 1:00 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the twelfth order of business, pursuant to a request by Rep. Bubel.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "O."

Was read the first time.

Rep. Bubel moved that the House adopt Senate Resolution "0", which motion prevailed and Senate Concurrent Resolution "0" was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 96, have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the title after the word program, strike out the "semi-colon" and insert in lieu thereof the words, "and for defraying the expense of the state weed control committee;".

Line 5 of the bill, strike out the word "quack grass."

Line 18 strike out the word "a" and insert in lieu thereof the word "an".

Strike out all of Sections "14" and "15".

Renumber the lines

And when so amended recommend the same do pass.

REP. MAHER, Chairman.

Rep. Schade moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on Bill No. 96 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 162, have had the

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

In line 3 of the title, after the word "levy" insert the phrase: "for not more than five years and"

In line 4 of the title, after the word "mills" insert the phrase: "in any one year."

In line 5 of the title strike out the words "erection and".

In line 6 of the title, after the word "construction" add a comma and the following words: "and equipment."

In line 19 of the bill, after the word hospital, insert the phrase: "for not more than five years".

In line 20, after the word "mills", strike out the period and add the words: "in any one year.".

In line 31 strike out the word "five" and insert in lieu thereof a blank line so that the line reads as follows: "period of_____years?"

In line 34, strike out the words "sixty percent" and insert in lieu thereof the words "two-thirds".

In line 37, after the word of, insert the words: "not more than".

In line 46, after the word "construction" insert a comma and the following words: "and equipment".

And when so amended recommend the same do pass.

REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on Bill No. 162 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 176, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MOLLET, Chairman.

Rep. Baeverstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 178, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 186, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MOLLET, Chairman.

Rep. McInnes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "F" have had the same under consideration and recommend that the same do pass.

REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "K", have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Zurcher moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "N", have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Wollitz moved that the report be adopted, which motion prevailed and the report was adopted.

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

In line five (5) of the Title strike out the words "September 16, 1940," and insert therein the words "January 1, 1941."

In line six (6) of the Title strike out the words "September 2, 1945," and insert therein the words "January 1, 1946."

In line five of page 2 strike out the words "September 16, 1940," and insert therein the words "January 1, 1941," and in the same line strike out the words "September 2, 1945," and insert therein the words "January 1, 1946."

And when so amended recommend the same be placed in General Orders.

REP. HEGGE, Chairman.

Rep. Dewing moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 2 would be placed in General Orders.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 116, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Simenson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota in the Principal Amount Not Exceeding Twenty-seven Million Dollars for Payment of Adjusted Compensation to North Dakota Veterans of World War II; to Provide Tax Levies to Pay Such Bonds and to Appropriate the Proceeds of Such Levies to the Sinking Fund Therefor and Declaring an Emergency.

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

Senate Bill No. 99. A Bill for an Act to Amend and Reenact Section 54-1601 of the North Dakota Revised Code of 1943, Relating to Emergency Commission: Members; Organization; Meetings; Duties.

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

Senate Bill No. 135. A Bill for an Act to Repeal Subsection 11 of Section 58-0307 of the North Dakota Revised Code of 1943, Relating to Powers of Electors of Townships to Fix Per Diem Rate for Work on Highways in Payment of Road Taxes.

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

Senate Bill No. 136. A Bill for an Act to Repeal Section 24-0632 of the North Dakota Revised Code of 1943, Relating to Refusal of Road Overseer to Serve.

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

Senate Bill No. 142. A Bill for an Act Making an Appropriation for the Deficiency in Salary of an Elected State Official of the State of North Dakota for the Last Six Months of the Biennium Ending June 30, 1949, and Declaring an Emergency.

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

Senate Bill No. 160. A Bill for an Act to Amend and Reenact Section 6-0816 of the North Dakota Revised Code of 1943, Relating to Issuing Checks, Drafts or Order Without Sufficient Funds or Credits.

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

Senate Bill No. 161. A Bill for an Act Declaring the Assistance Needs of Indians on Indian Reservations To Be the Duty of the State at Large; Making an Emergency Appropriation for the Period From January 1. to June 30, 1949, out of Moneys in the Retail Sales Tax Fund Created by Chapter 344, Laws of 1947, to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations; Providing for the Distribution of This Appropriation by the Public Welfare Board of North Dakota to Counties in Which There Are Indian Reservations; and Declaring an Emergency.

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

Senate Bill No. 162. A Bill for an Act to Amend and Reenact Section 27-0905 of the North Dakota Revised Code of 1943, Relating to Fees and Mileage of Jurors.

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

Senate Bill No. 222. A Bill for an Act Appropriating Surplus Funds of the North Dakota Mill and Elevator Association to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

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

Rep. Mollet moved that House Bill No. 325 be transferred from the Committee on Finance and Taxation to the Committee on Education.

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Rep. Haugen of McLean and Rep. Thompson of McLean requested that their names be withdrawn as sponsors of House Bill No. 276, which request was granted.

Rep. Westby moved that the absent members be excused, which motion prevailed.

Rep. Westby moved that the House do now adjourn, which motion prevailed.

GEORGE OLSON, Chief Clerk.

THIRTY-SECOND DAY

Bismarck, February 4, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Oscar Holt of the Methodist Church of Mandan.

The roll was called and all members were present except Representatives Fleck, Hofstrand, Leier, and Wambheim.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 4, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "O"

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirtieth day after recess and Thirty-First day and find the

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Rep. Solberg presented a Resolution from the Board of County Commissioners of Rolette County, North Dakota requesting the legislature to amend Section 50-0101, which was referred to the Committee on Social Welfare.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Employment wishes to report that Mr. Bruce Nelson who was hired as a proof reader is not able to accept the position and we desire to submit the name of Mary Austin as a proofreader.

ALBERT MOERKE, Chairman.

Mr. Moerke moved the adoption of the report.

ROLL CALL

The question being on the motion of Mr. Moerke that Mrs. Mary Austin be hired as a proofreader, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Acheson Haugen, Sailer
Anderson, Ransom Griggs Steele
Anderson, Eddy-Foster Haugland Schmidt

Absent and not voting:

Allen	Einarson	Leier
Anderson, Cass	Fleck	Mollett
Braun	Hafner	Power
Bubel	Hofstrand	Stormon, Rolette
Culmon	Vlanna	Wambhaim

So Mrs. Mary Austin was declared elected as a proofreader.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 100 House Bill No. 166

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 36 House Bill No. 38 House Bill No. 40 House Bill No. 50

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 54, have had the same under consideration and recommend that the same be amended as follows:

In line 67 strike out the figures "9,000.00" and insert in lieu thereof the figures "10,000.00."

In line 68 after the word "Assistance" add "to become available immediately on passage" adding line 68a if necessary.

In line 72 strike out the figures "\$48,800.00" and insert in lieu thereof "\$49,800.00."

In line 79 strike out the figures "1,800.00" and insert in lieu thereof "2,100.00." $\,$

Add the following as line 81a and line 81b

"Printing Corporation Laws, Supplements

and Notary Public Printing 2,150.00"

In line 82 strike out the figures "\$34,439.20" and insert the figures "\$36,889.20."

In line 111 strike out the figures "40,000.00" and insert the figures "37,000.00."

In line 120 strike out the figures "\$149,100.00" and insert the figures "\$146,100.00."

In line 124 strike out the figures "9,000.00" and insert the figures "7,000.00." $\,$

In line 131 strike out the figures "\$28,700.00" and insert the figures "\$26,700.00."

In line 135 strike out the figures "42,600.00" and insert the figures "52,200.00."

In line 143 strike out the figures "\$85,400.00" and insert the figures "\$99,800.00."

In line 174 strike out the figures "32,500.00" and insert the figures "37,500.00."

In line 192 strike out the figures "99,500.00" and insert the figures "109,100.00."

In line 201 strike out the word "Commerce" and insert in lieu thereof the word "Communications."

In line 205 strike out the figures "\$157,500.00" and insert the figures "\$167,100.00."

In line 238 strike out the figures "6,800.00" and insert the figures "17,760.00."

In line 243 strike out the figures "\$30,300.00" and insert the figures "\$41,260.00."

In line 272 strike out the figures "\$452,000.00" and insert the figures "\$464,500.00."

In line 277 strike out the figures "110,648.00" and insert the figures "117,648.00."

In line 288 strike out the figures "\$524,248.00" and insert the figures "\$531,248.00."

In line 318 strike out the figures "3,600.00" and insert the figures "3,900.00."

In line 323 strike out the figures "\$11,225.00" and insert the figures "\$11,525.00."

In line 424 strike out the figures "\$3,682,488.20" and insert the figures "\$3,740,698.20."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 54 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 91, have had the same under consideration and recommend that the same do pass as amended, as printed on page 150 on January 22, 1949 and further amended on page 169.

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 165, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 169, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 170, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred Senate Bill No. 98, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 4, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 145

Senate Bill No. 71

Senate Bill No. 73

Senate Bill No. 76

Senate Bill No. 77

Senate Bill No. 78

Senate Bill No. 79 Senate Bill No. 91

Senate Bill No. 115

Senate Bill No. 146 Senate Bill No. 151 Senate Bill No. 195 Senate Bill No. 200 Senate Bill No. 221

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 14. House Bill No. 28 House Bill No. 39 House Bill No. 95

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 124

Which the Senate has amended.

W. J. TROUT, Secretary.

SIXTH ORDER OF BUSINESS

Rep. Brickner moved that the amendments on House Bill No. 113, as recommended by the Committee on Judiciary and printed on page 384 of the House Journal, be adopted, which motion prevailed.

Rep. Johnson moved that the amendments on House Bill No. 216, as recommended by the Committee on Judiciary and printed on page 385 of the House Journal, be adopted, which motion prevailed.

Rep. Brickner moved that the amendments on House Bill No. 223, as recommended by the Committee on Judiciary and printed on page 386 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that the amendments on Senate Bill No. 60, as recommended by the Committee on Appropriations and printed on page 387 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 4, 1949

Mr. President: I have the honor to transmit:

House Bill No. 12
House Bill No. 46
House Bill No. 70
House Bill No. 72
House Bill No. 76
House Bill No. 109
House Bill No. 115
House Bill No. 121
House Bill No. 129
House Bill No. 138

House Bill No. 175

House Bill No. 220

House Concurrent Resolution "E"

House Concurrent Resolution "J"

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

GEORGE OLSON, Chief Clerk.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 294. A Bill for an Act to Amend Section 15-4007 of the 1947 Supplement to the North Dakota Revised Code of 1943 by Creating Subsection 6, Relating to Requirements for Expenditures From the Emergency Fund of the State Equalization Fund.

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:

Acheson Haedt Allen Hafner Anderson, Cass Halcrow Anderson, Ransom Hammer Anderson, Haugen, Griggs-Steele Eddy-Foster Anderson, Richl'd Haugen, McLean Arndt Haugland Baeverstad Hegge Baker Helling Benson Helm Bentz Holand Brady Homelvig Braun Johnson Brickner Klefstad Bryans Kleppe Bubel Langley Bymers Langseth Callahan Larsen Collette Larson Cote Laske Culver Lee Dalzell Leet Dewing Lillehaugen Drawz Lindberg Einarson Link Ekren Locken Erickson Luick Esterby McInnes Fitch Moe Frank Moerke Freadhoff Mollett Fristad Monson

Murray

Nygaard

Fuglestad

Gumeringer

Graham

Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson Walster Welk Westby Williams Wolf Wollitz Yirchott Zurcher Mr. Speaker

Absent and not voting:

Fleck Kjelgaard Power Heimes Leier Wahl Hofstrand Maher Wambheim

So the bill was declared passed and the title was agreed to.

House Bill No. 105. A Bill for an Act Making an Appropriation to the State Historical Society to Defray the Expenses of Repairing, Reconditioning, Improving and of the Upkeep of the Roosevelt Cabin at the State Capitol.

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:

Hafner Rolfsrud Halcrow Rudolf Allen Anderson, Cass Hammer Sailer Anderson, Ransom Haugen, Saumur Griggs-Steele Anderson, Schade Haugen, McLean Eddy-Foster Schmidt Anderson, Richl'd Haugland Schuler Arndt Hegge Schwartz Baeverstad Seibel Heimes Helling Sellens Baker Simenson Benson Helm Holand Siverson Bentz Homelvig Skaar Brady Braun Johnson Smart Kjelgaard Brickner Snow Klefstad Solberg Bryans Bymers Kleppe Sorlie Callahan Langley Stair Starck Collette Langseth Cote Larsen Stevens Culver Larson Sticka Dalzell Stormon, Ramsey Stormon, Rolette Laske Dewing Lee Drawz Leet Thompson, Richl'd Thompson, McL'n Einarson Lillehaugen Ekren Lindberg Wadeson

Walster Erickson Link Welk Esterby Locken Luick Westby Fitch Frank McInnes Williams Freadhoff Moe Wolf Wollitz Fristad Moerke Fuglestad Mollett Yirchott Graham Zurcher Monson Gumeringer Murray Mr. Speaker, Haedt Nygaard

Absent and not voting:

Bubel Leier Wahl Fleck Maher Wambheim

Hofstrand Power

So the bill was declared passed and the title was agreed to. House Bill No. 158. A Bill for an Act Authorizing Two or More Incorporated Religious Societies, Churches, Congregations, Parishes, Chapters, Dioceses, Properties and Cathedrals to Consolidate, Merge, and Reorganize as a Single Religious Society, Church, Congregation, Parish, Chapter, Diocese, or Cathedral, by Complying With the Provisions of Law for the Consolidation, Merger and Reorganization of Such Corporations.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 11; absent and not voting, 13.

Those voting in the affirmative were:

Acheson	Haugen,	Rolfsrud
Anderson, Cass	Griggs-Steele	Rudolf
Anderson,	Haugen, McLean	Sailer
Eddy-Foster	Hegge	Saumur
Anderson, Richl'd	Helling	Schade/
Arndt	Helm	Schmidt
Baeverstad	Holand	Schuler
Baker	Homelvig	Schwartz
Benson	Johnson	Seibel
Brady	Kjelgaard	Sellens
Brickner	Klefstad	Simenson
Bryans	Kleppe	Siverson
Bubel	Langley '	Skaar
Bymers	Langseth	Smart
Collette	Larsen	Snow
Cote	Larson	Solberg
Culver	Laske	Sorlie
Dalzell	Lee	Stair
Dewing	Leet	Starck
Drawz	Lillehaugen	Stevens
Einarson	Lindberg	Stormon, Ramsey
Ekren	Link	Stormon, Rolette
Erickson	Luick	Thompson, Richl'd
Frank	McInnes	Thompson, McL'n
Freadhoff	Moe	Wadeson
Graham	Moerke .	Walster
Gumeringer	Mollett	Westby
Haedt	Monson	Yirchott
Hafner	Murray	Zurcher
Halcrow /	Nygaard	Mr. Speaker
Hammer		• • • • • • • • • • • • • • • • • • • •

Those voting in the negative were:

Anderson, Ransom	Fitch	Welk
Bentz	Fuglestad	Wolf
Braun	Locken	Wollitz
Esterby	Sticka	

Absent and not voting:

Allen	Heimes	Power
Callahan	Hofstrand	Wahl .
Fleck	Leier	Wambheim
Fristad	Maher	Williams
Haugland		417747777

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

Rep. Leet moved the unanimous consent of the House to amend the title of House Bill No. 158 by adding the words "and declaring an emergency", and the bill was so amended.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 30-2111 of the North Dakota Revised Code of 1943, Relating to Recording Certified Copy of Decree of Distribution When It Affects the Title to Real Estate.

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:

	A abanan	Uamman	Rolfsrud
	Acheson Allen	Hammer	Rudolf
		Haugen,	Sailer
	Anderson, Cass	Griggs-Steele	
	Anderson, Ransom	Haugen, McLean	Saumur
	Anderson, Richl'd	Haugland	Schade
	Baeverstad	Hegge	Schmidt
	Baker	Heimes	Schuler
	Benson	Helling	Schwartz
	Bentz	Helm	Seibel
	Brady	Holand	Sellens
	Braun	Homelvig	Simenson
	Brickner	Johnson	Siverson
	Bryans	Kjelgaard	Skaar
	Bymers	Klefstad	Smart
	Callahan	Kleppe	Snow
	Collette	Langley	Solberg
	Cote	Langseth	Sorlie
	Culver	Larsen	Stair
	Dalzell	Larson	Starck
	Dewing	Laske	Stevens
	Drawz	Lee	Stormon, Ramsey
	Einarson	Leet	Stormon, Rolette
	Ekren	Lillehaugen	Thompson, Richl'd
	Erickson	Lindberg	Thompson, McL'n
	Esterby	Link	Wadeson
	Fitch	Locken	Walster
	Frank	Luick	Welk
	Freadhoff	McInnes	Westby
	Fuglestad	Moe	Williams
ï	Graham	Moerke	Wolf
	Gumeringer	Mollett	Wollitz
	Haedt	Monson	Yirchott
	Hafner	Murray	Zurcher
	Halcrow	Nygaard	Mr. Speaker
	Transcro	1,180010	Speaker

Absent and not voting:

Anderson,	Fristad	Power
Eddy-Foster	Hofstrand	Sticka
Arndt	Leier	Wahl
Bubel	Maher	Wambheim
T711-		

So the bill was declared passed and the title was agreed to. House Bill No. 232. A Bill for an Act to Provide for the Transfer of a Part of the Unappropriated Surplus Now in the "Auto Transportation Fund" to the Credit of the "Highway Operating Fund" in the State Treasury, and Declaring an Emergency.

ROLL CALL

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

was called and there were: ayes, 95; nays, 3; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson,	Hegge	Schmidt
Eddy-Foster	Heimes	Schuler
Anderson, Richl'd	Helling	Schwartz
Arndt	Holand	Seibel
Baeverstad	Homelvig	Sellens
Baker	Johnson	Simenson
Benson	Kjelgaard	Siverson
Bentz	Klefstad	Skaar
Brady	Kleppe	Smart
Brickner	Langley	Snow
Bryans	Langseth	Solberg
Bubel	Larsen	Sorlie
Bymers	Larson	Starck
Callahan	Laske	Stevens
Collette	Lee	Stormon, Ramsey
Cote	Leet	Stormon, Rolette
Dalzell	Lillehaugen	Thompson, Richl'd
Dewing	Lindberg	Thompson, McL'n
Drawz	Link	Wadeson
Einarson	Locken	Walster
Erickson	Luick	Welk
Esterby	McInnes	Westby
Freadhoff	Moe	Williams
Fuglestad	Mollett	Wolf
Graham	Monson	Wollitz
Gumeringer	Murray	Yirchott
Haedt	Nygaard	Zurcher
Halcrow	Rolfsrud	Mr. Speaker
Hammer		

Those voting in the negative were:

Frank	Helm	Moerke
Absent and n	ot voting:	
Braun	Fristad	Power
Culver	Hafner	Stair
Ekren	Hofstrand	Sticka
Fitch	Leier	Wahl
Fleck	Maher	Wambheim

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

Rep. Brickner moved that the vote by which House Bill No. 232 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 289. A Bill for an Act to Amend and Reenact Section 54-3510 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Compensation of Members of the Legislative Research Committee.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 87; nays, 15; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Haedt	Nygaard		
Allen	Halcrow	Rolfsrud		
Anderson, Cass	Hammer	Sailer		
Anderson, Richl'd	Haugen,	Saumur		
Arndt	Griggs-Steele	Schade		
Baeverstad	Haugland	Schmidt		
Baker	Hegge	Schwartz		
Benson	Heimes	Sellens		
Bentz	Helling	Simenson		
Brady	Holand	Siverson	1	
Brickner	Homelvig	Skaar		
Bryans	Johnson	Smart		
Bubel	Kjelgaard	Snow		
Bymers	Klefstad	Solberg		
Callahan	Langley	Sorlie	4	
Collette	Langseth	Stair		
Cote	Larsen	Starck		
Dalzell	Larson	Stevens		
Dewing	Laske	Sticka		
Drawz	Lee	Stormon,	Ramsey	
Einarson	Leet	Stormon,		
Ekren	Lillehaugen	Wadeson		
Erickson	Lindberg	Walster		
Esterby	Link	Welk		
Fitch	Locken	Westby		
Freadhoff	Luick	Wollitz		
Fristad	Maher	Yirchott		
Fuglestad	Monson	Zurcher		
Graham	Murray	Mr. Spea	ker	
Gumeringer		397 , SC 5		

Those voting in the negative were:

Anderson, Ransom	Kleppe	Schuler
Frank	Moe	Seibel
Hafner	Moerke	Thompson, Richl'd
Haugen, McLean	Mollett	Williams
Helm	Rudolf	Wolf

Absent and not voting:

Anderson,	Fleck	Power
Eddy-Foster	Hofstrand	Thompson, McL'n
Braun	Leier	Wahl
Culver	McInnes	Wambheim

So the bill was declared passed and the title was agreed to.

Rep. Westby moved that the vote by which House Bill No. 289 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 100. A Bill for an Act to Amend and Reenact Section 2 of Chapter 334, Session Laws of 1945, Number 63-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relative to the Cutting of Weeds and Grasses Along Township Highways; Charging the Expense to Adjoining Owners; Defining a Running Mile.

Rep. Lillehaugen moved that further consideration of House Bill No. 100 be Indefinitely Postponed, which motion was declared lost.

ROLL CALL

The question being on the final passage of the bill,

as amended, the roll was called and there were ayes, 77; nays, 29; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Freadhoff Rudolf Allen Fristad Sailer Anderson, Cass Gumeringer Saumur Anderson, Ransom Haedt Schade Anderson. Schmidt Hafner Eddy-Foster Halcrow Schuler Anderson, Richl'd Haugen, McLean Seibel Arndt Haugland Sellens Baeverstad Hegge Simenson Baker Siverson Holand Benson Johnson Smart Bentz Langley Snow Sorlie Brady Langseth Brickner Larsen Stair Bryans Larson Starck Stevens Laske Bubel Bymers Lee Stormon, Rolette Callahan Lindberg Thompson, McL'n Locken Wadeson Cote Dalzell Luick Walster Dewing Maher Westby Wolf Drawz McInnes Einarson Wollitz Moerke Ekren Mollett Yirchott Erickson Zurcher Murray Fitch Nygaard Mr. Speaker

Those voting in the negative were:

Heimes Braun Moe Collette Helling Rolfsrud Culver Helm Schwartz Homelvig Skaar Esterby Frank Kjelgaard Solberg Fuglestad Klefstad Sticka Kleppe Graham Stormon, Ramsey

Hammer Leet Thompson, Richl'd Welk Griggs-Steele Link Williams

Absent and not voting:

Fleck Monson Wahl Hofstrand Power Wambheim Leier

So the bill was declared passed as amended and the title was agreed to.

Rep. Wadeson moved that the vote by which House Bill No. 100 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 166. A Bill for an Act to Amend and Reenact Sections 6-0111, 15-0203, 12-4708 and 20-0203 of the North Dakota Revised Code of 1943 and 4-1707, 6-0116, 18-0101, 19-0103, 20-0207, 20-0209, 20-0212, 24-0206, 25-0205, 27-0303, 38-0304, 39-0202, 54-2104, 54-2106 and 65-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of State Officers and Employees.

Rep. Bubel moved the unanimous consent of the House to amend the title of House Bill No. 166 as follows:

For an Act to amend and reenact sections 6-0111, 12-4708, and 15-0203 of the North Dakota Revised Code of 1943 and Sections 4-1707, 6-0116, 18-0101, 19-0103, 20-0203, 20-0207, 20-0209, 20-0212, 24-0206, 25-0205, 27-0303, 38-0304, 39-0202, 54-2104, 54-2106 and 65-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to salaries of state officers and employees, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Acheson	Graham	Rudolf
Allen	Gumeringer	Sailer
Anderson, Cass	Haedt	Saumur
Anderson, Ransom	Hafner	Schade
Anderson,	Halcrow	Schmidt
Eddy-Foster	Haugen,	Schuler
Anderson, Richl'd	Griggs Steele	Schwartz
Arndt	Haugen, McLean	Seibel
Baeverstad	Haugland	Sellens
Baker	Heimes	Simenson
Benson	Helling	Siverson
Bentz	Holand	Skaar
Brady	Homelvig	Smart
Braun	Johnson	Snow
Brickner	Kjelgaard	Solberg
Bryans -	Klefstad	Sorlie
Bubel	Kleppe	Stair
Bymers	Langley	Starck
Callahan	Langseth	Stevens
Collette	Larsen	Sticka
Cote	Larson	Stormon, Ramsey
Dalzell	Laske	Stormon, Rolette
Dewing	Lee	Thompson, McL'n
Drawz	Leet	Wadeson
Einarson	Lillehaugen	Walster
Ekren	Link	Welk
Erickson	Locken	Westby
Esterby	Luick	Wolf
Fitch	Maher	Wollitz
Freadhoff	Monson	Yirchott
Fristad	Nygaard	Zurcher
Fuglestad	Rolfsrud	Mr. Speaker
Those voting in th	e negative were:	200 A 102 C 100 C 100 C
[MANAGE 12] [12] [12] [12] [12] [12] [12] [12]		*

Frank Moe Murray Thompson, Richl'd Hammer Moerke Mollett Williams Helm Lindberg

Absent and not voting:

Culver Hofstrand Power Wahl Fleck Leier McInnes Wambheim Hegge

So the bill was declared passed as amended and the title was agreed to.

Rep. Yirchott moved that the vote by which House Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Culver moved that the courtesy of the floor be extended to a group of Campfire Girls from the city of Dickinson, North Dakota and their leader, and that they be asked to come up on the rostrum and sing their Campfire song, which motion prevailed.

Rep. Johnson moved that the Speaker appoint a committee of three, consisting of the three representatives from Stark County, to escort the group to the rostrum, which motion prevailed and the Speaker appointed as such committee Reps. Culver, Braun and Sticka.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Johnson moved that the House do not concur in the Senate amendments to House Bill No. 74, as shown on page 388 of the House Journal, and that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 74.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 74, Reps. Johnson, Bubel and Lillehaugen.

Rep. Lillehaugen moved that the House do concur in the Senate amendments to House Bill No. 124, which motion prevailed.

Rep. Wolf moved that the House reconsider its action in concurring with the Senate Amendments on House Bill No. 124, which motion prevailed.

Rep. Bubel moved that House Bill No. 124 be messaged back to the Senate for a clarification of their amendment, which motion prevailed.

The following Senate Bill, having been read, was placed on

FINAL PASSAGE

Senate Bill No. 61. A Bill for an Act Making an Appropriation for the Administrative Expenses of the Veterans' Aid Commission.

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:

Acheson	Hammer	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugen, McLean	Saumur
Anderson,	Haugland	Schade
Eddy-Foster	Heimes	Schmidt
Anderson, Richl'd	Helling	Schuler
Arndt	Helm	Schwartz
Baeverstad	Holand.	Seibel
Baker	Homelvig	Sellens
Bentz	Johnson	Simenson
Brady	Kjelgaard	Siverson
Brickner	Klefstad	Skaar
Bryans	Kleppe	Smart
Bubel	Langley	Snow
Bymers	Langseth	Solberg
Callahan	Larsen	Stair

Collette Larson Starck Cote Laske Stevens Dalzell Sticka Lee Stormon, Ramsey Stormon, Rolette Dewing Leet Drawz Lillehaugen Einarson Lindberg Thompson, Richl'd Ekren Link Thompson, McL'n Wadeson Erickson Locken Esterby Luick Walster Fitch Maher Welk Westby Frank McInnes Freadhoff Williams Moe Moerke Wolf Fristad Wollitz Fuglestad Mollett Monson Yirchott Gumeringer Murray Zurcher Haedt Mr. Speaker Hafner Nygaard

Halcrow

Absent and not voting:

Benson Graham Power
Braun Hegge Sorlie
Culver Hofstrand Wahl
Fleck Leier Wambheim

So the bill was declared passed and the title was agreed to.

GENERAL ORDERS

Rep. Lillehaugen 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 Rep. Lillehaugen 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. 139 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 authorizing the State of North Dakota to transfer and convey to the United States state school lands and other lands held by the state, for the use and benefit of the State Historical Society or for the use and benefit of the State Game and Fish Department and any other lands owned by the State of North Dakota, all of which lands are within the Theodore Roosevelt National Memorial Park, in exchange for lands lying outside of said Roosevelt Park, of not less than equal value; providing for appraisal of lands to be sold and conveyed; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- SECTION 1.) The state of North Dakota is hereby
- 2 authorized to transfer and convey to the United States of
- 3 America any lands situated within the Theodore Roosevelt
 4 National Memorial Payls in the County of Billings State
- 4 National Memorial Park in the County of Billings, State 4a of
- 5 North Dakota, including state school lands and lands 5a held
- 6 by the State Historical Society or for the use and benefit

7 of the State Game and Fish Department, such transfer 7a and

conveyance to be made in exchange for federal lands of 9 not less than equal value situated outside of the Roosevelt 10 National Memorial Park.

11 SECTION 2.) The lands to be conveyed to the United 12 States of America and also the lands to be taken in

12a exchange

therefor, under this Act, shall be appraised by the

County Superintendent of Schools, the County Auditor,

15 the Chairman of the Board of County Commissioners in 15a the

16 county where the land is situated, at its fair market 16a value,

17 but no state school lands shall be appraised and valued 18 at less than \$10.00 per acre.

SECTION 3.) Conveyances made under this Act to 19 19a the

20 United States of America of state school lands shall be 21 executed in the same form and manner as now provided 21a by

22 law for the sale and conveyance of state school lands, and 23 conveyance by the state of other lands under the

23a provisions

of this Act shall be executed on behalf of the State of North Dakota by the Governor and attested by the

25a Secretary 26 of State.

27 SECTION 4. EMERGENCY.) This Act is hereby 27a declared

28 to be an emergency measure and shall be in full force and 29 effect from and after the date of its passage and 29a approval.

And when so amended recommend the same do pass.

The committee of the whole have had under consideration House Bill No. 318 and recommend:

In the title after "North Dakota", add the following punctuation and words: "comma and declaring an emer-

Strike out the comma and the word "who" on Line 17, and after the word Dakota, strike out the comma and insert a period.

Strike out all of line 18.

Strike out the words "the same" on line 19 and the period. In line 19, after the word "same" strike out the comma and insert the following words "as to legality".

In line 25 strike out the word "such" and the word "period".

In line 25 add an "s" to the word "day".

In line 49 between the words "be full", insert the word "in".

Renumber the lines accordingly.

And when so amended, recommend the same do pass. The committee of the whole have had under consideration House Concurrent Resolution "O" and recommend:

That the same be amended as follows:

In line 16, strike out the period and insert the following:

"except for attendance at a Special Session of the Legislative Assembly the members shall be paid a sum of not to exceed \$8.00 per day which shall cover salary and expenses."

Renumber the lines accordingly.

And when so amended, recommend the same do pass.

M. T. LILLEHAUGEN, Chairman. Committee of the Whole

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was declared adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 4, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 74 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Johnson, Bubel and Lillehaugen.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 4, 1949

Mr. President: I have the honor to inform you that the House is returning House Bill No. 124, which the Senate amended, for clarification of the Senate amendment.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 61

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Mrs. Mary Austin of Bismarck, North Dakota, who had previously been elected as a proof reader, was sworn in by the Speaker.

Rep. Schuler moved that the House be on the sixteenth order of business and that on the conclusion of that order of business the House stand recessed until 1:30 p. m. Saturday, February 5, 1949, which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 4, 1949.

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota

Today I have approved House Bill Number 86. This bill has been filed with the Secretary of State.

Sincerely yours, FRED G. AANDAHL, Governor.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 36 House Bill No. 38 House Bill No. 40 House Bill No. 50

And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Schuler.

GEORGE OLSON, Chief Clerk.

THIRTY-SECOND DAY AFTER RECESS AND THIRTY-THIRD DAY

Bismarck, February 5, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 113

House Bill No. 139

House Bill No. 158

House Bill No. 166

House Bill No. 216

House Bill No. 223

House Bill No. 318

House Concurrent Resolution"O"

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 14

House Bill No. 28

House Bill No. 39

House Bill No. 95

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Employment wishes to report that Mr. P. E. Halldorson has been transferred from the position of proof reader to mailing clerk.

REP. MOERKE, Chairman.

Rep. Moerke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 160, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ERICKSON, Chairman.

Rep. Luick moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 182, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman. Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 183, have had the same under consideration and recommend that the same do pass, and recommend that the same be re-referred to the Appropriations Committee.

REP. HOFSTRAND, Chairman. Rep. Langseth moved that the report be adopted, which

motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 183 will be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 185, have had the same under consideration and recommend that the same do pass.

REP. WELK, Chairman.

Rep. Anderson of Eddy-Foster moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 191, have had the same under consideration and recommend that the same do pass. REP. ERICKSON, Chairman.

Rep. Anderson of Cass moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 235, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Fuglestad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 245, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Kleppe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 265, have had the same under consideration and recommend that the same be amended as follows:

In line 49, after the word "any" insert in lieu thereof the word "stolen."

And when so amended recommend the same do pass. REP. CULVER, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Transportation on House Bill No. 265 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 266, have had the same under con-

sideration and recommend that the same be amended as follows:

In line 22, strike out the word "twenty" and insert in lieu thereof the word "sixteen."

And when so amended recommend the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Moerke moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 266 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 269, have had the same under consideration and recommend that the same be amended as follows:

In line 10 after the word "list" strike out the rest of the line, strike out all of line 11 and insert in lieu thereof the following: "with a check for the total amount thereof drawn on the bank on which the listed checks were drawn shall be delivered to the state treasurer."

In line 13 after the word "Fund." strike out the rest of the line and strike out all of line 14.

In line 20 after the words "by the" strike out the words "State Auditor".

In line 21 strike out the word "and"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 269 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 274, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 277, have had the same under consideration and recommend that the same be amended as follows:

At the end of line 1 after the word "of" insert the following "Section 50-0204 of."

And when so amended recommend the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 277 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 280, have had the same

under consideration and recommend that the same be indefinitely postponed.

REP. ERICKSON, Chairman.

Rep. Lindberg moved that the report be adopted.

Rep. Langseth made a substitute motion that House Bill No. 280 be placed on the calendar, which motion was declared lost on a voice vote.

The question was then on the original motion of Rep. Lindberg that the report of the Committee on Political Subdivisions on House Bill No. 280 be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 287, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 303, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Arndt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 304, have had the same under consideration and recommend that the same do pass.

REP. STARCK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: A majority of your Committee on Industry and Business to whom was referred House Bill No. 305, have had the same under consideration and recommend that the same do pass.

REP. DEWING

REP. HAMMER

REP. MOE

REP. MOLLET

REP. RUDOLF

REP. STEVENS REP. BRAUN

REP. BRAUN, Chairman.

Mr. Speaker: A minority of your Committee on Industry and Business to whom was referred House Bill No. 305, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ARNDT

REP. BENTZ

REP. BRADY

REP. CALLAHAN

REP. KLEFSTAD

REP. NYGAARD

REP. BRAUN, Chairman.

Rep. Thompson of Richland moved that the report of the majority of the Committee on Industry and Business on House Bill No. 305 be adopted.

Rep. Callahan moved that the report of the minority of the Committee on Industry and Business on House Bill No. 305 be substituted for the report of the majority, which motion carried on a division vote.

Rep. Callahan moved that the vote by which the report of the Committee on Industry and Business on House Bill No. 305 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Ren. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the Senate be requested to return House Bill No. 12, which was messaged over in error, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 5, 1949

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Mr. Speaker: I have the honor to transmit:
  Senate Bill No. 124
  Senate Bill No. 125
  Senate Bill No. 134
  Senate Bill No. 138
  Senate Bill No. 147
  Senate Bill No. 155
  Senate Bill No. 156
  Senate Bill No. 179
  Senate Bill No. 187
  Senate Bill No. 208
  Senate Bill No. 210
  Senate Bill No. 218
  Senate Bill No. 219
  Senate Bill No. 220
  Which the Senate has passed and your favorable consid-
eration is requested.
                                W. J. TROUT, Secretary.
                                       Senate Chamber
                             Bismarck, February 5, 1949
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Mr. Speaker: I have the honor to return:

House Bill No. 8
House Bill No. 11
House Bill No. 27
House Bill No. 29
House Bill No. 30
House Bill No. 48
House Bill No. 53
House Bill No. 73
House Bill No. 83
House Bill No. 89
House Concurrent Resolution "C"
Which the President has signed.

W. J. TROUT, Secretary. Senate Chamber

Bismarck, February 5, 1949 Mr. Speaker: I have the honor to transmit:

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Senate Concurrent Resolution "O"
Senate Concurrent Resolution "D"
Senate Concurrent Resolution "P"
Senate Bill No. 61
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Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 5, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 126

Senate Concurrent Resolution "Q"

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

W. J. TROUT, Secretary.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-THIRD DAY

Bismarck, February 5, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Oscar Holt of the Methodist-Church of Mandan.

The roll was called and all members were present except Reps. Braun, Brickner, Fitch, Fleck, Freadhoff, Graham, Haugen of McLean, Helling, Hofstrand, Holand, Leier, Monson, Power, Wahl, Wambheim.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-First day after recess and Thirty-Second day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the House would be on the sixteenth order of business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution "O"

And the Speaker signed the same in the presence of the House.

. The Speaker announced that the House would revert to the fourth order of business.

PETITIONS AND COMMUNICATIONS

A letter was read by the Chief Clerk from President Harry S. Truman to Speaker Levin thanking the members of the legislature for transmitting House Concurrent Resolution "D" to him.

Rep. Bubel moved that the communication from President Truman be printed in the House Journal, which motion prevailed.

THE WHITE HOUSE Washington

February 1, 1949.

Dear Mr. Speaker:

Many thanks for your letter of January twenty-first transmitting House Concurrent Resolution "D" adopted by the Legislative Assembly of the State of North Dakota.

Please assure the members of the Assembly that I am deeply grateful for the congratulations and good wishes on the Inaugural which the Resolution conveys and that I am most appreciative of their friendly thought of me on this special occasion.

Very sincerely yours,

/s/ HARRY S. TRUMAN.

Honorable Palmer Levin, Speaker of the House of Representatives of North Dakota, Bismarck, North Dakota.

Resolutions passed by the County Superintendents of North Dakota and sent to Speaker Levin, were read by the Chief Clerk, which were referred to the Committee on Education.

Rep. Westby moved that the resolutions from the County Superintendents be printed in the House Journal, which motion was declared lost on a voice vote.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 5, 1949

Mr. President: I have the honor to return: Senate Concurrent Resolution "O" Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 5, 1949

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 12 which was messaged over in error.

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 312, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STARCK, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 319, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, 3rd line after the word pharmacists, strike out the period and insert in lieu thereof the words, "and declaring an emergency."

And when so amended recommend the same do pass.

REP. WELK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on General Affairs on House Bill No. 319 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 41, have had the same under consideration and recommend that the same do pass. REP. STARCK, Chairman.

Rep. Ekren moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 5, 1949

Mr. President: I have the honor to transmit:

House Bill No. 36

House Bill No. 38

House Bill No. 40

House Bill No. 50

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 5, 1949

Mr. President: I have the honor to transmit:

House Bill No.

House Bill No. 71

House Bill No. 75 House Bill No. 100

House Bill No. 232

House Bill No. 270

House Bill No. 289

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

GEORGE OLSON, Chief Clerk.

SIXTH ORDER OF BUSINESS

Rep. Bymers moved that the amendments on House Bill No. 96, as recommended by the Committee on Agriculture, and printed on page 403 of the House Journal, be adopted, which motion prevailed, and the Speaker announced that House Bill No. 96 will be now referred to the Committee on Appropriations.

Rep. Fuglestad moved that the amendments on House Bill No. 162, as recommended by the Committee on Agriculture, and printed on page 404 of the House Journal, be adopted, which motion prevailed.

Rep. Stair moved that House Bill No. 54 be placed in General Orders, which motion prevailed, and House Bill No. 54 was ordered to be placed in General Orders.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Halcrow, Dalzell, Anderson of Cass, Brickner, Luick, McInnes, Saumur, Callahan, Einarson, Collette and Allen introduced:

House Concurrent Resolution "S"

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

Rep. Starck introduced:

House Concurrent Resolution "T"

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

The Speaker announced that the House would revert to the fifth order of business.

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Delayed Bills to whom was referred the following delayed bills, have had the same under consideration and recommend that the same be introduced.

REP. STAIR, Chairman.

Rep. Bubel moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced the House would revert to the ninth order of business.

FIRST READING OF HOUSE BILLS

Reps. Hofstrand, Baker, Langley and Link introduced:

House Bill No. 334. A Bill for an Act to Amend and Reenact Section 15-3613 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Teachers Examination for Second Grade Elementary Certificates.

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

Reps. Anderson of Ransom and Nygaard introduced (by request):

House Bill No. 335. A Bill for an Act to Amend Subparagraph Numbered 2 of Section 11-1701 of the Revised Code of 1943, Relating to the Duties of the Clerk of Court; and to Provide for the Appointment of Deputies in Certain Counties, Official Bonds for Such Deputies, and Providing for Fixing Salaries, and Prescribing Duties for Such Deputies, and Declaring an Emergency.

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

Reps. Frank, Helm, Westby introduced (by request):

House Bill No. 336. A Bill for an Act to Provide for the Installation of Windshields and Tops, a Windshield Cleaning Device, and Head and Rear Lights on Track Motor Cars Operated by Railroads and Providing a Penalty.

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

Rep. Stormon of Rolette introduced:

House Bill No. 337. A Bill for an Act Authorizing the Board of Administration to Sell and Convey to Northwest Inner Mission Society, a Religious and Charitable Corporation, not to Exceed Five Acres at Ten Dollars Per Acre, a Part of Lot 3 of Section 19, Township 162, North of Range 72 West, in Rolette County, North Dakota, to be Used as an Indian Children's Playground in Connection with Such Institution.

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

Reps. Langley, Stair, Haugland and Callahan introduced: House Bill No. 338. A Bill for an Act Relating to Attendance of Pupils in Certain Schools and Amending and Reenacting Subsections 1 and 2 of Section 15-2908 of the North Dakota Revised Code of 1943.

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

The following House Bills and Concurrent Resolutions, having been read, were placed on

FINAL PASSAGE

House Bill No. 178. A Bill for an Act to Amend and Reenact Section 47-0604 of the North Dakota Revised Code of 1943, Relating to Fixtures, Improvements and Soil Building Practices by Tenants on Leased Land.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 20.

Those voting in the	e affirmative were:	¥.
Acheson	Haugen,	Rolfsrud
Anderson, Cass	Griggs-> teele	Rudolf
Anderson, Ransom	Haugland	Saumur
Benson	Hegge	Schade
Bentz	Heimes	Schmidt
Brady	Helm	Schuler
Bryans	Homelvig	Schwartz
Bubel	Johnson	Seibel
Bymers	Kjelgaard	Sellens
Callahan	Kleppe	Simenson
Collette	Langley	Siverson
Cote	Langseth	Snow
Culver	Larson	Solberg
Dalzell	Laske	Sorlie
Dewing	Lee	Stair
Einarson	Lindberg	Starck
Erickson	Link	Stevens
Esterby	Maher	Sticka
Frank	McInnes	Stormon, Rolette
Fristad	Moe	Thompson, Richl'd
Fuglestad	Moerke -	Thompson, McL'n
Gumeringer	Mollett	Wadeson
Haedt	Murray	Zurcher
Halcrow	Nygaard	Mr. Speaker
Hammer	Tryguard	Mr. Speaker
Those voting in th	a negative were:	
Allen	Helling	Smart
Anderson,	Klefstad	Stormon, Ramsey
Eddy-Foster	Leet	Walster
Anderson, Richl'd	Lillehaugen	Westby
Arndt	Locken	Williams
Baeverstad	Luick	Wollitz
Drawz	Skaar	Yirchott
Ekren	BRUUT	THEHOU
	ting.	
Absent and not vo	Hafner	Power
Braun	Haugen, McLean	Sailer
Brickner	Hofstrand	Wahl
Ditckner	Hoistrand	walli

Holand

Wambheim

Fitch

Fleck Larsen Welk Freadhoff Leier Wolf

Graham Monson

So the bill was declared passed and the title was agreed to. Rep. Maher moved that the vote by which House Bill No. 178 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "F". A Concurrent Resolution Providing for an Amendment to the Constitution of the State of North Dakota, Relating to Taxation and Authorizing the People or the Legislature to Subject Real Property to a Progressive Graduated Tax Increasing According to Area or Value or Both.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 59; nays, 25; absent and not voting, 29.

Those voting in the affirmative were:

Acheson Haugland Schade Anderson, Ransom Hegge Schmidt Anderson, Helling Schuler Eddy-Foster Helm Schwartz Benson Seibel Homelvig Kjelgaard Bentz Siverson Bryans Kleppe Snow . Langseth Bubel Solberg Bymers Larson Sorlie Stair Cote Lee Lillehaugen Culver Starck Dewing Lindberg Stevens

Erickson Locken Thompson, Richl'd Luick Thompson, McL'n Esterby Frank Maher Wadeson Moerke Gumeringer Westby Haedt Mollett Williams Halcrow Murray Wollitz Nygaard Hammer Zurcher Rudolf Mr. Speaker

Haugen, Griggs-Steele

Those voting in the negative were:

Allen Fuglestad Sellens
Anderson, Cass Heimes Simenson
Arndt Johnson Skaar
Brady Laske Sticka

CallahanLeetStormon, RamseyColletteMcInnesStormon, RoletteDalzellMoeWalsterEinarsonSaumurYirchott

Fristad

Absent and not voting:

Anderson, Richl'd Graham Monson Baeverstad Hafner Power Baker Haugen, McLean Rolfsrud Braun Hofstrand Sailer Brickner Holand Smart Drawz Klefstad Wahl Ekren Wambheim Langley

Fitch Larsen Welk Fleck Leier Wolf

Freadhoff Link

So the concurrent resolution was declared passed and the title was agreed to.

Rep. Lillehaugen moved that the vote by which House Concurrent Resolution "F" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "N". A Concurrent Resolution Requesting the Commissioner of Internal Revenue to Extend Time of Filing Tax Returns by Farmers.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 75; nays, 3; absent and not voting, 35.

Those voting in the affirmative were:

Acheson Haugland Schmidt Allen Hegge Schuler Heimes Schwartz Anderson, Cass Homelvig Seibel Anderson, Eddy-Foster Johnson Sellens Kjelgaard Arndt Simenson Bentz Kleppe Siverson Bryans Langseth Skaar Bubel Larson Solberg Laske Bymers Stair Callahan Lee Starck Collette Leet Stevens Cote Lillehaugen Sticka Stormon, Ramsey Stormon, Rolette Lindberg Culver Link Dalzell Luick Thompson, Richl'd Dewing Maher Thompson, McL'n Einarson Moe Wadeson Ekren Moerke Walster Erickson Mollett Westby Frank Murray Fristad Williams Rolfsrud Wollitz Fuglestad Rudolf Yirchott Gumeringer Zurcher. Saumur Halcrow Schade Mr. Speaker Hammer Haugen, Griggs-Steele

Those voting in the negative were:

Haedt Helling Locken Absent and not voting:

Anderson, Ransom Freadhoff Monson Anderson, Richl'd Graham Nygaard Baeverstad Hafner Power Haugen, McLean Sailer Baker Helm Benson Smart Hofstrand Brady Snow Braun Holand Sorlie Brickner Klefstad Wahl Wambheim Drawz Larsen Langley Welk Esterby Leier Wolf Fitch Fleck McInnes

So the concurrent resolution was declared passed and the title was agreed to.

House Concurrent Resolution "K". A Concurrent Resolution Petitioning Congress to Continue Adequate Appropriations to the Farmers Home Administration.

Rep. Bubel moved that House Concurrent Resolution "K" be adopted, which motion prevailed and House Concurrent Resolution "K" was declared adopted.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 26-2221 of the North Dakota Revised Code of 1943 Providing for the Time When Application for Hail Insurance Shall Become Effective, and Prescribing the Duties of the Hail Insurance Commissioner on Receipt of Application.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 35.

Those voting in the affirmative were:

Acheson	Hegge	Schmidt
Allen	Heimes	Schuler
Anderson, Cass	Helling	Schwartz
Anderson,	Helm	Seibel
Eddy-Foster	Homelvig	Sellens
Arndt	Johnson	Simenson
Bentz	Kjelgaard	Siverson
Brady	Kleppe	Skaar
Bryans	Langseth	Snow
Bubel	Larson	Solberg
Bymers	Laske	Stair
Callahan	Lee	Starck
Collette	Leet .	Stevens
Cote	Lillehaugen	Sticka
Culver	Lindberg	Stormon, Ramsey
Dalzell	Link	Stormon, Rolette
Dewing	Locken	Thompson, Richl'd
Einarson	Luick	Thompson, McL'n
Erickson	Maher	Wadeson
Frank	Moe	Walster
Fristad	Moerke	Westby
Gumeringer	Mollett	Williams
Haedt	Murray	Wollitz
Halcrow	Rolfsrud	Yirchott
Haugen,	Rudolf	Zurcher
Griggs-Steele	Saumur	Mr. Speaker
Haugland	Schade	
Absent and not ve	oting:	

Anderson, Ransom Freadhoff McInnes Anderson, Richl'd Fuglestad Monson Graham Nygaard Baeverstad Baker Hafner Power Benson Hammer Sailer Haugen, McLean Braun Smart Brickner Hofstrand Sorlie Holand Wahl Drawz Ekren Klefstad Wambheim Welk ~ Esterby Langley Wolf Fitch Larsen Leier Fleck

So the bill was declared passed as amended and the title

was agreed to, and the emergency clause was declared carried.

House Bill No. 165. A Bill for an Act to Prescribe the Time and Manner of Giving Notice of Annual and Special Meetings to Members of Mutual Insurance Companies Organized Under the Provisions of Chapter 26-08 of the North Dakota Revised Code of 1943; Prescribing What the By-laws of Such Companies May Provide as to What Shall Constitute a Quolum; Providing for Representation at Such Meetings by Proxy; Prescribing What Vote Shall Be Necessary to Approve or Reject Proposals at Such Meetings and for the Amendment of Articles and By-laws; Providing for a Repeal of All Acts or Parts of Acts in Conflict With This Act, and Declaring an Emergency.

Rep. Link moved that House Bill No. 165 be placed in General Orders on Monday, February 7, 1949, which motion

prevailed.

House Bill No. 169. A Bill for an Act to Amend and Reenact Subdivision 4 of Section 26-1110 of the North Dakota Revised Code of 1943, Relating to Pensions for Officers and Directors of Domestic Life Insurance Companies.

Rep. Johnson moved that further action on House Bill No. 169 be deferred until Monday, February 7, 1949, which

motion prevailed.

House Bill No. 170. A Bill for an Act Creating Subsection 13 of Section 26-0811 of the 1947 Supplement to the North Dakota Revised Code of 1943; Amending Section 26-0812 of the 1947 Supplement to the North Dakota Revised Code of 1943, and Section 26-0813 of the North Dakota Revised Code of 1943; Relating to Investment in and Holding of Real Estate Other Than Farm Property by Domestic Insurance Companies.

Rep. Johnson moved that further action on House Bill No. 170 be deferred until Monday, February 7, 1949, which motion prevailed.

House Bill No. 113. A Bill for an Act Validating Title to All Lands Acquired by Any County of This State Through Tax Deed Proceedings Prior to July 1, 1939, and Declaring an Emergency.

Rep. Bubel moved that further consideration of House Bill No. 113 be deferred until Monday, February 7, 1949, which motion prevailed.

House Bill No. 216. A Bill for an Act Amending and Re-enacting Subsection 3 of Section 30-2004 of the North Dakota Revised Code of 1943 Relating to Compensation Paid to Executors or Administrators.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 52; nays, 27; absent and not voting, 34.

Those voting in the affirmative were:

Acheson Gumeringer Rolfsrud Allen Halcrow Rudolf Anderson, Haugen, Saumur Eddy-Foster Griggs-Steele Schade Arndt Haugland Schmidt Bentz Heimes Sellens Brady Johnson Smart

Bubel Kjelgaard Snow Bymers Klefstad Starck Callahan Stormon, Ramsey Langley Collette Larson Stormon, Rolette Cote Laske Thompson, McL'n Dalzell Wadeson Leet Williams Einarson Link Wollitz Ekren Luick Esterby Maher Yirchott Zurcher Fristad Moe Mr. Speaker Fuglestad Murray

Those voting in the negative were:

Hegge Helling Anderson, Cass Schuler Schwartz Anderson, Ransom Seibel Baeverstad Helm Bryans Lillehaugen Simenson Lindberg Skaar Culver Locken Solberg Dewing Stevens Erickson Moerke Sticka Mollett Frank

Haedt Nygaard Thompson, Richl'd

Absent and not voting:

Anderson.Richl'd Haugen, McLean Power Sailer Baker Hofstrand Siverson Holand Benson Homelvig Sorlie Braun Stair Brickner Kleppe Wahl Drawz Langseth Walster Larsen Fitch Wambheim Fleck Lee Leier Welk Freadhoff Westby Graham McInnes Wolf Monson Hafner Hammer

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

Rep. Johnson: "Mr. Speaker: I voted "Aye" for the purpose of reconsideration."

House Bill No. 223. A Bill for an Act to Amend and Reenact Section 35-0313 of the North Dakota Revised Code of 1943, Relating to Discharge of Real Estate Mortgage Not Renewed or Extended of Record.

Was 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, 2; absent and not voting, 32.

Those voting in the affirmative were:

Acheson	Haedt '	Rolfsrud
Allen	Halcrew	Rudolf
Anderson, Cass	Hammer	Saumur
Anderson, Ransom	Haugen,	Schade
Anderson,	Griggs-Steele	Schmidt
Eddy-Foster	Haugland	Schuler
Arndt	Heimes	Schwartz
Baeverstad	Helling	Seibel
Bentz	Helm	Sellens
Brady	Johnson	Simenson

Bryans Smart Kjelgaard Bubel Klefstad Snow Bymers Kleppe Solberg Callahan Langley Starck Collette Stevens Larson Cote Laske Sticka Stormon, Ramsey Stormon, Rolette Culver Leet Lillehaugen Dalzell Lindberg Thompson, Richl'd Dewing Thompson, McL'n Einarson Link Ekren Locken Wadeson Erickson Luick Walster Maher Esterby Williams Moerke Frank Wollitz Fristad Mollett Yirchott Fuglestad Murray Zurcher Gumeringer Nygaard Mr. Speaker Those voting in the negative were: Hegge Skaar Absent and not voting:

Anderson, Richl'd Haugen, McLean Power Baker Hofstrand Sailer Benson Holand Siverson Braun Homelvig Sorlie Brickner Langseth Stair Drawz Larsen Wahl Fitch Wambheim Lee Fleck Leier Welk Freadhoff McInnes Westby Wolf Graham Moe Hafner Monson

So the bill was declared passed and the title was agreed to. House Bill No. 139. A Bill for an Act Authorizing the State of North Dakota to Transfer and Convey State School Lands, Lands Held by the State for the Use and Benefit of the State Historical Society or for the Use and Benefit of the State Game and Fish Commissioner, or Any Other Lands Owned by the State of North Dakota, All of Which Lands Are Within the Theodore Roosevelt National Memorial Park, to the United States, in Exchange for Federal Lands of Not Less Than Equal Value Lying Outside of Said Park, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 81; nays, 2; absent and not voting, 30.

These voting in the affirmative were:

rnose voting in the	allirmative were:		/
Acheson	Halcrow	٠	Rudolf
Allen	Hammer		Saumur
Anderson, Cass	Haugen,		Schade
Anderson, Ransom	Griggs-Steele		Schmidt
Anderson,	Haugland		Schwartz
Eddy-Foster	Hegge		Seibel
Arndt	Heimes		Sellens
Baeverstad	Helling		Simenson
Bentz	Helm		Skaar
Brady	Kjelgaard		Smart
Bryans	Klefstad		Snow
Bubel	Kleppe		Solberg

Bymers	Langley	Sorlie
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Leet	Sticka
Culver	Lillehaugen	Stormon, Ramsey
Dalzell	Lindberg	Stormon, Rolette
Dewing	Link	Thompson, McL'n
Einarson	Locken	Thompson, Richl'd
Ekren	Luick	Wadeson
Erickson	Maher	Walster
Esterby	McInnes	Williams
Frank	Moerke	Wollitz
Fristad	Mollett	Yirchott
Fuglestad	Murray	Zurcher
Gumeringer	Nygaard	Mr. Speaker
Haedt	Rolfsrud	
Those voting in th	e negative were:	
Johnson	Schuler	
Absent and not vot	ting:	
Anderson, Richl'd		Monson
Baker	Haugen, McLean	Power
Benson	Hofstrand	Sailer
Braun	Holand	Siverson
Brickner	Homelvig	Stair
Drawz	Langseth	Wahl
Fitch	Larsen	Wambheim
Fleck	Lee	Welk
Freadhoff	Leier	Westby
Graham	Moe	Wolf

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

House Bill No. 318. A Bill for an Act to Regulate the Promulgation of Rules or Regulations by Administrative Agencies of the State of North Dakota, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 6; absent and not voting, 28.

Those voting in the		1
Acheson	Haugen,	Saumur
Anderson, Cass	Griggs-Steele	Schade
Anderson, Ransom	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwaitz
Benson	Helm	Seibel
Bentz	Kjelgaard	Simenson
	Klefstad	Skaar
Bryans	Kleppe	Smart
Bubel	Langley	Snow
Bymers	Larson	Solberg
Callahan	Laske	Sorlie
Cote	Leet	Stair
Culver	Lillehaugen	Starck
Dalzell	Lindberg	Stevens
Dewing	Link	Sticka
Einarson	Locken	Stormon, Rolette
Ekren	Luick	Thompson, Richl'd
Erickson	Maher	Thompson, McL'n

McInnes Wadeson Esterby Frank Moe Walster Fristad Moerke Williams Fuglestad Mollett Wollitz Gumeringer Murray Yirchott Haedt Nygaard Zurcher Halcrow Rolfsrud Mr. Speaker Hammer Rudolf

Those voting in the negative were:

Allen Haugland Sellens
Collette Johnson Stormon, Ramsey

Absent and not voting:

Gumeringer

Halcrow

Anderson Graham Monson Eddy-Foster Hafner Power Anderson, Richl'd Haugen, McLean Sailer Hofstrand Baker Siverson Holand Wahl Braun Brickner Homelvig Wambheim Drawz Langseth Welk Fitch Larsen Westby Fleck Wolf Lee Freadhoff Leier

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

Rep. Murray moved that the vote by which House Bill No. 318 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "O". A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Authorizing the Legislative Assembly to Fix the Compensation and Expenses of the Elective Officers of the State and of the Members of the Legislative Assembly, and Repealing Section 45 of Section 84 of the Constitution of the State of North Dakota.

ROLL CALL

The question being on the final passage of the concurrent resolution, as amended, the roll was called and there were ayes, 54; nays, 34; absent and not voting, 25.

Those voting in the affirmative were: Hammer Acheson Schmidt Allen Hegge Schwartz Anderson, Ransom Heimes Sellens Johnson Anderson, Simenson Eddy-Foster Langley Skaar Larson Arndt Smart Baeverstad Laske Sorlie Bentz Leet Stair Luick Brady Sticka Stormon, Ramsey Stormon, Rolette Bryans McInnes Bymers Moe Callahan Moerke Thompson, Richl'd Mollett Thompson, McL'n Collette Cote Murray Wadeson Walster Einarson Nygaard Rolfsrud Wollitz Ekren Fristad Saumur Yirchott

Zurcher

Schade

Those voting in the negative were:

Anderson, Cass Haugland Maher Benson Helling Rudolf Schuler Bubel Helm Culver Kjelgaard Seibel Dalzell Klefstad Siverson Dewing Kleppe Snow Erickson Langseth Solberg Esterby Lee Starck Frank Lillehaugen Stevens Fuglestad Lindberg Williams Mr. Speaker Haedt Locken Haugen,

Griggs-Steele

Absent and not voting:

Anderson, Richl'd Hafner Monson Haugen, McLean Power Baker Braun Hofstrand Sailer Brickner Holand Wahl Wambheim Drawz Homelvig Fitch Larsen -Welk Fleck Leier Westby Freadhoff Link Wolf Graham

So the concurrent resolution was declared lost.

Rep. Johnson: "Mr. Speaker, I voted "Aye" for the purpose of reconsideration."

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 5, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 12

Which the House requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 5, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 74, Senators: Morgan, Streibel and Troxel.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 5, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 124 and to refer you to page 297 of the Senate Journal for clarification of the amendment.

W. J. TROUT, Secretary.

The following Senate Bills having been read, were placed on

FINAL PASSAGE

Senate Bill No. 116. A Bill for an Act to Amend and Reenact Section 61-2130 of the North Dakota Revised Code of 1943, Relating to Payment of Costs and Expenses of Locating and Constructing Drains.

ROLL CALL

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

was called and there were: ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Acheson Hammer Rudolf Allen Haugen, Saumur Griggs-Steele Anderson, Cass Schade Anderson, Ransom Haugland Schmidt Anderson, Hegge Schuler Eddy-Foster Heimes Schwartz Arndt Helling Seibel Baeverstad Helm Sellens Benson Johnson Simenson Bentz Kjelgaard Siverson Brady Klefstad Skaar Bryans Kleppe Smart Langley Bubel Snow Bymers Langseth Solberg Callahan Larson Sorlie Collette Laske Stair Cote Lee Starck Culver Leet Stevens Dalzell Lillehaugen Sticka Lindberg Dewing Stormon, Ramsey Einarson Stormon, Rolette Link Ekren Locken Thompson, Richl'd Erickson Luick Thompson, McL'n Esterby McInnes Wadeson Frank Moe Walster Fristad Williams Moerke

Frank Moe
Fristad Moerke
Fuglestad Mollett
Gumeringer Murray
Haedt Nygaard
Halcrow Rolfsrud

Walster Williams Wollitz. Yirchott Zurcher Mr. Speaker

Absent and not voting:

Anderson, Richl'd Hafner Monson Haugen, McLean Baker Power Braun Hofstrand Sailer Brickner Holand Wahl Drawz Homelvig Wambheim Fitch Larsen Welk Fleck Westby Leier Freadhoff Maher Wolf Graham

So the bill was declared passed and the title was agreed to. Senate Bill No. 98. A Bill for an Act to Amend and Reenact Subdivision B of Section 52-0920 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Term "Employment" and Exceptions Thereto, as Said Term Is Used in Title 52, Chapter 9, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Acheson Hammer Rudolf
Allen Haugen, Saumur
Anderson, Cass Griggs-Steele Schade
Anderson, Ransom Haugland Schmidt

Graham

Anderson. Hegge Schuler Eddy-Foster Heimes Schwartz Arndt Helling Seibel Baeverstad Sellens Helm Benson Johnson Simenson Bentz Kjelgaard Siverson Brady Klefstad Skaar Bryans Smart Kleppe Bubel Langley Snow Bymers Langseth Solberg Callahan Larson Sorlie Collette Laske Stair Cote Starck Lee Culver Leet Stevens Dalzell Lillehaugen Sticka Dewing Stormon, Ramsey Lindberg Einarson Stormon, Rolette Link Ekren Locken Thompson, Richl'd Erickson Thompson, McL'n Luick Esterby McInnes Wadeson Frank Walster Moe Fristad Moerke Williams Wollitz Fuglestad Mollett Gumeringer Murray Yirchott Haedt Zurcher Nygaard Halcrow Rolfsrud Mr. Speaker Absent and not voting: Anderson, Richl'd Hafner Monson Baker Haugen, McLean Power Braun Hofstrand Sailer Brickner Holand Wahl Drawz Homelvig Wambheim Fitch Larsen Welk Fleck Leier Westby Freadhoff Maher Wolf

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

Rep. Bubel 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.

Senate Bill No. 60. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Commissioner of Veterans' Affairs.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes 82; nays, 2; absent and not voting, 29.

Those voting in the affirmative were:

Haugland Acheson Schade Hegge Schmidt Allen Schuler Anderson, Cass Heimes Anderson, Ransom Helling Schwartz Seibel Arndt Helm Baeverstad Johnson Sellens Kjelgaard Simenson Benson Bentz Kleppe Siverson Skaai Brady Langley

Bryans Langseth Bubel Larson Bymers Laske Callahan Lee Collette Leet Cote Lillehaugen Culver Lindberg Dalzell Link Dewing Luick Einarson McInnes Ekren Moe Erickson, Moerke Esterby Mollett Frank Murray Fuglestad Nygaard Haedt Rolfsrud Halcrow Rudolf Hammer Saumur

Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey

Smart

Snow

Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson Walster Wollitz Yirchott Zurcher

Mr. Speaker

Haugen,

Griggs-Steele

Those voting in the negative were:

Anderson, Williams

Eddy-Foster

Absent and not voting:

Anderson, Richl'd Maher Gumeringer Monson Baker Hafner Haugen, McLean Braun Power Brickner Hofstrand Sailer Drawz Holand Wahl Fitch Homelvig Wambheim Welk Fleck Klefstad Freadhoff Westby Larsen Fristad Wolf Leier Graham Locken

So the bill was declared passed as amended and the title was agreed to.

GENERAL ORDERS

Rep. Bubel 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 Rep. Bubel 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. 2 and recommend: That the same be amended as follows:

In line five (5) of the Title strike out the words "September 16, 1940," and insert therein the words "January 1, 1941."

In line six (6) of the Title strike out the words "September 2, 1945," and insert therein the words "January 1, 1946."

In line five of page 2 strike out the words "September 16, 1940," and insert therein the words "January 1, 1941," and in the same line strike out the words "September 2, 1945," and insert therein the words "January 1, 1946."

And when so amended, recommend the same do pass.

WALTER BUBEL, Chairman.

Committee of the Whole.

Rep. Bymers moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House go on the sixteenth order of business and on the conclusion of that order of business, the House recess until 1:00 p.m. February 7, 1949, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act Making an Appropriation into the "Administrative Fund" for the State Water Conservation Commission for General Administration Expenses, Maintenance of Existing Dams and Drainage Channels, Construction of Needed Drainage Channels, Planning and Surveying Projects, Expenses of State Compacts and for the Preparation of Water Conservation and Irrigation Projects for Post-war Construction and Development.

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

Senate Bill No. 73. A Bill for an Act Making an Appropriation for Salaries and Expenses of the State Geological Survey and for Cooperation of United States Geological Survey.

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

Senate Bill No. 76. 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 for the first time and referred to the Committee on Appropriations.

Senate Bill No. 77. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in Postage, Supplies, Printing, Furniture and Fixtures and License Plates of the Registrar of Motor Vehicles; and Declaring an Emergency.

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

Senate Bill No. 78. 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 for the first time and referred to the Committee on Appropriations.

Senate Bill No. 79. A Bill for an Act Making an Appropriation Out of the Highway Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Highway Patrol Branch.

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

Senate Bill No. 91. A Bill for an Act to Amend and Reenact Section 12-3807 of the North Dakota Revised Code of 1943, Relating to the Use of False Tokens.

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

Senate Bill No. 115. A Bill for an Act to Increase the Salaries of County Auditors, County Treasurers, Sheriffs, County Superintendent of Schools, Register of Deeds, County Judges, State's Attorneys, and Clerks of the District Court During the Calendar Years 1949, 1950, 1951 and 1952, Making Such Increase Retroactive to January 1, 1949 and Declaring an Emergency.

Was read for the first time and referred to the Committee on

Political Subdivisions,

Senate Bill No. 145. A Bill for an Act to Amend and Reenact Subsection 3 of Section 57-1517 of the North Dakota Revised Code of 1943, Relating to Disposition of School Building Fund.

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

Senate Bill No. 146. A Bill for an Act to Amend and Reenact Section 27-1602 of the North Dakota Revised Code of 1943, Relating to Juvenile Commissioners.

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

Senate Bill No. 151. A Bill for an Act Making an Appropriation for a Deficiency in Travel and Miscellaneous of the Teachers' Insurance and Retirement Fund Budget; and Declaring an Emergency.

Was read for the first time and referred to the Committee on

Appropriations.

Senate Bill No. 195. A Bill for an Act to Provide for the Payment of a Deficit in the Expenses of District Judges.

Was read for the first time and referred to the Committee on

Appropriations.

Senate Bill No. 200. A Bill for an Act to Amend and Reenact Section 39-0510 of the North Dakota Revised Code of 1943, Relating to Registration Card; Issuance, Contents; Signing of.

Was read for the first time and referred to the Committee on

Transportation.

Senate Bill No. 221. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

Was read for the first time and referred to the Committee on

Finance and Taxation.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 14

House Bill No. 28

House Bill No. 39

House Bill No. 95

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "P"

Senate Bill No. 61

And the Speaker signed the same in the presence of the House.

The House stood recessed pursuant to the motion of Rep. Bubel, until 1:00 p.m. February 7th, 1949.

GEORGE OLSON, Chief Clerk.

THIRTY-THIRD DAY AFTER RECESS AND THIRTY-FIFTH DAY

Bismarck, February 7, 1949

The House reconvened at 1:00 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the eighth order of business.

Rep. Fitch moved that the House reconsider the action by which House Bill No. 303 was Indefinitely Postponed, on a committee report, which motion was declared lost on a division vote.

Rep. Johnson moved that the House reconsider the action on House Bill No. 216, which was declared lost for lack of a constitutional majority, which motion prevailed.

Rep. Johnson moved that House Bill No. 216 be placed on the calendar, which motion prevailed.

Rep. Johnson moved that the House reconsider the action on House Concurrent Resolution "O", which was declared lost for lack of a constitutional majority, which motion carried on a division vote.

Rep. Johnson moved that House Concurrent Resolution "O" be placed on the calendar, which motion prevailed.

Rep. Bubel moved that the House reconsider its action by which House Bill No. 305, was Indefinitely Postponed on committee report, which motion was declared lost on a division vote.

Rep. Braun moved that the House reconsider the action by which House Bill No. 303 was Indefinitely Postponed on committee report, which motion prevailed.

Rep. Bubel moved that House Bill No. 303 be re-referred to the Committee on Industry and Business, which motion prevailed and the Speaker announced that House Bill No. 303 would be re-referred to the Committee on Industry and Business.

The Speaker announced that the House would revert to the fifth order of business.

REPORTS OF STANDING COMMITTEES

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

following bill and find the same correctly Engrossed: House Bill No. 162

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Enrolled:

House Bill No. 12

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Employment wishes to submit the name of Thorwald Mostad of Minot as a mailing clerk.

REP. MOERKE, Chairman.

Mr. Speaker

Rep. Moerke moved the adoption of the report.

ROLL CALL

The question being on the motion of Rep. Moerke, the roll was called and there were ayes, 80; nays, 19; absent and not voting, 14.

Those voting in the affirmative were:
Acheson Gumeringer

Murray Haedt Allen Nygaard Anderson, Cass Hammer Power Anderson, Ransom Haugen. Rolfsrud Griggs-Steele Haugen, McLean Anderson, Sailer Eddy-Foster Saumur Haugland Anderson, Richl'd Schade Schmidt Arndt Heimes Baeverstad Helm Schuler Schwartz Baker Hofstrand Braun Holand Seibel Bryans Homelvig Simenson Bubel Johnson Skaar Callahan Kjelgaard Smart Collette Langley Snow Larsen Sorlie Cote Culver Larson Stair Dewing Laske Stevens Drawz Sticka Lee

Einarson Leet Thompson, Richl'd Ekren Leier Thompson, McL'n Wadeson Erickson Lillehaugen Esterby Lindberg Wahl Fitch Westby Luick Fleck Moerke Yirchott Frank Mollett Zurcher

Monson

Freadhoff Fristad

Those voting in the negative were:

Bentz McInnes Stormon, Rolette
Dalzell Rudolf Walster
Fuglestad Siverson Wambheim
Halcrow Solberg Williams
Helling Starck Wolf

Kleppe Stormon, Ramsey Wollitz

Locken

Absent and not voting:

Benson Hafner Maher
Brady Hegge Moe
Brickner Klefstad Sellens
Bymers Langseth Welk

Graham Link

So Thorwald Mostad was declared elected as a mailing clerk and was sworn in by the Speaker.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 265 as recommended by the Committee on Transportation and printed on page 426 of the House Journal be adopted, which motion prevailed.

Rep. Bubel moved that the amendments on House Bill No. 266 as recommended by the Committee on Education and printed on page 427 of the House Journal be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 269 as recommended by the Committee on Social Welfare and printed on page 427 of the House Journal be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 277 as recommended by the Committee on Social Welfare and printed on page 427 of the House Journal be adopted, which motion prevailed.

Rep. Welk moved that the amendments on House Bill No. 319 as recommended by the Committee on General Affairs and printed on page 431 of the House Journal be adopted, which motion prevailed.

GENERAL ORDERS

Rep. 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 Rep. 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. 165 and recommend:

That the same be amended as follows:

In line 12, after the word "vote" add the word "only" and a period, strike out the rest of the line and lines 13 and 14 and line 15 through the word "company" and the period.

Renumber the lines accordingly.

And when so amended, recommend the same do pass.

And House Bill No. 54 and recommend that the same be amended as follows:

In line 67 strike out the figures "9,000.00" and insert in lieu thereof the figures "10,000.00."

In line 68 after the word "Assistance" add "to become available immediately on passage" adding line 68a if necessary.

In line 72 strike out the figures "\$48,800.00" and insert in lieu thereof "\$49,800.00."

In line 79 strike out the figures "1,800.00" and insert in lieu thereof "2.100.00."

Add the following as line 81a and line 81b

"Printing Corporation Laws, Supplements and Notary Public Printing 2,150.00"

In line 82 strike out the figures "\$34,439.20" and insert the figures "\$36,889.20."

In line 111 strike out the figures "40,000.00" and insert the figures "37,000.00."

In line 120 strike out the figures "\$149,100.00" and insert the figures "\$146,100.00."

In line 124 strike out the figures "9,000.00" and insert the figures "7,000.00."

In line 131 strike out the figures "\$28,700.00" and insert the figures "\$26,700.00."

In line 135 strike out the figures "42,600.00" and insert the figures "52,200.00."

In line 143 strike out the figures "\$85,400.00" and insert the figures '\$99,800.00."

In line 174 strike out the figures "32,500.00" and insert the figures "37,500.00."

In line 192 strike out the figures "99,500.00" and insert the figures "109,100.00."

In line 201 strike out the word "Commerce" and insert in lieu thereof the word "Communications."

In line 205 strike out the figures "\$157,500.00" and insert the figures "\$167,100.00."

In line 238 strike out the figures "6,800.00" and insert the figures "17,760.00."

In line 243 strike out the figures "\$30,300.00" and insert the figures "\$41,260.00."

In line 272 strike out the figures "\$452,000.00" and insert the figures "\$464,500.00."

In line 277 strike out the figures "110,648.00" and insert the figures "117,648.00."

In line 288 strike out the figures "\$524,248.00" and insert the figures "\$531,248.00."

In line 318 strike out the figures "3,600.00" and insert the figures "3,900.00."

In line 323 strike out the figures "\$11,225.00" and insert the figures "\$11,525.00."

In line 424 strike out the figures "\$3,682,488.20" and insert the figures "\$3,740,698.20."

In line 26 of the committee report change the figures "\$99,800.00" to read "\$95,000.00."

Between lines 28 and 29 of the committee report insert the following:

"In line 178 strike out the figures "\$201,601.00" and insert the figures "\$206,601.00."

Between lines 38 and 39 of the Committee Report insert the following:

"In line 265 strike out the figures "65,000.00" and insert the figures "75,000.00."

"In line 267 strike out the figures "37,500.00" and insert the figures "40,000.00."

In the last line of the Committee Report change the figures "\$3,740,698.20" to read "\$3,735,898.20."

And when so amended recommend the same do pass.

BEN J. WOLF, Chairman, Committee of the Whole.

Rep. Johnson moved that the reading of the amendments on House Bill No. 54 be dispensed with, which motion prevailed.

Rep. Sticka moved that the report of the Committee of the Whole, be adopted, which motion prevailed and the report was declared adopted.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "Q." A Concurrent Resolution Memorializing Congress to Investigate the Indian Bureau.

Was read the first time.

Rep. Bubel moved that the rules be suspended and Senate Concurrent Resolution "Q" be placed on second reading and final passage, which motion prevailed.

FINAL PASSAGE

Senate Concurrent Resolution "Q." A Concurrent Resolution Memorializing Congress to Investigate the Indian Bureau.

Rep. Bubel moved that Senate Concurrent Resolution "Q" be adopted, which motion prevailed and Senate Concurrent Resolution "Q" was declared adopted.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House now be on the twelfth order of business and that on the conclusion of that order of business, the House will stand adjourned, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 124. A Bill for an Act to Amend and Reenact Sections 24-0204, 39-0201 and 39-0203 of the North Dakota Revised Code of 1943 and 39-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Registrar of Motor Vehicles.

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

Senate Bill No. 125. A Bill for an Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for and Payment of Such Items.

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

Senate Bill No. 126. A Bill for an Act Amending and Reenacting Section 37-0301 of the 1947 Supplement to the

North Dakota Revised Code of 1943 Relating to the Office of the Adjutant General.

Was read for the first time and referred to the Committee on Veterans and Military Affairs.

Senate Bill No. 134. A Bill for an Act Authorizing a County Levy of Not to Exceed One Mill for County Agent Work; Amending and Reenacting Sections 4-0802 and 4-0804 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 138. A Bill for an Act to Amend and Reenact Sections 61-0204 and 61-0207 of the North Dakota Revised Code of 1943, Relating to the State Water Commission.

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

Senate Bill No. 147. A Bill for an Act to Authorize the State Board of Higher Education to Issue Tax Exempt Bonds and Construct Revenue Producing Buildings at Institutions of Higher Learning, Under the Provisions of Chapter 15-55 of the 4947 Supplement to the North Dakota Revised Code of 1943.

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

Senate Bill No. 155. A Bill for an Act Restricting Public Officers and Employees From Using Their Office to Benefit Themselves Financially, and Providing a Penalty for Violation Thereof.

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

Senate Bill No. 156. A Bill for an Act to Amend and Reenact Section 50-0604 of the North Dakota Revised Code of 1943 Pertaining to Compensation for Members of the Public Welfare Board of North Dakota.

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

Senate Bill No. 179. A Bill for an Act to Amend and Reenact Subsection 3 of Section 43-0901 of the North Dakota Revised Code of 1943, Defining Motion Picture Machine Operator, and Declaring an Emergency.

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

Senate Bill No. 187. A Bill for an Act to Amend and Reenact Section 11-1923 of the North Dakota Revised Code of 1943, Relating to Fees Which May Be Charged by Coroners.

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

Senate Bill No. 208. A Bill for an Act Providing an Increase in Compensation to County Commissioners During the Calendar Years 1949, 1950, 1951, and 1952, Making Such Increase Retroactive to January 1, 1949, and Declaring an Emergency.

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

Senate Bill No. 210. A Bill for an Act Requiring the Hiring of Specialists in the Field of Mental Ills for the Treatment of Patients at the State Hospital for the Insane at Jamestown and for the Treatment of Persons not Committed.

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

Senate Bill No. 218. A Bill for an Act Imposing Separate and Additional Taxes on the Sale of Liquor, Providing for Collection Thereof, Providing a Penalty for Violation and Declaring an Emergency.

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

Senate Bill No. 219. A Bill for an Act Imposing a Separate Additional Tax on Sale of Beer, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation Thereof and Declaring an Emergency.

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

Senate Bill No. 220. A Bill for an Act Imposing a Separate Additional Tax on Cigarettes, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation and Declaring an Emergency.

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

The House stood adjourned pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

THIRTY-FIFTH DAY

Bismarck, February 7, 1949

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

Prayer was offered by Rev. A. H. Marzolf of the Evangelical Church of Bismarck.

The roll was called and all members were present.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to transmit:

House Bill No. 14 House Bill No. 28

House Bill No. 39

House Bill No. 95

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to transmit:

House Bill No. 105 House Bill No. 158 House Bill No. 166 House Bill No. 178 House Bill No. 224 House Bill No. 294

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to return:

Senate Bill No. 98

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to return:

Senate Bill No. 61

Senate Concurrent Resolution "D" Senate Concurrent Resolution "P"

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 7, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 158 Senate Bill No. 168 Senate Bill No. 169

Senate Bill No. 170

Senate Bill No. 171 Senate Bill No. 194

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 7, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 36

House Bill No. 38 House Bill No. 40

House Bill No. 50

Which the President has signed.

W. J. TROUT, Secretary.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Second Day after Recess and Thirty-Third Day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication was read by the Chief Clerk from Mrs. E. Sather of Minot which urges the passing of Senate Bill No. 177, which was referred to the Committee on Social Welfare.

A communication was read from Mrs. Andrew Carlson from Beach referring to the Soldiers Bonus, which was referred to the Committee on Finance and Taxation.

A communication was read from the Carpenters Local Union No. 1176 in regard to House Bills 219 and 222.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 34, have had the same under consideration and recommend that the same do pass.

Recommend the same be re-referred to the Committee on Appropriations.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 34 will be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 177, have had the same under consideration and recommend that the same be re-referred to the Committee on Agriculture.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 177 will be re-referred to the Committee on Agriculture.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 181, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 195, have had the same under consideration and recommend that the same do pass.

REP. WODF, Chairman.

Rep. Starck moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 205, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 206, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 225, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 227, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 229, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HOFSTRAND, Chairman.

Rep. Skaar moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Helling moved that the House reconsider the action by which the report of the Committee on Education on House Bill No. 229, was adopted, be reconsidered, which motion was declared lost on a voice vote.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 233, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Wolf moved that the report be adopted.

Rep. Solberg moved a substitute motion that House Bill No. 233 be re-referred back to the Committee on Transportation, which motion was declared lost on a voice vote.

The question then was on the original motion of Rep. Wolf that the report of the Committee on Transportation on House Bill No. 233, be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 253, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 262, have had the same under consideration and recommend that the same be amended as follows:

In line three of the Title, strike out the following words, "Southwest Quarter of the Southeast Quarter" and insert in lieu thereof the words "South Half."

In line 8 of the Title beginning with the word "WHEREAS," strike out the remaining sentences of the Title to the sentence beginning with the words, "BE IT ENACTED."

In line five, strike out the following words, "Southwest Quarter of the" and insert in lieu thereof the words "South Half."

In line 6, strike out the words "Southeast Quarter." Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 262 will be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 291, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 292, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 313, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HOFSTRAND, Chairman.

Rep. Einarson moved that the report be adopted.

Rep. Seibel moved a substitute motion that House Bill No. 313 be placed on the calendar, which motion carried.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 324, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Cote moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 326, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Collette moved that the report be adopted.

Rep. Frank moved a substitute motion that House Bill No. 326 be placed on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 226, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ERICKSON, Chairman.

Rep. Acheson moved that the report be adopted.

Rep. Thompson of Richland moved a substitute motion that House Bill No. 226 be placed in General Orders for amendment, which motion was withdrawn.

Rep. Thompson of Richland moved that House Bill No. 226 be re-referred to the Committee on Political Subdivisions, which motion prevailed and House Bill No. 226 was so ordered re-referred by the Speaker.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "L", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Labor Relations to whom was referred House Bill No. 198, have had the same under consideration and recommend that the same be amended as follows:

That sections 34-0901, 34-0902, 34-0903, 34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909, 34-0910, 34-0911, 34-0912, 34-0914, and 34-0915 of the 1947 Supplement to the North Dakota Revised Code of 1943 are hereby repealed.

And when so amended recommend the same do pass.

REP. BAKER REP. BYMERS REP. HAEDT
REP. HAFNER
REP. KLEPPE
REP. ROY LARSON
REP. LINDBERG

REP. ZURCHER REP. WESTBY

REP. MAHER

REP. WELK

REP. SCHADE REP. SCHMIDT

REP. HOLAND

REP. SIVERSON

REP. THOMPSON, McLean REP. THOMPSON, Richland

REP. THOMPSON, Richland, Chairman.

Mr. Speaker: The minority of your Committee on Labor Relations to whom was referred House Bill No. 198, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WALSTER REP. BRADY REP. HEIMES REP. MOE

REP. THOMPSON, Richland, Chairman.

Rep. Brady moved that the report of the minority of the Committee on Labor Relations on House Bill No. 198 be adopted.

Rep. Bymers moved a substitute motion that the report on the majority of the Committee on Labor Relations on House Bill No. 198 be substituted for the report of the minority, which motion prevailed.

The Speaker announced that the report of the Committee on Labor Relations on House Bill No. 198 will be considered in the sixth order of business on the next legislative day.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 8
House Bill No. 11
House Bill No. 27
House Bill No. 29
House Bill No. 30
House Bill No. 48
House Bill No. 53
House Bill No. 73
House Bill No. 83
House Bill No. 83
House Bill No. 89

Were delivered to the Governor for his approval at the hour of 1:35 p.m. o'clock, February 7, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Concurrent Resolution "C" to the office of the Secretary of State at the hour of 1:37 p.m., on February 7, 1949.

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was declared adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "Q"

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Rep. Stormon of Rolette moved that the House join with the Senate in a joint session, at 2:30 p. m. February 8, 1949 for the purpose of hearing Mr. Everett Nygaard and Mr. Henry Scanlon, operatic singers who are visiting in the city, which motion prevailed.

Rep. Stormon of Rolette moved that the Senate be notified as to the joint session at 2:30 p. m. February 8, 1949, which motion prevailed.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 169. A Bill for an Act to Amend and Reenact Subdivision 4 of Section 26-1110 of the North Dakota Revised Code of 1943. Relating to Pensions for Officers and Directors of Domestic Life Insurance Companies.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 33; absent and not voting, 1.

Those voting in the affirmative were:

Allen Halcrow Sailer
Anderson, Cass Hammer Saumur
Anderson, Haugen, Schade
Eddy-Foster Griggs-Steele Schmidt

Anderson, Richl'd Haugland Sellens Simenson Baker Hegge Benson Heimes Siverson Bentz Hofstrand Skaar Brady Holand Smart Braun Homelvig Snow Brickner Johnson Solberg Bryans Sorlie Kielgaard Bubel Klefstad Starck Stevens Callahan Langley Collette Sticka Larsen Stormon, Ramsey Stormon, Rolette Dalzell Laske Drawz Lee Einarson Thompson, McL'n Leet Erickson Lillehaugen Wadeson Wahl Esterby Link Walster Fitch Luick Wambheim Fleck Maher Freadhoff McInnes Welk Fristad Mollett Wolf Fuglestad Nygaard Yirchott Zurcher Graham Power Hafner Rolfsrud Mr. Speaker

Those voting in the negative were:

Haugen, McLean Acheson Monson Anderson, Ransom Helling Murray Arndt Rudolf Helm Baeverstad Kleppe Schuler Cote Langseth Schwartz Culver Larson Seibel Dewing Leier Stair Ekren Lindberg Thompson, Richl'd Frank Westby Locken Gumeringer Moe Williams Haedt Moerke Wollitz Absent and not voting: Bymers

So the bill was declared passed and the title was agreed to.

House Bill No. 170. A Bill for an Act Creating Subsection 13 of Section 26-0811 of the 1947 Supplement to the North Dakota Revised Code of 1943; Amending Section 26-0812 of the 1947 Supplement to the North Dakota Revised Code of 1943, and Section 26-0813 of the North Dakota Revised Code of 1943; Relating to Investment in and Holding of Real Estate Other Than Farm Property by Domestic Insurance Companies.

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:

Halcrow Power Allen Anderson, Cass Hammer Rolfsrud Anderson, Haugen, Sailer Griggs-Steele Eddy-Foster Saumur Haugen, McLean Anderson, Richl'd Schade Arndt Haugland Schmidt

Baeverstad Hegge Schwartz Baker Heimes Sellens Bentz Hofstrand Simenson Brady Holand Siverson Braun Homelvig Skaar Brickner Johnson Smart Bryans Kjelgaard Solberg Callahan Klefstad Sorlie Collette Langseth Starck Culver Larsen Sticka Dalzell Laske Stormon, Ramsey Drawz Stormon, Rolette Lee Einarson Leet Thompson, McL'n Ekren Leier Wadeson Erickson Wahl Lillehaugen Esterby Walster Link Fitch Locken Wambheim Fleck Luick Welk Freadhoff Westby McInnes Wolf Fristad Moe Fuglestad Moerke Wollitz Graham Mollett Yirchott Haedt Monson Zurcher Hafner Mr. Speaker Nygaard

Those voting in the negative were:

Acheson Helling Rudolf Anderson, Ransom Schuler Helm Bubel Kleppe Seibel Cote Larson Snow Dewing Lindberg Stair Frank Maher Stevens Gumeringer Murray

Absent and not voting:

Benson Langley Williams

Bymers Thompson, Richl'd

So the bill was declared passed and the title was agreed to.

House Bill No. 113. A Bill for an Act Validating Title to All Lands Acquired by Any County of This State Through Tax Deed Proceedings Prior to July 1, 1939, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 110; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Acheson	Halcrow	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson,	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Holand	Simenson

Brady Braun Brickner Bryans Bubel Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Fleck Frank Freadhoff Fristad Fuglestad Graham Gumeringer Haedt Hafner

Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link

Locken

Luick

Maher

Moe

McInnes

Moerke

Mollett

Monson

Nygaard

Siverson
Skaar
Smart
Snow
Solberg
Sorlie
Stair
Starck
Stevens
Sticka
Stormon, Ramsey
Stormon, Rolette

Thompson, McL'n
Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Those voting in the negative were:

Murray

Absent and not voting:

Bymers

Thompson, Richl'd

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

Rep. Mollet moved that the vote by which House Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 182. A Bill for an Act Authorizing the Superintendent of Public Instruction and School Districts to Enter Into Certain Agreements Pertaining to Public Education.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

Acheson
Allen
Anderson, Cass
Anderson, Ransom
Anderson, Richl'd
Arndt
Baeverstad
Baker
Benson
Brady
Braun

Gume
Hade
Haedt
Hade
Hafne
Haler
Haug
Haug
Heim
Heim
Heim
Heim
Hofst

Gumeringer
Haedt
Hafner
Halcrow
Hammer
Haugen,
Griggs-Steele
Haugland
Hegge
Heimes
Helling
Helm
Hofstrand

Moerke
Monson
Nygaard
Rolfsrud
Schade
Schmidt
Schwartz
Seibel
Simenson
Siverson
Skaar
Smart
Snow

Brickner Holand Solberg Bryans Sorlie Homelvig Collette Kjelgaard Starck Cote Klefstad Stevens Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Culver Langley Dalzell Langseth Dewing Larsen Thompson, McL'n Drawz Larson Einarson Wahl Laske Wambheim Ekren Lee Westby Fitch Leet Williams Frank Leier Freadhoff Wollitz Lindberg Fristad Yirchott Link Fuglestad Luick Zurcher Mr. Speaker Graham McInnes

Those voting in the negative were:

Bentz Maher Sellens Bubel Moe Stair Callahan Mollett Sticka Murray Wadeson Erickson Haugen, McLean Walster Power Welk Rudolf Kleppe Sailer Wolf Lillehaugen Locken Schuler

Absent and not voting:

Bymers Fleck Saumur Esterby Johnson

So the bill was declared passed and the title was agreed to.

House Bill No. 191. A Bill for an Act Creating Subsection 69 of Section 40-0501 of the North Dakota Revised Code of 1943, Relating to Powers of Municipalities and Authorizing Municipal Governing Bodies to Acquire, Construct, Maintain, Operate, Finance and Control Public Rest Rooms and Facilities, Acquire the Necessary Real Estate Therefor by Purchase and Eminent Domain, and to Adopt Ordinances Regulating the Same.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Rolfsrud Hammer Acheson Rudolf Anderson, Cass Haugen, Anderson, Ransom Griggs-Steele Sailer Haugen, McLean Saumur Anderson, Eddy-Foster Haugland Schade Heimes Schmidt Anderson, Richl'd Helling Schuler Arndt Baeverstad Helm Schwartz Hofstrand Sellens Baker Holand Simenson Benson Siverson Bentz Homelvig Brady Johnson Skaar Kjelgaard Smart Braun Klefstad Snow Brickner Solberg Bryans Kleppe

Bubel Callahan Collette -Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Fleck Frank Freadhoff Fristad Fuglestad Graham Gumeringer Haedt Hafner Halcrow

Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick Maher McInnes Moe Moerke

Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette

Thompson, Richl'd
Thompson, McL'n
Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Those voting in the negative were:

Mollett

Seibel

Power

Monson

Murray

Nygaard

Absent and not voting:

Allen Bymers Esterby Fitch

Hegge

So the bill was declared passed and the title was agreed to.

Rep. Bubel moved that the House do now recess for twenty minutes, which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 7, 1949

Mr. President: This is to inform you that the House would like to receive the Senate in an informal joint session at 2:30 p. m., on Tuesday, February 8, 1949, to hear Mr. Everett Nygaard and Mr. Henry Scanlon, operatic singers, who are visiting in the city.

Very respectfully,

GEORGE OLSON, Chief Clerk.

The following House Bills, and a Concurrent Resolution having been read, were placed on

FINAL PASSAGE

House Bill No. 235. A Bill for an Act Providing That Clerks of District Courts, in Which Decrees of Divorce, or Judgments of Annulments of Marriages Have Been Entered, to Furnish Information to the State Registrar of Vital Statistics Relating to Such Decrees or Judgments.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 2; absent and not voting, 36.

Those voting in the affirmative were:

Acheson Gumeringer Saumur Anderson, Cass Haedt Schade Anderson, Ransom Schmidt Haugen, Griggs-Steele Schwartz Anderson, Eddy-Foster Haugen, McLean Seibel Arndt Haugland Sellens Simenson Baeverstad Hegge Baker Heimes Smart Helling Benson Snow Bentz Helm Starck Homelvig Stevens Braun Brickner Johnson Stormon, Rolette Thompson, Richl'd Bryans Kleppe Thompson, McL'n Callahan Langley Collette Wadeson Larsen Dalzell Laske Wahl Walster Drawz Lee Einarson Leier Wambheim Lindberg Welk Ekren Erickson Locken Westby Fitch Luick Wolf Fleck Moe Wollitz Yirchott Frank Mollett Murray Freadhoff Zurcher Fuglestad Nygaard Mr. Speaker

Those voting in the negative were:

Rudolf .

Graham

Schuler

Sailer

Absent and not voting:

Allen Hammer Moerke Anderson, Richl'd Hofstrand Monson Power Brady Holand Bubel Rolfsrud Kjelgaard Bymers Klefstad Siverson Cote Langseth Skaar Solberg Culver Larson Sorlie Dewing Leet Esterby Lillehaugen Stair Fristad Link Sticka Hafner Maher Stormon, Ramsey Halcrow McInnes Williams

So the bill was declared passed and the title was agreed to.

House Bill No. 245. A Bill for an Act to Amend and Reenact Sections 57-15061 and 57-15062 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to County Tax Levy for Farm to Market Road, Election Therefore and the Fund Raised and Use Thereof.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 22.

Those voting in the affirmative were:

Acheson Haedt Rolfsrud
Anderson, Cass Halcrow Rudolf
Anderson, Ransom Hammer Sailer

Saumur Anderson, Haugen, Griggs-Steele Haugen, McLean Eddy-Foster Schade Anderson, Richl'd Schmidt Arndt Haugland Schuler Schwartz Baeverstad Hegge Baker Seibel Heimes Helling Sellens Benson Bentz Helm Simenson Siverson Brady Hofstrand Homelvig Braun Smart Brickner Johnson Snow Starck Bryans Kleppe Callahan Stevens Langley Collette Stormon, Rolette Larsen Dalzell Laske Thompson, Richl'd Thompson, McL'n Dewing Lee Wadeson Drawz Leier Wahl Einarson Lindberg Ekren Link Walster Welk Erickson Locken Westby Esterby Luick Fitch Williams Maher Fleck Moerke Wolf Frank Wollitz Mollett Freadhoff Yirchott Monson Fuglestad Zurcher Murray Graham Nygaard Mr. Speaker Gumeringer

Those voting in the negative were:

Moe

Holand

Power

Absent and not voting:

Allen Kjelgaard
Bubel Klefstad
Bymers Langseth
Cote Larson
Culver Leet
Fristad Lillehaugen
Hafner McInnes

Skaar Solberg Sorlie Stair Sticka

Stormon, Ramsey Wambheim

So the bill was declared passed and the title was agreed to.

House Bill No. 274. A Bill for an Act to Amend and and Re-enact Section 50-0705 of the North Dakota Revised Code of 1943 Relating to Ownership of Property or Insurance Policy Does Not Preclude Granting of Assistance: Transferred in Trust.

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:

Halcrow Acheson Sailer Anderson, Cass Hammer Saumur Anderson, Ransom Haugen, Schade Griggs-Steele Anderson, Schmidt Haugen, McLean Eddy-Foster Schuler Anderson, Richl'd Haugland Schwartz Seibel Arndt Hegge

Baeverstad Sellens Heimes Helling Simenson Baker Siverson Benson Helm Bentz Hofstrand Skaar Braun Holand Smart Snow Brickner Homelvig Bryans Kjelgaard Solberg Bubel Kleppe Stair Callahan Starck Langley Collette Langseth Stevens Cote Larsen Sticka Stormon, Ramsey Stormon, Rolette Culver Larson Dalzell Laske Dewing Lee Thompson, Richl'd Thompson, McL'n Drawz Leier Einarson Lillehaugen Wadeson Wahl Ekren Lindberg Erickson Locken Walster Wambheim Esterby Luick Fitch Moe Welk Fleck Mollett Westby Williams Frank Monson Murray Freadhoff Wolf Fuglestad Nygaard Wollitz Yirchott Graham Power Gumeringer Rolfsrud Zurcher Haedt Rudolf Mr. Speaker Hafner

Absent and not voting:

Allen Johnson Maher
Brady Klefstad McInnes
Bymers Leet Moerke
Fristad Link Sorlie

So the bill was declared passed and the title was agreed to. House Bill No. 287. A Bill for an Act Requiring Municipalities to Maintain in Sanitary Condition Roads Leading to Grounds for the Disposal of Garbage, and Setting Forth Exceptions to the Application of Said Act.

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:

Acheson Halcrow Power Allen Hammer Rolfsrud Anderson, Cass Rudolf Haugen, Griggs-Steele Anderson, Ransom Sailer Anderson, Haugen, McLean Saumur Eddy-Foster Haugland Schade Anderson, Richl'd Hegge Schmidt Schuler Arndt Heimes Baeverstad Helling Schwartz Baker Helm Seibel Hofstrand Sellens Benson Holand Simenson Bentz Homelvig Siverson Brady Skaar Braun Johnson Brickner Kjelgaard Smart Klefstad Bryans Snow

Bubel Solberg Kleppe Callahan Langley Sorlie Collette Langseth Stair Cote Starck Larsen Culver Stevens Larson Sticka Dalzell Laske Stormon, Ramsey Stormon, Rolette Dewing Lee Drawz Leet Thompson, McL'n Einarson Leier Ekren Lillehaugen Wadeson Wahl Erickson Lindberg Esterby Link Walster Wambheim Fitch Locken Luick Welk Fleck Frank McInnes Westby Williams Freadhoff Moe Moerke Wolf Fuglestad Mollett Wollitz Graham Monson Yirchott Gumeringer Haedt Murray Zurcher Hafner Nygaard Mr. Speaker

Absent and not voting:

Bymers Maher Thompson, Richl'd

Fristad

So the bill was declared passed and the title was agreed to. House Bill No. 304. A Bill for an Act to Amend and Reenact Section 20-0611 of the North Dakota Revised Code of 1943 Relating to the Maintaining of Fish Houses or Structures Used for Fishing Through the Ice.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 12; absent and not voting, 4.

• Those voting in the affirmative were:

Acheson Graham Moerke Allen Gumeringer Mollett Anderson, Cass Monson Haedt Anderson, Ransom Hafner Murray Anderson. . Halcrow Nygaard Eddy-Foster Power Hammer Rolfsrud Anderson, Richl'd Haugen, Griggs-Steele Haugen, McLean Arndt Rudolf Schade Baeverstad Baker Haugland Schmidt Benson Hegge Schuler Schwartz Bentz Heimes Brady Helling Seibel Braun Helm Sellens Hofstrand Simenson Brickner Homelvig Siverson Bryans Bubel Johnson Smart Snow Callahan Kjelgaard Collette Klefstad Sorlie Cote Kleppe Starck Langley Sticka Culver Dalzell Langseth Stormon, Ramsey Dewing Larsen Stormon, Rolette Thompson, McL'n Drawz Larson Einarson Wadeson Lee

Ekren Wahl Leet Wambheim Erickson Leier Esterby Lillehaugen Welk Fitch Lindberg Westby Williams Fleck Link Frank Locken Yirchott Freadhoff Zurcher Luick McInnes Mr. Speaker Fuglestad

Those voting in the negative were:

Holand Skaar Thompson, Richl'd Laske Solberg Walster Wolf Sailer Stevens Wollitz

Absent and not voting:

Bymers Maher Saumur

Fristad

So the bill was declared passed and the title was agreed to.

House Bill No. 162. A Bill for an Act Authorizing the County Commissioners in Any County in This State, Upon Application by a Duly Organized County Hospital Association, to Make a Levy for Not More Than Five Years Not to Exceed Eight Mills in Any One Year Upon the Assessed Valuation of the Property in the County for the Construction of a County Hospital, and Equipment.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Hafner Power Allen Halcrow Rolfsrud Rudolf Anderson, Cass Hammer Anderson, Ransom Haugen, Sailer Griggs-Steele Saumur Anderson. Eddy-Foster Haugland Schade Schmidt Anderson, Richl'd Hegge Schwartz Arndt Heimes Baeverstad Helling Seibel Baker Hofstrand Sellens Simenson Benson Holand Brady Kjelgaard Siverson Brickner Klefstad Skaar Bryans Kleppe Smart Callahan Langley Snow Collette Sorlie Larsen Cote Starck Larson Culver Laske Stevens Dalzell Lee Sticka Stormon, Ramsey Stormon, Rolette Dewing Leet Drawz Leier Einarson, Thompson, Richl'd Lillehaugen Lindberg Erickson Wadeson Esterby Link Wahl McInnes Fitch Welk Fleck Moe Westby Freadhoff Moerke Williams Fuglestad Mollett Wollitz Graham Monson Yirchott

Zurcher Gumeringer Murray Haedt Nygaard Mr. Speaker Those voting in the negative were: Homelvig Bentz Solberg Braun Johnson Stair Thompson, McL'n Bubel Langseth Frank Locken Walster Haugen, McLean Wambheim Luick Helm Schuler Wolf

Absent and not voting:

Bymers Fristad Maher

Ekren

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 185. A Bill for an Act to Amend and Reenact Section 43-1102 of the North Dakota Revised Code of 1943, Relating to Exemptions From the Provisions of Chapter 43-11 of Said Code, Relating to Hairdressers and Cosmetologists.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 39; absent and not voting, 3.

Those voting in the affirmative were:

Acheson Griggs-Steele Monson Anderson, Ransom Haugen, McLean Murray Anderson, Hegge Nygaard Eddy-Foster Helling Rolfsrud Anderson, Richl'd Helm Rudolf Benson Hofstrand Schade Braun Homelvig Schmidt Bryans Johnson Schuler Bubel Kjelgaard Seibel Kleppe Cote Siverson Culver Langseth Snow Dewing Larson Solberg Einarson Laske Stair Erickson Lee Starck Esterby Leet Stevens Frank Leier Sticka Fristad Lillehaugen Thompson, McL'n **Fuglestad** Lindberg Wadeson Graham Link Wahl Welk Gumeringer Locken Luick Williams Haedt Hafner Maher Wolf Halcrow Moe Zurcher

Those voting in the negative were:

Hammer

Haugen,

Allen Fleck Schwartz Freadhoff Anderson, Cass Sellens Arndt Haugland Simenson Baeverstad Heimes Skaar Baker Holand Smart Brady Klefstad Sorlie

Moerke

Brickner Langley Stormon, Ramsey

Mr. Speaker

Callahan Stormon, Rolette Larsen Collette McInnes Thompson, Richl'd Wambheim Dalzell Mollett Westby Drawz Power Wollitz Ekren Sailer Fitch Saumur Yirchott

Absent and not voting:

Bentz Bymers Walster

So the bill was declared passed and the title was agreed to. Rep. Wolf 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.

House Bill No. 216. A Bill for an Act Amending and Re-enacting Subsection 3 of Section 30-2004 of the North Dakota Revised Code of 1943 Relating to Compensation Paid to Executors or Administrators.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 62; absent and not voting, 6.

Those voting in the affirmative were:

Allen Graham Moe Gumeringer * Moerke Anderson, Halcrow Eddy-Foster Murray Anderson, Richl'd Sailer Haugen. Griggs-Steele Sellens Baeverstad Siverson Bentz Hofstrand Snow Brady Holand Brickner Homelvig Solberg Stormon, Rolette Bubel Johnson Thompson, McL'n Dalzell Kjelgaard Wadeson Einarson Langley Wahl Fitch Larson Fleck Lee Walster Freadhoff Leet Westby Yirchott Fristad Leier Link Fuglestad

Those voting in the negative were:

Schade Acheson Hegge Anderson, Cass Helling Schuler Anderson, Ransom Helm Schwartz Seibel Arndt ' Klefstad Baker Kleppe Simenson Bryans Langseth Skaar Smart Callahan Larsen Sorlie Collette Laske Cote Lillehaugen Stair Culver Lindberg Starck Dewing Locken Stevens Drawz Luick Sticka Thompson, Richl'd Ekren Maher Erickson McInnes Wambheim Esterby Mollett Welk Williams Frank Monson Haedt Nygaard Wolf Hafner Power Wollitz Rolfsrud Hammer Zurcher

Mr. Speaker

Haugen, McLean Rudolf Haugland Saumur

Absent and not voting:

Benson Bymers Schmidt

Braun Heimes Stormon, Ramsey

So the bill was declared lost.

Rep. Sticka moved that the vote by which House Bill No. 216 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "O". A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Authorizing the Legislative Assembly to Fix the Compensation and Expenses of the Elective Officers of the State and of the Members of the Legislative Assembly, and Repealing Section 45 of Section 84 of the Constitution of the State of North Dakota.

Rep. Fitch asked the unanimous consent of the House to amend House Concurrent Resolution "O", which motion prevailed.

Rep. Fitch moved that House Concurrent Resolution "O" be amended as follows: In line 18, strike out the figure "8" and insert the figure "15", which motion prevailed.

Rep. Fitch moved that the rules be suspended and that House Concurrent Resolution "O" be considered properly reengrossed and placed on final passage which motion prevailed.

ROLL CALL

The question being on the final passage of House Concurrent Resolution "O", as amended, the roll was called and there were ayes, 63; nays, 48; absent and not voting, 2.

Those voting in the affirmative were:

Acheson Haugen, McLean Schmidt Allen Hegge Schwartz Anderson, Homelvig Seibel Eddy-Foster Sellens Johnson Anderson, Richl'd Smart Langley Snow Baeverstad Larsen Sorlie Brickner Larson Callahan Stair Lindberg Sticka Cote Link Dalzell Luick Stormon, Rolette Maher Thompson, Richl'd Dewing Drawz McInnes Thompson, McL'n Wadeson Einarson Moerke Ekren Mollett Wahl Erickson Walster Murray Wambheim Fitch Nygaard Fleck Power Welk Fristad Rolfsrud Wolf Graham Sailer Wollitz Gumeringer Yirchott Saumur Zurcher Halcrow Schade Hammer

Those voting in the negative were:

Anderson, Cass Hafner Leier Anderson, Ransom Haugen, Lillehaugen Arndt Griggs-Steele Locken Baker Haugland . Moe Heimes Monson Benson Rudolf Bentz Helling Brady Helm Schuler Braun Hofstrand Simenson Bryans Holand Siverson Kjelgaard Klefstad Bubel Skaar Collette Starck Culver Kleppe Stevens Esterby Stormon, Ramsey Langseth Westby Frank Laske Freadhoff Lee Williams Fuglestad Leet Mr. Speaker Haedt

Absent and not voting:

Bymers

Solberg

So House Concurrent Resolution "O" was declared passed, as amended, and the title was agreed to.

Rep. Murray moved that the vote by which House Concurrent Resolution "O" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The following Senate Bills, having been read, were placed on

FINAL PASSAGE

Senate Bill No. 41. A Bill for an Act to Amend and Reenact Section 20-0314 of the North Dakota Revised Code of 1943, Relating to Fees for Commercial Fishing Licenses, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Acheson	Haugen,	Monson
Allen	Griggs-Steele	Nygaard
Anderson, Ransom	Haugland	Power
Anderson,	Hegge	Rolfsrud
Eddy-Foster	Heimes	Sailer
Anderson, Richl'd	Helm	Saumur
Arndt	Hofstrand	Schmidt
Baeverstad	Holand	Schwartz
Baker	Homelvig	Seibel
Bentz	Johnson	Siverson
Brady	Kjelgaard	Skaar
Bryans	Klefstad	Smart
Collette	Kleppe	Snow
Cote	Langley	Solberg
Culver	Langseth	Sorlie
Dalzell	Larsen	Starck
Dewing	Larson	Sticka
Drawz	Laske	Stormon, Ramsey
Einarson	Lee	Stormon, Rolette
Ekren	Leet	Thompson, Richl'd
Esterby	Leier	Wadeson
Fitch	Lindberg	Wahl
Fleck ·	Link	Walster
Frank	Luick	Wambheim

Mr. Speaker

Freadhoff Maher Westby
Fristad McInnes Wollitz
Fuglestad Moe Yirchott
Haedt Moerke Zurcher
Halcrow Mollett

Schade

Those voting in the negative were:

Anderson, Cass Hafner Schuler Benson Hammer Sellens Haugen, McLean Simenson Braun Stair Brickner Helling Bubel Lillehaugen Stevens Thompson, McL'n Callahan Locken Welk Erickson Murray Graham Rudolf Wolf

Absent and not voting:

Gumeringer

Bymers Williams

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

Senate Bill No. 2. A Bill for an Act to Provide for Payment of Adjusted Compensation to North Dakota Veterans of World War II Who Served in the Armed Forces of the United States or Governments Allied with the United States Government in World War II Between September 16, 1940 and September 2, 1945 and to Beneficiaries of Such Persons; to Prescribe the Powers and Duties of State Officers With Respect Thereto; to Prescribe Penalties for Violations of the Provisions of This Act; Providing an Appropriation and Declaring an Emergency.

Rep. Fristad requested that he be permitted to be excused from voting on Senate Bill No. 2.

Rep. Sailer moved that Rep. Fristad be excused from voting.

Rep. Bubel moved that all veterans who are members of the House of Representatives, be permitted to vote on Senate Bill No. 2, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Acheson Halcrow Power Rolfsrud Hammer Allen Anderson, Ransom Haugen, Rudolf Griggs-Steele Haugen, McLean Sailer Anderson, Cass Anderson. Saumur Haugland Schade Eddy-Foster Anderson, Richl'd Schmidt Hegge Arndt Heimes Schuler Baeverstad Helling Schwartz Baker Helm Seibel Sellens Benson Hofstrand Holand Simenson Bentz Brady Homelvig Siverson Braun Johnson Skaar Brickner Kjelgaard Smart Bryans Klefstad Snow Solberg Bubel Kleppe

Callahan Langley Collette Langseth Larsen Cote Culver Larson Dalzell Laske Dewing Lee Drawz Leet Einarson Leier Lillehaugen Ekren Erickson Lindberg Esterby Link Fitch Locken Fleck Luick Frank Maher Freadhoff McInnes Fristad Moe Fuglestad Moerke Graham Mollett Gumeringer Monson Haedt Murray Hafner Nygaard

Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson Wahl Walster Wambheim Welk Westby Williams Wolf Wollitz Yirchott Zurcher Mr. Speaker

Sorlie

Stair

Starck

Stevens Sticka

Absent and not voting:

Bymers

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

MESSAGE TO THE SENATE

House Chamber Bismarck, February 7, 1949

Mr. President: I have the honor to inform you that the House is returning House Bill No. 124, which the Senate amended, for clarification of the Senate amendment.

GEORGE OLSON, Chief Clerk.

Rep. Hofstrand requested the unanimous consent of the House to withdraw House Bills No. 286 and 322, which request was granted.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the conclusion of that order, the House stand recessed until 1:30 p.m. Tuesday, February 8, 1949, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 12.

And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

THIRTY-FIFTH DAY AFTER RECESS AND THIRTY-SIXTH DAY

Bismarck, February 8, 1949

The House reconvened at 1:30 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed.

House Bill No. 54 House Bill No. 165 House Bill No. 265 House Bill No. 266 House Bill No. 269 House Bill No. 277 House Bill No. 319

And House Concurrent Resolution "O"

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 194, 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 Providing for the Appropriation and Distribution of Funds Received from the Federal Government in Counties Where the Federal Government has Acquired Land for the Development of Projects for Public, Uses and Declaring an Emergency.

The Government of the United States Under the Provisions of Public Law 526 of the 79th Congress has Provided that Seventy-five Per Centum of all Monies Received and Deposited in the Treasury of the United States During Any Fiscal Year on Account of the Leasing of Lands Acquired by the United States for Flood Control Purposes Shall be Paid at the End of Such Year by the Secretary of the Treasury to the State in Which Such Property is Situated, to be Expended as the State Legislature May Pre-

scribe for the Benefit of the Public Schools and Public Roads of the County or Counties in Which Such Property is Situated, and

The Secretary of the Treasury of the United States Has Paid to the Treasurer of the State of North Dakota Certain Sums of Money as Provided in Said Public Law 526 Referred to Herein, Therefore

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) The funds received under the provisions of Public Law 526 by the treasurer of the state of North Dakota from time to time for any county

or counties in this state are hereby appropriated and shall be paid over by the treasurer to the county or

counties entitled thereto. One half of such funds shall

be paid to the county tuition fund of the county or counties where lands have thus been acquired by the United States, and one half shall be paid to such

county or counties for road purposes to be expended

as the county commissioners may determine.

SECTION 2. EMERGENCY.) This Act is hereby

12 12a declared

13 to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And recommend the same be re-referred to the Committee on Appropriations.

REP. WOLF, Chairman.

Rep. Braun moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 194 would be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 241, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 246, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 258, have had the same under consideration and recommend that the same be amended as follows:

In line 23 strike out the words "at least thirty days before the time". Strike out all of lines 24, 25, 26, 27, 28, 29 and insert in lieu thereof the following; "Within thirty days after the appointment of an executor or administrator, the executor or administrator shall give written notice by registered mail, or otherwise, to all known persons within the State of North Dakota, who may have furnished medical care and service to the deceased in connection with his last sickness, to present his claim against the estate".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Cote moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 258 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 281, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 284, have had the same under consideration and recommend that the same be amended as follows:

In the last line of the title after the word "therewith", strike out the period, insert a comma in lieu thereof, and add the following: "and declaring an emergency."

At the end of the bill add the following: "SECTION 4.) EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 284 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 296, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "P", have had the same under consideration and recommend that the same be amended as follows:

In line 17 strike out the following words and punctuation "or any of its agencies" comma, and insert a comma after "States" in line 17.

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Concurrent

Resolution "P" will be considered in the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Brickner moved that the amendments on House Bill No. 262 as recommended by the Committee on State and Federal Government and printed on page 458 of the House Journal, be adopted, which motion prevailed.

Rep. Thompson of Richland moved that House Bill No. 198 be re-referred to the Committee on Labor Relations, which motion prevailed and House Bill No. 198 was so ordered re-referred.

FIRST READING OF SENATE BILLS

Senate Bill No. 158. A Bill for an Act Authorizing Attachment of Communication Wires to Structures Supporting Electric Supply Lines, Providing for Nonliability for Injury or Damage Resulting From Attachment of Communication Wires to Structures Supporting Electric Supply Lines, and Providing Compensation for Such Attachments.

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

Senate Bill No. 168. A Bill for an Act Granting Additional Powers to the State Board of Higher Education Relative to the Issuing of Bonds Under the Provisions of Chapter 154 of the Session Laws of 1947, Providing Additional Sources for the Bond Payment Fund.

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

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 15-1803, North Dakota Revised Code of 1943, Relating to Junior Colleges in Special School Districts; Providing for Tuition in Junior Colleges; Providing for a Tax Levy for the Support of Junior Colleges.

Was read for the first time and referred to the Committee on

Senate Bill No. 170. A Bill for an Act to Amend and Reenact Section 54-27092 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Appropriations for Buildings, Additions to Buildings and Permanent Improvements for State Charitable, Penal and Educational Institutions.

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

Senate Bill No. 171. A Bill for an Act to Amend and Reenact Section 33-1234 of the North Dakota Revised Code of 1943, Relating to Appeal From Justice Court Judgment by State and Defendant; Time; How Taken; Notice; and Bail.

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

Senate Bill No. 194. A Bill for an Act to Amend and Reenact Section 15-4701 of the North Dakota Revised Code of 1943, Relating to Schools Free and Accessible, School Ages, and Age of Starting a Child in School.

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

Rep. Langseth moved that the House reconsider the action by which Senate Bill No. 41 was passed, which motion prevailed.

Rep. Langseth moved that Senate Bill No. 41 be referred to the Committee on Natural Resources.

Rep. Starck moved a substitute motion that Senate Bill No. 41 be placed in General Orders, which motion prevailed.

Rep. Lillehaugen moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-SIXTH DAY

Bismarck, February 8, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Paul G. Hayes of the McCabe Methodist Church of Bismarck.

The roll was called and all members were present.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 8, 1949

Mr. President: I have the honor to transmit:

House Bill No. 91

House Bill No. 139

House Bill No. 185

House Bill No. 223

House Bill No. 318

House Concurrent Resolution "F"

House Concurrent Resolution "K"

House Concurrent Resolution "N"

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

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 8, 1949

Mr. President: I have the honor to transmit:

House Bill No. 12

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

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 8, 1949

Mr. President: I have the honor to return:

Senate Bill No. 60

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 8, 1949

Mr. President: I have the honor to return:

Senate Bill No. 116

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Third Day After Recess and Thirty-Fifth Day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 8, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 14

House Bill No. 28 House Bill No. 39 House Bill No. 95

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 8, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 98

House Bill No. 142 House Bill No. 155

House Concurrent Resolution "R"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 8, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 114

Senate Bill No. 130

Senate Bill No. 131

Senate Bill No. 143

Senate Bill No. 149

Senate Bill No. 152 Senate Bill No. 224

Senate Bill No. 228

Senate Bill No. 229

Senate Concurrent Resolution "I"

Which the Senate has passed and your favorable consid-

W. J. TROUT, Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 36 House Bill No. 38

House Bill No. 40

House Bill No. 50

Were delivered to the Governor for his approval at the hour of 1:37 P. M. o'clock, February 8, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 63, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 67, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 68, have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the printed bill strike out "1941" and insert in lieu thereof "1949." $\,$

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 68 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 196, have had the same under consideration and recommned that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Johnson moved that the vote by which the report of the Committee on State and Federal Government House Bill No. 196 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 209, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 210, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill insert a "comma" after the period and add the following words: "and declaring an emergency."

In line 4 of the printed bill after the word "necessary," strike out the word "for" then strike out the remainder of the bill and insert in lieu thereof the following:

"to be applied in paying a pension to Nennor A. Nelson, Jr., in accordance with the provisions of Chapter 37-11 of the

North Dakota Revised Code of 1943, to cover rehabilitation, on a monthly basis, as soon as arrangements can be made therefor.

This appropriation is made for the reason that the said Nennor A. Nelson, Jr., while participating in field training with the North Dakota National Guard in June, 1948, at Camp Grafton, was struck by a car and incurred the loss of one leg and sustained other injuries.

SECTION 2. Such payment shall be made to the said Nennor A. Nelson, Jr., on a monthly basis and the state auditor shall issue warrants therefor upon vouchers duly certified by the adjutant general of the state.

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.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 210 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 240, have had the same under consideration and recommend that the same be amended as follows:

In line 22 after the word "stockholders" strike out the comma and insert a period.

In line 22 strike out the word "present."

Strike out all of lines 23, 24, 25, 26, and 27.

In line 28 strike out the words "of number" and insert in lieu thereof: "In association of more than fifty members, twenty-five members present shall constitute a quorum. Where a quorum is not present at the annual meeting of such association, a subsequent annual meeting may be called and at such subsequent annual meeting fifteen members shall constitute a quorum."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 240 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 244, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 290, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 334, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Fristad moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 338, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

The following House Bills and Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 265. A Bill for an Act to Amend and Reenact Section 39-0309 of the North Dakota Revised Code of 1943, Relating to Powers of Commissioner and Highway Patrol.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 35; absent and not voting, 7.

Those voting in the affirmative were:

Allen	Hafner	Sailer
Anderson, Cass	Halcrow	Saumur
Anderson, Ransom	Haugen,	Schade
Arndt	Griggs-Steele	Schmidt
Baeverstad	Heimes	Schwartz
Baker	Hofstrand	Sellens
Benson	Holand	Simenson
Bentz	Johnson	Siverson
Brady	Kjelgaard	Skaar
Braun	Klefstad	Smart
Brickner	Kleppe	Sorlie \
Bubel	Langley	Stevens
Callahan	Larsen	Stormon, Ramsey
Collette	Laske	Stormon, Rolette
Dalzell	Lee	Wadeson •
Drawz	Leet	Wahl
Einarson	Lillehaugen	Wambheim
Esterby	Lindberg	Welk
Fitch	Link	Westby
Fleck	McInnes	Wolf
Freadhoff	Moe	Wollitz
Fuglestad	Nygaard	Yirchott
Gumeringer	Power	Zurcher
Haedt	Rolfsrud	Mr. Speaker
Those voting in th	e negative were:	
Acheson	Hegge	Monson

Anderson	Helling		Rudolf
Eddy-Foster	Helm		Schuler
Anderson, Richl'd	Homelvig		Seibel
Bryans	Langseth		Snow
Cote	Larson		Solberg
Dewing	Leier		Starck
Erickson	Locken	*	Sticka
Frank	Luick		Thompson, Richl'd
Graham	Maher		Thompson, McL'n
Hammer	Moerke		Walster
Haugen, McLean	Mollett		Willfams
Absent and not vo	ting:		

Bymers	Fristad	Murray
Culver	Haugland	Stair
Ekren		*

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 266. A Bill for an Act to Amend Section 15-2505 as Amended and Section 15-2905 of the North Dakota Revised Code of 1943, Relating to Compensation of Board Members in Common and Special School Districts.

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:

Acheson	Haugen, McLean	
Allen	Haugland	Schade
Anderson, Cass	Hegge	Schmidt
Anderson, Ransom	Heimes	Schuler
Anderson, Richl'd	Helling	Schwartz
Baeverstad	Helm	Seibel
Baker	Hofstrand	Sellens
Benson	Holand	Simenson
Bentz	Homelvig	Siverson
Brady	Johnson	Skaar
Braun	Kjelgaard	Smart
Brickner	Kleppe	Snow
Bryans	Langley	Solberg
Bubel	Langseth	Sorlie
Bymers	Larsen	Stair
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Lee	Sticka
Dalzell	Leet	Stormon, Ramsey
Dewing	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, Richl'd
Einarson	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Esterby	Luick	Wahl
Fitch	Maher	Walster
Fleck	McInnes	Wambheim
Freadhoff	Moe	Welk
Fuglestad	Moerke	Westby
Graham	Mollett	Williams
Gumeringer	Monson	Wolf
Haedt	Nygaard	Wollitz

Hafner Power Yirchott
Halcrow Rolfsrud Zurcher
Hammer Rudolf Mr. Speaker
Haugen, Sailer

Griggs-Steele

Fuglestad

Gumeringer

Graham

Haedt

Those voting in the negative were:

Anderson Frank Locken Eddy-Foster

Absent and not voting:

Arndt Ekren Klefstad Culver Fristad Murray

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 269. A Bill for an Act Providing for the Cancellation of Checks Issued by the State Department of Health, Which Are More Than Six Years Old and Deposit to General Fund and Subsequent Payment.

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:

Acheson Rolfsrud Haugen, Griggs-Steele Allen Rudolf Haugen, McLean Anderson, Cass Sailer Anderson, Ransom Saumur Haugland Anderson Hegge Schade Eddy-Foster Heimes Schmidt Anderson, Richl'd Helling Schuler Schwartz Arndt Helm Baeverstad Hofstrand Seibel Holand Sellens Baker Benson Homelvig Simenson Siverson Johnson Bentz Skaar, Braun Kjelgaard Brickner Klefstad Smart Kleppe Snow Bryans Solberg Bubel Langley Sorlie Langseth Bymers Callahan Larsen Stair Collette Larson Starck Stevens Cote Laske Sticka Dalzell Lee Dewing Leet Stormon, Ramsey Leier Stormon, Rolette Drawz Einarson Lillehaugen Thompson, Richl'd Thompson, McL'n Ekren Lindberg Erickson Link Wadeson Locken Wahl Esterby Walster Fitch Luick Fleck Wambheim Maher McInnes Welk Frank Freadhoff Westby Moe

> Moerke Mollett

Monson

Murray

Williams

Wollitz

Yirchott

Wolf

Hafner Zurcher Nygaard Halcrow Power Mr. Speaker

Hammer

Absent and not voting:

Culver Fristad Brady

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 277 A Bill for an Act to Amend and Re-enact Sub-section One (1) of Section 50-0204 of the North Dakota Revised Code of 1943 Pertaining to Residence in Counties; How Gained; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 109; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Halcrow Rolfsrud Acheson Hammer Rudolf Allen Anderson, Cass Sailer Haugen, Griggs-Steele · Anderson, Ransom Saumur Haugen, McLean Schade Anderson Eddy-Foster Haugland Schmidt Anderson, Richl'd Schuler Hegge Arndt Heimes Schwartz Baeverstad Helm Seibel Sellens Hofstrand Baker Simenson Benson Holand Siverson Bentz Homelvig Brady Kjelgaard Skaar Klefstad Smart Braun Brickner Snow Kleppe Solberg Bryans Langley Bubel Langseth Sorlie Stair Bymers Larsen Starck Callahan Larson Collette Laske Stevens Lee Sticka Cote Stormon, Ramsey Stormon, Rolette Dalzell Leet

Leier

Thompson, Richl'd Lillehaugen Thompson, McL'n Einarson Lindberg Wadeson Ekren Link Wahl Erickson Locken Esterby Luick Walster Fitch Wambheim Maher Fleck McInnes Welk Westby Frank Moe Williams Freadhoff Moerke Fuglestad Mollett Wolf Wollitz Graham Monson Gumeringer Murray Yirchott

Zurcher

Mr. Speaker

Hafner Power Those voting in the negative were:

Helling

Haedt

Dewing

Drawz

Absent and not voting:

Fristad Johnson Culver

Nygaard

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

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 43-1515, Relating to the Qualifications for Registered Pharmacists.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 110; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Acheson	Halcrow	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Sailer
Anderson, Ransom	Griggs-Steele	Saumur
Anderson	Haugen, McLean	Schade
Eddy-Foster	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schuler
Arndt	Heimes	Schwartz
Baeverstad	Helling	Seibel
Baker	Helm	Sellens
Benson	Hofstrand -	Simenson
Bentz	Homelvig	Siverson
Brady	Johnson	Skaar
Braun	Kjelgaard	Smart
Brickner	Klefstad	Snow
Bryans	Kleppe	Solberg
Bubel	Langley	Sorlie
Bymers	Langseth	Stair
Callahan	Larsen	Starck
Collette	Larson	Stevens
Cote	Laske ·	Sticka
Culver	Lee	Stormon, Ramsey
Dalzell	Leet	Stormon, Rolette
Dewing	Leier	Thompson, Richl'd
Drawz	Lillehaugen	Thompson, McL'n
Einarson ,	Lindberg	Wadeson
Ekren	Link	Wahl
Erickson	Locken	Walster
Esterby	Luick	Wambheim
Fitch	Maher	Welk
Fleck	McInnes	Westby
Frank	Moe	Williams
Freadhoff	Moerke	Wolf
Fuglestad	Mollett	Wollitz
Graham	Monson	Yirchott
Gumeringer	Murray	Zurcher
Haedt	Nygaard	Mr. Speaker
Hafner		3
	THE THE PARTY OF T	

Those voting in the negative were:

Holand Rudolf

Absent and not voting:

Fristad

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

Rep. Fitch moved that the House do now recess to the call of the Joint Session, to be held this afternoon, with the Senate, which motion prevailed.

Lieutenant Governor Dahl called the Joint Session to order.

A program of songs was rendered by Mr. Everett Nygaard and Mr. Henry Scanlon, operatic singers, who are visiting in the city. Mr. Nygaard and Mr. Scanlon were accompanied at the piano by Mrs. Paul Rober of Bismarck.

The House was then reconvened at the close of the program, by Speaker Levin.

Rep. Lillehaugen requested that the House be on the eighth order of business, which request was granted.

Rep. Lillehaugen: "Mr. Speaker, I desire to make a motion at this time. I am sure that all of us have been shocked and grieved by the many reports of disastrous fires throughout the United States. I do not know if the membership of this assembly paid any attention to what occurred in the northeastern part of the state at the little village of Edinburg. There was a young couple there, the man was an ex-service man—a few mornings ago, they woke up and their house was on fire. The house was completely destroyed and three members of the family were badly burned. Two of the children are now in the hospital at Grafton, and the wife is also in the hospital, suffering from burns.

I was wondering if this group would be in a mood to show their sympathy, in more than words. I was wondering if we here, who are well and happy and drawing nice salaries and wages, would care to donate a little to show our appreciation to this young couple, and perhaps to encourage them. We can donate something, be it a nickle or a twenty dollar bill.

I move you that we instruct the pages to pass a hat around—not only in this assembly but in the corridors and in the galleries to anybody that wants to contribute a little.

I understand the Senate is doing the same thing. I know whatever is contributed will be greatly appreciated by this unhappy family."

The motion of Rep. Lillehaugen prevailed and the pages were instructed to take up a collection according to Rep. Lillehaugen's motion.

Rep. Graham: "Mr. Speaker, we have with us today a member of the House of Representatives from Minnesota. I move that a committee of two be appointed to escort Rep. Bergerud to the rostrum and that he be called on for a few remarks."

The motion of Rep. Graham prevailed and the Speaker appointed Rep. Graham and Rep. Saumur to escort Mr. Bergerud to the rostrum where he addressed the assembly.

The following House Bills and a Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 165. A Bill for an Act to Prescribe the Time and Manner of Giving Notice of Annual and Special Meetings to Members of Mutual Insurance Companies Organized Under the Provisions of Chapter 26-08 of the North Dakota Revised Code of 1943; Prescribing What the By-laws of Such Companies May Provide as to What Shall Constitute a Quolum; Providing for Representation at Such Meetings by Proxy; Prescribing What Vote Shall Be Necessary to Approve or Reject Proposals at Such Meetings and for the Amendment of Articles and By-laws; Providing for a Repeal of All Acts or Parts of Acts in Conflict With This Act, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Acheson	Fuglestad	Power
Allen	Graham	Rolfsrud
Anderson, Cass	Gumeringer	Sailer
Anderson,	Haedt	Saumur
Eddy-Foster	Hafner	Schwartz
Anderson, Richl'd	Halcrew	Sellens
Baeverstad	Hammer	Simenson
Baker	Haugen,	Siverson
Benson	Griggs-Steele	Skaar
Bentz	Haugland	Smart
Brady	Hegge	Solberg
Braun	Hofstrand	Sorlie
Brickner	Holand	Stair
Bubel	Homelvig	Starck
Bymers	Johnson	Sticka
Callahan	Kjelgaard	Stormon, Ramsey
Collette	Klefstad	Stormon, Rolette
Cote	Kleppe	Thompson, Richl'd
Dalzell	Langley	Thompson, McL'n
Drawz	Langseth	Wahl
Einarson	Larsen	Walster
Ekren	Lee ·	Wambheim
Erickson	Leet	Williams
Esterby	Link	Wolf
Fitch	Luick	Wollitz
Fleck	McInnes	Yirchott
Freadhoff	Nygaard	Mr. Speaker

Fristad
Those voting in the negative were:

Anderson, Ransom	Leier	Schmidt
Arndt	Lillehaugen	Schuler
Bryans	Locken	Seibel
Culver	Moe	Snow
Dewing	Moerke	Stevens
Frank	Mollett	Wadeson
Helling	Murray	Welk
Helm	Rudolf	Westby
Larson	Schade	Zurcher
Laske	(5-7-3-7-5)	100

Absent and not voting:

Haugen, McLean Lindberg Monson Heimes Maher

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

House Bill No. 54. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for all of the Subdivisions Thereof, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing all Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Rep. Thompson of Richland moved that House Bill No. 54 be placed in General Orders.

Rep. Fitch demanded a roll call which was granted.

ROLL CALL

The question being on the motion of Rep. Thompson of Richland that House Bill No. 54 be placed in General Orders the roll was called and there were ayes, 12; nays, 98; absent and not voting, 3.

Those voting in the affirmative were:

Dewing	Haedt	Stevens
Frank	Helm	Thompson, Richl'd
Freadhoff	Maher	Williams
Graham	Murray	Zurcher

Those voting in the negative were:

e negative were:	
Halcrew	Power
Haugen,	Rolfsrud
Griggs-Steele	Rudolf
	Sailer
	Saumur
	Schade
Heimes	Schmidt
Helling	Schwartz
Hofstrand,	Seibel
Holand	Sellens
Homelvig	Simenson
Johnson	Siverson
Kjelgaard	Skaar
Klefstad	Smart
Kleppe	Snow
Langley	Solberg
Langseth	Sorlie
Larsen	Stair *
Larson	Starck
Laske	Sticka
	Stormon, Ramsey
Leet	Stormon, Rolette
	Thompson, McL'n
	Wadeson
	Wahl
	Walster
	Wambheim
	Welk
	Westby
	Wolf
	Wollitz
	Yirchott
Nygaard	Mr. Speaker
	Halcrew Haugen, Griggs-Steele Haugen, McLean Haugland Hegge Heimes Helling Hofstrand Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Locken Luick McInnes Moe

Absent and not voting:

Hafner

Hammer Link Schuler

So the motion of Rep. Thompson of Richland was declared lost.

ROLL CALL

The question was now on the final passage of House Bill No. 54, as amended, the roll was called and there were ayes, 102; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Acheson	Hafner	Rolfsrud
Allen	Halcrow	Rudolf
Anderson, Cass	Haugen,	Sailer
Anderson, Ransom	Griggs-Steele	Saumur
Anderson,	Haugen, McLean	Schade '
Eddy-Foster	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schuler
Arndt	Heimes	Schwartz
Baeverstad	Helling	Sellens
Baker	Hofstrand	Simenson
Benson	Holand	Siverson
Bentz	Homelvig	Skaar
Brady	Johnson	Smart
Braun	Kjelgaard	Solberg
Brickner	Klefstad	Snow
Bryans	Kleppe	Sorlie
Bubel	Langley	Stair
Bymers	Langseth	Starck *
Callahan	Larsen	Stevens
Collette	Larson	Sticka
Cote	Laske \	Stormon, Ramsey
Culver	Lee	Stormon, Rolette
Dalzell	Leet	Thompson, McL'n
Dewing	Leier	Wadeson
Drawz	Lillehaugen	Wahl
Einarson	Lindberg	Walster
Ekren	Locken	Wambheim
Erickson	Luick	Welk
Fitch	McInnes	Westby
Fleck	Moe	Wolf
Freadhoff	Mollett	Wollitz
Fristad	Monson	Yirchott
Fuglestad	Murray	Zurcher
Gumeringer	Nygaard	Mr. Speaker
Haedt	Power	

Those voting in the negative were:

Esterby Helm Seibel

Frank Maher Thompson, Richl'd Graham Moerke Williams

Absent and not voting:

Hammer Link

So the bill was declared passed as amended and the title was agreed to.

Rep. Graham: "Mr. Speaker, I desire to explain my vote. I voted against this bill because I believe the appropriations are too large by approximately twenty percent."

House Bill No. 181. A Bill for an Act to Amend and Reenact Section 5-0210 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Repealing Subsection 3 of Section 5-0509 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Sale of Beer and Alcoholic Beverages.

Rep. Langley moved that House Bill No. 181 be re-referred to the Committee on Social Welfare, which motion was declared lost on a division vote.

ROLL CALL

The question was now on the final passage of the bill, the roll was called and there were ayes, 71; nays, 36; absent and not voting, 6.

Those voting in the affirmative were:

Acheson	Haedt	Power
Allen	Hafner	Rudolf
Anderson, Ransom	Haugen,	Sailer
Arndt	Griggs-Steele	Saumur
Benson	Haugen, McLean	Schade
Bentz	Hegge	Schmidt
Braun	Helm	Schwartz
Bryans	Heimes	Seibel
Bubel	Hofstrand	Skaar
Bymers	Holand	Snow
Collette	Homelvig	Solberg
Cote	Johnson	Sorlie
Culver	Kjelgaard	Stevens
Dalzell	Klefstad	Sticka
Dewing	Kleppe	Stormon, Ramsey
Drawz	Larson	Stormon, Rolette
Ekren	Leet	Thompson, Richl'd
Erickson	Leier	Wadeson
Fitch	Lindberg	Wahl
Fleck	Moe	Walster
Frank	Moerke	Welk
Freadhoff	Mollett	Westby
Fristad	Murray	Wolf
Gumeringer	Nygaard	Wollitz
m	The State of the S	

Those voting in the negative were:

Anderson, Cass	Halcrow	Schuler
Anderson,	Hammer	Sellens
Eddy-Foster	Haugland	Simenson
Anderson, Richl'd	Langley	Siverson
Baeverstad	Langseth	Smart
Baker	Larsen	Starck
Brady	Laske	Thompson, McL'n
Brickner	Lee	Wambheim
Callahan	Link	Williams
Einarson	Luick	Yirchett
Esterby	Monson	Zurcher
Fuglestad	Rolfsrud	Mr. Speaker
Graham		

Absent and not voting:

Helling Locken McInnes Lillehaugen Maher Stair

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

Rep. Lillehaugen moved that the vote by which House Bill No. 181 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

House Bill No. 195. A Bill for an Act to Amend and Reenact Section 12-5108 of the North Dakota Revised Code of 1943 Providing for the Cost of Transportation and the Care of Persons Committed to State Farm and the Payment of Such Expense and the Handling of Federal Prisoners.

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:

Acheson	Haedt	Rudolf
Allen	Hafner	Sailer
Anderson, Cass	Halcrow	Saumur
Anderson, Ransom	Hammer	Schade
Anderson, Eddy-Foster	Haugen, Griggs-Steele	Schmidt Schuler
Anderson, Richl'd	Haugen, McLean	Schwartz
Arndt	Haugland	Seibel
Baeverstad	Hegge	Sellens *
Baker	Heimes	Simenson
Benson	Helling	Siverson
Bentz	Helm	Skaar
Brady	Hofstrand	Smart
Braun	Holand	Snow
Brickner	Homelvig	Solberg
Bryans	Kjelgaard	Sorlie
Bubel	Klefstad	Stair
Bymers	Kleppe	Starck
Callahan	Langley	Stevens
Collette	Larsen	Sticka
Cote	Larson	Stormon, Ramsey
Culver	Laske	Stormon, Rolette
Dalzell	Lee	Thompson, Richl'd
Dewing	Leet	Thompson, McL'n
Drawz	Leier	Wadeson
Einarson	Lillehaugen	Wahl
Ekren	Lindberg	Walster
Erickson	Locken	Wambheim
Esterby	Luick	Welk
Fitch	Moe	Westby
Fleck	Moerke	Williams
Frank	Mollett	Wolf
Freadhoff	Monson	Wollitz
Fristad	Murray	Yirchott
Fuglestad	Numand	Zurcher
Graham	Nygaard Power	Mr. Speaker
Gumeringer	Rolfsrud	MI. bpeaker
dumeringer	Rollsrud	

Absent and not voting:

Johnson Link Maher McInnes

Langseth

So the bill was declared passed and the title was agreed to.

House Bill No. 205. A Bill for an Act to Amend and Reenact Section 26-0324 of the North Dakota Revised Code of 1943, Relating to the Defense of Suicide in Suits on Life Insurance Policies.

Rep. Fristad moved that House Bills No. 205 and 206 be laid over one legislative day, which motion was declared lost.

Rep. Johnson moved that the House reconsider its action on House Bills No. 205 and 206.

Rep. Graham moved a substitute motion that House Bill No. 205 be Indefinitely Postponed, which motion prevailed.

House Bill No. 206. A Bill for an Act to Amend and Reenact Subsection 6 of Section 26-0335 of the North Dakota Revised Code of 1943, Relating to Provisions Required in Life Insurance Policy Issued on Other Than Standard Form, and Declaring an Emergency.

Rep. Fristad moved that House Bill No. 206 be placed in General Orders, which motion prevailed and House Bill No. 206 was ordered placed in General Orders.

House Bill No. 227. A Bill for an Act Providing for Appeal to the District Court From Decision of Annexation Review Commission Relating to the Annexation of Territory by City; Providing for the Filing and Service of Notice of Appeal and Undertaking for Appeal and Providing for Determination by the District Court, and Declaring an Emergency.

Rep. Baker moved that further action on House Bill No. 227 be delayed one legislative day, which motion was declared lost on a division vote.

ROLL CALL

The question was now on the final passage of the bill, the roll was called and there were ayes, 93; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Those voting in the negative were:

Allen

Brickner

Sailer

Haugen, McLean	Power
	Rolfsrud
	Rudolf
	Schade
	Schmidt
Helm	Schuler
Hofstrand	Schwartz
	Seibel
	Simenson
	Siverson
	Skaar
	Smart
	Snow
	Solberg
	Sorlie
	Starck
	Stevens
	Sticka
	Stormon, Ramsey
Lindberg	Thompson, Richl'd
	Thompson, McL'n
	Wadeson
	Wahl
	Walster
	Wambheim
Moe	Welk
	Westby
	Williams
	Wollitz
DE6.707.943	Zurcher
Nygaard	Mr. Speaker
	Hofstrand Holand Homelvig Kjelgaard Kleppe Langley Langseth Larsen Larson Lee Leet Leier Lillehaugen Lindberg Link Locken Luick Maher McInnes Moe Moerke Mollett Monson Murray

Anderson, Fitch Saumur Eddy-Foster Fleck Stormon, Rolette Arndt Johnson Wolf Brady Laske Yirchott Absent and not voting: Bubel Ekren Sellens

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

Stair

Klefstad

Rep. Holand 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.

House Bill No. 253. A Bill for an Act Establishing the Doctrine of Comparative Negligence in Tort Actions.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 17; absent and not voting, 6.

Those voting in the affirmative were:

Einarson

Acheson Rolfsrud Haugen, Griggs-Steele Allen Rudolf Anderson, Cass Anderson, Ransom Anderson, Richl'd Haugen, McLean Haugland Sailer Saumur Heimes Schade Baeverstad Helling Schmidt Hofstrand Holand Baker Schuler Benson Schwartz Bentz Homelvig Kjelgaard Seibel Braun Simenson Kleppe Langley Bryans Siverson Bubel Skaar Bymers Larsen Smart Callahan Larson Snow Collette Laske Sorlie Cote Lee Stair Culver Leet Stevens Dalzell Lillehaugen Sticka Dewing Stormon, Ramsey Thompson, Richl'd Lindberg Drawz Link Erickson Thompson, McL'n Wadeson Luick Esterby Maher Freadhoff Wahl McInnes Fristad Wambheim Moe **Fuglestad** Moerke Welk Graham Mollett Westby Williams Wolf Gumeringer Monson Haedt Murray Wollitz Hafner Nygaard Halcrow Power Zurcher Hammer

Those voting in the negative were:

Anderson, Frank Solberg Eddy-Foster Helm Starck Brady Stormon, Rolette Walster Johnson Brickner Langseth Fitch Leier Yirchott Fleck Mr. Speaker Locken

Absent and not voting:

Arndt Ekren Klefstad Einarson Hegge Sellens

So the bill was declared passed and the title was agreed to.

Rep. Graham moved that the vote by which House Bill No. 253 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 291. A Bill for an Act Relating to Adoption; Providing That Where a Decree of Adoption Has Been Rendered in a District Court in This State and the Child Named in Such Decree Has Been Under the Care and in the Custody of the Person or Persons Named in Such Decree as Adoptive Parent or Parents for at Least Two Years Immediately Following the Rendition of Such Decree and for at Least One Year After This Act Became Effective; and That Said Adoptive Parent or Parents During Said Period of Time Have Supported, Cared for, and Maintained a Home for Such Child, and That the Natural Parent or Parents of Said Child Have Not, Nor Has Any Other Person, Supported or Contributed to the Support or Care of Such Child or Asserted Any Right to the Care, Custody, and Control of Such Child, It Shall Be Conclusively Presumed That Such Natural Parent or Parents and All Other Persons Claiming to Have Any Right of Custody of, or Control Over, Such Child Have Abandoned Such Child and Have Consented to the Adoption of Such Child by the Adoptive Parents Named in Said Decree of Adoption; and Said Child Shall Be Deemed To Be the Duly and Legally Adopted Child of the Person or Persons Named in Such Decree as Adoptive Parent or Parents and the Relation of Parent and Child Shall Be Deemed to Have Come Into Existence as of the Date When the Said Decree of Adoption Was Rendered Without Regard to Whether Such Decree Was Valid or Invalid; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Allen	Haugen,	Nygaard
	Griggs-Steele	Power
Anderson, Cass	Haugen, McLean	Rolfsrud
Anderson, Ransom	Haugland	Rudolf
Anderson, Richl'd	Hegge	Sailer
Baeverstad	Heimes	Schade
Baker	Helling	Schmidt
Benson	Helm	Schuler
Bentz	Hofstrand	Schwartz
Braun	Holand	Seibel
Brickner	Homelvig	Simenson
Bryans	Johnson	Siverson
Bubel	Kjelgaard	Skaar
Bymers	Klefstad	Smart
Callahan	Kleppe	Snow
Collette	Langley	Solberg
Cote	Langseth	Sorlie
Culver	Larsen	Stair

Dalzell Larson Dewing Laske Stevens Sticka Drawz Lee Stormon, Ramsey Ekren Leet Stormon, Rolette Erickson Leier Thompson, McL'n Thompson, Richl'd Lillehaugen Esterby Fleck Lindberg Wadeson Frank Link Freadhoff Locken Wahl Walster Fristad Luick Wambheim Fuglestad Maher Welk Graham McInnes Westby Gumeringer Moe Williams Moerke Haedt Yirchott Hafner Mollett Zurcher Halcrew Monson Hammer Murray Mr. Speaker Those voting in the negative were: Fitch Wolf Brady Absent and not voting:
Anderson. Einarson Anderson, Eddy-Foster Sellens

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

Saumur

Wollitz

Snow

Thompson, Richl'd

House Bill No. 313. A Bill for an Act to Repeal Chapter 15-51 of the North Dakota Revised Code of 1943, Constituting the Board of Education of the City of Fargo.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 97; absent and not voting, 8.

Those voting in the affirmative were: Dewing Lindberg Erickson Seibel

Esterby Siverson

Arndt

Those voting in the negative were:

Hafner Acheson Monson Allen Halcrow Murray Anderson, Cass Hammer Nygaard Anderson, Ransom Haugen, Power Griggs-Steele Anderson, Rudolf Eddy-Foster Haugen, McLean Sailer Anderson, Richl'd Haugland Saumur Baeverstad Hegge Schmidt Baker Heimes Schuler Benson Helling Schwartz Bentz Helm Simenson Brady Hofstrand Skaar Braun Holand Smart Brickner Homelvig Solberg Bryans Bubel Johnson Sorlie Klefstad Stair Bymers Kleppe Starck Callahan Langley Stevens Collette Langseth Sticka Stormon, Ramsey Cote Larsen

Stormon, Rolette Culver Larson Dalzell Laske Thompson, McL'n Wadeson Drawz Lee Walster Ekren Leet Leier Wambheim Fitch Welk Fleck Lillehaugen Westby Frank Link Freadhoff Williams Locken Wolf Fristad Luick McInnes Wollitz Fuglestad Yirchott ' Graham Moe Zurcher Gumeringer Moerke Mr. Speaker Haedt Mollett

Absent and not voting:

Arndt Maher Sellens Einarson Rolfsrud Wahl Kjelgaard Schade

So the bill was declared lost.

Rep. Brickner moved that the vote by which House Bill No. 313 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 324. A Bill for an Act to Amend and Reenact Section 39-0803 of the North Dakota Revised Code of 1943 Relating to Reckless Driving. Defining Aggravated Reckless Driving, and Prescribing Penalties.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Gumeringer Power Allen Haedt Rolfsrud Anderson, Cass Rudolf Hafner Anderson, Ransom Halcrow Sailer Anderson, Saumur Hammer Eddy-Foster Schade Haugen, Griggs-Steele Anderson, Richl'd Schmidt Baeverstad Haugen, McLean Schuler Baker Schwartz Haugland Hegge Benson Seibel Bentz · Simenson Heimes Braun Helm Siverson Brickner Skaar Hofstrand Bryans Johnson Smart Bubel Kjelgaard Snow Bymers Klefstad Solberg Callahan Kleppe Sorlie Collette Stair Langley Cote Larsen Starck Culver Larson Stevens Stormon, Ramsey Stormon, Rolette Dalzell Laske Dewing Lee Drawz Leet Thompson, McL'n Ekren Wadeson Leier Wambheim Erickson Lillehaugen Lindberg Welk Esterby Westby Fitch Link

Fleck Luick Frank Maher McInnes Freadhoff Fristad Moe Mollett' Fuglestad Graham Nygaard

Williams Wollitz Yirchott Zurcher Mr. Speaker

Those voting in the negative were:

Helling Langseth Locken

Mcerke Monson Sticka

Walster Wolf

Absent and not voting:

Arndt Brady Holand Homelvig

Sellens Thompson, Richl'd

Einarson Murray

So the bill was declared passed and the title was agreed to.

House Bill No. 326. A Bill for an Act for the Transfer of Jurisdiction, Authority and Duties of the Public Service Commission to the State Highway Commissioner, With Relation to Public Highway Railroad Crossings.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 89; absent and not voting, 10.

Those voting in the affirmative were:

Baker Dewing Frank Graham -Haugland Helm Maher McInnes Murray Seibel

Hafner

Starck Thompson, Richl'd Wambheim Zurcher

Those voting in the negative were:

Acheson Allen Anderson, Cass Anderson, Ransom Anderson, Richl'd Baeverstad Benson Bentz Brady Braun Brickner Bryans Bubel Bymers Callahan Collette Cote Culver Dalzell

Drawz

Ekren

Erickson

Esterby

Fitch Fleck

Halcrow Hammer Haugen, Griggs-Steele Haugen, McLean Hegge Heimes Helling Hofstrand Johnson Klefstad Kleppe Langley Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg

Link

Luick

Locken

Saumur Schmidt Schuler Schwartz Simenson Skaar Smart Snow Solberg Sorlie Stair Stevens Sticka Stormon, Ramsey Stormon, Rolette

Power Rolfsrud

Rudolf

Sailer

Thompson, McL'n Wadeson Wahl Walster Welk Westby

Freadhoff Moe Williams
Fristad Moerke Wolf
Fuglestad Mollett Wollitz
Gumeringer Monson Yirchott
Haedt Nygaard Mr. Speaker

Absent and not voting:

Anderson, Holand Schade
Eddy-Foster Homelvig Sellens
Arndt Kjelgaard Siverson
Einarson Langseth

So the bill was declared lost.

Rep. Westby moved that the vote by which House Bill No. 326 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "L". A Concurrent Resolution Memorializing the Congress of the United States to Investigate the Procedure and Policy of the U. S. Army Engineers in Acquiring and Leasing Lands for the Garrison Dam Reservoir.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Rudolf Haugen, Allen Griggs-Steele Sailer Haugen, McLean Anderson, Cass Saumur Anderson, Ransom Haugland Schade Anderson Hegge Schmidt Eddy-Foster Schuler Heimes Anderson, Richl'd Helling Schwartz Seibel Baker Helm Simenson Benson Hofstrand Bentz Holand Siverson Skaar Braun Johnson Brickner Kjelgaard Smart Bryans Klefstad Snow Bubel Kleppe Solberg Bymers Sorlie Langseth Stair Callahan Larsen Collette Larson Starck Cote Stevens Lee Culver Leier Sticka Dalzell Lillehaugen Stormon, Rolette Thompson, Richl'd Lindberg Dewing Erickson Link Thompson, McL'n Esterby Locken Wadeson Wahl Fitch Luick Fleck Maher Walster Wambheim Frank McInnes Freadhoff Moe Welk Williams Fristad Moerke Wolf Graham Mollett Wollitz Gumeringer Monson Yirchott Haedt Murray Hafner" Nygaard Zurcher

Halcrow Hammer

Power Rolfsrud Mr. Speaker

Those voting in the negative were:

Fuglestad

Laske

Stormon, Ramsey

Langley

Leet

Absent and not voting:

Arndt Baeverstad Brady

Drawz Einarson Ekren

Homelvig Sellens Westby

Nygaard

Rolfsrud

Power

Rudolf

Schade

Schmidt

Schuler

Schwaitz

So the concurrent resolution was declared adopted.

House Bill No. 292. A Bill for an Act to Authorize the Juvenile Court to Terminate Parental Rights in Certain Cases; Providing the Procedure Therefor; Providing for the Supervision, Custody, and Consent to Adoption of Children in Such Cases; Providing for the Appointment of Guardians Ad Litem; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 11; absent and not

Griggs-Steele

Haugen,

Hegge

Helm

Heimes

Holand

Haugland

Hofstrand

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Ransom Anderson, Richl'd Baeverstad Baker Benson Bentz Brady Braun Brickner Bryans Bymers Collette Cote Culver Dalzell Dewing

Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick

Maher McInnes ' Moe

Moerke

Mollett

Monson

Murray

Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson

Wahl Wambheim Welk Westby Williams Wollitz Yirchott Zurcher Mr. Speaker

Those voting in the negative were:

Bubel

Drawz

Ekren

Erickson

Esterby

Fleck

Frank

Fristad

Graham

Haedt

Hafner

Halcrow Hammer

Fuglestad

Gumeringer

Haugen, McLean

Starck

Callahan Helling Walster Fitch Sailer Wolf Freadhoff Saumur

Absent and not voting:

Anderson Einarson Seibel Eddy-Foster Homelvig Sellens Arndt

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

MESSAGE FROM THE GOVERNOR

State of North Dakota OFFICE OF THE GOVERNOR

February 8, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota Gentlemen:

Today I have approved House Bills Numbers 8, 11, 27, 29, 30, 48, 53, 73, 83 and 89.

These bills have been filed with the Secretary of State.

Sincerely yours,

FRED G. AANDAHL, Governor.

Rep. Bubel asked that the House be on the ninth order of business, which request was granted.

Reps. Bubel and Johnson introduced:

House Concurrent Resolution "U." A Concurrent Resolution Relating to Chaplain Service.

Was read the first time.

Rep. Bubel moved that the rules be suspended and House Concurrent Resolution "U" be placed on second reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hammer	Rudolf
Anderson	Haugen,	Sailer
Eddy-Foster	Griggs-Steele	Saumur
Anderson, Ransom	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Baeverstad	Hegge	Schwartz
Baker	Heimes	Seibel
Benson	Helling	Simenson
Bentz	Helm	Siverson
Brady	Hofstrand	Skaar
Braun	Holand	Smart
Brickner	Johnson	Snow
Bryans	Kjelgaard	Solberg
Bubel	Kleppe	Sorlie
Bymers	Langseth	Stair

Callahan Langley Starck Collette Larsen Stevens Sticka Cote Larson Culver Laske Stormon, Ramsey Dalzell Lee Stormon, Rolette Dewing Thompson, Richl'd Leet Thompson, McL'n Ekren Leier Erickson Lillehaugen Wadeson Esterby Lindberg Walster Fitch Link Wambheim Fleck Locken Welk Westby Frank Luick Freadhoff Maher Williams Fristad McInnes Wolf Yirchott **Fuglestad** Moe Graham Moerke Zurcher Gumeringer Mr. Speaker Monson Haedt Nygaard Absent and not voting: Sellens Arndt Klefstad Drawz Mollett Wahl

Einarson Murray Wollitz Homelvig Schade

So House Concurrent Resolution "U" was declared adopted. Rep. Starck moved that Senate Bill No. 41 be re-referred from General Orders to the Committee on Natural Resources, which motion prevailed.

The Speaker announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 14 House Bill No. 28 House Bill No. 39 House Bill No. 95

Were delivered to the Governor for his approval at the hour of 4:26 p.m. o'clock, February 8, 1949.

REP. FRANK, Chairman.

Rep. Bubel moved that the House do now recess until 1:30 p.m. Wednesday, February 9, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

THIRTY-SIXTH DAY AFTER RECESS AND THIRTY-SEVENTH DAY

Bismarck, February 9, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed:

House Bill No. 262

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled.

House Bill No. 98 House Bill No. 142 House Bill No. 155

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 190, 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 Providing for the Cleaning and Repairing Drains by Boards of County Commissioners; Providing for the Levy of Special Assessments; Repealing Section 61-2142 of the North Dakota Revised Code of 1943 as Amended, and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) All drains that may have been

2 constructed in any county under the Laws of this state, 3 except township drains, or that may be constructed under

4 the jurisdiction of a county board of drain commission-

ers, and situated in this state, shall, except as otherwise provided, be under the charge of the board 7 of county commissioners and, subject to the conditions and limitations herein provided, it shall be the mandatory duty of the board to keep such drains open and in good repair. When any drain is, or may be, situated in more than one county, the maintenance of 11 the portion thereof situated in any county is hereby 13 assigned to the board of county commissioners of such 14 county. 15 SECTION 2.) The cost of cleaning out and 16 repairing a drain shall, in all cases, be assessed 17 against the lands benefited in the same manner as 18 provided by law for the assessment of the original cost of establishing such drain. Each tract of land 20 shall be assessed the same proportion of the cost of 21 cleaning out and repairing a drain as the proportion of the original cost of such drain was assessed against such tract of land. In cases, where no assessments were made for construction costs the board of county commissioners shall make assessments for the cost of cleaning and repairing such drain after a 27 hearing thereon as prescribed by law in the case of 28 drains originally established by a board of drain 29 commissioners. 30 SECTION 3.) If the cost of any work of clean-31 ing out or repairing any drain does not exceed one 32 hundred and fifty dollars in any one year, such work 33 may be done by day work or a contract for such work 34 may be let without being advertised. If, however, 35 the cost of maintaining, cleaning out and repairing a drain shall exceed one hundred and fifty dollars, the 37 contract for such work shall be let to the lowest responsible bidder, as provided by law. The board of 38 county commissioners may, in its discretion, reject any and all bids for cleaning and repairing drains, and 41 may perform such work with county equipment at the 42 expense of the drainage district, or may enter into an agreement with any state or federal agency for such 43 44 work. Such discretionary power by a board of county commissioners shall expire on June first, 1955. On, and after, June first 1955, contracts for cleaning out 45 46 and repairing drains shall be let to the lowest 47 48 responsible bidder, as provided by law. The term 49 "cleaning out and repairing drains," as herein used, 50 shall be construed to include such deepening, widening 50a and 51 lengthening at outlet as may be necessary to make the 52 drain have a capacity equal to Stewarts run off formula 53 for the Red River Valley as shown in United States De-54 partment of Agriculture Bulletin 189, and acquiring, by 55 purchase or by eminent domain, such additional right of 56 way as may be necessary. SECTION 4.) When a county drain runs through, or 57 58 adjacent to, an incorporated city or village, the 58a governing body of such city or village is authorized to contribute to 60 the expense of cleaning out, repairing and maintaining 60a the drain, such amount as may be agreed to between such

governing board and the board of county commissioners.

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63
        SECTION 5.) The levy, in any year, for cleaning
 64
     out and repairing a drain, shall not exceed fifty cents
     per acre on any lands in the drainage district. Lands
     which carried the highest assessment when the drain
 67 originally established may be assessed the maximum
 67a amount
 68 of fifty cents per acre. Other lands in the drainage
     district shall be assessed in the same proportion to such
 70 maximum amount as the assessment of such lands bore
 70a to the
     maximum assessment levied on lands in the district when
     such drain was originally established and constructed.
 72a In
 73
     case the maximum levy of fifty cents per acre for any
 73a year,
 74
     will not produce an amount sufficient to cover the cost
 75
     of cleaning out and repairing such drain, the board may
 76
     accumulate a fund in an amount not exceeding the sum
 76a
 77
     duced by such maximum permissible levy for two
 77a years.
 78
        SECTION 6.) If the cost of maintaining, clean-
 79
     ing out and repairing any drain shall exceed the amount
     produced by the maximum levy of fifty cents per
 81
     acre in any year, together with the amount accumulated
     in the drainage fund, owners of lands subject to assess-
 82
 83
     ment for ten percent or more of such cost may petition
 84
     the board to clean out and repair such drain. When such
     petition has been filed with the county auditor, the board shall forthwith give ten days' notice by registered
 85
 86
     mail to all owners of land liable for assessments, of
 87
 88
     a hearing upon such petition at a convenient time and
     place. At such hearing, the purpose of the proposed
 90
     improvement or repair of the drain shall be explained
 91
     and the probable cost thereof and other pertinent
 92
     information shall be furnished. At such hearing, signers
 93
     of such petition may withdraw their names therefrom,
 93a and
 94
     others may add their names thereto. If, when such
 95
     hearing has been completed and closed, owners of lands
     which will be subject to assessments aggregating fifty-
 97
     one percent or more of the cost of cleaning out or
 98
     repairing such drain, have signed the original petition.
99
     it shall be the duty of the board to cause such drain
100
     to be cleaned out and repaired.
       SECTION 7. REPEAL.) Section 61-2142 of the
101
     North Dakota Revised Code of 1943 as amended be and
102
102a the
103
     same is hereby repealed.
104
       SECTION 8. EMERGENCY.) This Act is hereby
105
     declared to be an emergency measure and shall be in
105a full
106 force and effect from and after its passage and approval.
  And when so amended, recommend the same do pass.
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REP. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee

on Agriculture on Bill No. 190 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 203, have had the same under consideration and recommend that the same be amended as follows:

In line 1 (one) of the Title, change "Section 30-0459" to "Section 39-0459".

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 203 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 204, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 215, have had the same under consideration and recommend that the same be amended as follows:

In line 131 change the word "me" to "he"

In line 276 change the word "whall" to "shall"

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on House Bill No. 215 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 221, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch moved that the vote by which the report of the Committee on State and Federal Government on House Bill No. 221 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 239, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Thompson of McLean moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 252, have had the same under

consideration and recommend that the same be indefinitely postponed.

REP. MAHER, Chairman.

Rep. Sticka moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 302, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Maher moved a substitute motion that House Bill No. 302 be referred to the Committee on Judiciary, which motion prevailed, and House Bill No. 302 was ordered referred to the Committe on Judiciary.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 329, have had the same under consideration and recommend that the same do pass.

REP. MOLLETT, Chairman.

Rep. Arndt moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the amendments on House Bill No. 68, as recommended by the Committee on Appropriations and printed on page 485 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 210 as recommended by the Committee on Appropriations and printed on page 485 of the House Journal, be adopted, which motion prevailed.

Rep. Graham moved that the amendments on House Bill No. 240, as recommended by the Committee on Judiciary and printed on page 486 of the House Journal, be adopted, which motion prevailed.

Rep. Haugen of McLean moved that the amendments on House Bill No. 284 as recommended by the Committee of Education and printed on page 481 of the House Journal, be adopted, which motion prevailed.

Rep. Graham moved that the amendments on House Bill No. 258 as recommended by the Committee on Judiciary and printed on page 480 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on House Concurrent Resolution "P" as recommended by the Committee on State and Federal Government and printed on page 481 of the House Journal be adopted, which motion prevailed.

Rep. Sailer moved that the amendments on House Bill No. 194 as recommended by the Committee on State and Federal Government and printed in the House Journal on page 479, be adopted, which motion prevailed.

The Speaker announced that House Bill No. 194 would be referred to the Committee on Appropriations.

Rep. Westby requested that the House be on the eighth order of business, which request was granted.

Rep. Westby moved that the courtesy of the floor be

extended to Rev. L. R. Burgum of Jamestown, a former member of the House of Representatives, which motion prevailed. FIRST READING OF SENATE BILLS AND CONCURRENT RESOLUTION

Senate Bill No. 114. A Bill for an Act Providing for the Creation of Water Conservation and Flood Control Districts; Providing for the Appointment of Boards of Water Conservation and Flood Control Commissioners and Fixing Their Powers and Duties; Providing for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Benefited, Providing for the Levy of Special Assessments, Prescribing the Duties of County Commissioners Relating to Water Conservation and Flood Control Districts; Providing for the Exemption of Federal Projects and Agencies; Providing That Water Conservation and Flood Control Districts May Contract With Federal and State Departments or Agencies, Persons and Corporations and May Acquire Property in Adjoining States, Repealing Chapter 61-16 of the North Dakota Revised Code of 1943, and chapter 373, of the Session Laws of 1947; and Declaring an Emergency.

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

Senate Bill No. 130. A Bill for an Act to Amend and Reenact Subsection 2 of Section 20-0507 of the North Dakota Revised Code of 1943, Relating to the Attaching of Seals to the Carcasses of Big Game Animals and the Manner of so Doing, and Declaring an Emergency.

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

Senate Bill No. 131. A Bill for an Act to Amend and Reenact Sections 20-0604 and 20-0605 of the North Dakota Revised Code of 1943, Relating to Creel Limit on Pike, the Size of Protected Fish That May Be Taken; and Declaring an Emergency.

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

Senate Bill No. 143. A Bill for an Act Amending and Reenacting Section 4-1815 of the North Dakota Revised Code of 1943, Relating to Grades of Cream and Butterfat and Providing for the Addition of a Harmless Vegetable Color to All "Unlawful Cream" Offered for Sale to Persons, Firms or Corporations Authorized to Purchase Cream or Butterfat.

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

Senate Bill No. 149. A Bill for an Act Relating to Seeding Highway Ditches and Banks to Grass.

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

Senate Bill No. 152. A Bill for an Act to Provide the Standards of Time for the State of North Dakota.

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

Senate Bill No. 224. A Bill for an Act to Amend and Reenact Section 60-0217 of the North Dakota Revised Code of 1943, Relating to Warehouse and Storage Grain Contracts.

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

Senate Bill No. 228. A Bill for an Act to Amend and Reenact Section 10-0513 of the North Dakota Revised Code of 1943, Providing the Place of Holding Stockholders' and Directors' Meetings of Corporations; Providing for Place of Keeping Minutes and Providing for Appointment of Resident Agency When Directors' Meeting Held Outside State.

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

Senate Bill No. 229. A Bill for an Act to Amend and Reenact Section 16-0107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Sections 16-0301, 16-0804 and 16-1702 of the North Dakota Revised Code of 1943, Relating to Election Laws.

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

Senate Concurrent Resolution "I". A Concurrent Resolution Memorializing Congress to Enact Legislation Providing for the Maintenance of the Government of the Garrison Dam Area.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 98

House Bill No. 142

House Bill No. 155

And the Speaker signed the same in the presence of the House.

Rep. Arndt moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-SEVENTH DAY

Bismarck, February 9, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. L. R. Burgum of the Methodist Church of Jamestown.

The roll was called and all members were present except Reps. Bymers, Hammer, Klefstad, Monson, and Wambheim.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Fifth Day After Recess and Thirty-Sixth Day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 9, 1949

Mr. President: I have the honor to return:

Senate Bill No. 2

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 9, 1949

Mr. President: I have the honor to transmit:

House Bill No. 113

House Bill No. 162

House Bill No. 169

House Bill No. 170

House Bill No. 182

House Bill No. 191

House Bill No. 227

House Bill No. 235

House Bill No. 245

House Bill No. 253

House Bill No. 274

House Bill No. 287

House Bill No. 304

House Concurrent Resolution "O" House Concurrent Resolution "U"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 9, 1949

Mr. President: I have the honor to transmit:

House Bill No. 98

House Bill No. 142

House Bill No. 155

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

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 80, have had the same under consideration and recommend that the same be amended as follows:

In line three strike out the figures "\$175,000.00" and insert in lieu thereof the figures "\$190,000.00."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 80 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 81, have had the same under

consideration and recommend that the same be amended as follows:

Insert as lines 17a and 17b the following words and figures:

"New building to be used by the State

In line 19 strike out the figures "\$365,700.00" and insert in lieu thereof the figures "\$375,700.00."

In line 21 strike out the figures "\$84,600.00" and insert in lieu thereof the figures "\$79,600.00."

In line 22 strike out the figures "27,600.00" and insert in lieu thereof the figures "22,600.00."

In line 31 strike out the figures "\$210,200.00" and insert in lieu thereof the figures "\$200,200.00."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on House Bill No. 81 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 82, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Appropriations to whom was referred House Bill No. 143, have had the same under consideration and recommend that the same do pass.

REP. BRYANS

REP. CULVER REP. HEGGE REP. LILLEHAUGEN REP. LINDBERG

REP. MONSON

REP. RUDOLPH

REP. SOLBERG

REP. STAIR

REP. STEVENS

REP. LEIER

REP. STAIR, Chairman.

Mr. Speaker: The minority of your Committee on Appropriations to whom was referred House Bill No. 143, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRADY

REP. CALLAHAN

REP. JOHNSON REP. LUICK

REP. SAUMUR REP. STORMON, Ramsey REP. WAMBHEIM

REP. STAIR, Chairman.

Rep. Bubel moved that the report of the majority of the Committee on Appropriations on House Bill No. 143 be adopted.

Rep. Fitch moved a substitute motion that the report of the minority of the Committee on Appropriations on House Bill No. 143 be substituted for the report of the majority.

Rep. Fitch demanded a roll call which was granted.

ROLL CALL

The question being on the motion of Rep. Fitch that the report of the minority of the Committee on Appropriations be adopted, the roll was called and there were ayes, 51; nays, 61; absent and not voting, 1.

Those voting in the affirmative were:

Fleck Power Allen Anderson, Cass Fristad Sailer Fuglestad Saumur Anderson Sellens Eddy-Foster Halcrow Anderson, Richl'd Haugland Simenson Heimes Skaar Arndt Baeverstad Holand Smart Baker! Johnson Sorlie Sticka Bentz Langley Stormon, Ramsey Brady Larsen Laske Stormon, Rolette Brickner Callahan Wadeson Lee Leet Wahl Collette Walster Dalzell Luick Wambheim Drawz McInnes Westby Moe Einarson Ekren Nygaard Yirchott Fitch

Those voting in the negative were:

Haugen, McLean Acheson Rudolf Anderson, Ransom Hegge Schade Benson Helling Schmidt Helm Schuler Braun Hofstrand Schwartz Bryans Bubel Homelvig Seibel Kjelgaard Siverson Bymers Kleppe Cote Snow Langseth Solberg Culver Larson Stair Dewing Erickson Leier Starck Lillehaugen Stevens Esterby Thompson, Richl'd Frank Lindberg Freadhoff Link Thompson, McL'n Locken Welk Graham Gumeringer Maher Williams Haedt Moerke Wolf Wollitz Mollett Hafner Monson Zurcher Hammer

Mr. Speaker

Griggs-Steele Ro Absent and not voting:

Klefstad

Haugen,

So the motion of Rep. Fitch was declared lost.

Murray

Rolfsrud

The question was then on the original motion of Rep. Bubel that the report of the majority of the Committee on Appropriations on House Bill No. 143, be adopted, which motion prevailed and the report of the majority was declared adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 177, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Zurcher moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: A Majority of your Committee on General Affairs to whom was referred House Bill No. 179, have had the same under consideration and recommend that the same be amended as follows:

In line 22 strike out the word "and" and insert in lieu thereof the word "or."

REP. LANGSETH REP. ANDERSON (Eddy-Foster)

REP. COTE REP. MOERKE

REP. MAHER

REP. SEIBEL REP. SOLBERG REP. WELK REP. ZURCHER

And when so amended recommend the same do pass.

REP. WELK, Chairman.

Mr. Speaker: A Minority of your Committee on General Affairs to whom was referred House Bill No. 179, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAILER REP. STICKA REP. DRAWZ REP. LEET

REP. WELK, Chairman.

Rep. Wolf moved that the report of the majority of the Committee on General Affairs on House Bill No. 179 be adopted, which motion prevailed.

The Speaker announced that the report of the Committee on General Affairs on House Bill No. 179 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to-whom was referred House Bill No. 187, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Labor Relations to whom was referred House Bill No. 198, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an act to repeal Sections 34-0901, 34-0902, 34-0903,

34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909, 34-0910, 34-0911, 34-0912, 34-0914, and 34-0915, of Chapter 34-09 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Labor Unions in the State of North Dakota.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- SECTION 1. REPEAL.) Sections 34-0901, 34-0902, 1a 34-0903.
- 34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909,
- 2a 34-0910,
- 3 34-0911, 34-0912, 34-0914, and 34-0915, of Chapter 34-09 3a of the
- 4 1947 Supplement to the North Dakota Revised Code of 4a 1943,
- 5 Relating to Labor Unions in the State of North Dakota,
- 5a be, and
- the same are hereby repealed.
 - REP. BAKER
 - REP. HAEDT
 - REP. KLEPPE
 - REP. LINDBERG
 - REP. WESTBY
 - REP. WELK
 - REP. SCHMIDT

 - REP. SUVERSON
 REP. THOMPSON, McLean
 REP. BYMERS
 REP. HAFNER
 REP. ROY LARSON
 REP. ZURCHER

 - REP. MAHER
 - REP. SCHADE
 - REP. HOLAND
 - REP. THOMPSON, Richland

And when so amended recommend the same do pass.

REP. THOMPSON, Richland, Chairman.

Mr. Speaker: The minority of your Committee on Labor Relations to whom was referred House Bill No. 198, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WALSTER REP. BRADY REP. HEIMES

REP. MOE

REP. THOMPSON, Richland, Chairman.

Rep. Thompson of Richland moved that the report of the majority of the Committee on Labor Relations on House Bill No. 198 be adopted, which motion prevailed.

The Speaker announced that the report of the Committee on Labor Relations on House Bill No. 198 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 230, have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title, after the word "liquor" insert the following: "of over 4% alcoholic content by weight,"

In line 3 of the bill, after the word "liquor" insert the following: "of over 4% alcoholic content by weight."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MOLLETT, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on House Bill No. 230 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 237, have had the same under consideration and recommend that the same be amended as follows:

After the words "A BILL" strike out the entire title to the bill and substitute in lieu thereof the following:

"For an Act to Amend and Reenact Section 36-0510 of the North Dakota Revised Code of 1943 Relating to Inspection of Livestock Entering Sales Ring for Health, and Prescribing Fees:"

Strike out all of lines 13, 14, 15, 16, 17, 18, 19, 20 and 21. Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MAHER, Chairman.

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on House Bill No. 237 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 238, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, in the second line, after the words "livestock markets;" insert the following: "authorizing the North Dakota Livestock sanitary board to prescribe rules for inspection:"

In line 19 of the bill, after the words "SECTION 3" insert the following: "RULES AND REGULATIONS;".

Also in line 19, after the words "FEES FOR INSPECTION" insert the following:

"The North Dakota livestock sanitary board shall, with the advice of the officers of the North Dakota stockmens association, make rules regulating the inspection of cattle for brands at sales rings, packing plants, buying stations and shall set the fees to be charged by the brand inspector."

In line 22 strike out the words: "including sales rings, buying stations, or".

In line 23 strike out the words "packing plants".

In line 24, after the word "agriculture" insert the following: "and shall charge and collect fees for inspection at sales rings, buying stations and packing plants as shall be set by the livestock sanitary board",

In line 73 strike out the word "to".

* Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MAHER, Chairman.

Rep. Starck moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on House Bill No. 238 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 243, have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title, after the word "ale", before the semicolon, insert the following: "of not to exceed 4% alcoholic content by weight"

In line 5 of the bill, after the word "Ale", before the semicolon, insert the following: "of not to exceed 4% alcoholic content by weight"

In line 8, after the word "ale", insert the same phrase: "of not to exceed 4% alcoholic content by weight"

In line 19, after the word "ale", insert the same phrase: "of not to exceed 4% alcoholic content by weight"

In line 23, after the word "ale" insert the same: "of not to exceed 4% alcoholic content by weight"

In line 26, after the word "ale" insert the same: "of not to exceed 4% alcoholic content by weight"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on House Bill No. 243 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 257, have had the same under consideration and recommend that the same do pass.

REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 295, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted.

Rep. Ekren moved a substitute motion that House Bill No. 295 be re-referred to the Committee on Appropriations, which motion was declared lost on a division vote.

The question was then on the original motion of Rep. Baker that the report of the Committee on Education on House Bill No. 295 be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "H", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson moved that the vote by which the report of the Committee on State and Federal Government on House Concurrent Resolution "H" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "I", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch moved that the vote by which the report of the Committee on State and Federal Government on House Concurrent Resolution "I" was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 71, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 9, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 98

Senate Concurrent Resolution "Q"

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 9, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 12

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 9, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 136

House Concurrent Resolution "E"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 9, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 121
Senate Bill No. 122
Senate Bill No. 123
Senate Bill No. 132
Senate Bill No. 133
Senate Bill No. 140
Senate Bill No. 192
Senate Bill No. 215

Senate Concurrent Resolution "N"

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 9, 1949,

Mr. Speaker: I have the honor to return:

House Bill No. 16 House Bill No. 129

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 262. A Bill for an Act Authorizing the State Board of Higher Education to Sell and Convey a Tract of Land, Described as That Portion of the South Half of Section 35, Township 140 North Range 49 West of the 5th P. M., Which Lies South of the Great Northern Railway Right of Way, and to Use the Proceeds of Said Sale for the Purchase of Other Suitable Agricultural Land.

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:

Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hammer	Rudolf
Anderson, Ransom	Haugen,	Saumur
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Arndt	Hegge	Schwartz
Baeverstad	Helling	Sellens
Baker	Helm	Simenson
Benson	Holand	Siverson
Bentz ·	Homelvig	Skaar
Brady	Johnson	Smart
Braun	Kjelgaard	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Sorlie
Bymers	Langseth	Stair
Callahan	Larsen	Starck
Collette	Larson	Stevens

Sticka Cote Laske Culver Lee Stormon, Ramsey Dalzell Leet Stormon, Rolette Thompson, Richl'd Dewing Leier Lillehaugen Thompson, McL'n Drawz Einarson Lindberg Wadeson Ekren Link Wahl Locken Walster Esterby Luick Wambheim Fitch Maher Welk Fleck McInnes Westby Frank Moe Williams Freadhoff Moerke Wolf Fristad Mollett Wollitz Fuglestad Yirchott Graham Monson Zurcher Gumeringer Murray Haedt Nygaard Mr. Speaker Absent and not voting: Bubel Hofstrand Sailer

Erickson Klefstad Seibel

Heimes

So the bill was declared passed as amended and the title was agreed to.

Rep. Westby moved that the House now recess for twenty minutes which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess, with Speaker Levin presiding.

The Speaker announced that the House would be on the tenth order of business.

The following House Bills having been read, were placed on

FINAL PASSAGE

House Bill No. 63. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings and Equipment of the School for the Deaf at Devils Lake, North Dakota.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 35.

Those voting in the affirmative were:

Acheson Haedt Rolfsrud Rudolf Anderson, Cass Hafner Anderson, Ransom Schade Haugen, Griggs-Steele Haugen, McLean Anderson, Schmidt Eddy-Foster Schuler Anderson, Richl'd Haugland Seibel Heimes Sellens Arndt Baeverstad Helling Simenson Helm Skaar Baker Benson Hofstrand Smart Homelvig Snow Bentz Solberg Brickner Kleppe Langley Sorlie Bryans Bubel Larsen Stair Starck . Larson Bymers Stevens Collette Lee Stormon, Ramsev Dalzell Leet Thompson, Richl'd Leier Einarson Link Wahl Ekren

Welk Esterby Locken Luick Westby Fitch Fleck Maher Wolf Wollitz Frank McInnes Yirchott Moe Fristad Fuglestad Moerke Zurcher Graham Mollett Mr. Speaker Gumeringer Nygaard

Absent and not voting:

Allen Hegge Sailer Brady Holand Saumur Braun Johnson Schwartz Callahan Kjelgaard Siverson Cote Sticka Klefstad Culver Stormon, Rolette Langseth Dewing Thompson, McL'n Laske Drawz Lillehaugen Wadeson Erickson Lindberg Walster Wambheim Freadhoff Monson Halcrow Murray Williams Hammer Power

So the bill was declared passed and the title was agreed to.

House Bill No. 67. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Rep. Stair moved that further consideration on House Bill No. 67 be delayed one legislative day, which motion prevailed.

House Bill No. 241. A Bill for an Act to Amend and Reenact Section 4-0712 of the North Dakota Revised Code of 1943, Relating to the Adoption, Amendment and Contents of By-laws.

Rep. Graham moved that House Bill No. 241 be re-referred to the Committee on Judiciary, which motion prevailed and House Bill No. 241 was ordered re-referred to the Committee on Judiciary.

House Bill No. 290. A Bill for an Act to Amend and Reenact Sections 14-1104, 14-1105, 14-1110, and 14-1111 of the North Dakota Revised Code of 1943, and Section 14-1108 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adoption of Children, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 9; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Haugen, McLean Rudolf Anderson, Cass Haugland Schade Schmidt Anderson, Richl'd Heimes Arndt Helling Schuler Schwartz Baeverstad Helm Seibel Baker Hofstrand Holand Sellens Benson Bentz Homelvig Simenson Brady Johnson Siverson

Braun Kjelgaard Skaar Brickner Langley Smart Bryans Langseth Snow Bymers Solberg Larsen Collette Sorlie Larson Cote Stair Lee Dalzell Leet Stevens Dewing Leier Sticka Stormon, Ramsey Einarson Lillehaugen Erickson Lindberg Stormon, Rolette Thompson, Richl'd Thompson, McL'n Esterby Link Fleck Locken Frank Wadeson Luick Freadhoff Wahl Maher Fristad McInnes Wambheim Fuglestad Welk Moe Graham Moerke Westby Mollett Gumeringer Williams Haedt Monson Wollitz Hafner Nygaard Yirchott Halcrow Power Zurcher Hammer Rolfsrud Mr. Speaker Haugen,

Griggs-Steele

Those voting in the negative were:

Anderson, Ransom Callahan Starck Anderson, Kleppe Walster Eddy-Foster Saumur Wolf

Bubel

Absent and not voting:

Allen Fitch Laske
Culver Hegge Murray
Drawz Klefstad Såiler
Ekren

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

House Bill No. 334. A Bill for an Act to Amend and Reenact Section 15-3613 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Teachers Examination for Second Grade Elementary Certificates.

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:

Acheson	Hammer	Rudolf
Anderson, Cass	Haugen,	Saumur
Anderson, Ransom	Griggs-Steele	Schade
Anderson,	Haugen, McLean	Schmidt
Eddy-Foster	Haugland	Schuler
Anderson, Richl'd	Heimes	Schwartz
Arndt	Helling	Seibel
Baeverstad	Helm	Sellens
Baker	Hofstrand	Simenson
Benson	Holand	Siverson
Bentz	Homelvig	Skaar
Brady	Johnson	Smart

Braun	Kjelgaard	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Sorlie
Bubel	Langseth	Stair
Bymers	Larsen	Starck
Callahan	Larson	Stevens
Collette	Lee	Sticka
Cote	Leet	Stormon, Ramsey
Dalzell	Leier	Stormon, Rolette
Dewing	Lillehaugen	Thompson, Richl'd
Einarson	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Esterby	Locken	Wahl
Fleck	Luick	Walster
Frank	Maher	Wambheim
Freadhoff	McInnes	Welk
Fristad	Moe	Westby
Fuglestad	Moerke	Williams
Graham	Mollett	Wolf
Gumeringer	Monson	Wollitz
Haedt	Nygaard	Yirchott
Hafner	Power	Zurcher
Halcrow	Rolfsrud	Mr. Speaker
Absent and not	voting:	
Allen	Fitch	Laske
Culver	Hegge	Murray
Drawz	Klefstad	Sailer
Ekren	-	
	the second secon	

So the bill was declared passed and the title was agreed to. House Bill No. 338. A Bill for an Act Relating to Attendance of Pupils in Certain Schools and Amending and Reenacting Subsections 1 and 2 of Section 15-2908 of the North Dakota Revised Code of 1943.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Those voting in the	allifmative were.	
Acheson	Haedt	Sailer
Allen	Halcrow	Saumur
Anderson, Cass	Hammer	Schade
Anderson, Ransom	Haugen,	Schmidt
Anderson,	Griggs-Steele	Schuler
Eddy-Foster	Haugen, McLean	Schwartz
Anderson, Richl'd	Haugland	Seibel
Arndt	Heimes	Sellens
Baeverstad	Helling	Simenson
Baker	Helm	Siverson
Benson	Holand	Skaar
Bentz	Homelvig	Smart
Brady	Kjelgaard	Snow
Braun	Kleppe	Solberg .
Brickner	Langley	Sorlie
Bryans	Langseth	Stair
Bubel	Larsen	Starck
Bymers	Larson	Sticka
Callahan	Laske	Stormon, Ramsey
Collette	Lee	Stormon, Rolette

Thompson, Richl'd Cote Leet Dalzell Leier Thompson, McL'n Wadeson Dewing Link Drawz Wahl Locken Wambheim Einarson Luick Welk Erickson Maher Esterby McInnes Westby Fleck Moerke Williams Wolf Frank Mollett Wollitz Yirchott Freadhoff Monson Fristad Nygaard Fuglestad Zurcher Power Graham Rolfsrud Mr. Speaker Gumeringer Rudolf

Those voting in the negative were:

Fitch Lindberg Stevens Hafner Moe Walster

Lillehaugen

Absent and not voting:

Culver Hofstrand Klefstad Ekren Johnson Murray Hegge

So the bill was declared passed and the title was agreed to.

MESSAGE FROM THE GOVERNOR

State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 9, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills Numbers 14, 28, 36, 38, 39, 40, 50 and 95.

These bills have been filed with the Secretary of State.

Sincerely yours,

FRED G. AANDAHL, Governor.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 74 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 74, have had the same under consideration and recommend that the House concur with the Senate Amendments.

For the Senate:
RILIE R. MORGAN
R. M. STREIBEL
WALTER TROXEL

For the House:
WALTER BUBEL
A. C. JOHNSON
M. T. LILLEHAUGEN

Rep. Bubel moved that the report of the Conference Committee on House Bill No. 74 be adopted, which motion prevailed.

Rep. Bubel moved that the rules be suspended and that House Bill No. 74 be considered properly reengrossed and placed on second reading and final passage, which motion prevailed.

The following House Bill, having been read, was placed on

FINAL PASSAGE

House Bill No. 74. A Bill for an Act Making an Appropriation for a Pension for Dennis Duane Crites, Minor Child of National Guardsman John E. Crites.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Langseth	Sorlie
Callahan	Larsen	Stair
Collette	Larson	Starck
Cote	Laske	Stevens
Dalzell	Lee	Sticka
Dewing	Leet	Stormon, Ramsey
Drawz	Leier	Stormon, Rolette
Einarson	Lillehaugen	Thompson, Richl'd
Ekren	Lindberg	Thompson, McL'n
Esterby	Link	Wadeson
Fitch	Locken	Wahl
Fleck	Luick	Walster
Frank	Maher	Welk
Fristad	Moe	Westby.
Fuglestad	Moerke	Williams
Graham	Mollett	Wolf
Gumeringer	Monson	Wollitz
Haedt	Nygaard	Yirchott
Hafner	Power	Zurcher
Halcrow	Rolfsrud	Mr. Speaker
Hammer		

Absent and not voting:

Anderson, Erickson McInnes Eddy-Foster Freadhoff Murray Culver Klefstad Wambheim

So the bill was declared passed as amended and the title was agreed to.

GENERAL ORDERS

Rep. Link 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 Rep. Link 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. 206 and recommend that the same be amended as follows:

In line 18, after the word "which", insert the word "one". In line 19, after the words "of the", insert the words "four standard"

And when so amended, recommend the same do pass.

ARTHUR LINK, Chairman. Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed, and the report was declared adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 9, 1949

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 74.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 9, 1949

Mr. President: I have the honor to return:

Senate Bill No. 98

Senate Concurrent Resolution "Q"

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 1:30 p.m. Thursday, February 10, 1949, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 98

Senate Concurrent Resolution "Q"

And the Speaker signed the same in the presence of the House.

The House now stood recessed pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

THIRTY-SEVENTH DAY AFTER RECESS AND THIRTY-EIGHTH DAY

Bismarck, February 10, 1949

The House reconvened at 1:30 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 68 House Bill No. 74 House Bill No. 206

House Bill No. 210

House Bill No. 240

House Bill No. 258

House Bill No. 284

And House Concurrent Resolution "P"

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Enfollowing bills and find the same correctly Enrolled:

House Bill No. 16

House Bill No. 129

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 34, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Saumur moved the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 66, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figures "\$394,355.00" and insert in

lieu thereof the figures "\$419,355.00."

Between lines 41 and 42 insert the following and re-number the lines

'7. Additional appropriation for ash conveyor to be made available immediately on pass-

age 12,000.00

8.	Electric Supply Pump	3,500.00
9.	Electric Vacuum Pump	2,500.00
	Turbine for induced draft	3,500.00
	For installing Deaerator	1,100.00
		2,500.00"

In line 44 strike out the figures "\$2,692,456.00" and insert the figures "\$2,717,456.00

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 66 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 183, have had the same under consideration and recommend that the same be amended as follows:

In line 19 after the word "institution." delete the rest of the line and all of lines 20 and 21 and the word "qualified." in line 22.

In line 52 delete the words "of each" and insert the words and figures "of the years 1949 and 1950" in lieu thereof

In line 53 delete the word "year,"

In line 74 after the word "fifteenth," add the words "of the years 1949 and 1950,"

In line 77 delete the words "any one year" and insert in lieu thereof the words "either year"

In line 81 strike out the period and insert "for such year."

In line 107 after the word "quarter" insert "of 1950"

In line 147 after the word "cancelled." add the following:

"The board may designate the county superintendent of schools of the county where the recipient has taught or resides as its agent in the collection of such notes and in carrying out the provisions of this Act."

Renumber the lines.

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 183 will be considered in the sixth order of business.

Mr. Speaker: The equally divided members of your Committee on State and Federal Government to whom was referred House Bill No. 184, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF
REP. ALLEN
REP. BRICKNER
REP. HAUGLAND
REP. STORMON
REP. YIRCHOTT

REP. WOLF, Chairman.

Mr. Speaker: The equally divided members of your Committee on State and Federal Government to whom was referred House Bill No. 184, have had the same under consideration and recommend that the same do pass.

REP. LOCKEN REP. FREADHOFF REP. GRAHAM REP. HELM REP. STARCK REP. WELK

REP. WOLF, Chairman.

Rep. Graham moved that House Bill No. 184 be placed on the calendar.

Rep. Brickner moved a substitute motion that House Bill No. 184 be Indefinitely Postponed.

Rep. Bubel requested a roll call, which request was granted.

ROLL CALL

The question being on the motion of Rep. Brickner that House Bill No. 184 be Indefinitely Postponed, the roll was called and there were ayes, 72; nays, 37; absent and not voting, 4.

Those voting in the affirmative were: Acheson Fristad Sailer Allen **Fuglestad** Saumur Anderson, Cass Hafner Schade Anderson. Halcrow Sellens Eddy-Foster Haugland Simenson Anderson, Richl'd Siverson Hegge Arndt Skaar Heimes Baeverstad Holand Smart Baker Homelvig Snow Sorlie Benson Johnson Braun Stair Klefstad Sticka Brickner Langley Bubel Langseth Stormon, Ramsey Stormon, Rolette Bymers Larsen Wadeson Callahan Laske Wahl Collette Lee Cote Walster Leet Wambheim Culver Lillehaugen Dalzell Luick Westby Wolf Drawz Maher Wollitz Einarson McInnes Ekren Moe Yirchott Erickson Nygaard Zurcher Power Esterby Mr. Speaker Fleck

Those voting in the negative were:

Anderson, Ransom Helling Rolfsrud Bentz Helm Rudolf Schmidt Brady Kjelgaard Dewing Schuler Kleppe Fitch Schwartz Larson Frank Leier Seibel Freadhoff Lindberg Starck Stevens Graham Link

Gumeringer Locken Thompson, Richl'd Hammer Moerke Thompson, McL'n Haugen, Mollett Welk Griggs-Steele Monson Williams

Haugen, McLean Murray Absent and not voting:

Bryans Hofstrand Solberg Haedt

So the motion of Rep. Brickner prevailed and House Bill No. 184 was declared Indefinitely Postponed.

Rep. Brickner moved that the vote by which House Bill No. 184 was Indefinitely Postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Stormon of Rolette moved that the vote by which House Bill No. 181 failed to get the required two-thirds vote to pass, be reconsidered.

Rep. Lillehaugen moved that the motion of Rep. Stormon of Rolette that House Bill No. 181 be reconsidered, be laid on the table, which motion lost on a division vote.

The question was now on the motion of Rep. Stormon of Rolette for reconsideration of House Bill No. 181, which motion prevailed.

Rep. Stormon of Rolette moved that House Bill No. 181 be placed on the calendar, which motion prevailed.

Rep. Fristad moved the House reconsider the action by which House Bill No. 205 was Indefinitely Postponed, which motion lost on a division vote.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-EIGHTH DAY

Bismarck, February 10, 1949

The House convened at two o'clock with Speaker Levin presiding.

Prayer was offered by Rev. Joseph Bachman of the Presbyterian Church of Bismarck.

The roll was called and all members were present.

The Speaker called Rep. Fitch to the Chair.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 10, 1949

Mr. President: I have the honor to transmit:

House Bill No. 54

House Bill No. 165

House Bill No. 195

House Bill No. 265

House Bill No. 266

House Bill No. 269

House Bill No. 277

House Bill No. 291 House Bill No. 292

House Bill No. 319

House Bill No. 324

House Concurrent Resolution "L"

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

GEORGE OLSON, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 10, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 98 House Bill No. 142

House Bill No. 155

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1949

Mr. Speaker: I have the honor to return:

Senate Bill No. 60 Senate Bill No. 116

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 20

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

House Chamber Bismarck, February 10, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 100 House Bill No. 116

House Concurrent Resolution "U"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 128 Senate Bill No. 148

Senate Bill No. 181

Senate Bill No. 197

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 10, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 13

Which the Senate has amended.

W. J. TROUT, Secretary.

SENATE AMENDMENT TO HOUSE BILL NO. 13 In line 62 of the original bill following the comma ofter the word "boulevards" insert the following: "highways, streets, state highways".

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Sixth Day after Recess and Thirty-Seventh Day and recommends that the same be corrected as follows:

Page 512, after the word "same" in lines 9 and 29, add the words "do pass".

Page 520, lines 6 and 8 from the bottom, change the figure "194" to "198"

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A letter was read by the Chief Clerk from Mathias Decker of Sentinel Butte, North Dakota regarding the raising of salaries in the state capitol.

Rep. Freadhoff moved that a communication he had received from Walter Kessler of McClusky be read from the desk by the Chief Clerk, which motion prevailed. The communication was in regard to House Bill No. 263.

Rep. Stair moved a classified ad from the Bismarck Tribune be read from the desk, which motion prevailed, and the ad and letter were read by the Chief Clerk.

Speaker Levin returned to the Chair.

Mr. Speaker: Your Committee on Finance and Taxation to whom was re-referred House Bill No. 6, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act to Amend and Reenact Sections 40-4101 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 40-4102, 40-4103 and 40-4104 of the North Dakota Revised Code of 1943, Relating to Boards of Budget Review.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Section 40-4101 of 1a the
- 2 1947 Supplement to the North Dakota Revised Code of
- 3 is hereby amended and reenacted to read as follows:
- 4 40-4101. BOARD OF BUDGET REVIEW; RE-

4a QUIRED IN

- 5 ČERTAIN MUNICIPALITIES; HOW CONSTITUTED.)
 5a Every
- 6 municipality in this state, except townships, shall have 7 a board of budget review. The board shall consist of 8 seven members and shall be constituted as follows:
- 8 seven members and shall be constituted as follows:
 9 1. Two members from the governing body of the municipality;
- 11 2. Two members from the local school board;

12 3. One member from the park board; and 13 4. Two members representing the public at large. 14 If the municipality has no park board, three members shall represent the public at large. In cases where a member of a board of budget review is not a resident of 15 16 17 the governmental subdivision submitting a budget or bond issue for consideration, such member shall not vote upon, 18 the question submitted. In the event the remaining 19 20 members constitute an even number the chairman shall 20a not 21 vote. 22 SECTION 2. AMENDMENT.) Section 40-4102 of the 23 North Dakota Revised Code of 1943 is hereby amended 23a and 24 reenacted to read as follows: 25 40-4102. APPOINTMENTS TO BOARD; 25a CERTIFICATION TO CITY AUDITOR OR VILLAGE CLERK; FAILURE 26a OF LOCAL 27 BOARDS TO APPOINT MEMBERS.) (((At its first 27a regular 28 meeting in January))) On or before the fifteenth day of July of each year, the governing body of each munici-29 30 pality, school board, and park board mentioned in 30a section 31 40-4101 shall appoint its representatives to serve on the 32 board of budget review for the current year. The 32a appoint-33 ments shall be certified to the city auditor or village 34 clerk, as the case may be (((prior to the first day of 35 February))). (((If the certification is not received 36 by))) The auditor or clerk (((by such date, he))) shall 37 notify each governing body failing to certify its 38 appointments that the board of budget review will meet for 38a 39 the purpose of organization and the appointment of 39a members 40 at large, giving the time and place of such meeting, and 41 that unless such governing body shall certify the ap-42 pointment of its representatives on the board on or before 43 the date of the organization meeting, it will be without 44 representation on the board for the current year. 45 SECTION 3. AMENDMENT.) Section 40-4103 of the 46 North Dakota Revised Code of 1943 is hereby amended 46a and 47 reenacted to read as follows: 48 40-4103. ORGANIZATION MEETING; CLERK; 48a MEMBERS AT LARGE APPOINTED: MEMBERS RECEIVE NO 49a COMPENSATION: OATH OF OFFICE: VACANCIES.) The representatives 50 50a of the local boards shall meet on the day appointed by the 51 city auditor or village clerk, which shall be not later than (((February fifteenth))) July twentieth, and shall 52 53 organize by electing a chairman and vice chairman. The 54 55 city auditor or village clerk, as the case may be, shall serve as clerk of the board of budget review. Such 56 representatives shall appoint the members at large from 57 the resident freeholders of the municipality or school 58

89

district. All members shall serve without compensation. Before entering upon the duties of his office, each 60 member shall take, subscribe, and file with the city 61 62 auditor or village clerk, as the case may be, the oath 63 required of civil officers. Vacancies on the board 64 shall be filled in the manner in which the original appointment was made. SECTION 4. AMENDMENT.) Section 40-4104 of 65 66 66a the North Dakota Revised Code of 1943 is hereby amended 67 67a and reenacted to read as follows: 40-4104. LOCAL BOARDS TO SUBMIT 69 69a PRELIMINARY 70 BUDGET TO BOARD OF BUDGET REVIEW FOR 70a EXAMINATION.) 71 The governing body of the municipality, the board of education or the school board, and the park board, if there is one, shall submit to the board of budget review its annual preliminary budget before it finally is adopted. The board of budget review shall review and 74 75 examine in detail the items of each preliminary budget submitted to it by such local boards and shall certify 76 77 78 its approval, disapproval, or modification thereof before the time provided in chapter 40 of this title 80 for the final adoption of the budgets. Whenever under 81 the provisions of this chapter a budget or bond issue would have to be submitted to more than one board of 82 83 budget review, such boards of budget review shall com-84 bine and sit as one body to pass upon such budget or bond issue and shall be known as the board of budget 85 review for the governmental subdivision proposing such 87 budget or bond issue. Such combined board of budget 88 review shall elect a chairman and a secretary from its

And when so amended recommend the same do pass.

except in the case of a tie.

REP. MOLLET, Chairman.

Rep. McInnes moved that the report be adopted, which motion prevailed and the report was adopted.

combined membership but the chairman shall not vote

The Speaker announced that the report of the Committee on Finance and Taxation on House Bill No. 6 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 188, have had the same under consideration and recommend that the same do pass. •

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 194, have had the same under consideration and recommend that the same do pass as amended by the Committee on State and Federal Government.

REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to

whom was referred House Bill No. 199, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 201, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, Richland, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 214, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act to amend and reenact section 57-0221 of the North Dakota Revised Code of 1943 relating to personal property tax exemption for certain persons.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 57-0221 of the 2 North Dakota Revised Code of 1943 is hereby amended

and reenacted to read as follows:

4 57-0221. TAX EXEMPTION PERSONAL

4a PROPERTY

- 5 OF CERTAIN PERSONS.) The assessor shall show
- 6 his listing blank the name of every head of a family.
- 7 For the purposes of this section, any person who has one
- 8 or more others dependent upon him for support, shall 9 be regarded as the head of a family. If the total
- 10 value of the personal property of such person at the
- 11 time of assessment does not exceed one hundred
- 12 dollars, and his total income during the preceding
- 13 twelve months has been less than six hundred dollars,
- 14 his personal property shall be exempt from taxation.
- 15 After the assessor's valuation of such property
- 16 shall have been equalized, the county auditor shall
- 17 cause the names of such heads of families to be
- 18 removed from the tax roll as exempt from personal
- 19 property taxation. The personal property of any
- 20 person who receives a major part of his income from
- 21 any state or federal public assistance program shall
- 22 be exempt from taxation and the name of such person,
- 23 if certified to the county auditor by the county
- 24 welfare board, shall be removed from the personal property tax roll.

And when so amended recommend the same do pass. REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on House Bill No. 214 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 228, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 261, have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the word "forty" and insert in lieu thereof the words "twenty-three"

In line 4 strike out the word "forty" and insert in lieu thereof the words "twenty-three"

Change the "period" at the end of the bill to a "comma" and add the words "to-wit:" and add the following as new lines:

•2	
Land acquisition	\$3,500.00
Roads	3,000.00
Parking areas	2,000.00
Picnic area development	2,000.00
Beach improvement:	
Swimming and boat dock	3,000.00
Sanitary facilities	2,000.00
Checking station	2,000.00
Boats and equipment	1,000.00
	0.000.00
Repairs and improvements to Lodge and	
other buildings	2,500.00
Total	\$23,000.00
The funds appropriated by this Act shall	not be
expended without the approval of the Sta-	te Budget
	Swimming and boat dock Sanitary facilities Checking station Boats and equipment Labor Repairs and improvements to Lodge and other buildings Total The funds appropriated by this Act shall expended without the approval of the Sta

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on House Bill No. 261 will be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 263, have had the same under consideration and recommend that the same do pass.

REP. ACHESON
REP. BRAUN
REP. BYMERS
REP. DEWING
REP. ERICKSON
REP. GUMERINGER
REP. LINK
REP. SCHMIDT
REP. SEIBEL
REP. MOLLET
REP. SIVERSON

REP. MOLLET, Chairman.

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 263, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ARNDT REP. EINARSON REP. FLECK
REP. BAEVERSTAD
REP. McINNES
REP. WADESON
REP. LEE
REP. HOMELVIG

REP. SAILER

REP. MOLLET, Chairman.

Rep. Mollet moved that the report of the majority of the Committee on Finance and Taxation on House Bill No. 263 be adopted.

Rep. Wolf moved a substitute motion that the report of . the minority of the Committee on Finance and Taxation on House Bill No. 263 be substituted for the report of the majority.

Rep. Wolf requested a roll call, which was granted.

ROLL CALL

The question being on the substitute motion of Rep. Wolf that the report of the minority of the Committee on Finance and Taxation on House Bill No. 263 be substituted for the report of the majority, the roll was called and there were ayes, 62; nays, 48; absent and not voting, 3,

yes, 62; nays, 48;	absent and not voting	g, o.
Those voting in th	e affirmative were:	
Allen	Fuglestad	Sailer
Anderson, Cass	Halcrow	Saumur
Anderson, Richl'd	Haugland	Schwartz
Arndt	Hegge	Sellens
Baeverstad	Heimes	Simenson
Baker	Helm	Skaar
Benson	Homelvig	Smart
Brady	Johnson	Sticka
Braun	Klefstad	Stormon, Ramsey
Brickner	Kleppe	Thompson, Richl'd
Callahan	Langley	Wadeson
Collette	Langseth	Wahl
Culver	Larsen	Walster
Dalzell	Laske	Welk
Drawz	Lee	Westby !
Einarson	Leet	Williams
Ekren	Luick	Wolf
Fitch	McInnes	Wollitz
Fleck	Murray	Yirchott
Frank	Nygaard	Zurcher
Fristad	Power	
Those voting in the	he negative were:	
Acheson •	Haugen, McLean	Rudolf
Anderson,	Helling	Schade
Eddy-Foster	Hofstrand	Schmidt
Bentz	Holand	Schuler
Bryans	Larson	Seibel
Bubel	Leier	Siverson

Lillehaugen

Lindberg

Snow

Solberg

Bymers

Cote

Dewing Link Sorlie Erickson Locken Stair Maher Starck Esterby Freadhoff Moe Stevens

Moerke Stormon, Rolette Graham Gumeringer Mollett Thompson, McL'n Wambheim Hafner Monson Mr. Speaker Hammer Rolfsrud

Haugen,

Griggs-Steele

Absent and not voting:

Anderson, Ransom Haedt Kjelgaard

So the motion of Rep. Wolf prevailed.

Rep. Wolf moved that the vote by which the minority report of the Committee on Finance and Taxation on House Bill No. 263 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 268, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 275, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 276, have had the same under consideration and recommend that the same be amended as follows:

In line 15, after the word and figures "Section 50-0734" insert the following: "provided, however, that said recipient be not deprived of his home during his lifetime"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 276 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 337, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "Q", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Agriculture to whom was referred Senate Bill No. 30, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON, Ransom

REP. DALZELL REP. DRAWZ

REP. FUGLESTAD

REP. LASKE

REP. SCHADE REP. SIMENSON REP. STARCK

REP. STICKA

REP. THOMPSON, McLean

REP. WALSTER REP. WOLLITZ

REP. MAHER, Chairman.

Mr. Speaker: The minority of your Committee on Agriculture to whom was referred Senate Bill No. 30, have had the same under consideration and recommend that the same do pass.

REP. BYMERS REP. ROY LARSON REP. SCHULER REP. SCHWARTZ REP. ZURCHER

REP. MAHER

REP. MAHER, Chairman.

Rep. Bubel moved that the report of the minority of the Committee on Agriculture on Senate Bill No. 30 be adopted.

Rep. Fuglestad moved a substitute motion that the report of the majority of the Committee on Agriculture on Senate Bill No. 30 be substituted for the report of the minority, which motion was declared lost.

The question was then on the original motion of Rep. Bubel that the report of the minority of the Committee on Agriculture on Senate Bill No. 30 be adopted, which motion prevailed and the report was declared adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 12 House Bill No. 98 House Bill No. 142

House Bill No. 155

Were delivered to the Governor for his approval at the hour of 2:30 o'clock p. m., February 10, 1949.

REP. FRANK, Chairman.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 10, 1949

Mr. Speaker: I have the honor to inform you that the Senate had adopted the report of the Conference Committee on House Bill No. 74.

W. J. TROUT, Secretary.

Bismarck, February 10, 1949

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate Bill No. 2.

W. J. TROUT, Secretary.

SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on House Bill No. 80, as recommended by the Committee on Appropriations and printed on page 516 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 81, as recommended by the Committee on Appropriations and printed on page 517 of the House Journal, be adopted, which motion prevailed.

Rep. Welk moved that the amendments on House Bill No. 179, as recommended by the Committee on General Affairs and printed on page 519 of the House Journal, be adopted, which motion prevailed.

Rep. Bymers moved that the amendments on House Bill No. 190, as recommended by the Committee on Agriculture and printed on page 509 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel moved that the House now recess for twenty minutes, which motion prevailed, and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess and the Speaker announced that the House would be on the sixth order of business.

SIXTH ORDER OF BUSINESS

Rep. Brickner: "Mr. Speaker, I wish to object to the amendments made on House Bill No. 198. Attention is invited to Rule No. 50, especially to the line reading "No bill shall be so altered and amended as to change its original purpose." Objection is made to the amendment for the reason that the bill as amended has changed its original purpose. Reference is made to the original bill which is an act to repeal Chapter 34-09 of the 1947 Supplement of the North Dakota Revised Code of 1943. The objection is that the amendment just read, violates Rule 50 in that it has been so altered and amended as to change its original purpose and violates the constitution of the State of North Dakota and the United States."

Rep. Thompson of Richland moved that the amendments on House Bill No. 198, as recommended by the Committee on Labor Relations and printed on page 520 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on House Bill No. 203, as recommended by the Committee on State and Federal Government and printed on page 512 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the rules be suspended for further amendment on House Bill No. 203, which motion prevailed.

Rep. Wolf moved that House Bill No. 203 be further amended in line 23, strike out the words "or has the use of"; in lines 26 and 30, strike out the word "section" and the brackets, and renumber the lines accordingly, which motion prevailed.

Rep. Wolf moved that the amendments on House Bill No. 215, as recommended by the Committee on State and

Federal Government and printed on page 512 of the House Journal, be adopted, which motion prevailed.

Rep. Bymers moved that the amendments on House Bill No. 230, as recommended by the Committee on Finance and Taxation and printed on page 521 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments on House Bill No. 237, as recommended by the Committee on Agriculture and printed on page 521 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments on House Bill No. 238, as recommended by the Committee on Agriculture and printed on page 521 of the House Journal, be adopted, which motion prevailed.

Rep. Bymers moved that the amendments on House Bill No. 243, as recommended by the Committee on Finance and Taxation and printed on page 522 of the House Journal, be adopted, which motion prevailed.

Rep. Sailer moved that further consideration of House Bill

No. 179 be indefinitely postponed.

Rep. Bubel demanded a roll call on the motion of Rep. Sailer to indefinitely postpone House Bill No. 179, which was granted.

ROLL CALL

The question being on the motion of Rep. Sailer that further consideration of House Bill No. 179 be indefinitely postponed, the roll was called and there were ayes, 58; nays, 51; absent and not voting, 4.

Those voting in the	e affirmative were:	1
Allen	Gumeringer	Saumur
Anderson, Cass	Halcrow	Schade
Anderson, Ransom	Haugland	Schmidt
Anderson, Richl'd	Hegge	Sellens
Arndt	Heimes	Simenson
Baeverstad	Homelvig	Skaar
Baker	Johnson	Smart
Benson	Langley	Snow
Brady	Larsen	Sorlie
Brickner	Laske	Sticka
Callahan	Lee	Stormon, Ramsey
Collette	Leet	Stormon, Rolette
Dalzell	Locken	Wadeson
Drawz	Luick	Wahl
Einarson	McInnes	Wambheim
Ekren	Murray	Westby
Fitch	Nygaard	Wollitz
Fleck	Power	Yirchott
Fristad	Sailer	Zurcher
Fuglestad		7.77
Those voting in th	e negative were:	
Acheson	Haugen,	Monson
Anderson	Griggs-Steele	Rolfsrud
Eddy-Foster	Haugen, McLean	Rudolf
Bentz	Helling	Schuler
Braun	Helm	Schwartz
Bryans	Kjelgaard	Seibel
Bubel	Klefstad	Siverson
Bymers	Kleppe	Solberg
Cote	Langseth	Starck
		1,000 P.

Culver Larson Stevens Dewing Leier Thompson, Richl'd Erickson Lillehaugen Thompson, McL'n Esterby Lindberg Walster Frank Link Welk Freadhoff Maher Williams Haedt Moe Wolf Hafner Moerke Mr. Speaker Hammer Mollett Absent and not voting: Graham Holand Stair Hofstrand

So the motion of Rep. Sailer prevailed and House Bill No. 179 was indefinitely postponed.

Rep. Sailer moved that the vote by which House Bill No. 179 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills to whom was referred the following House Bills and a Resolution have had the same under consideration and recommend that the same be introduced.

REP. STAIR, Chairman.

Rep. Bubel moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS AND A RESOLUTION

Committee on Appropriations introduced:

House Bill No. 339. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Postage, Supplies, Printing, Furniture and Fixtures Fund of the Tax Commissioner, and Declaring an Emergency.

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

The Delegal Dille Committee introduce

The Delayed Bills Committee introduced:

House Bill No. 340. A Bill for an Act to Amend and Reenact Section 15-3602 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Second Grade Elementary Teaching Certificates.

Was read the first time and referred to the Committee on

Education.

Reps. Stair and Johnson introduced:

House Bill No. 341. A Bill for an Act Making an Appropriation in the Sum of \$10,000.00 to the Department of Agriculture and Labor of the State of North Dakota, to be Expended for Predatory Animal Control; and Declaring an Emergency.

Was read the first time and referred to the Committee on

Appropriations.

Committee on Appropriations introduced:

House Resolution "D". A Resolution Providing for a Study of Possible Improvements in the Structural Organization of the State of North Dakota and the Elimination of Duplication in Fields of Inspection, Regulation and Other Governmental Functions.

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

The following House Bills and Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 67. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

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		
Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer .
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson	Hegge	Schmidt
Eddy-Foster	Heimes	Schuler
Anderson, Richl'd	Helling	Schwartz
Arndt	Helm	Seibel
Baeverstad	Holand	Sellens
Baker	Homelvig	Simenson
Benson	Johnson	Siverson
Bentz	Kjelgaard	Skaar
Braun	Klefstad	Smart
Brickner	Kleppe	Snow
Bryans	Langley	Solberg
Bubel	Langseth	Sorlie
Bymers	Larsen	Stair
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Leet	Sticka
Culver	Leier	Stormon, Ramsey
Dalzell	Lillehaugen	Stormon, Rolette
Drawz	Lindberg	Thompson, Richl'd
Einarson .	Link	Thompson, McL'n
Ekren	Locken	Wadeson
Erickson	Luick	Wahl
Esterby	Maher	Walster
Fitch	McInnes	Wambheim
Fleck	Moe	Welk
Frank	Moerke	Westby
Fristad	Mollett	Williams
Fuglestad	Monson	Wolf
Gumeringer	Murray	Wollitz
Haedt	Nygaard	Yirchott
Hafner	Power	Zurcher
Halcrow	Rolfsrud	Mr. Speaker
Hammer	Teorisi uu	MI. Speaker
	46.20	
Absent and not vot		Wafatman 3
Brady	Freadhoff	Hofstrand

So the bill was declared passed and the title was agreed to. House Bill No. 68. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for

Lee

the State Training School at Mandan, North Dakota.

Graham

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:

Acheson Haugen, Rolfsrud Griggs-Steele Allen Rudolf Anderson, Cass Haugen, McLean Sailer Anderson, Ransom Haugland Saumur Schade Anderson Hegge Eddy-Foster Heimes Schmidt Schuler Anderson, Richl'd Helling Schwartz Arndt Helm Baeverstad Holand Seibel Sellens Baker Homelvig Benson Johnson Simenson Kjelgaard Skaar Bentz Smart Klefstad Braun Brickner' Kleppe Snow Bryans Solberg Langley Sorlie Bubel Langseth Stair Bymers Larsen / Callahan Larson Starck Stevens Collette Laske Cote Lee Sticka Stormon, Ramsey Culver Leet Stormon, Rolette Dalzell Leier Drawz Lillehaugen Thompson, Richl'd Einarson Lindberg Thompson, McL'n Ekren Link Wadeson Wahl Erickson Locken Luick Walster Esterby Wambheim Fitch Maher Fleck Welk McInnes Westby Frank Moe Williams Fristad Moerke Wolf Mollett Fuglestad Gumeringer Monson Wollitz Yirchott Haedt Murray Zurcher Hafner Nygaard Halcrow Mr. Speaker Power Hammer Absent and not voting:

Brady Freadhoff Hofstrand Dewing Graham Siverson

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 210. A Bill for an Act Making an Appropriation for a Pension for National Guardsman Nennor A. Nelson, Jr., and Declaring an Emergency.

Rep. Fitch moved that the rules be suspended and that the title of House Bill No. 210 be corrected by inserting the word "A BILL", which motion prevailed.

Rep. Fitch moved that the rules be suspended and House Bill No. 210 be considered properly reengrossed and placed on final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill,

as amended, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Acheson Halcrow Power Allen Hammer Rolfsrud Haugen, Anderson, Cass Rudolf Griggs-Steele Anderson, Ransom Sailer Haugen, McLean Schade Anderson Eddy-Foster Haugland Schmidt Hegge Anderson, Richl'd Schuler Arndt Schwartz Heimes Baeverstad Seibel Helling Baker Helm Sellens Holand Simenson Benson Bentz Siverson Homelvig Braun Johnson Skaar Brickner Kielgaard Smart Bryans Klefstad Snow Bubel Kleppe

Solberg Bymers \ Langley ' Sorlie Callahan Langseth Stair Collette Larsen Starck Stevens Cote Larson Laske Sticka Culver Dalzell Lee Stormon, Ramsey

Dewing Leet Stormon, Rolette Thompson, Richl'd Drawz Leier Thompson, McL'n Einarson Lillehaugen Ekren Lindberg Wadeson Erickson Wahl Link Esterby Locken Walster Wambheim Fitch Luick

Fleck Maher Welk Westby Frank McInnes Freadhoff Moe Wolf Moerke Wollitz Fristad Mollett Zurcher Fuglestad Yirchott Gumeringer Monson Haedt Murray Mr. Speaker

Hafner Nygaard

Absent and not voting:

Brady Hofstrand Williams

Graham Saumur

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

House Bill No. 240. A Bill for an Act to Amend and Reenact Section 10-1508 of the North Dakota Revised Code of 1943, Relating to the Adoption and Amendment of Bylaws, and Setting Forth Quorum of Stockholder Requirements.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haugen, Rudolf
Anderson, Cass Griggs-Steele Sailer
Anderson, Richl'd Haugland Schmidt

Arndt Hegge Schuler Helling Baeverstad Schwaitz Baker Helm Seibel Benson Holand Sellens Bentz Homelvig Simenson Brady Johnson Siverson Braun Kjelgaard Smart Klefstad Brickner Snow Bryans Kleppe Solberg Bymers Sorlie Langley Callahan Langseth Stair Collette Larsen Starck Cote Stevens Larson Culver Lee Sticka Dalzell Stormon, Ramsey Leet Stormon, Rolette Dewing Leier Thompson, Richl'd Drawz Lillehaugen Thompson, McL'n Einarson Lindberg Wadeson Ekren Link Erickson Locken Wahl Esterby Luick Walster Fitch Maher Wambheim Fleck McInnes Welk Frank Westby Moe Freadhoff Moerke Williams

Wolf

Wollitz Zurcher

Yirchott

Mr. Speaker

Halcrow Power Hammer Rolfsrud

Those voting in the negative were:

Anderson Bubel Laske Eddy-Foster Fuglestad Skaar

Mollett

Monson

Murray

Nygaard

Absent and not voting:

Fristad

Haedt

Hafner

Gumeringer

Allen Heimes Saumur

Graham Hofstrand

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 258. A Bill for an Act to Amend and Reenact Section 30-1802 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Notice to Creditors by Administrators or Executors.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 58; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Halcrow Sailer Haugland Saumur Anderson, Cass Anderson, Richl'd Heimes Schuler Sellens Arndt Helling Simenson Baker Holand Benson Homelvig Siverson Brady Kjelgaard Smart Cote Klefstad Snow Dalzell Langley Sticka

Einarson Larsen Stormon, Ramsey Erickson Lee Stormon, Rolette Esterby Luick Wahl
Freadhoff McInnes Wambheim
Fuglestad Power Westby
Haedt Rolfsrud Zurcher
Hafner

Those voting in the negative were:

Haugen, McLean Nygaard Anderson, Ransom Hegge Rudolf Schwartz Anderson, Helm Seibel Eddy-Foster Johnson Baeverstad Kleppe Skaar Solberg Bentz Langseth Braun Larson Sorlie Starck Brickner Laske Leet Stevens Bryans Thompson, Richl'd Bubel Leier Callahan Lillehaugen Thompson, McL'n Wadeson Collette Lindberg Walster Culver Link Dewing Locken Welk Maher Williams Fitch Frank Moe Wolf Wollitz Fristad Moerke

Yirchott

Mr. Speaker

Gumeringer Mollett
Hammer Monson
Haugen, Murray

laugen, Griggs-Steele

Absent and not voting:

Bymers Fleck Schade
Drawz Graham Schmidt
Ekren Hofstrand Stair

So the bill was declared lost.

Rep. Thompson of Richland 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 was declared lost on a voice vote.

House Bill No. 284. A Bill for an Act to Provide for the Consolidation of School Districts When the Assessed Valuation of Any District Is Diminished by the Acquisition of Property Under Eminent Domain; the Consolidation of the Remaining Portion Wth Adjoining Districts; Requiring Notice Before Action Is Taken; Making the Action of the County Commissioners Final; and Repeal Act or Parts of Act in Conflict Therewith, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Acheson	Haugen,	Power
Allen	Griggs-Steele	Rolfsrud
Anderson, Cass	Haugen, McLean	Rudolf
Anderson, Ransom	Haugland	Sailer
Anderson, Richl'd	Hegge	Saumur
Arndt	Heimes	Schade
Baeverstad	Helling	Schmidt
Baker	Helm	Schuler

Benson Holand Bentz Braun Johnson Brickner Bryans Bubel Kleppe Bymers Langley Callahan Collette Larsen Cote Larson Culver Laske Dalzell Lee Dewing Leet Einarson Leier Erickson Lillehaugen Esterby Lindberg Fitch Link Fleck Locken Luick Frank Freadhoff Maher Fristad McInnes Fuglestad Moe Gumeringer Moerke Haedt Mollett Hafner Monson Halcrow Murray

Schwartz Homelvig Seibel Sellens Kjelgaard Simenson Klefstad Siverson Skaar Smart Langseth Snow Sorlie Starck Sticka Stormon, Ramsey Stormon, Rolette

Thompson, McL'n
Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Hammer Nygaard
Those voting in the negative were:

Ekren Solberg

Absent and not voting:
Anderson. Drawz

Eddy-Foster Graham Brady Hofstrand Stevens

Stair Thompson, Richl'd

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

Rep. Haugen of McLean moved that the vote by which House Bill No. 284 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Stair moved that the members of the Committee on Appropriations be excused for five minutes, which motion prevailed

House Concurrent Resolution "P". A Concurrent Resolution Providing for the Amending of Section 162 of the Constitution of the State of North Dakota, as Amended.

ROLL CALL

The question being on the final passage of the concurrent resolution, as amended, the roll was called and there were ayes, 82; nays, 1; absent and not voting, 30.

Those voting in the affirmative were:

Acheson Hafner Nygaard Power Allen Hammer Anderson, Cass Haugen, Rolfsrud Anderson, Ransom Griggs-Steele Sailer Anderson, Richl'd Haugen, McLean Schade Arndt Haugland Schmidt Baeverstad Helling Schuler Baker Helm Schwartz Holand Benson Seibel

Bentz	Homelvig	Sellens
Braun	Kjelgaard .	Simenson *
Brickner	Klefstad	Siverson
Bubel	Langley	Sorlie
Bymers	Langseth	Starck
Collette	Larsen	Sticka
Cote	Larson	Stormon, Rolette
Dalzell	Laske	Thompson, Richl'd
Dewing	Lee	Wadeson
Einarson	Leet	Wahl
Erickson	Link	Welk
Esterby	Locken	Westby
Fitch	Luick	Williams
Frank	Maher	Wolf
Freadhoff	McInnes	Wollitz
Fristad	Moerke	Yirchott
Fuglestad	Mollett	Zurcher
Gumeringer	Monson	Mr. Speaker
Haedt	Murray	• • • • • • • • • • • • • • • • • • • •
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Those voting in the negative were:

Fleck

Absent and not voting:

Anderson,	Heimes	Skaar
Eddy-Foster	Hofstrand	Smart
Brady	Johnson	Snow
Bryans	Kleppe	Solberg
Callahan	Leier	Stair
Culver	Lillehaugen	Stevens
Drawz	Lindberg	Stormon, Ramsey
Ekren	Moe	Thompson, McL'n
Graham	Rudolf	Walster
Halcrow	Saumur	Wambheim
TT		

So Concurrent Resolution "P" was declared adopted, as amended.

House Bill No. 82. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Hammer	Power
Allen	Haugen,	Rolfsrud
Anderson, Cass	Griggs-Steele	Rudolf
Anderson,	Haugen, McLean	Sailer
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baker	Helling	Schwartz
Benson	Helm	Seibel
Bentz	Holand	Sellens
Braun	Homelvig	Siverson
Brickner	Johnson	Skaar
Bryans	Kjelgaard	Smart
Bubel	Klefstad	Snow
Bymers	Kleppe	Solberg

Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Fitch Fleck Frank Freadhoff Fristad Fuglestad Gumeringer Haedt Hafner Halcrow

Langley
Langseth
Larsen
Larson
Lee
Leet
Leier
Lillehaugen
Lindberg
Link
Locken
Luick
Maher
McInnes

Moe

Moerke

Mollett

Monson

Murray

Starck
Stevens
Sticka
Stormon, Ramsey
Stormon, Rolette
Thompson, Richl'd
Wadeson
Wahl
Walster
Wambheim
Welk

Sorlie

Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Those voting in the negative were:

Anderson, Ransom Nygaard

Simenson

Laske

Brady

Absent and not voting:

Baeverstad

Graham Hofstrand Stair Thompson, McL'n

Esterby Saumur

So the bill was declared passed and the title was agreed to. Rep. Bubel demanded a call of the House, which was granted.

When 107 members were present, Rep. Bubel moved that the call of the House be dispensed with, which motion prevailed.

House Bill No. 143. A Bill for an Act to Establish a State Printing Office in the State of North Dakota; Providing That the State Printer Be the Manager; and for the Maintenance and Operation Therefor; for the Employment of Subordinates, Requiring a Bond From the State Printer and for the Purchase of Property; for Civil Actions in Connection Therewith; for Audit and Examination of Such Office and the Validity of Contracts; Requiring That Such Office Shall Handle the Printing for the State Government; Providing an Appropriation and Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Rep. Bubel moved that further consideration of House Bill No. 143 be made a special order of business for 2:30 p. m. on Friday, February 11; 1949, which motion prevailed.

House Bill No. 177. A Bill for an Act to Amend and Reenact Sections 47-1606 and 47-1615 of the North Dakota Revised Code of 1943, Relating to Renewal and Notice of Termination of Leases of Real Property.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 20; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Allen Haugen, Griggs-Steele Saumur Schade

Anderson, Ransom	Haugen, McLean	Schmidt
Anderson,	Haugland	Schuler
Eddy-Foster	Hegge	Schwartz
Baker	Heimes	Seibel
Benson	Helling	Sellens
Bentz	Helm	Simenson
Braun	Homelvig	Siverson
Brickner	Johnson	Skaar
Bryans	Kjelgaard	Smart
Bubel	Klefstad	Snow
Bymers	Kleppe	Sorlie
Callahan	Langley	Stair
Collette	Larsen	Starck
Cote	Larson	Stevens
Culver	Lee	Sticka
Dalzell	Leier	Thompson, Richl'd
Dewing	Lillehaugen	Thompson, McL'n
Einarson	Lindberg	Wadeson
Erickson	Link	Wahl
Esterby	Maher	Wambheim
Fleck	McInnes	Welk .
Frank	Moerke	Williams
Fristad	Mollett	Wolf
Gumeringer	Monson	Yirchott
Haedt	Nygaard	Zurcher
Hafner	Power	Mr. Speaker
Halcrow	Rudolf	

Those voting in the negative were:

Anderson, Cass Langseth Solberg Anderson, Richl'd Laske Stormon, Ramsey Arndt Stormon, Rolette Leet Baeverstad Walster Locken Drawz Luick Westby Fuglestad Moe Wollitz Holand Sailer

Absent and not voting:

Brady Freadhoff Hofstrand
Ekren Graham Murray
Fitch Hammer Rolfsrud

So the bill was declared passed and the title was agreed to. Rep. Maher moved that the vote by which House Bill No. 177 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 187. A Bill for an Act Making Records and Business Transactions of Irrigation Districts Public Records; Defining the Duties of Officers of Irrigation Districts; and Making the Violation Thereof Grounds for Removal.

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:

Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson,	Hegge	Schmidt
Eddy-Foster	Heimes	Schuler

Anderson, Richl'd Helling Schwartz Seibel Arndt Helm Holand Sellens Baeverstad Homelvig Baker Simenson Benson Johnson Siverson Bentz Kjelgaard Skaar Braun Klefstad Smart Brickner Kleppe Snow Solberg Bryans Langley Langseth Sorlie Bubel Bymers Larsen Stair Callahan Larson Starck Collette Laske Stevens Cote Sticka Lee Culver Stormon, Ramsey Leet Stormon, Rolette Dalzell Leier Dewing Lillehaugen Thompson, Richl'd Thompson, McL'n Drawz Lindberg Einarson Wadeson Link Ekren Locken Wahl Walster Erickson Luick Maher Wambheim Esterby Fleck McInnes Welk Frank Moe Westby Freadhoff Moerke Williams Fristad Mollett WolfWollitz Fuglestad Monson Gumeringer Nygaard Yirchott Haedt Power Zurcher Mr. Speaker Hafner Rolfsrud Halcrow

Absent and not voting:

Brady Graham Hofstrand Fitch Hammer Murray

So the bill was declared passed and the title was agreed to.
House Bill No. 204. A Bill for an Act Requiring a Bond
To Be Furnished by Applicants for a License as a Dealer
in Motor Vehicles, Conditioned Upon Compliance With the
Law by Such Applicant, and Providing the Manner of
Obtaining Certificates of Title by Dealers to Used Motor
Vehicles Originating From Another State.

Rep. Stormon of Rolette asked the unanimous consent of the House to amend House Bill No. 204, which consent was given.

Rep. Stormon of Rolette moved that House Bill No. 204 be amended as follows: In line 18, change the word "Titles" to "Title" and strike out the word "and" and the figure "40", which motion prevailed.

Rep. Johnson moved that the rules be suspended and House Bill No. 204 be considered properly reengrossed and placed on final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 27; absent and not voting, 6.

Those voting in the affirmative were:

Allen Halcrow Saumur Anderson, Cass Haugen, McLean Schade

Anderson, Ransom Haugland Schmidt Heimes Sellens Anderson, Eddy-Foster Holand Simenson Anderson, Richl'd Homelvig Siverson Arndt Johnson Skaar Baeverstad Klefstad Smart Snow Langley Baker Benson Langseth Sorlie Bentz Larsen Starck Stevens Braun Larson Brickner Laske Sticka Stormon, Ramsey Stormon, Rolette Bymers Lee Callahan Leet Leier Thompson, McL'n Collette Dalzell Lillehaugen Wadeson Dewing Locken Wahl Walster Drawz Luick Wambheim Einarson Maher Ekren McInnes Welk Fleck Westby Moe Wolf Freadhoff Moerke Fristad Murray Wollitz Fuglestad * Nygaard Yirchott Power Gumeringer Zurcher Haedt Mr. Speaker Sailer

Those voting in the negative were:

Acheson Hegge Helling Bryans Bubel Helm Kjelgaard Cote Culver Kleppe Erickson Lindberg Esterby Link Frank Mollett Hafner Monson

Rolfsrud Rudolf Schuler Schwartz Seibel Solberg

Thompson, Richl'd

Williams

Haugen, Griggs-Steele

Absent and not voting:

Brady Graham Fitch Hammer Hofstrand Stair

So the bill was declared passed and the title was agreed to. Rep. Yirchott moved that the vote by which House Bill No. 204 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 239. A Bill for an Act Authorizing Any Corporation or Association Organized Under Previously Existing Statutes, to Adopt and Be Bound by the Provisions of Chapter 10-12 of the North Dakota Revised Code of 1943, Relating to Mutual Aid Corporations.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

Acheson / Haugen, McLean Saumur Allen Haugland Schade Anderson, Cass Hegge Schmidt Anderson, Ransom Heimes Schuler

Anderson, Richl'd Helling Schwartz Arndt Helm Seibel Holand Sellens Baeverstad Simenson Baker Homelvig Benson Johnson Siverson Kjelgaard Skaar Bentz Braun Klefstad Smart Brickner Kleppe Snow Solberg Bryans Langley Sorlie Bymers Langseth Callahan Larsen Stair Collette Starck Larson Cote Stevens Lee Stormon, Ramsey Culver Leet Stormon, Rolette Dalzell Leier Thompson, Richl'd Thompson, McL'n Dewing Lillehaugen Einarson Lindberg Wadeson Ekren Link Erickson Locken Wahl Esterby Luick Walster Wambheim Fleck Maher McInnes Welk Frank Westby Freadhoff Moerke Williams Fristad Monson Gumeringer Wolf Murray Haedt Nygaard Yirchott Zurcher Hafner Rolfsrud Mr. Speaker Halcrow Rudolf Haugen, Griggs Steele

Those voting in the negative were:

Anderson, Drawz Sailer Sticka Eddy-Foster Laske Mollett Wollitz Bubel Absent and not voting: Graham Moe

Brady Power Fitch Hammer Fuglestad Hofstrand

So the bill was declared passed and the title was agreed to. House Bill No. 257. A Bill for an Act to Repeal Section 57-1523 of the North Dakota Revised Code of 1943 Relating to the Levy of a Per Capita School Tax.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 25; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Haugland Rolfsrud Heimes Rudolf Allen Anderson, Cass Helling Saumur Helm Schade Anderson, Ransom Anderson, Richl'd Holand Schmidt Baeverstad Homelvig Schuler Johnson Schwartz Benson Kjelgaard Bentz Seibel Braun Klefstad Simenson Brickner Kleppe Siverson Bryans Langley Smart Bubel Langseth Snow Solberg Bymers Larsen

Callahan Stair Larson Collette Starck Laske Stevens Cote Leet Culver Leier Stormon, Ramsey Dewing Lindberg Stormon, Rolette Thompson, Richl'd Erickson Link Locken Thompson, McL'n Esterby Maher Wambheim Fleck Frank Moe Welk Williams Freadhoff Moerke Fristad Mollett Wolf Gumeringer Yirchott Monson Zurcher Hafner Murray Mr. Speaker Haugen, Nygaard Griggs-Steele Haugen, McLean

Those voting in the negative were:

Skaar Anderson, Haedt Eddy-Foster Halcrow Sorlie Sticka Arndt Hegge Wadeson Baker Lee Lillehaugen Dalzell Wahl Walster Drawz Luick Einarson Power Westby Wollitz Ekren Sailer Fuglestad Sellens

Absent and not voting:

Brady Hofstrand Graham Fitch McInnes Hammer

So the bill was declared passed and the title was agreed to. House Bill No. 329. A Bill for an Act to Amend and Reenact Section 19-0508 of the North Dakota Revised Code of 1943, Relating to Tax on Oleomargarine.

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:

Haugen, Rudolf Acheson Sailer Allen Griggs-Steele Anderson, Cass Haugen, McLean Saumur Anderson, Ransom Haugland Schade Hegge Schmidt Anderson, Eddy-Foster Heimes Schuler Schwartz Anderson, Richl'd Helling Arndt Seibel Helm Simenson Baeverstad Homelvig Benson Johnson Siverson Bentz Kjelgaard Smart Klefstad Braun Solberg Brickner Kleppe Sorlie Stair Bryans Langley Starck Bubel Langseth Bymers Larsen Stevens Sticka Callahan Larson Collette Leet Stormon, Ramsey Stormon, Rolette Cote Leier Culver Lillehaugen Thompson, Richl'd Thompson, McL'n Dalzell Lindberg

Dewing	Link	Wadeson
Drawz	Locken	Wahl
Einarson	Luick	Walster
Erickson	Maher	Wambheim
Esterby	McInnes	Welk
Frank	Moerke	Williams
Freadhoff	Mollett	Wolf
Fuglestad	Monson	Wollitz
Gumeringer	Murray	Yirchott
Hafner	Nygaard	Zurcher
Halcrow	Power	Mr. Speaker
25,455,000	Rolfsrud	

Those voting in the negative were:

Baker Laske Skaar Fleck Lee Snow Fristad Sellens Westby Haedt

Absent and not voting:

Brady Holand Graham Ekren Hammer Moe Fitch Hofstrand

So the bill was declared passed and the title was agreed to. House Bill No. 206. A Bill for an Act to Amend and Reenact Subsection 6 of Section 26-0335 of the North Dakota Revised Code of 1943, Relating to Provisions Required in Life Insurance Policy Issued on Other Than Standard Form, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 60; nays, 43; absent and not voting, 10.

Those voting in the affirmative were:

Allen	Gumeringer	Power
Anderson, Cass	Haedt	Rolfsrud
Anderson, Richl'd	Hafner	Sailer
Baeverstad	Halcrow	Saumur
Baker	Haugen, McLean	Schade
Benson	Haugland	Sellens
Bentz	Heimes	Simenson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bubel	Klefstad	Sticka
Bymers	Langley	Stormon, Ramsey
Callahan	Larsen	Stormon, Rolette
Collette	Larson	Thompson, McL'n
Culver	Laske	Walster
Dalzell	Lee .	Wambheim
Einarson	Leet	Westby
Ekren	Link	Williams
Fleck	Luick	Yirchott
Fristad	McInnes	Zurcher
Fuglestad	Nygaard	Mr. Speaker
Those voting in th	e negative were:	

Acheson	Hegge	Schuler
Anderson, Ransom	Helling	Schwartz
Anderson,	Helm	Seibel
Eddy-Foster	Kleppe	Snow
Arndt.	Langseth	Siverson

Bryans Leier Solberg Lillehaugen Cote Sorlie Dewing Lindberg Starck Drawz Locken Stevens Thompson, Richl'd Erickson Moe Moerke Wadeson

Esterby Moerke Wadeso Frank Mollett Wahl Freadhoff Monson Welk Haugen, Murray Wolf Griggs-Steele Rudolf Wollitz

Absent and not voting:

Brady Hofstrand Maher Fitch Holand Schmidt Graham Homelvig Stair Hammer

So the bill was declared passed as amended and the title was agreed to, and the emergency clause was declared lost.

Rep. Fristad 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.

House Bill No. 181. A Bill for an Act to Amend and Reenact Section 5-0210 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Repealing Subsection 3 of Section 5-0509 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Sale of Beer and Alcoholic Beverages.

Rep. Johnson moved that House Bill No. 181 be made a special order of business on Friday, February 11, 1949, after House Bill No. 143 has been acted upon, which motion prevailed.

Rep. Bubel moved that the House be on the twelfth order of business and the sixteenth order of business and that on the conclusion of those orders of business, the House stand recessed until 1:30 p.m. Friday, February 11, 1949, which motion prevailed.

FIRST READING OF SENATE BILLS AND CONCURRENT RESOLUTION

Senate Bill No. 121. A Bill for an Act to Amend and Reenact Section 52-0412 of the 1947 Supplement to the North Dakota Revised Code of 1943, of the Unemployment Compensation Law, Relating to Civil Action to Collect Contributions or Interest; Priority of Action on Calendar; Providing for Judgments.

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

Senate Bill No. 122. A Bill for an Act to Amend and Reenact Section 52-0414 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adjustment and Refund of Contributions.

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

Senate Bill No. 123. A Bill for an Act Fixing Limitations on Revocations, Countermands of Payments and Stop Payment Orders Relating to the Payment of Checks or Drafts Against Bank Accounts.

Was read for the first time and referred to the Committee on Industry and Business. Senate Bill No. 132. A Bill for an Act to Amend and Reenact Section 20-0705 of the North Dakota Revised Code of 1943, Relating to the Methods of Taking Fur-bearing Animals.

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

Senate Bill No. 133. A Bill for an Act to Amend and Reenact Subsection 7 of Section 20-0312 and Subsection 2 of Section 20-0302 of the North Dakota Revised Code of 1943, Relating to the Fee for a Resident Fishing License, Requirements for License; and Declaring an Emergency.

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

Senate Bill No. 140. A Bill for an Act to Provide for the Spraying of Weeds Along Township Roads and Authorizing the Expenditure of Township Funds for That Purpose.

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

Senate Bill No. 192. A Bill for an Act to Amend and Reenact Section 5 of Chapter 256, Session Laws of 1947, Providing for the Suspension of Operators Licenses When Involved in Accidents Unless Security is Deposited, Authorizing the Highway Commissioner to Grant Additional Time.

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

Senate Bill No. 215. A Bill for an Act Amending and Reenacting Section 40-2305 of the North Dakota Revised Code of 1943, Relating to the Levy of Assessments to Pay the Cost of Special Improvements, to Define the Items of Cost to be Assessed and Permit Such Assessment Prior to Completion of the Work, and Declaring an Emergency.

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

Senate Concurrent Resolution "N". A Concurrent Resolution Authorizing the State Printing and Publication Commission to Pay Overtime for Work Done by Printers Working for the Bismarck Tribune Company, January 29 and 30, 1949, in and About Preparations for the Printing of House and Senate Journals.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 16 House Bill No. 74

House Bill No. 129

House Concurrent Resolution "R"

Senate Bill No. 60 Senate Bill No. 116

And the Speaker signed the same in the presence of the House.

The House now stood recessed pursuant to the motion of Rep. Bubel, until 1:30 p. m. Friday, February 11, 1949.

GEORGE OLSON, Chief Clerk.

THIRTY-EIGHTH DAY AFTER RECESS AND THIRTY-NINTH DAY

Bismarck, February 11, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed.

House Bill No. 80
House Bill No. 81
House Bill No. 190
House Bill No. 194
House Bill No. 203
House Bill No. 204
House Bill No. 215
House Bill No. 237
House Bill No. 237
House Bill No. 238
House Bill No. 238
House Bill No. 238

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled.

House Bill No. 100 House Bill No. 116

And House Concurrent Resolution "U"

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 180, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 197, have had the same under consideration and recommend that the same do pass and further recommend that it be re-referred to the Committee on Appropriations.

REP. STARCK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 197 would be referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 217, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 218, have had the same under consideration and recommend that the same be amended as follows:

In line 7 after the word "any" insert the word "one" And when so amended recommend the same do pass.

REP. HEGGE, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Veterans and Military Affairs on House Bill No. 218 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 231, have had the same under consideration and recommend that the same do pass.

And recommend the same be re-referred to the Committee on Appropriations.

REP. HEGGE, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 231 would be referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 236, have had the same under consideration and recommend that the same do pass.

REP. STARCK, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 242, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Baeverstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military

Affairs to whom was referred House Bill No. 247, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Anderson (Cass) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 248, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 249, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Anderson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 250, have had the same under consideration and recommend that the same do pass.

REP. HEGGE, Chairman.

Rep. Locken moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 272, have had the same under consideration and recommend that the same be amended as follows:

In line 5 strike out the word "Governmental."

And when so amended recommend the same do pass.

REP. HEGGE, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Veterans and Military Affairs on House Bill No. 272 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 308, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STARCK, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 333, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STARCK, Chairman.

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom

was referred House Bill No. 341, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Stair moved that House Bill No. 341 be made a special order of business immediately after House Bill No. 181 has been acted upon, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "T", have had the same under consideration and recommend that the same be adopted.

REP. STARCK, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the House would be on the sixteenth order of business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 100

House Bill No. 116

House Concurrent Resolution "U"

And the Speaker signed the same in the presence of the House.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

THIRTY-NINTH DAY

Bismarck, February 11, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. Joseph Bachman of the Presbyterian Church, Bismarck.

The roll was called and all members were present except Reps. Collette, Graham, Skaar and Stair.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 11, 1949

Mr. President: I have the honor to return:

Senate Bill No. 60 Senate Bill No. 116

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 11, 1949

Mr. President: I have the honor to transmit:

House Bill No. 16 House Bill No. 74 House Bill No. 100 House Bill No. 116

House Bill No. 129 House Concurrent Resolution "R"

House Concurrent Resolution "U"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 11, 1949

Mr. President: I have the honor to transmit:

House Bill No. 63

House Bill No. 177

House Bill No. 204

House Bill No. 206

House Bill No. 262

House Bill No. 290

House Bill No. 334

House Bill No. 338

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

GEORGE OLSON, 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 has carefully examined the Journal of the Thirty-Seventh Day after Recess and Thirty-Eighth day and recommends that the same be corrected as follows:

Page 534, line 3, change the word "inducted" to "induced" Page 546, line 41, change "Thompson of McLean" to "Thompson of Richland"

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 211, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title, insert a comma after the word "chief".

In line five of the title, strike out the word "permitted" and insert in lieu thereof the word "required". In line six of the title, after the semicolon, insert the word "and". In the last line of the title, insert a period after the word "violation" and strike out the words "and declaring an emergency."

In line 2 insert a comma after the word "chief". In line 5 strike out the word "permitted" and insert in lieu thereof the word "required."

In line 6 strike out the words "be permitted to"

Strike out all of Section 3.

Renumber the lines accordingly.

And when so amended recommend the same do pass. REP. THOMPSON, RICHLAND, Chairman.

Rep. Thompson, McLean moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Labor Relations on House Bill No. 211 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations*to whom was referred House Bill No. 278, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, RICHLAND, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 11, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 161

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 11, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 31

House Bill No. 114

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 11, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 69

Senate Bill No. 167

Senate Bill No. 183

Senate Bill No. 189 Senate Bill No. 196

Senate Bill No. 198

Senate Bill No. 196

Senate Bill No. 204

Senate Bill No. 209 Senate Bill No. 217

Senate Concurrent Resolution "M"

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

W. J. TROUT, Secretary.

SIXTH ORDER OF BUSINESS

Rep. Erickson moved that the amendments on House Bill No. 6 as recommended by the Committee on Finance and Taxation and printed on page 538 of the House Journal, be adopted, which motion prevailed.

Rep. Johnson moved that the amendments on House Bill No. 66 as recommended by the Committee on Appropriations and printed on page 533 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 183 as recommended by the Committee on Appropriations and printed on page 534 of the House Journal, be adopted.

Rep. Baker moved a substitute motion that House Bill No. 183 be placed in General Orders, which motion prevailed.

Rep. Erickson moved that the amendments on House Bill No. 214 as recommended by the Committee on Finance and Taxation and printed on page 541 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 261 as recommended by the Committee on Appropriations and printed on page 542 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 276 as recommended by the Committee on Social Welfare and printed on page 544 of the House Journal, be adopted, which motion prevailed.

Rep. Bubel demanded a call of the House which was granted.

When 112 members were present, Rep. Fitch moved that the call of the House be dispensed with, which motion prevailed.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 143. A Bill for an Act to Establish a State Printing Office in the State of North Dakota; Providing That the State Printer Be the Manager; and for the Maintenance and Operation Therefor; for the Employment of Subordinates, Requiring a Bond From the State Printer and for the Purchase of Property; for Civil Actions in Connection Therewith; for Audit and Examination of Such Office and the Validity of Contracts; Requiring That Such Office Shall Handle the Printing for the State Government; Providing an Appropriation and Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 55; absent and not voting, 1.

Those voting in the affirmative were:

Acheson	Haugen, McLean	Rolfsrud
Anderson, Ransom	Hegge	Rudolf
Benson	Helling	Schade
Braun	Helm	Schmidt
Bryans	Hofstrand	Schuler
Bubel	Kjelgaard	Schwartz
Bymers	Kleppe	Seibel
Cote	Langseth	Siverson
Culver	Larson	Snow
Dewing	Leier	Solberg
Erickson	Lillehaugen	Stair
Esterby	Lindberg	Starck
Frank	Link	Stevens
Freadhoff	Locken	Thompson, Richl'd

Gumeringer Maher Thompson, McL'n Haedt Moerke Welk Hafner Mollett Williams Wolf Hammer Monson Murray Mr. Speaker Haugen. Griggs-Steele

Those voting in the negative were:

Fristad Sailer Fuglestad Saumur Anderson, Cass Anderson, Sellens Halcrow Eddy-Foster Haugland Simenson Anderson, Richl'd Heimes Skaar Arndt Holand Smart Sorlie Baeverstad Homelvig Sticka Baker Johnson Stormon, Rolette Bentz Klefstad Brady Langley Stormon, Ramsey Wadeson Brickner Larsen. Callahan . Wahl Laske Collette Lee Walster Wambheim Dalzell Leet Drawz Luick Westby Einarson McInnes Wollitz Yirchott Ekren Moe Fitch Nygaard Zurcher Fleck Power

Absent and not voting:

Graham

So the bill was declared passed as amended and the title was agreed to.

Rep. Erickson moved that the vote by which House Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 181. A Bill for an Act to Amend and Reenact Section 5-0210 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Repealing Subsection 3 of Section 5-0509 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Sale of Beer and Alcoholic Beverages.

Was read for the 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, 50; absent and not voting, 1.

Those voting in the affirmative were:

Acheson	Haedt	Saumur
Allen	Hafner	Schade
Anderson, Cass	Haugen,	Schmidt
Anderson, Ransom	Griggs-Steele	Schwartz
Arndt	Hegge	Simenson
Benson	Heimes	Skaar
Brady	Hofstrand	Snow
Braun	Homelvig	Sorlie
Brickner	Johnson	Stair
Bryans	Kjelgaard	Starck
Bubel	Langseth	Sticka

Bymers Larson Stormon, Ramsey Callahan Laske Stormon, Rolette Collette Leet Wadeson Cote Leier Wahl Culver Moe Walster Erickson Moerke Welk Fitch Murray Westby Fleck Wolf Nygaard Freadhoff Yirchott Power Zurcher Fristad Sailer

Those voting in the negative were:

Anderson, Haugen, McLean Mollett Eddy-Foster Haugland Monson Anderson, Richl'd Rolfsrud Helling Baeverstad Helm Rudolf Baker Holand Schuler Bentz Klefstad Seibel Dalzell Kleppe Sellens Dewing Siverson Langley Drawz Larsen Smart Einarson Lee Solberg Ekren Lillehaugen Stevens Esterby Lindberg Thompson, Richl'd Thompson, McL'n Frank Link Wambheim Fuglestad Locken Luick Williams Gumeringer Maher Wollitz Halcrow Mr. Speaker Hammer McInnes

Absent and not voting:

Graham

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

Rep. Lillehaugen moved that the vote by which House Bill No. 181 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 341. A Bill for an Act Making an Appropriation in the Sum of \$10,000.00 to the Department of Agriculture and Labor of the State of North Dakota, to be Expended for Predatory Animal Control; and Declaring an Emergency.

House Bill No. 341 had been made a special order of business, but had not been printed. Rep. Bubel moved that the rules be suspended and House Bill No. 341 be considered properly reengrossed and placed on second reading and final passage, which motion prevailed.

House Bill No. 341 was read the second time and placed on

FINAL PASSAGE

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:

Acheson Halcrow Power Allen Hammer Rolfsrud Anderson, Cass Haugen, Rudolf Anderson, Ransom Griggs-Steele Sailer Anderson, Haugen, McLean Schade Eddy-Foster Haugland Schmidt Anderson, Richl'd Hegge Schuler Arndt Heimes Schwartz Baeverstad Helling Seibel Baker Helm Sellens Hofstrand Benson Simenson Bentz Holand Siverson Homelvig Brady Skaar Braun Johnson Smart Kjelgaard Brickner Snow Klefstad Solberg Bryans Bubel Kleppe Sorlie Bymers Langley Stair Callahan Langseth Starck Larsen Collette Stevens Larson Cote Sticka Laske Culver Stormon, Ramsey Lee Stormon, Rolette Dalzell Leet Thompson, Richl'd Dewing Leier Thompson, McL'n Drawz Lillehaugen Einarson Wadeson Lindberg Wahl Ekren Link Walster Erickson Locken Esterby Wambheim Luick Fitch Welk Maher Westby Fleck McInnes Williams Frank Moerke Wolf Freadhoff Mollett Fristad Wollitz Monson Yirchott Fuglestad Murray -Zurcher Gumeringer Haedt Nygaard Mr. Speaker Hafner

Absent and not voting:

Graham Moe

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

Saumur

Rep. Johnson moved that the vote by which House Bill No. 341 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Langley requested that the House be on the eighth order of business, which request was granted.

Rep. Langley moved that the House reconsider the action by which House Bill No. 257 was passed, which motion prevailed.

Rep. Johnson moved that House Bill No. 257 be placed on the calendar, which motion prevailed.

Rep. Dewing moved that the House reconsider the action by which House Bill No. 258 was lost, which motion prevailed.

Rep. Erickson moved that House Bill No. 258 be rereferred to the Committee on Judiciary, which motion prevailed.

The Speaker announced that House Bill No. 258 would be re-referred to the Committee on Judiciary.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 11, 1949

Mr. President: I have the honor to transmit:

House Bill No. 341

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

GEORGE OLSON, Chief Clerk.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 188. A Bill for an Act to Amend and Reenact Section 23-1501 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Fireworks, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 56; absent and not voting, 5.

Those voting in the affirmative were:

Haugland		Schmidt	
		Schuler	
Holand	8	Seibel	
Langley	3	Sellens	
Larsen		Simenson	
Larson		Siverson	
Laske		Smart	
Lee		Snow	
Leet		Solberg	
Leier		Stair	
Lindberg		Stormon, Ramsey	
Link		Stormon, Rolette	
Locken		Wadeson	
Luick		Wambheim	
Maher		Westby	
Rolfsrud		Wolf	
Sailer		Wollitz	
Schade			
	Langley Larsen Larson Laske Lee Leet Leier Lindberg Link Locken Luick Maher Rølfsrud Sailer	Heimes Holand Langley Larsen Larson Laske Lee Leet Leier Lindberg Link Locken Luick Maher Rolfsrud Sailer	

Those voting in the negative were:

Anderson, Ransom	Haedt	Nygaard
Anderson,	Hafner	Power
	Halcrow	Rudolf
Baker	Hammer	Saumur
Benson	Haugen, McLean	Schwartz
Bentz	Hegge	Skaar
Brady	Helling	Sorlie
Braun	Helm	Starck
Brickner	Homelvig	Stevens
Bryans	Johnson	Sticka
Collette	Klefstad	Thompson, Richl'd
Cote	Kleppe	Thompson, McL'n
Culver	Langseth	Wahl
Ekren	Lillehaugen	Walster
Fitch	McInnes	Welk
Frank	Moerke	Williams
Fristad	Mollett	Yirchott

Fuglestad Monson Zurcher Gumeringer Murray Mr. Speaker

Absent and not voting:

Bubel Hofstrand Moe Graham Kjelgaard

Graham Kjelgaard So the bill was declared lost.

Rep. Langseth moved that the vote by which House Bill' No. 188 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 194. A Bill for an Act Providing for the Distribution of Funds Received From the Federal Government in Counties Where the Federal Government Has Acquired Land for the Development of Projects for Public Uses.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Hammer Rolfsrud Rudolf Allen Haugen. Griggs-Steele Haugen, McLean Anderson, Cass Sailer Anderson, Ransom Saumur Haugland Schade Anderson, Eddy-Foster Heimes Schmidt Anderson, Richl'd Helling Schuler Schwartz Arndt Helm Baeverstad Holand Seibel Baker Homelvig Sellens Benson Johnson Simenson Kjelgaard Bentz Siverson Brady Klefstad Skaar Braun Kleppe Smart Brickner Langley Snow Bryans Langseth Solberg Bubel Larsen Starck Bymers Larson Stevens Callahan Laske Sticka Cote Lee Stormon, Ramsey

Culver Leet Stormon, Rolette Thompson, Richl'd Dalzell Leier Dewing Lillehaugen Thompson, McL'n Wadeson Drawz Lindberg Einarson Link Wahl Ekren Locken Walster Esterby Luick Wambheim Fleck Maher Welk Frank McInnes Westby Freadhoff Moe Williams Wolf Fristad Moerke Fuglestad Mollett Wollitz Gumeringer Monson Yirchott Haedt Murray Zurcher

Mr. Speaker

Halcrow Power Absent and not voting:

Hafner

Collette Graham Sorlie

Nygaard

Erickson Fitch Hegge Hofstrand Stair

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

House Bill No. 199. A Bill for an Act to Repeal Chapter 34-04 of the North Dakota Revised Code of 1943, Being Sections 34-0401, 34-0402, 34-0403, 34-0404, 34-0405, 34-0406, and 34-0407, Inclusive, of Said Revised Code, Relating to Master and Servant in the State of North Dakota.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 64; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Arndt Baker Benson Bymers Cote Dewing Erickson Esterby Frank Freadhoff Haedt Hammer

Haugen,

Haugen, McLean
Haugland
Helm
Holand
Kjelgaard
Kleppe
Larson
Leier
Lillehaugen
Lindberg
Link
Maher
Moerke
Mollett

Monson Murray Rolfsrud Rudolf Schade Schmidt Schuler Seibel Siverson Stevens Thompson

Thompson, Richl'd Westby Zurcher Mr. Speaker

Those voting in the negative were:

Allen
Anderson, Cass
Anderson, Ransom
Anderson,
Eddy-Foster
Anderson,Richl'd
Baeverstad
Bentz
Brady
Braun
Brickner
Bryans
Bubel
Callahan
Culver
Dalzell

Griggs-Steele

Hafner Halcrow Hegge Helling Homelvig Johnson Klefstad Langley Langseth Larsen Laske Lee Leet Locken Luick Moe Nygaard Power Sailer Saumur Schwartz

Gumeringer

Sellens Simenson Skaar Smart Snow Solberg Stair Starck Sticka

Stormon, Ramsey Stormon, Rolette Thompson, McL'n Wadeson Wahl Walster

Walster Wambheim Welk Williams Wolf Wollitz Yirchott

Absent and not voting:

Collette Fitch Graham

Drawz

Ekren

Fristad

Fuglestad

Fleck

Einarson

Heimes Hofstrand

McInnes Sorlie

So the bill was declared lost.

Rep. Yirchott moved that the vote by which House Bill No. 199 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 228. A Bill for an Act to Amend and Reenact Section 11-1015 of the North Dakota Revised Code of 1943; Providing for Mileage of County Officials Unless Otherwise Provided by the Laws of This State, and Declaring an Emergency.

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:

Allen	Freadhoff	Nygaard
Anderson, Ransom	Fristad	Power
Anderson, Richl'd	Haedt	Saumur
Arndt	Halcrow	Schade
Baeverstad	Haugen, McLean	Schmidt
Baker	Haugland	Schuler
Bentz	Heimes	Seibel
Brickner	Holand	Sellens
Bymers	Homelvig	Skaar
Callahan	Johnson -	Smart
Cote	Langley	Snow
Dalzell	Larsen	Stormon, Ramsey
Dewing	Laske	Stormon, Rolette
Drawz	Leet	Thompson, McL'n
Einarson	Lindberg	Wahl
Erickson	Luick	Walster
Esterby	Maher	Westby
Fleck	Murray	Yirchott

Those voting in the negative were:

Acheson	Hegge	Sailer
Anderson, Cass	Helling	Schwartz
Anderson,	Helm	Simenson
Eddy-Foster	Kjelgaard	Siverson
Benson	Klefstad	Solberg
Braun	Kleppe	Stair
Bryans	Langseth	Starck
Bubel	Larson	Stevens
Culver	Lee	Sticka
Ekren	Leier	Wadeson
Frank	Lillehaugen	Wambheim
Fuglestad	Locken	Welk
Gumeringer	Moerke	Williams
Hafner	Mollett	Wolf
Hammer	Monson	Wollitz
Haugen,	Rolfsrud	Zurcher
Griggs-Steele	Rudolf	Mr. Speaker

Absent and not voting:

Brady	Hofstrand	Moe
Collette	Link	Sorlie
Fitch	McInnes	Thompson, Richl'd
0 1		

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

Rep. Johnson: Mr. Speaker, I voted "Aye" for the purpose of reconsideration.

House Bill No. 268. A Bill for an Act to Amend and Reenact Section 39-0303 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Patrolmen: Appointment; Removal; Duties.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 29; absent and not voting, 11.

Those voting in the affirmative were:

Fristad Power Anderson, Cass Fuglestad Rolfsrud Sailer Anderson, Ransom Gumeringer Saumur Haedt Anderson, Eddy-Foster Schade Hafner Anderson, Richl'd Halcrow Sellens Simenson Arndt Haugen, Baeverstad Griggs-Steele Skaar Baker Smart Haugland Bentz Heimes Snow Brady Helling Starck Braun Helm Sticka Stormon, Ramsey Stormon, Rolette Brickner Holand Bryans Johnson Bubel Kjelgaard Thompson, McL'n Bymers Klefstad Wadeson Wahl Callahan Langley Dalzell Wambheim Larsen Dewing Welk Laske Drawz Westby Lee Einarson Wolf Leet Wollitz Ekren Link Fleck Luick Yirchott Frank Murray Zurcher Mr. Speaker Freadhoff Nygaard Those voting in the negative were:

Acheson Larson Rudolf Benson Leier Schuler Cote Lillehaugen Schwartz Erickson Lindberg Seibel Locken Esterby Siverson Hammer Maher Stair Haugen, McLean Moe Stevens

Hegge Moerke Thompson, Richl'd Williams

Homelvig Mollett Kleppe Monson

Absent and not voting:

ColletteHofstrandSolbergCulverLangsethSorlieFitchMcInnesWalsterGrahamSchmidt

So the bill was declared passed and the title was agreed to. Rep. Sailer moved that the vote by which House Bill No. 268 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 275. A Bill for an Act to Amend and Re-enact Section 50-0108 of the North Dakota Revised Code

of 1943 Pertaining to Members of County Welfare Board; Term of Office; Oath; Compensation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 23; absent and not voting, 10.

Those voting in the affirmative were:

Allen Hafner Rolfsrud Anderson, Cass Halcrow Sailer Anderson, Ransom Hammer Saumur Anderson, Richl'd Haugen, Schade Griggs-Steele Arndt Schmidt Baeverstad Haugen, McLean Schuler Baker Haugland Schwartz Bentz Heimes Sellens Braun Helling Simenson Brickner Holand Siverson Bryans Homelvig Skaar Bubel Johnson Snow Bymers Kjelgaard Starck Callahan Langley Stevens Collette Larsen Sticka Stormon, Ramsey Stormon, Rolette Dalzell Larson Dewing Laske Drawz Lee Thompson, McL'n Einarson Leet Wadeson Lillehaugen Erickson Wahl Esterby Lindberg Welk Fleck Link Westby Freadhoff Luick Wolf Fristad Monson Wollitz Fuglestad Murray Yirchott Gumeringer Nygaard Zurcher Haedt Power Mr. Speaker

Those voting in the negative were:

Acheson Kleppe Seibel Benson Langseth Solberg Brady Leier Stair Locken Thompson, Richl'd Cote Maher Walster Frank Hegge Moerke Wambheim Mollett. Williams Helm Rudolf Klefstad

Absent and not voting:

Anderson, Fitch Moe
Eddy-Foster Graham Smart
Culver Hofstrand Sorlie
Ekren McInnes

So the bill was declared passed and the title was agreed to.

House Bill No. 337. A Bill for an Act Authorizing the Board of Administration to Sell and Convey to Northwest Inner Mission Society, a Religious and Charitable Corporation, Not to Exceed Five Acres at Ten Dollars Per Acre, a Part of Lot 3 of Section 19, Township 162, North of Range 72 West, in Rolette County, North Dakota, To Be Used as an Indian Children's Playground in Connection With Such Institution.

Stormon, Rolette

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Hafner Nygaard Halcrow Power Allen Rolfsrud Anderson, Cass Hammer Rudolf Anderson, Ransom Haugen, Anderson, Griggs-Steele Sailer Eddy-Foster Haugland Saumur Anderson, Richl'd Schade Hegge Arndt Heimes Schmidt Baeverstad Helling Schuler Baker Helm Schwartz Benson Holand Seibel Bentz Homelvig Sellens Simenson Brady Johnson Kjelgaard Siverson Braun Brickner Klefstad Skaar Bryans Kleppe Snow Langley Solberg Bymers Callahan Stair Langseth Starck Collette Larsen Coté Stevens Larson Culver Laske Sticka Stormon, Ramsey Dalzell Lee

Leet

Thompson, Richl'd Drawz Leier Wahl Einarson Lillehaugen Walster Lindberg Ekren Erickson Link Wambheim Esterby Locken Welk Westby Luick Fleck Williams Frank Maher Freadhoff Moe Wolf Wollitz Fristad Moerke Fuglestad Mollett Yirchott Gumeringer Monson Zurcher Mr. Speaker Haedt Murray

Those voting in the negative were:

Bubel

Dewing

Absent and not voting:

Fitch Hofstrand Sorlie

Graham McInnes Thompson, McL'n

Haugen, McLean Smart Wadeson

So the bill was declared passed and the title was agreed to. House Concurrent Resolution "Q". A Concurrent Resolution Recommending that the Industrial Commission Adopt Rules and Regulations for the Loaning of Money by the Bank of North Dakota to Soil Conservation Districts.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 102; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Haedt Rolfsrud Allen Hafner Rudolf Anderson, Cass Halcrow Sailer Anderson, Ransom Hammer Saumur Anderson, Haugen, Schade Eddy-Foster Griggs-Steele Schmidt Anderson, Richl'd Haugland Schuler Hegge Schwartz Arndt Baeverstad Seibel Heimes Sellens Baker Helm Benson Holand Simenson Bentz Homelvig Siverson Johnson Smart Braun Brickner Kjelgaard Snow Klefstad Kleppe Solberg Bryans Stair Bubel Starck Bymers Langley Callahan Langseth Stevens Collette Larsen Sticka Stormon, Ramsey Cote Larson Culver Laske Stormon, Rolette Thompson, Richl'd Dalzell Lee Dewing Leet Wadeson Drawz Lillehaugen Wahl Walster Einarson Lindberg Ekren Link Wambheim Erickson Locken Welk Westby Esterby Luick Fitch Maher Williams Fleck Moerke Wolf Wollitz Mollett Frank Freadhoff Yirchott Monson Zurcher Fristad Murray Fuglestad Nygaard Mr. Speaker Power Gumeringer

Those voting in the negative were:

Helling Skaar

Absent and not voting:

Brady Hofstrand Moe Graham Leier Sorlie

Haugen, McLean McInnes Thompson, McL'n So House Concurrent Resolution "Q" was declared adopted.

Rep. Baeverstad moved that the House now recess for twenty minutes, which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess and the Speaker announced that the House would be on the eighth order of business.

Rep. Bubel moved that the courtesy of the floor be extended to Rep. Willis E. Carlson, a member of the Minnesota legislature and a navy veteran of World War II, and that he be asked to address the assembly, which motion prevailed and Rep. Carlson addressed the House.

Rep. Freadhoff moved that a committee of two be appointed to escort Mr. and Mrs. Gilbert Berg, of LaMoure, North Dakota, who were celebrating their fiftieth wedding anniversary, to the rostrum, which motion prevailed, and the Speaker appointed as such committee, Representatives Freadhoff and Holand.

Rep. Holand presented Mrs. Berg with a bouquet of roses

on behalf of the members of the Third House of the Legislature and three songs were rendered by a Bismarck quartet.

Rep. Bubel moved that Senate Bill No. 30 be placed at the foot of the Calendar, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 11, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed a committee of three to act with a like committee from the House, Senators Nordhougen, Mehlhaff and Bjorlie for making preparation for joint Memorial Session to be held Feb. 22nd.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 11, 1949

Mr. Speaker: I have the honor to request the return of Senate Concurrent Resolution "M" for further amendment. W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that Senate Concurrent Resolution "M" be returned to the Senate in accordance with their request, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 11, 1949

Mr. President: I have the honor to inform you that the House is returning Senate Concurrent Resolution "M" which the Senate requested.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would revert to the tenth order of business.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 80. A Bill for an Act Making an Appropriation for the Salaries and Miscellaneous Expenses of the High School Correspondence Study.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 15; absent and not voting, 15.

Those voting in the affirmative were:

Anderson, Ransom	Haugen, McLean	Schade
Anderson, Richl'd	Haugland	Schmidt
Arndt	Heimes	Schwartz
Baeverstad	Helling	Seibel
Baker	Helm	Sellens
Bentz	Hofstrand	Simenson
Braun	Holand	Siverson
Brickner	Homelvig	Skaar
Bryans	Kjelgaard	Smart
Bubel	Klefstad	Snow

Allen

Culver

Fitch

Anderson,

Eddy-Foster

Bymers Langley Solberg Dalzell Langseth Sorlie Dewing Larsen Starck Einarson Larson Stevens Ekren Lee Sticka Stormon, Ramsey Stormon, Rolette Erickson Leet Esterby Leier Fleck Lillehaugen Thompson, Richl'd Frank Lindberg Wadeson Freadhoff Link Walster Fristad McInnes Wambheim Moerke Fuglestad Welk Gumeringer Mollett Williams Hafner Monson Wolf Halcrow Murray Wollitz Hammer Nygaard Yirchott Haugen, Rolfsrud Zurcher Griggs-Steele Rudolf Mr. Speaker Those voting in the negative were: Collette Laske Anderson, Cass Cote Locken Benson Drawz Power Brady Johnson Sailer Callahan Kleppe Saumur Absent and not voting:

Graham
So the bill was declared passed as amended and the title was agreed to.

Schuler

Thompson, McL'n

Stair

Wahl

Westby

Haedt

Hegge

Luick

Maher

Moe

House Bill No. 81. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Bank of North Dakota.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hammer Rolfsrud Haugen, Allen Rudolf Anderson, Cass Griggs-Steele Sailer Haugen, McLean Anderson, Saumur Eddy-Foster Haugland Schade Anderson, Richl'd Hegge Schmidt Arndt Heimes Schwartz Baeverstad Helm Sellens Baker Hofstrand Simenson Holand Benson Siverson Bentz Homelvig Skaar Johnson Braun Smart Brickner Kjelgaard Snow Bryans Klefstad Solberg Sorlie Bymers Langley Collette Langseth Stair Cote Larsen Starck

Dalzell Stevens Larson Drawz Lee Sticka Einarson Leet Stormon, Ramsey Wadeson Ekren Leier Erickson Lillehaugen Wahl Esterby Lindberg Walster Wambheim Fleck Link Frank Westby Luick Freadhoff McInnes Wolf Fristad Moe Wollitz Monson Yirchott Fuglestad Gumeringer Nygaard Zurcher Hafner Power Mr. Speaker Halcrow

Those voting in the negative were:

Anderson, Ransom
Brady
Callahan
Dewing

Helling
Kleppe
Laske
Laske
Locken

Mollett
Murray
Seibel
Thompson, Richl'd

Dewing Locken Haedt Moerke

Absent and not voting:

Bubel Maher Thompson, McL'n Culver Schuler Welk

Fitch Stormon, Rolette Williams
Graham

So the bill was declared passed, as amended, and the title was agreed to.

House Bill No. 190. A Bill for an Act Providing for the Cleaning and Repairing of Drains by Boards of County Commissioners; Providing for the Levy of Special Assessments; Repealing Section 61-2142 of the North Dakota Revised Code of 1943 as Amended, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Haugen. Schmidt Allen Griggs Steele Schuler Haugen, McLean Anderson, Cass Schwartz Anderson, Ransom Haugland Sellens Anderson, Richl'd Heimes Simenson Helling Arndt Siverson Baeverstad Hofstrand Skaar Baker Holand Smart Homelvig Benson Snow Brady Johnson Solberg Braun Kjelgaard Sorlie Klefstad Brickner Stair Langley Starck Bryans Bymers Larsen Stevens Callahan Larson Sticka Collette Laske Stormon, Ramsey Cote Lee Stormon, Rolette Dalzell Thompson, McL'n Leet Drawz Lillehaugen Wadeson Einarson Link Wahl Ekren Locken Walster

Esterby Luick Wambheim Fleck McInnes Welk Westby Freadhoff Monson Fristad Williams Murray Fuglestad Wolf Nygaard Wollitz Gumeringer Power Yirchott Rolfsrud Haedt Zurcher Hafner Sailer Mr. Speaker Halcrow Saumur Schade Hammer

Those voting in the negative were:

Bentz Helm Moerke
Dewing Kleppe Mollett
Erickson Langseth Rudolf
Frank Leier Seibel
Hegge Lindberg Thompson, Richl'd

Absent and not voting:

Anderson, Culver Maher Eddy-Foster Fitch Moe Bubel Graham

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

Rep. Halcrow moved that the vote by which House Bill No. 190 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 198. A Bill for an Act to Repeal Chapter 34-09 of the 1947 Supplement to the North Dakota Revised Code of 1943, Being Sections 34-0901, 34-0902, 34-0903, 34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909, 34-0910, 34-0911, 34-0912, 34-0913, 34-0914, and 34-0915, Inclusive, Relating to Labor Unions in the State of North Dakota.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 63; nays, 47; absent and not voting, 3.

Those voting in the affirmative were:

Haugen, McLean Monson Anderson, Ransom Haugland Murray Rolfsrud Arndt Hegge Baker Helling Rudolf Schade Benson Helm Bentz Hofstrand Schmidt Braun Holand Schuler Kjelgaard Bryans -Schwartz Klefstad Bymers Seibel Cote Kleppe Siverson Culver Langseth Solberg Dewing Larsen Starck Stevens Thompson, Richl'd Erickson Larson Esterby Lee Frank Leier Thompson, McL'n Freadhoff Lillehaugen Wahl Lindberg Gumeringer Welk Link Westby Haedt Hafner Maher Williams Hammer Moerke Wolf Mollett Mr. Speaker Haugen, Griggs-Steele

Those voting in the negative were:

Fristad Allen Saumur Fuglestad Sellens Anderson, Cass Anderson, Halcrow Simenson Skaar Eddy-Foster Heimes Anderson, Richl'd Homelvig Smart Baeverstad Johnson Snow Stair Brady Langley Laske Sticka Brickner Bubel Leet Stormon, Ramsey Stormon, Rolette Callahan Locken Collette Luick

Wadeson Dalzell McInnes Walster Wambheim Einarson Moe Ekren Nygaard Wollitz Fitch Power Yirchott Fleck Sailer Zurcher

Absent and not voting:

Drawz Graham Sorlie

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

Rep. Brady moved that the vote by which House Bill No. 198 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

House Bill No. 203. A Bill for an Act to Amend and Reenact Section 39-0459 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Motor Vehicle Dealer License Fees; Additional Number Plates; and Requirements of an Applicant for Motor Vehicle Dealer License.

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:

Halcrow Schade Haugland Sellens Anderson, Cass Heimes Anderson, Richl'd Simenson Arndt Holand Skaar Baker Homelvig Smart Benson Johnson Snow Bentz Klefstad Sticka Stormon, Ramsey Stormon, Rolette Larsen Brady Bymers Laske Callahan Lee Thompson, McL'n Collette Leet Wadeson Dalzell Locken Wahl Drawz Luick Walster Einarson ' McInnes Wambheim Westby Murray Fitch Nygaard Wolf Fleck Sailer Wollitz Fristad

Yirchott

Fuglestad Gumeringer

Those voting in the negative were:

Acheson Haugen, McLean Monson Anderson, Ransom Hegge Power Baeverstad Helling Rolfsrud

Saumur

Rudolf Braun Helm Schmidt Bryans Hofstrand Bubel Schuler Kjelgaard Cote Kleppe Schwartz Culver Seibel Langley Dewing Langseth Siverson Erickson Larson Solberg Esterby Leier Stair Frank Lillehaugen Starck Freadhoff Lindberg Stevens Thompson, Richl'd Haedt Link

Hafner Maher Welk
Hammer Moerke Zurcher
Haugen, Mollett Mr. Speaker

Griggs-Steele

Absent and not voting:

Anderson, Ekren Sorlie Eddy-Foster Graham Williams

Brickner Moe

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

Rep. Mollet moved that the vote by which House Bill No. 203 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 215. A Bill for an Act Creating and Establishing a North Dakota Highway Patrolmen's Retirement System; Creating and Establishing a Fund to Be Known as the North Dakota Highway Patrolmen's Retirement Fund; Providing for Payments Upon Retirement, Death, Disability, Voluntary and Involuntary Retirement From the North Dakota Highway Patrolmen's Retirement Fund; Providing for the Creation of a Board of Trustees and Defining Its Powers and Duties; Providing for Contributions by Members of the North Dakota Highway Patrol; Providing for the Guaranty and Appropriation by the State of North Dakota of Certain of Said Funds; Providing for the Subrogation of the State of North Dakota to the Rights of the Member or Dependent Against Certain Third Parties; Exempting Annuities, Allowances, Returns, Benefits and Rights From Taxation and Judicial Process; and Providing for Penalties.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 59; nays, 45; absent and not voting, 9.

Those voting in the affirmative were:

Fuglestad Rolfsrud Anderson, Cass Gumeringer Sailer Anderson, Richl'd Halcrow Saumur Baker Haugen, Schade Griggs-Steele Sellens Benson Haugland Simenson Bentz Braun Heimes Skaar Smart Helm Bymers Holand Snow Collette Dalzell Homelvig Sticka Kjelgaard Stormon, Ramsey Dewing

Drawz Klefstad Stormon, Ramsey
Stormon, Rolette

Einarson Thompson, Richl'd Larsen Ekren Laske Wadeson Erickson . Leet Walster Esterby Wambheim Luick Fitch Maher Welk Frank McInnes Westby Freadhoff Yirchott Murray Fristad . Power Mr. Speaker

Those voting in the negative were:

Acheson Johnson Rudolf Anderson, Ransom Kleppe Schmidt Baeverstad Schuler Langley Brady Schwartz Langseth Bryans Seibel Larson Bubel Leier Siverson Callahan Lillehaugen Solberg Cote Lindberg Stair Fleck Link Starck Hafner Locken Stevens Hammer Moe Thompson, McL'n Haugen, McLean Moerke Williams Hegge Mollett Wolf Helling Monson . Wollitz Hofstrand Nygaard Zurcher

Absent and not voting:

Anderson, Culver Lee Eddy-Foster Graham Sorlie Arndt Haedt Wahl Brickner

So the bill was declared passed as amended and the title was agreed to.

Rep Holand moved that the vote by which House Bill No. 215 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 230. A Bill for an Act Providing That Before Any Person, Association, Partnership, or Corporation Shall Engage in the Sale at Wholesale of Liquor Within This State, a License Authorizing the Sale at Wholesale of Liquor of Over 4% Alcoholic Content of Weight, Shall Be Obtained From the State Tax Commissioner; Fixing the Fee To Be Charged for Such License; and Declaring an Emergency.

Rep. Baeverstad moved that House Bill No. 230 be placed in General Orders, which motion did not receive a second.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 69; absent and not voting, 6.

So the bill was declared lost.

Those voting in the affirmative were:

Acheson Helling Moerke Baeverstad Holand Mollett Bryans Homelvig Monson Bubel Kjelgaard Rolfsrud Cote Langley Seibel Dewing Langseth Siverson Erickson Larson Solberg Stevens Esterby Lee

Freadhoff Leier Stormon, Rolette Hafner Lillehaugen Walster Hammer Lindberg Wambheim Haugen, Link Westby Griggs- teele Moe Williams Those voting in the negative were: Haedt Schade Anderson, Cass Halcrow Schmidt Haugen, McLean Anderson, Ransom Schuler Haugland Anderson, Richl'd Schwartz Baker Hegge Sellens Benson Heimes Simenson Bentz Helm Skaar Johnson Brady Smart Braun Klefstad Snow Kleppe Stair Bymers Callahan Larsen Starck Collette Laske Sticka Culver Leet Stormon, Ramsey Thompson, Richl'd Thompson, McL'n Dalzell Locken Drawz Luick Maher Wadeson Einarson Ekren McInnes Wahl Fitch Murray Welk Wolf Fleck Nygaard Wollitz Frank Power Yirchott Fristad Rudolf Fuglestad Sailer Zurcher Gumeringer Saumur Mr. Speaker

Absent and not voting:

Anderson. Eddy-Foster Brickner Graham

Hofstrand Sorlie

Arndt

So the bill was declared lost.

Rep. Bymers: "Mr. Speaker, I vote 'No' for the purpose of reconsideration."

Rep. Bubel moved that the House do now recess until 1:00 p. m. Saturday, February 12, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

THIRTY-NINTH DAY AFTER RECESS AND FORTIETH DAY

Bismarck, February 12, 1949

The House reconvened at 1:00 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the

fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Labor Relations to whom was referred House Bill No. 200, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, McLean

REP. SIVERSON

REP. HAFNER

REP. BAKER

REP. SCHADE

REP. WESTBY

REP. HOLAND

REP. HAEDT REP. ROY LARSON REP. WELK REP. THOMPSON, RICHLAND

REP. THOMPSON, Richland, Chairman.

Mr. Speaker: The minority of your Committee on Labor Relations to whom was referred House Bill No. 200, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WALSTER

REP. HEIMES

REP. ZURCHER REP. MOE

REP. THOMPSON, Richland, Chairman.

Rep. Thompson of Richland moved that the report of the majority of the Committee on Labor Relations on House Bill No. 200 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 213, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 251, have had the same under consideration and recommend that the same be amended as follows:

In line 10 after the word "or" insert the word "major" And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Mollett moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on House Bill No. 251 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 256, have had the same under consideration and recommend that the same be amended as follows:

In line 42 strike out the comma. In line 49 after the word "is" insert the word "made". In line 75 insert a comma after the word "note". In line 81 after the word "notes" insert a comma.

In line 101 correct the spelling of the word "exchange" (the second exchange). In line 106 strike out the comma after the

word "listed" and insert the following language:

"and any additional amount of such listed securities which may have been approved for listing upon notice of issuance by said Stock Exchanges named or hereafter approved by the North Dakota Securities Commission."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Klefstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on House Bill No. 256 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 273, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title strike out the word "Banks" and substitute the word "Companies". In the last line of the title strike out the word "banks" and substitute the word "companies". In line one of the bill strike out the word "Banks" and substitute the word "Companies". In line 5 of the bill strike out the word "bank" and substitute the word "company". In line 74 strike out the word "not". In line 78 strike out the comma after the word "deposits" and insert the following: "in amount of not less than five thousand dollars, (comma). In line 82 strike out the period after the word "required" and insert "to maintain". (period)

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Kjelgaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on House Bill No. 273 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 279, have had the same under consideration and recommend that the same be amended as follows:

At the end of line 17, after the word "to" add the word "arrange".

In line 18, strike out the word "superintend" and insert in lieu thereof the word "supervise".

And when so amended recommend the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Bill No. 279 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 297, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STARCK, Chairman. Rep. Homelvig moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 300, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman. Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 311, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman. Rep. Arndt moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Starck moved that the vote by which the report of the Committee on Industry and Business on House Bill No. 311 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 320, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LILLEHAUGEN, Chairman. Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Murray moved that the vote by which the report of the Committee on Social Welfare on House Bill No. 320 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 323, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Kjelgaard moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch moved that the vote by which the report of the Committee on Industry and Business on House Bill No. 323 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 327, have had the same under consideration and recommend that the same be amended as follows:

In line 19 strike out the comma after the word "clerk". In line 29 strike out the comma after the word "accountant", also strike out the word "and" following. In line 53 pluralize the word "service" by adding the letter "s" to it, also after the word "such" insert the word "school". In line 54 after the word "city" insert a comma.

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Kjelgaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on House Bill No. 327 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 331, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Siverson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "M", have had the same under consideration and recommend that the same be amended as follows:

In line 16 of the bill, strike out the word "new".

Also in line 16, after the word "state" insert the following: "is hereby directed to"

Correct the printed bill by striking out all of line 16 which appears on page 2.

Renumber the lines accordingly.

And when so amended recommend the same do pass. REP. LILLEHAUGEN, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Social Welfare on House Concurrent Resolution "M", will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 41, have had the same under consideration and recommend that the same be amended as follows:

In line 12, after the word "first" strike out the words "one hundred" and insert, in lieu thereof the word "fifty".

In line 14, after the word "of" strike out the word "ten" and insert in lieu thereof the word "five".

In line 15, after the word "additional" strike out the words "one hundred" and insert in lieu thereof the word "fifty".

And when so amended recommend the same do pass.

REP. STARCK, Chairman. Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee

on Natural Resources on Senate Bill No. 41 will be considered in the sixth order of business.

Rep. Johnson requested that the House be on the eighth order of business, which request was granted.

Rep. Johnson moved that the House reconsider the action by which House Bill No. 228 was lost, which motion prevailed.

Rep. Johnson moved that House Bill No. 228 be placed on the calendar on Monday, February 14, 1949, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Johnson moved that the amendments on House Bill No. 211 as recommended by the Committee on Labor Relations and printed on page 569 of the House Journal be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on House Bill No. 218 as recommended by the Committee on Veterans and Military Affairs and printed on page 566 of the House Journal be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on House Bill No. 272 as recommended by the Committee on Veterans and Military Affairs and printed on page 567 of the House Journal be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE SENATE Rep. Bubel moved that the Speaker appoint a committee of three to meet with a like committee from the Senate to arrange for a Joint Memorial Session on February 22, 1949, which motion prevailed and the Speaker appointed as such committee, Reps. Seibel, Haugland and Anderson of Ransom.

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 13 as shown on page 537 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 13 be considered properly reengrossed and placed on

FINAL PASSAGE

House Bill No. 13. A Bill for an Act to Amend and Reenact Subsection 2 of Section 21-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Subsection 3 of Section 21-0306 of the North Dakota Revised Code of 1943, Relating to Purposes and Specific Limitations of Bond Issues in Cities and Villages.

Which had been read.

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:

Acheson	Haugen, McLean	Sailer
Allen	Haugland	Saumur
Anderson, Ransom	Hegge	Schade
Anderson,	Heimes	Schmidt
Eddy-Foster	Helling	Schuler
Anderson, Richl'd	Helm	Schwartz
Arndt	Hofstrand	Seibel
Baeverstad	Holand	Sellens
Baker	Homelvig	Simenson
Benson	Johnson	Siverson
Bentz	Kjelgaard	Skaar

Brady Klefstad Smart Braun Kleppe Snow Bubel Langley Solberg Bymers Langseth Stair Callahan Larsen Starck Cote Larson Stevens Dalzell Laske Sticka Dewing Lee Stormon, Ramsey Drawz Leet Stormon, Rolette Leier Einarson Thompson, Richl'd Lillehaugen Thompson, McL'n Ekren Lindberg Erickson Wadeson Link Walster Esterby Frank Locken Wambheim Freadhoff Luick Welk McInnes Westby Fristad **Fuglestad** Moerke Williams Wolf Gumeringer Mollett Wollitz Hafner Monson Yirchott Halcrow Nygaard Hammer Power Zurcher Rolfsrud Mr. Speaker Haugen, Griggs-Steele Rudolf Absent and not voting: Anderson, Cass Fitch Moe Brickner Fleck Murray Sorlie Bryans Graham Collette Haedt Wahl

So the bill was declared passed, as amended, and the title was agreed to.

Maher

MESSAGE FROM THE GOVERNOR State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 11, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota

Gentlemen:

Culver

Today I have approved House Bills Numbers 12, 98, 142

These bills have been filed with the Secretary of State.

Sincerely yours, FRED G. AANDAHL Governor

The Speaker announced that the House would be on the tenth order of business.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 237. A Bill for an Act to Amend and Reenact Section 36-0510 of the North Dakota Revised Code of 1943 Relating to Inspection of Livestock Entering Sales Ring for Health, and Prescribing Fees.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 11; absent and not voting, 17.

india, it, absent and	not voting, 11.	
Those voting in th	e affirmative were:	
Acheson	Haugen,	Sailer
Allen	Griggs-Steele	Schade
Anderson, Ransom	Haugen, McLean	Schmidt
Anderson, Richl'd	Heimes	Schuler
Arndt	Helling	Seibel
Baeverstad	Hofstrand	Sellens
Baker	Holand	Simenson
Benson	Johnson	Siverson
Bentz	Kjelgaard	Skaar
Brady	Klefstad	Snow
Braun ·	Kleppe	Solberg
Bubel	Langley	Stair
Bymers	Langseth	Starck
Callahan	Larsen	Stevens
Cote	Larson	Sticka.
Dalzell	Laske	Stormon, Rolette
Dewing	Lee	Thompson, Richl'd
Einarson -	Leet	Thompson, McL'n
Ekren	Lillehaugen	Wadeson
Esterby	Link	Walster
Frank	Locken	Wambheim
Freadhoff	Luick	Welk
Fristad	Maher	Westby
Fuglestad	McInnes	Williams
Gumeringer	Moe	Wollitz
Haedt	Nygaard	Yirchott
Hafner	Power	Zurcher
Halcrew	Rolfsrud	Mr. Speaker
Hammer	Rudolf	Mr. Speaker
Those voting in th		37
Drawz	Homelvig	Monson
Erickson	Leier	Schwartz
Hegge	Moerke	Wolf
Helm	Mollett	
Absent and not vot		525.34
Anderson, Cass	Culver	Murray
Anderson,	Fitch	Saumur
Eddy-Foster	Fleck	Smart
Brickner	Graham	Sorlie
Bryans	Haugland	Stormon, Ramsey
Collette	Lindberg	Wahl

Collette Lindberg Wahl
So the bill was declared passed as amended and the title
was agreed to.

House Bill No. 238. A Bill for an Act Defining Strays and Estrays; Authorizing the Inspection of Cattle at All Livestock Markets; North Dakota Livestock Sanitary Board to Prescribe Rules for Inspection; Authorizing the North Dakota Stockmen's Association to Appoint Brand Inspectors and to Make Inspections of All Shipments and Consignments of Cattle at All Livestock Markets; Providing for the Sale of Estrays and Determination of the Ownership, and for the Disposition of the Moneys Received Therefor; Providing for Examination and Inspection of Accounts and Records by the State Examiner; and Repealing All Acts or 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, 95; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schade
Anderson,	Heimes	Schmidt
Eddy-Foster	Helling	Schuler
Anderson, Richl'd	Hofstrand	Seibel
Arndt	Holand	Sellens
Baeverstad	Homelvig	Simenson
Baker	Johnson	Siverson
Benson	Kjelgaard	Skaar
Bentz	Klefstad	Smart
Brady	Kleppe	Snow
Braun	Langseth	Solberg
Bryans	Larsen	Stair
Bubel	Larson	Starck
Bymers	Laske	Stevens
Callahan	Lee	Sticka
Cote	Leet	Stormon, Ramsey
Culver	Leier	Stormon, Rolette
Dalzell	Lillehaugen	Thompson, McL'n
Drawz	Link	Wadeson
Einarson	Locken	Walster
Ekren	Luick	Wambheim
Esterby	Maher	Welk
Freadhoff	McInnes	Westby
Fristad	Moerke	Williams
Fuglestad	Mollett	Wolf
Gumeringer	Monson .	Wollitz
Haedt	Nygaard	Yirchott
Hafner	Power	Zurcher
Halcrow	Rolfsrud	Mr. Speaker
Hammer		

Those voting in the negative were:

Dewing Hegge Moe Erickson Helm Schwartz Frank

Absent and not voting:

Brickner Graham Sorlie

Collette Langley Thompson, Richl'd Fitch Lindberg Wahl
Fleck Murray

So the bill was declared passed as amended and the title was agreed to.

Rep. Bentz moved that the vote by which House Bill No. 238 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 243. A Bill for an Act to Amend and Re-enact Section 5-0211 of the North Dakota Revised Code of 1943, Fixing License Fees for Wholesalers and Distributors Authorized to Distribute Beer and Ale of Not to Exceed 4% Alcoholic Content by Weight; License and Restrictions.

ROLL CALL

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

amended, the roll was called and there were ayes, 64; nays, 36; absent and not voting, 13.

Those voting in the affirmative were:

Acheson Haugen. Rolfsrud Griggs-Steele Allen Sailer Schuler Anderson, Cass Haugland Anderson, Richl'd Helling Seibel Arndt Sellens Hofstrand Baeverstad Holand Simenson Baker Siverson Kjelgaard Bryans Skaar Langley Bubel Langseth Snow Bymers Larson Solberg Cote . Laske Stair Culver Stevens Lee Dewing Stormon, Rolette Leier Wadeson Erickson Lillehaugen Esterby Link Walster Frank Wambheim Locken Luick Westby Fuglestad Gumeringer Williams McInnes Haedt Wollitz Moe Zurcher Hafner Moerke Mr. Speaker Halcrow Mollett Hammer Monson

Those voting in the negative were:

Anderson, Ransom Hegge Schade Schmidt Benson Heimes Bentz Schwaitz Helm Smart Brady Homelvig Callahan Starck Kleppe Dalzell Larsen Sticka Drawz Stormon, Ramsey Leet

Einarson Murray Thompson, Richl'd Ekren Nygaard Thompson, McL'n Freadhoff Power Welk

Freadhoff Power Welk Fristad Rudolf Wolf Haugen, McLean Saumur Yirchott

Absent and not voting:

Anderson Fitch Lindberg
Eddy-Foster Fleck Maher
Braun Graham Sorlie
Brickner Johnson Wahl
Collette Klefstad

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

Rep. Baker: "Mr. Speaker, I voted 'Aye' for the purpose of reconsideration."

The Speaker announced that the House would return to the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 202, have had the same under consideration and recommend that the same do pass.

REP. WELK, Chairman.

Rep. Power moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to

whom was referred House Bill No. 234, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, Richland, Chairman.

Rep. Baker moved that the report be adopted, which

motion prevailed and the report was adopted.

Rep. Fitch moved that the vote by which the report of the Committee on Labor Relations on House Bill No. 234 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 255, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WELK, Chairman.

Rep. Maher moved that the report be adopted, which

motion prevailed and the report was adopted.

Rep. Sticka moved that the vote by which the report of the Committee on General Affairs on House Bill No. 255 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 259, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, RICHLAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 309, have had the same under consideration and recommend that the same be amended as follows:

In line 7 strike out the words "or in the armed forces"
In line 8 strike out the words "or in the service of a governmental agency"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WELK, Chairman.

Rep. Maher moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on General Affairs on House Bill No. 309 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 321, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, RICHLAND, Chairman.

Rep. Heimes moved that the report be adopted.

Rep. Frank moved a substitute motion that House Bill No. 321 be placed on the calendar, which motion was declared lost.

The question was now on the original motion of Rep. Heimes that the report of the Committee on Labor Relations on House Bill No. 321 be adopted, which motion prevailed.

Rep. Fitch moved that the vote by which House Bill No. 321 was Indefinitely Postponed on committee report be

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

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 328, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman. Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 332, have had the same under consideration and recommend that the same do pass.

consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the House would be on the thirteenth order of business.

The following Senate Bill, having been read was placed on FINAL PASSAGE

Senate Bill No. 71. A Bill for an Act Making an Appropriation into the "Administrative Fund" for the State Water Conservation Commission for General Administration Expenses, Maintenance of Existing Dams and Drainage Channels, Construction of Needed Drainage Channels, Planning and Surveying Projects, Expenses of State Compacts and for the Preparation of Water Conservation and Irrigation Projects for Post-war Construction and Development.

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:	
Acheson	Hammer	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugen, McLean	Saumur
Anderson,	Haugland	Schade
Eddy-Foster	Hegge	Schmidt
Anderson, Richl'd	Heimes	Schuler
Arndt	Helling	Schwartz
Baeverstad	Helm	Seibel
Baker	Hofstrand	Sellens
Benson	Holand	Simenson
Bentz	Homelvig	Siverson
Brady	Johnson	Skaar
Braun	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Stair
Callahan	Langseth	Starck
Cote	Larsen	Stevens
Culver	Larson	Sticka
Dalzell	Laske	Stormon, Ramsey
Dewing	Lee . ·	Stormon, Rolette
Drawz	Leet	Thompson, Richl'd
Einarson	Leier	Thompson, McL'n
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
	Link	Walster

Fitch Locken Wambheim Frank Luick Welk Westby Freadhoff McInnes Fristad Moerke Williams Fuglestad Mollett Wolf Gumeringer Monson Wollitz Haedt Murray Yirchott Hafner Nygaard Zurcher Halcrow Power Mr. Speaker

Absent and not voting:
Brickner Graham Moe
Collette Maher Sorlie
Fleck

So the bill was declared passed and the title was agreed to. Rep. Bubel requested a call of the House, which request was granted.

When 104 members were present, Rep. Bubel moved that the Call of the House be dispensed with, which motion prevailed.

Rep. Walster requested that the House be on the eighth order of business, which request was granted.

Rep. Walster moved that the courtesy of the floor be extended to a former member of the House from the 5th District, Mr. David Steedsman, who is now a resident of Fargo, North Dakota, which motion prevailed.

The following Senate Bill, having been read, was placed on

FINAL PASSAGE

Senate Bill No. 30. A Bill for an Act Governing the Production, Processing, Labeling and Sale of Milk, Cream and Liquid Milk Products; Defining Milk, Cream, Liquid Milk Products, Skim Milk, Pasteurization and Pasteurized; Regulating the Pasteurization, Sale, Possession, Advertising, Labeling, and Dealing in Milk, Cream, Liquid Milk Products and Skim Milk; Establishing Grades of Milk and Providing a Penalty for the Violation of This Act.

Rep. Johnson moved that the title be amended to include the chapters as follows: "Chapter 4-17 and 4-18 of the North Dakota Revised Code of 1943", which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 54; nays, 56; absent and not voting, 3.

Those voting in the affirmative were:

Heimes Acheson Schmidt Helling Benson Schuler Brady Helm Schwartz Braun Hofstrand Seibel Bryans Kjelgaard Snow Klefstad Solberg Bymers Callahan Kleppe Stair Langseth Starck Cote Larson Culver Stevens Dewing Leier Thompson, Richl'd Fitch Lillehaugen Thompson, McL'n Lindberg Walster Frank Gumeringer Locken Welk Hafner Maher Williams Hammer Moerke Wolf

Haugen, Mollett Yirchott Griggs-Steele Monson Zurcher Haugen, McLean Rudolf Mr. Speaker Hegge Those voting in the negative were:

Allen Freadhoff Nygaard Anderson, Cass Fristad Power Anderson, Ransom Fuglestad Rolfsrud Anderson. Haedt Sailer Eddy-Foster Halcrow Saumur Anderson, Richl'd Haugland Schade Arndt Holand Sellens Baeverstad Homelvig Simenson Baker Johnson Siverson Bentz Skaar Langley Bubel Larsen Smart Collette Laske Sticka

Dalzell Lee Stormon, Ramsey Stormon, Rolette Drawz Leet Einarson Link Wadeson Ekren Wahl Luick Erickson \ McInnes Wambheim Esterby Moe Westby

Murray Absent and not voting:

Fleck

Brickner Graham Sorlie

So the bill was declared lost.

Rep. Bubel: "Mr. Speaker, I voted 'No' for the purpose of reconsideration.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned. GEORGE OLSON, Chief Clerk.

FORTIETH DAY

Bismarck, February 12, 1949

Wollitz

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Joseph Bachman of the Presbyterian Church of Bismarck.

The roll was called and all members were present except Reps. Brickner, Fitch, Graham, and Sorlie.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Eighth Day After Recess and Thirty-Ninth Day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 12, 1949

Mr. President: I have the honor to transmit:

House Bill No. House Bill No. 68

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House Bill No. 82
  House Bill No. 143
  House Bill No. 187
  House Bill No. 210
  House Bill No. 215
  House Bill No. 239
  House Bill No. 240
  House Bill No. 268
  House Bill No. 284
  House Bill No. 329
  House Concurrent Resolution "P"
  Which the House has passed and your favorable consid-
eration is requested.
                             GEORGE OLSON, Chief Clerk.
                                           House Chamber
  Bismarck, February 12, 1949
Mr. President: I have the honor to inform you that the
Speaker has appointed as a committee of three to act with a like committee from the Senate in preparation for the Joint Memorial Session to be held February 22, Reps. Seibel, Haug-
land, and Anderson of Ransom.
                             GEORGE OLSON, Chief Clerk.
                                           House Chamber
                              Bismarck, February 12, 1949
  Mr. President: I have the honor to inform you that the
House has concurred in the Senate amendment to House Bill
No. 13.
                             GEORGE OLSON, Chief Clerk.
               MESSAGES TO THE HOUSE
                                          Senate Chamber
                              Bismarck, February 12, 1949
  Mr. Speaker: I have the honor to return:
  House Bill No. 16
  House Bill No. 74
House Bill No. 100
  House Bill No. 116
  House Bill No. 129
  House Concurrent Resolution "R"
  House Concurrent Resolution "U"
  Which the President has signed.
                                  W. J. TROUT, Secretary.
                                          Senate Chamber
                              Bismarck, February 12, 1949
  Mr. Speaker: I have the honor to transmit:
  Senate Bill No. 56
  Senate Bill No.
                    80
  Senate Bill No. 120
  Senate Bill No. 163
  Senate Bill No. 186
  Senate Bill No. 213
  Senate Bill No. 226
  Senate Bill No. 236
  Senate Bill No. 234
  Senate Concurrent Resolution "F"
  Senate Concurrent Resolution "G"
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Senate Concurrent Resolution "M"

tion is requested.

Which the Senate has passed and your favorable considera-

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 12, 1949

Mr. Speaker: I have the honor to return:

House Bill No. House Bill No. 72

House Bill No. 75

House Bill No. 232

House Bill No. 289

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

PETITIONS AND COMMUNICATIONS

A telegram was read by the Chief Clerk from Kitty Page, "Miss North Dakota," inviting the members to the Winter Carnival at St. Paul, Minnesota.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No.

House Bill No. 66

House Bill No. 214

House Bill No. 261

House Bill No. 276

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 16 House Bill No. 74

House Bill No. 100

House Bill No. 116

House Bill No. 129

House Concurrent Resolution "R"

Were delivered to the Governor for his approval at the hour of 2:12 o'clock p. m., February 12, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Concurrent Resolution "U" to the office of the Secretary of State at the hour of 2:15 p.m. on February 12, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Delayed Bills to whom was referred the following Bills have had the same under consideration and recommend that the same be introduced. REP. STAIR, Chairman.

Rep. Bubel moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE BILL AND A CONCURRENT RESOLUTION

Reps. Hegge and Johnson introduced:

House Bill No. 342. A Bill for an Act to Amend and Reenact Sections 39-0102 and 39-0103 of the North Dakota Revised Code of 1943, Providing for the Names To Be Printed on State-owned Motor Vehicles; Providing a Penalty and Prohibiting the Use of any State-owned Motor Vehicle for Private Use or Political Activities, and Declaring an Emergency.

Was read the first time and referred to the Committee on

Transportation.

Reps. Hegge, Schwartz, Starck, Kjelgaard, Braun, Fuglestad, Homelvig, Haugen of Griggs-Steele introduced:

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

Was read the first time and referred to the Committee on

State and Federal Government.

The following House Bills and a Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 217. A Bill for an Act to Amend and Reenact Section 37-1419 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salary and Expenses of County Veterans' Service Officer.

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.

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Those voting in the	e affirmative were:	
Acheson	Halcrow	Nygaard
Allen	Hammer	Power
Anderson, Cass	Haugen,	Rolfsrud
Anderson, Ransom	Griggs-Steele	Rudolf
Anderson,	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Helling •	Schuler
Baeverstad	Helm	Schwartz
Baker	Hofstrand	Seibel
Benson	Holand	Sellens
Bentz	Homelvig	Simenson
Braun	Johnson	Siverson
Bryans	Kjelga a rd	Skaar
Bubel	Klefstad	Smart
Bymers **	Kleppe	Stair
Callahan	Langley	Starck
Collette	Langseth	Stevens
Cote	Larsen	Sticka
Dalzel!	Larson	Stormon, Ramsey
Dewing	Laske	Stormon, Rolette
Drawz	Lee	Thompson, Richl'd
Einarson	Leet	Thompson, McL'n
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
Esterb y	Link	Walster
Fleck	Locken	Welk
Frank	Luick	Westby
Freadhoff	McInnes	Williams
Fristad	Moe	Wolf
Fuglest ad	Moerke	Wollitz
Gumeringer	Mollett	Yirchott
Haedt	Monson	Zurcher
Hafner	Murray	Mr. Speaker

Absent and not voting:

Brady Heimes Snow Brickner Leier Solberg Culver Maher Sorlie Fitch Sailer Wambheim Graham

So the bill was declared passed and the title was agreed to. House Bill No. 236. A Bill for an Act Fixing the Time of the Day for the Commencement of the Deer Hunting Season, and Prescribing a Penalty for the Violation Thereof. ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 24; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hammer Mollett Allen Haugen, Monson Griggs-Steele Anderson, Cass Murray Anderson, Haugen, McLean Power Eddy-Foster Haugland Rolfsrud Anderson, Richl'd Hegge Saumur Helling Arndt Schmidt Baeverstad Helm Sellens Baker Hofstrand Simenson Brady Holand Siverson Homelvig Bryans Skaa Bymers Johnson Smart Klefstad Callahan Snow Collette Kleppe Solberg Dalzell Langley Starck Dewing Langseth Stevens Drawz Larsen Sticka Einarson Lee

Stormon, Ramsey Ekren Leet Stormon, Rolette Lillehaugen Erickson Wadeson Esterby Lindberg Wambheim Fleck Link Westby Frank Locken Williams Freadhoff Luick Wollitz Yirchott Fristad McInnes Gumeringer Moe Zurcher Halcrow Moerke Mr. Speaker

Those voting in the negative were:

Anderson, Ransom Haedt Schwartz Benson Stair Hafner

Bentz Kjelgaard Thompson, Richl'd Braun Larson Thompson, McL'n Bubel Laske Wahl Cote

Walster Nygaard Culver Rudolf Welk Fuglestad Schuler Wolf

Absent and not voting:

Brickner Leier Schade Fitch Maher Seibel Graham Sailer Sorlie

Heimes

So the bill was declared passed and the title was agreed to. Rep. Bymers moved that the vote by which House Bill No. 236 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 Amend and Reenact Section 40-4510 of the North Dakota Revised Code of 1943, Relating to Police Pensions and Declaring an Emergency.

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:	
Acheson	Hammer	Power
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Saumur
Anderson, Ransom	Haugen, McLean	Schade
Anderson, Richl'd	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Sellens
Benson	Hofstrand	Simenson
Bentz	Holand	Siverson
Brady	Homelvig	Skaar
Bryans	Johnson	Smart
Bubel	Kjelgaard	Snow
Bymers	Klefstad	Solberg
Callahan	Kleppe	Stair
Collette	Langley	Starck
Cote	Langseth	Stevens
Culver	Larsen	Sticka ,
Dalzell .	• Larson	Stormon, Ramsey
Dewing	Laske	Stormon, Rolette
Drawz	Lee	Thompson, Richl'd
Einarson	Leet	Thompson, McL'n
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
Esterby	Locken	Wambheim
Fleck	Luick	Welk
Frank	McInnes	Westby
Freadhoff	Moe	Williams
Fuglestad	Moerke	Wolf
Gumeringer	Mollett	Wollitz
Haedt	Monson	Yirchott
Hafner	Murray	Zurcher
Halcrow	Nygaard	Mr. Speaker
Absent and not vot		•
Anderson,	Graham	Rolfsrud
_ Eddy-Foster	Heimes	Sailer
Braun	Leier	Seibel
Brickner	Link	Sorlie
Fitch	Maher	Walster
Fristad		

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

House Bill No. 247. A Bill for an Act to Amend and Reenact Sections 23-1131, 23-1132, 23-1133, 23-1134 and 23-1135 of the North Dakota Revised Code of 1943, to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-defense Activities and Veterans of World War I and World War II; to Authorize housing Authorities to

Cooperate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; Defining "Veteran", and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 18.

Those voting in the affirmative were: Haugen, McLean Acheson Schade Allen Haugland Schmidt Anderson, Cass Hegge Schuler Anderson, Ransom Anderson, Richl'd Helling Schwartz Helm Seibel Baeverstad Holand Sellens Baker Homelvig Simenson Benson Kjelgaard Siverson Bentz Klefstad Skaar Kleppe Bryans Smart Bubel Langley Snow **Bymers** Langseth Solberg Callahan Larsen Stair Collette Larson Starck Cote Laske Stevens Dalzell Sticka Lee Stormon, Ramsey Stormon, Rolette Dewing Leet Drawz . Lillehaugen Thompson, McL'n Einarson Lindberg Ekren Locken Wadeson

Erickson Luick Wahl Fitch Walster McInnes Frank Moerke Wambheim Welk Fuglestad Mollett Gumeringer Westby Monson Haedt Wolf Murray Hafner Nygaard Wollitz Halcrow Power Yirchott Hammer Rudolf Zurcher Haugen, Sailer Mr. Speaker Griggs-Steele Saumur

Those voting in the negative were:

Arndt Johnson Williams

Fleck

Absent and not voting:

Anderson, Freadhoff
Eddy-Foster Fristad
Brady Graham
Braun Heimes
Brickner Hofstrand
Culver Leier

Culver Leier Thompson, Richl'd Esterby

Link

Moe

Maher

Sorlie

Rolfsrud

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

House Bill No. 248. A Bill for an Act to Amend and Reenact Section 40-4611 of the North Dakota Revised Code of 1943, Relating to Employees' Pensions in Cities and Declaring an Emergency.

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.

and not voting, 10.		
Those voting in the		
Acheson	Haugen, McLean	Saumur
Allen	Haugland	Schade
Anderson, Cass	Hegge	Schmidt
Anderson, Ransom	Helling	Schuler
	Helm	Schwartz
Arndt	Hofstyand	Seibel
Baeverstad	Holand	Sellens
Baker	Homelvig	Simenson
Benson	Johnson .	Siverson
Bentz	Klefstad	Skaar
Brady	Kleppe	Smart
Bryans	Langley	Snow
Bubel	Langseth	Solberg
Bymers	Larsen	Stair
Callahan	Larson	Starck
Collette	Laske	Stevens
Cote	Lee	Sticka
Dalzell	Leet	Stormon, Ramsey
Dewing	Lillehaugen	Stormon, Rolette
Drawz	Lindberg	Thompson, McL'n
Einarson	Link	Wadeson
Ekren	Locken	Wahl
Erickson	Luick	Walster
Fitch	McInnes	Wambheim
Frank	Moe	Welk
Fristad	Moerke	Westby
Fuglestad	Mollett	Williams
Gumeringer	Monson	Wolf
Haedt	Murray	Wollitz
Hafner	Nygaard	Yirchott
Halcrow	Power	Zurcher
Hammer	Rudolf	Mr. Speaker
Haugen,	Sailer	
Griggs-Steele		
Absent and not voti	ing:	
	Fleck	Leier
Eddy-Foster	Freadhoff	Maher
Braun	Graham	Rolfsrud
Brickner	Heimes	Sorlie
Culver	Kjelgaard	Thompson, Richl'd
Esterby	,	
Discerby		.:41

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

House Bill No. 249. A Bill for an Act to Facilitate Housing for Veterans of World War I and World War II; to Authorize Cooperation With the Officers and Agencies of the United States Government in Respect Thereto; Granting Certain Emergency Powers to the Governor and Any State Agency or Official Designated by Him, and Declaring

an Emergency.

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.

ROLL CALL Those voting in the affirmative were: Haugen, McLean Sailer _ Acheson

Allen Haugland Saumur Anderson, Cass Hegge Schmidt Anderson, Ransom Helling Schuler Anderson, Richl'd Helm Schwartz Arndt Hofstrand Seibel Baeverstad Holand Sellens Baker Johnson Simenson Benson Kleppe Siverson Bryans Langley Skaar Bymers Langseth Smart Callahan Larsen Snow Collette Larson Solberg Cote Laske Stair Dalzell Lee Starck Dewing Leet Stevens Drawz Leier Stormon, Ramsey Einarson Lindberg Stormon, Rolette Ekren Link Thompson, McL'n Erickson Locken Wadeson Fitch Luick Wahl Frank McInnes Walster Freadhoff Moe Wambheim Fristad Moerke Welk **Fuglestad** Mollett Westby Gumeringer Monson Williams Haedt Murray Wolf Hafner Nygaard Wollitz Halcrow Power Yirchott Hammer Rolfsrud Zurcher Haugen, Rudolf Mr. Speaker Griggs-Steele Absent and not voting: Anderson, Culver Klefstad Eddy-Foster Esterby Lillehaugen Bentz Fleck Maher Brady Graham Schade Braun Heimes Sorlie Brickner Homelvig Sticka Kjelgaard Thompson, Richl'd So the bill was declared passed and the title was agreed to,

and the emergency clause carried.

House Bill No. 250. A Bill for an Act to Amend and Reenact Section 30-2311 of the North Dakota Revised Code of 1943, Relating to the Filing of Accounts by Guardians of Wards Receiving Benefits From the Veterans Administration; Providing for Certification of Securities or Investments and Bank Deposits Held by Such Guardians; Providing for the Furnishing of Copies of Accounts and Petitions to the Veterans Administration and Relating to Notices and

Hearings Thereon.

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:

Acheson	Hegge	Saumur
Allen	Heimes	Schade
Anderson, Cass	Helling	Schmidt
Anderson, Ransom	Helm	Schuler
Anderson,	Hofstrand	Schwartz
Eddy-Foster	Holand	Seibel

Anderson, Richl'd Homelvig Sellens Arndt Johnson Simenson Baker Kleppe Siverson Benson Langley Skaar Bentz Langseth Smart Bryans Larsen Snow **Bymers** Larson Solberg Callahan Laske Stair Starck Collette Lee Cote Leet Stevens Culver Leier Sticka Dalzell Stormon, Ramsey Lillehaugen Dewing Lindberg Stormon, Rolette Drawz Thompson, Richl'd Link Einarson Locken Thompson, McL'n Erickson Luick Wadeson Wahl Frank McInnes Freadhoff Moe Walster Fristad Moerke Wambheim Fuglestad Mollett Welk Monson Westby Gumeringer Hafner Murray Williams Halcrow Nygaard Wolf Hammer Power Wollitz Rolfsrud Yirchott Haugen, Griggs-Steele Rudolf Zurcher Haugen, McLean Sailer Mr. Speaker Haugland Absent and not voting: Baeverstad Haedt Ekren Brady Esterby Kjelgaard Braun Fitch Klefstad Brickner Fleck Maher Bubel Graham Sorlie

So the bill was declared passed and the title was agreed to. House Bill No. 278. A Bill for an Act to Provide for the Protection of Employees in Retail Establishments, and Providing a Penalty for Violation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 52; absent and not voting, 15.

Those voting in the affirmative were: Acheson Haugen, McLean

Arndt Haugland **Bymers** Homelvig Cote Kjelgaard Culver Kleppe Dewing Larson Drawz Leier Einarson Lillehaugen Lindberg Ekren Erickson Link Locken Esterby Fleck McInnes Gumeringer Mollett Haedt Monson Halcrow

Murray

Haugen, Griggs-Steele Power Rudolf Schade Schmidt Schuler Seibel Siverson Starck **Stevens**

Thompson, Richl'd Thompson, McL'n Wambheim

Welk Westby Williams

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Those voting in the negative were: Fristad Nygaard Anderson, Cass **Fuglestad** Sailer Anderson, Ransom Hafner Saumur Anderson, Schwartz Hammer Hegge Helling Eddy-Foster Sellens Anderson, Richl'd Baeverstad Simenson Helm Skaar Benson Holand Snow Bentz Johnson Stormon, Ramsey Brady Klefstad Stormon, Rolette Bryans Wadeson Langley Bubel Langseth Wahl Callahan Larsen Wolf Collette Laske Wollitz Dalzell Yirchott Lee Fitch Leet Zurcher Frank Mr. Speaker Luick Freadhoff Moe Absent and not voting: Baker Hofstrand Solberg Braun Maher Sorlie Brickner Moerke Stair Rolfsrud Graham Sticka Walster Heimes Smart

So the bill was declared lost. Rep. Yirchott moved that the vote by which House Bill No. 278 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.
House Concurrent Resolution "T"

Fitch

Fleck

Frank

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were: Acheson Haugen, McLean Rudolf Allen Haugland Sailer Anderson, Cass Hegge Saumur Anderson, Ransom Heimes Schmidt Helling Schuler Anderson, Eddy-Foster Helm Schwartz Anderson, Richl'd Hofstrand Seibel Arndt Holand Sellens Baeverstad Homelvig Simenson Baker Johnson Siverson Benson Kjelgaard Skaar Bryans Klefstad Snow Bubel Kleppe Solberg **Bymers** Langley Stair Callahan Langseth Starck Collette Larsen Stevens Cote Larson Sticka Culver Laske Stormon, Ramsey Dalzell Lee Stormon, Rolette Thompson, Richl'd Dewing Leet Drawz Leier Thompson, McL'n Wadeson Einarson Lillehaugen Esterby

Lindberg Wahl Walster Link Locken Wambheim Luick Welk

Westby Freadhoff McInnes Williams **Fuglestad** Moe Moerke Wolf Gumeringer Wollitz Hafner Mollett Yirchott Halcrow Monson Nygaard Hammer Zurcher Power Mr. Speaker Haugen, Griggs-Steele Rolfsrud Absent and not voting: Bentz Erickson Murray Fristad Schade Brady Braun Graham Smart Sorlie Brickner Haedt

Ekren Maher So House Concurrent Resolution "T" was declared adopted,

and the title was agreed to.

House Bill No. 6. A Bill for an Act to Amend and Reenact Sections 40-4101 of the 1947 Supplement of the North Dakota Revised Code of 1943, and 40-4102, 40-4103 and 40-4104 of the North Dakota Revised Code of 1943, Relating to Boards of Budget Review.

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: Acheson Haedt Nygaard Rolfsrud Hafner Allen Anderson, Cass Halcrow Rudolf Anderson, Ransom Sailer Hammer Anderson, Saumur Haugen, Griggs-Steele Haugen, McLean Eddy-Foster Schade Anderson, Richl'd Schmidt Arndt Haugland Schwartz Baeverstad Hegge Sellens Baker Heimes Simenson Benson Helm Siverson Brady Hofstrand Skaar Braun Homelvig Snow Bryans Solberg Johnson Bubel Kjelgaard Stair **Bymers** Klefstad Starck Callahan Langley Stevens Collette Sticka Langseth Cote Stormon, Ramsey Larsen

Culver Larson Thompson, McL'n Dalzell Wadeson Laske Wahl Dewing Lee Drawz Leet Walster Einarson Wambheim Leier Erickson Lillehaugen Welk Esterby Westby Lindberg Williams Fitch Link Fleck Wolf Locken Frank Luick Wollitz Freadhoff McInnes Yirchott Fristad Moerke Zurcher Fuglestad Mollett Mr. Speaker

Gumeringer Monson
Those voting in the negative were:

Helling Moe Stormon, Rolette

Thompson, Richl'd Holand Schuler Kleppe Seibel

Absent and not voting:

Bentz Graham Power Brickner Maher Smart Ekren Murray Sorlie

So the bill was declared passed as amended and the title was agreed to.

Housè Bill No. 66. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Rep. Stair asked the unanimous consent of the House to

further amend House Bill No. 66, which consent was granted. Rep. Stair moved the following amendments to House Bill No. 66; In line 4, strike out the figures "\$419,355.00" and insert in lieu thereof the figures "\$419,455.00", and in line 72, strike out the figures "\$2,717,456.00" and insert in lieu thereof the figures "\$2,717,556.00", which motion prevailed.

Rep. Johnson moved that the rules be suspended and

House Bill No. 66 be considered properly reengrossed and placed on final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were: Acheson Haugen, Rolfsrud Rudolf Allen Griggs-Steele Haugen, McLean Anderson, Cass Sailer Haugland Anderson, Saumur Eddy-Foster Hegge Schade Anderson, Richl'd Heimes Schmidt Baeverstad Helling Schuler Baker Helm Seibel Hofstrand Sellens Benson . Bentz Holand Simenson Homelvig Siverson Brady Johnson Skaar Braun Kjelgaard Bryans Smart Bubel Klefstad Snow **Bymers** Kleppe Solberg Callahan Langley Stair Collette Langseth Starck Cote Larsen Stevens . Culver Larson Sticka Stormon, Ramsey Stormon, Rolette Dalzell Laske Dewing Lee Leet Thompson, Richl'd Drawz Thompson, McL'n Einarson Leier Lillehaugen Wadeson Erickson Lindberg Wahl Esterby Walster Fitch Link

Fleck Locken Wambheim Welk Frank Luick Freadhoff McInnes Westby Williams Fristad Moe Wolf **Fuglestad** Moerke Mollett Wollitz Gumeringer Haedt Monson Yirchott

Hafner Halcrow Nygaard Power

Zurcher Mr. Speaker

Hammer

Those voting in the negative were:

Anderson, Ransom

Absent and not voting:

Arndt Graham Brickner Maher Ekren Murray

Schwartz Sorlie

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 214. A Bill for an Act to Amend and Reenact Section 57-0221 of the North Dakota Revised Code of 1943 Relating to Personal Property Tax Exemption for Certain Persons.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were: Acheson Haugen, Allen Griggs-Steele Anderson, Cass Haugen, McLean Anderson, Ransom Haugland Anderson, Richl'd Hegge Arndt Helling Baeverstad Helm Baker Hofstrand Benson Holand Bentz Homelvig Brady Johnson Braun Kjelgaard Bryans Klefstad Bubel Kleppe Langley Bymers Callahan Langseth Collette Larsen Cote Larson Culver Laske Dalzell Lee Dewing Leet Drawz Leier Einarson Lillehaugen Lindberg Erickson Esterby

Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd

Rudolf

Sailer

Thompson, McL'n Wadeson Wahl Walster Wambheim Welk Westby Williams Wolf Wollitz Yirchott Zurcher.

Mr. Speaker

Halcrow Hammer

Fitch

Fleck

Frank

Fristad

Haedt

Hafner

Freadhoff

Fuglestad

Gumeringer

Absent and not voting:

Anderson, Eddy-Foster Brickner

Ekren Graham Heimes

Link

Locken

McInnes

Mollett

Monson

Power

Nygaard

Rolfsrud

Luick

Moe Moerke

> Maher Murray Sorlie

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 261. A Bill for an Act Making an Appropriation to the State Historical Society for Land Acquisition, Fences, Roads, Parking Area, Picnic Area Development, Beach Improvement, and Repairs and Improvements to Lodge and Other Buildings in the Sum of Twenty-three Thousand Dollars, for Proposed Development of Lake Metigoshe State Park goshe State Park.

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.

ı,	sent and not voting,	ð. _.	
	Those voting in the		
	Acheson	Hammer	Sailer
	Allen	Haugen,	Saumur
	Anderson, Cass	Griggs-Steele	Schade
	Anderson, Ransom	Haugen, McLean	Schmidt
	Anderson,	Haugland	Schuler
	Eddy-Foster	Hegge	Schwartz
	Anderson, Richl'd	Heimes .	Seibel
	Baeverstad	Helling	Sellens
	Baker	Hofstrand	Simenson
	Benson	Holand	Siverson
	Bentz	Homelvig	Skaar
	Brady	Johnson	Smart
	Braun	Kjelgaard	Snow
	Bryans	Kleppe	Solberg
	Bubel	Langley	Stair
	Bymers	Langseth	Starck
	Callahan	Larsen	Stevens
	Collette	Larson	Sticka
		Laske	Stormon, Ramsey
	Culver	Lee	Stormon, Rolette
	Dalzell	Leet	Thompson, McL'n
	Dewing ·	Leier	Wadeson
	Drawz	Lillehaugen	Wahl
		Lindberg	Walster
	Erickson	Link	Wambheim
	Esterby	Luick ·	Welk
	Fitch	McInnes	Westby
		Mollett	Wolf
	Freadhoff	Monson	Wollitz
	Fristad	Nygaard	Yirchott
	Fuglestad	Mollett Monson Nygaard Power Rolfsrud	Zurcher
	Gumeringer	Rolfsrud	Mr. Speaker
	Halcrow	Rudolf	-
	Those voting in the	negative were:	
	Arndt	Helm	Thompson, Richl'd
	Frank	Locken	Williams
	Hafner	Moerke	
	Absent and not voti	ng:	
	Brickner	Haadt	Moe
		Klefstad	Murray
	Ekren Graham	Maher	Sorlie
	O 1 W11W111	maner ared passed and the t	
_	House Bill No. 270	6. A Bill for an A	act to Amend and
К	e-enact Section 47-1	804 of the North Da	ikota kevised Code

Re-enact Section 47-1804 of the North Dakota Revised Code of 1943 Pertaining to When Homestead Is Subject to Execution, and Declaring an Emergency.

Rep. Fitch moved that House Bill No. 276 be laid over until

Monday, February 14, 1949, which motion prevailed.

House Bill No. 257. A Bill for an Act to Repeal Section 57-1523 of the North Dakota Revised Code of 1943 Relating to the Levy of a Per Capita School Tax.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 72; absent and not voting, 10.

Those voting in the affirmative were: Bubel Hegge Schuler **Bymers** Helling Schwartz Kjelgaard Seibel Culver Dewing Kleppe Siverson Langseth Stevens Ekren Erickson Larson Thompson, Richl'd Esterby Locken Walster Halcrow Mollett Wełk Williams Hammer Monson Haugen, Rudolf Wolf Griggs-Steele Schade Those voting in the negative were: Fristad Power Acheson **Fuglestad** Allen Sailer Anderson, Cass Gumeringer Saumur Anderson, Ransom Haedt Schmidt Anderson, Haugland Sellens Eddy-Foster Heimes Simenson Anderson, Richl'd Helm Skaar Arndt Hofstrand Smart Baeverstad Holand Snow Solberg Baker Homelvig Benson Johnson Stair Klefstad Starck Bentz Brady Langley Sticka Stormon, Ramsey Stormon, Rolette Braun Larsen Bryans Laske Callahan Thompson, McL'n Lee Collette Leet Wadeson Leier Wahl Cote Dalzell Lillehaugen Wambheim Drawz Luick Westby Einarson McInnes Wollitz Fitch Moe Yirchott Moerke Fleck Zurcher Frank Nygaard Mr. Speaker Freadhoff Absent and not voting: Brickner Lindberg Murray Graham Link Rolfsrud Hafner Maher Sorlie Haugen, McLean

So the bill was declared lost.

Rep. Laske moved that the vote by which House Bill No. 257 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

GENERAL ORDERS

Rep. 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 Rep. 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. 183 and recommend that the same be amended as follows:

In line 19 after the word "institution." delete the rest of the line and all of lines 20 and 21 and the word "qualified." in line 22.

In line 52 delete the words "of each" and insert the words and figures "of the years 1949 and 1950" in lieu thereof

In line 53 delete the word "year,"

In line 74 after the word "fifteenth," add the words "of the years 1949 and 1950,"

In line 77 delete the words "any one year" and insert in lieu thereof the words "either year"

In line 81 strike out the period and insert "for such year."

In line 107 after the word "quarter" insert "of 1950" In line 147 after the word "cancelled." add the following: "The board may designate the county superintendent of schools of the county where the recipient has taught or resides as its agent in the collection of such notes and in

carrying out the provisions of this Act."
In line 107 after the word "of", insert the figures and

word "1949 or"

Renumber the lines accordingly.

BEN J. WOLF, Chairman Committee of the Whole

Rep. Lillehaugen moved that the report of the Committee of the Whole, be adopted, which motion prevailed and the report was declared adopted.

Rep. Halcrow requested that the House be on the eighth order of business, which request was granted.

Rep. Halcrow stated that Mr. Paul Halldorson, who has a position in the mailing room, desires to resign as of today because of his health. The Speaker announced that the resignation would be accepted if there was no objection. There being no objection, the resignation was accepted.

Rep. Starck requested additional time for the Committee on Natural Resources to act on Senate Bills No. 39 and 43, which request was granted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 12, 1949

Mr. Speaker: I have the honor to return: House Bill No. 341

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 12, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 239

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

W. J. TROUT, Secretary.

Braun

Brickner

The Speaker announced that the House would be on the twelfth order of business.

FIRST READING OF SENATE BILL

Senate Bill No. 239. A Bill for an Act to Amend and Reenact Section 57-2009 of the North Dakota Revised Code of 1943 Relating to Discount for Early Payment of Taxes, and Declaring an Emergency.

Was read the first time.

Rep. Bubel moved that the rules be suspended and Senate Bill No. 239 be placed on second reading and final passage, which motion prevailed.

FINAL PASSAGE

Senate Bill No. 239. A Bill for an Act to Amend and Reenact Section 57-2009 of the North Dakota Revised Code of 1943 Relating to Discount for Early Payment of Taxes, and Declaring an Emergency.

Was read for the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 19.

voting, 19.		
Those voting in the		
Acheson	Halcrow	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson,	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson,Richl'd	Hegge	Schmidt
Arndt	Heimes	Schwartz
Baeverstad	Helm	Seibel
Baker •	Hofstrand	Sellens
Benson	Holand	Simenson
Bentz	Homelvig	Siverson
Brady	Johnson	Skaar
Bryans	Kjelgaard	Smart
Bubel	Langley	Snow
Bymers	Larsen	Solberg
Callahan	Larson	Stair
Collette	Laske	Starck
Cote	Lee	Stevens
Dalzell	Leet	Sticka
Dewing	Leier	Stormon, Ramsey
Drawz .	Lillehaugen	Stormon, Rolette
Einarson	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Fleck	Locken	Wahl
Frank	Luick	Walster
${f Freadhoff}$	Maher	Williamş
Fristad	Moe	Wollitz '
Fuglestad	Moerke	Yirchott
Gumeringer	Mollett	Zurcher
Haedt	Monson	Mr. Speaker
Hafner	Nygaard	-
Those voting in the	e negative were:	
Helling		
Absent and not voti	ng:	

Klefstad

Kleppe

Sorlie

Thompson, Richl'd

Culver Wambheim Langseth Welk Ekren McInnes Westby Esterby Murray Fitch Schuler Wolf Graham

So the bill was declared passed and the title was agreed to,

and the emergency clause carried.

Rep. Leet 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.

The Speaker announced that the House would be on the

fifth order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Concurrent Resolution "R" to the office of the Secretary of State at the hour of 2:55 P. M. on February 12, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 12, 1949

Mr. President: I have the honor to return: Senate Bill No. 239

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House be on the twelfth order of business, and that at the conclusion of that order of business, the House stand recessed until 1:30 p. m., Monday, February 14, 1949, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Depart-

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

Senate Bill No. 128. A Bill for an Act Relating to Non-

resident Hunting License.

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

Senate Bill No. 148. A Bill for an Act to Amend and Reenact Section 39-0801 of the North Dakota Revised Code of 1943, Providing for Punishment of Any Person Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs. Establishing Presumptions for the Determination of What Constitutes Being Under the Influence of Liquor.

Was read for the first time and referred to the Committee on

Social Welfare.

Senate Bill No. 167. A Bill for an Act to Amend and Reenact Sections 49-0914 and 49-0915 of N. D. Revised Code of 1943 Relating to Public Utility General Property Transfers and the Recording Thereof and Conveyance by Public Utilities of Property Other Than Right-of-way and Recording Thereof.

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

Senate Bill No. 181. A Bill for an Act to Amend and

Reenact Sections 40-3503 and 40-8515 of the North Dakota Revised Code of 1943, Relating to the Issuance of Revenue Bonds by Municipalities Authorizing Municipalities to Enter Into Contracts With Other Municipalities and With Industrial Establishments Relative to Sewerage Facilities, and to Accept Loans or Grants From the Federal Government in Connection With Revenue-producing Undertakings, and Providing for the Subordination of Revenue Bonds.

Was read for the first time and referred to the Committee on

Political Subdivisions.

Senate Bill No. 183. A Bill for an Act Authorizing the Board of Administration to Convey and Release to the Baptist Old Peoples' Home, a North Dakota Corporation, a Certain Tract in the Southeast Corner of the Capitol Grounds.

Was read for the first time and referred to the Committee on

State and Federal Government.

Senate Bill No. 183. A Bill for an Act Relating to the Registration or Transfer of Securities to or by Fiducialies of Their Nominees.

Was read for the first time and referred to the Committee on

Judiciary.

Senate Bill No. 196. A Bill for an Act to Amend and Reenact Section 39-0517 of the North Dakota Revised Code of 1943, Relating to Transfer of Title of Vehicle; Endorsement Required; Certificate of Title Delivered; New Certificate Obtained; Penalty.

Was read for the first time and referred to the Committee on

Transportation.

Senate Bill No. 197. A Bill for an Act Repealing Section 39-0515 of the North Dakota Revised Code of 1943 Relating to Registration Card to be Endorsed and Sent to Department Upon Transfer of Vehicle; Penalty.

Was read for the first time and referred to the Committee on

Transportation.

Senate Bill No. 198. A Bill for an Act to Amen'l and Reenact Sub-Section 1, Section 39-0401 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Definition of Dealer.

Was read for the first time and referred to the Committee on

Industry and Business.

Senate Bill No. 204. A Bill for an Act Requiring a North Dakota Title to a Motor Vehicle Before Sales; Failure to Furnish Title Voids Sale; Constituting Sale Without a North Dakota Title a Misdemeanor, and Repealing Section 39-0516 of the North Dakota Revised Code of 1943.

Was read for the first time and referred to the Committee on

Judiciary.

Senate Bill No. 209. A Bill for an Act Relating to Distribution of Property of Decedents Whose Estates are not Admitted to Probate.

Was read for the first time and referred to the Committee on

Judiciary.

Senate Bill No. 217. A Bill for an Act to Amend and Reenact Section 35-2013 of the North Dakota Revised Code of 1943, Relating to House Mover's Liens.

Was read for the first time and referred to the Committee on

Judiciary.

The House now stood recessed until 1:30 p. m., Monday, February 14, 1949, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

FORTIETH DAY AFTER RECESS AND FORTY-SECOND DAY

Bismarck, February 14, 1949

The House reconvened at 1:30 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 13 House Bill No. 66 House Bill No. 183 House Bill No. 211 House Bill No. 218 House Bill No. 272

REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 13 House Bill No. 31 House Bill No. 60 House Bill No. 72 House Bill No. 114 House Bill No. 232 House Bill No. 289 House Bill No. 341

REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 96, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 197, have had the same

under consideration and recommend that the same be indefinitely postponed.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 231, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 260, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Collette moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 298, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Anderson (Ransom) moved that the report be adopted. Rep. Johnson moved a substitute motion that House Bill No. 298 be placed in General Orders, which motion prevailed.

The Speaker announced that House Bill No. 298 would be placed in General Orders.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 299, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Helling moved that the report be adopted.

Rep. Bubel moved a substitute motion that House Bill No. 299 be placed in General Orders, which motion prevailed.

The Speaker announced that House Bill No. 299 would be placed in General Orders.

Mr. Speaker: A majority of your Committee on Transportation to whom was referred House Bill No. 306, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. FLECK

REP. HAUGEN (Griggs-Steele)

REP. HELLING

REP. KLEPFE

REP. LARSON REP. LINDBERG

REP. SCHWARTZ

REP. SKAAR

REP, THOMPSON (Richland) REP. WOLF REP. CULVER

REP. CULVER, Chairman.

Mr. Speaker: A minority of your Committee on Transportation to whom was referred House Bill No. 306, have had the same under consideration and recommend that the same do pass.

REP. ANDERSON (Eddy-Foster) REP. ANDERSON (Ransom) REP. ALLEN

REP. EKREN

REP. EINARSON

REP. HEIMES REP. LILLEHAUGEN REP. YIRCHOTT

REP. CULVER, Chairman.

Rep. Culver moved that the report of the majority of the Committee on Transportation on House Bill No. 306 be adopted.

Rep. Brady moved a substitute motion that House Bill No. 306 be placed in General Orders, which motion prevailed.

The Speaker announced that House Bill No. 306 would be placed in General Orders.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 315, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Allen moved that the report be adopted.

Rep. Schade moved a substitute motion that House Bill No. 315 be placed on the calendar, which motion lost.

The question was then on the original motion of Rep. Allen that the report of the Committee on Transportation on House Bill No. 315, be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 339, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 14, 1949

Mr. President: I have the honor to transmit:

House Bill No. 80

House Bill No. 81

House Birl No. 190

House Bill No. 194

House Bill No. 236

House Bill No. 238 House Bill No. 275

House Bill No. 337

House Concurrent Resolution "Q"

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

GEORGE OLSON, Chief Clerk.

Rep. Bymers requested that the House be on the eighth order of business, which request was granted.

Rep. Bymers moved that the House reconsider the action by which House Bill No. 230 was lost, which motion lost on a division vote.

Rep. Sticka moved that the vote by which the motion of Rep. Bymers to reconsider House Bill No. 230 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills to whom was referred House Bills Nos. 343, 344 and 345, have had the same under consideration and recommend that the same be introduced.

REP. STAIR, Chairman.

Rep. Bubel moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. Brickner (By Request) introduced:

House Bill No. 343. A Bill for an Act to Amend and Reenact Subdivision (1) of Subsection C of Section 52-0920 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for the General Welfare of Public Employees by Establishing an Old Age and Survivor Insurance System, and Declaring an Emergency.

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

Rep. Brickner (By Request) introduced:

House Bill No. 344. A Bill for an Act to Amend and Reenact Section 40-4601 of the North Dakota Revised Code of 1943 with Reference to Pensions for City Employees and Providing that Members of the Police Force and the Fire Department of Any City Shall Not Be Considered Employees of Said City for the Purpose of the Provisions of Chapter 40-46 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

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

Reps. Bubel, Bymers, Braun introduced:

House Bill No. 345. A Bill for an Act Relating to Licensing of Amusement Devices, Music-producing and Music-reproducing Devices, and Vending Machines and Repealing Chapter 53-04 of the North Dakota Revised Code of 1943.

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

Rep. Rudolf moved that the absent members be excused, which motion prevailed.

Rep. Rudolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-SECOND DAY

Bismarck, February 14, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. G. Adolph Johns of the First Lutheran Church of Bismarck. The roll was called and all members were present except Reps. Holand and Thompson of Richland.

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

In line 8, page 606, change "Haugen of Eddy-Foster" to "Haugen of Griggs-Steele"

And when so corrected recommend that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 14, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 46

Senate Bill No. 52

Senate Bill No. 74

Senate Bill No. 127

Senate Bill No. 178

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

W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the Senate be asked to return Senate Bill No. 239, which motion prevailed.

Rep. Bubel moved that the House reconsider the action by which Senate Bill No. 30 was lost.

Rep. Johnson requested a Call of the House, which request was granted.

When 111 members were present, Rep. Johnson moved that the Call of the House be dispensed with, which motion prevailed

The question was now on the motion of Rep. Bubel that the House reconsider the action by which Senate Bill No. 30 was lost on a voice vote.

Rep. Bubel demanded a roll call, which was granted.

Rep. Bubel requested a Call of the House, which request was granted.

When 111 members were present, Rep. Bubel moved that the Call of the House be dispensed with, which motion prevailed.

ROLL CALL

The question being on the motion of Rep. Bubel that the House reconsider the action by which Senate Bill No. 30 was lost, the roll was called and there were ayes, 56; nays, 55, absent and not voting, 2.

Those	voting	in	the	affirmative	were:
-------	--------	----	-----	-------------	-------

Acheson	Haugen, McLean	Monson
Benson	Hegge	Rudolf
Braun	Helling	Schmidt
Bryans	Helm	Schuler
Bubel	Hofstrand	Schwartz
Bymers	Kj elg aa rd	Seibel
Callahan	Klefstad	Siverson
Cote	Kleppe	Snow
Culver	Langseth	Solberg
Dewing	Larson	Stair
Erickson	Leier	Starck
Frank	Lillehaugen	Stevens
Freadhoff	Lindberg	Thompson, McL'r
Graham	Link	Welk
Gumeringer	Locken	Williams
Haedt	Maher	Wolf
Hafner	Moe	Zurcher
Hammer	Moerke	Mr. Speaker
		<u>-</u>

Griggs-Steele

Haugen,

Those voting in the negative were:

Moerke Mollett

Allen	Fleck	Sailer
Anderson, Cass	Fristad	Saumur
Anderson, Ransom	Fuglestad	Schade
Anderson,	Halcrow	Sellens
Eddy-Foster	Haugland	Simenson
Anderson, Richl'd	Heimes	Skaar
Arndt	Homelvig	Smart \
Baeverstad	Johnson	Sorlié
Baker	Langley	Sticka
Bentz	Larsen	Stormon, Ramsey
Brady	Laske	Stormon, Rolette
Brickner	Lee	Wadeson
Collette	Leet	Wahl
Dalzell	Luick	Walster
Drawz	McInnes	Wambheim
Einarson	Murray	Westby
Ekren	Nygaard	Wollitz
Esterby	Power	Yirchott
Fitch	Rolfsrud	
A1 1 1 1 1		

Absent and not voting:

Holand Thompson, Richl'd

So the motion of Rep. Bubel that the House reconsider the action by which Schate Bill No. 30 was lost, was declared

Rep. Bubel moved that Senate Bill No. 30 be re-referred to the Committee on Agriculture, which motion prevailed.

The Speaker announced that Senate Bill No. 30 would be re-referred to the Committee on Agriculture.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 14, 1949

Mr. President: I have the honor to inform you that the House requests the Senate to return Senate Bill No. 239 for reconsideration of House action.

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 14, 1949

Mr. Speaker: I have the honor to return Senate Bill No. 239 which the House has requested.

W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

Rep. Bubel moved that the House reconsider the action by which Senate Bill No. 239 was passed, which motion prevailed.

The Speaker announced that the House would be on the fourth order of business.

Petitions were read from the city employees of the City of Fargo, North Dakota, regarding the pension system.

Rep. Brickner moved that the petitions be referred to the Committee on Political Subdivisions, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 283, have had the same under consideration and recommend that the same be amended as follows:

In Line 8 before the word "land" insert the word "enclosed".

In Line 9 strike out the brackets around the words "which has been legally posted".

In Line 9 insert a comma after the word "another" and after the comma insert the word "or" before the words "which has been legally posted".

In Line 11 strike out the comma after the word "same" and insert a period after the word "same". Then insert the following words after the word "same":

"Enclosed lands shall mean such lands as are in use for agriculture or grazing purposes, and enclosed by any structure for fencing, which may be either wood or iron or a combination thereof. Provided, however, that this section shall not apply to enclosed lands which are posted with signs reading "Not Restricted" on any entrance gate."

In Line 11 strike out the word "and" before the word "no" and capitalize the word "no".

In Line 17 strike out the brackets around the words "fifty dollars" and strike out the words "twenty-five dollars". Renumber the lines accordingly.

And when so amended recommend the same do pass. REP. STARCK, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Natural Resources on House Bill No. 283 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 293, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Culver moved that the report of the Committee on Transportation on House Bill No. 307 be delayed one day, which motion prevailed.

Mr. Speaker: A Majority of your Committee on Transportation to whom was referred House Bill No. 310, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON (Eddy-Foster) REP. ANDERSON (Ransom) REP. ALLEN REP. HAUGEN (Griggs-Steele) REP. HELLING REP. KLEPPE REP. ROY LARSON REP. LILLEHAUGEN REP. LINDBERG REP. SCHWARTZ REP. YIRCHOTT REP. CULVER, Chairman.

Mr. Speaker: A Minority of your Committee on Transportation to whom was referred House Bill No. 310, have had the

same under consideration and recommend that the same do pass.

REP. CULVER REP. HEIMES

And when so amended recommend the same do pass.

REP. CULVER, Chairman.

Rep. Johnson moved that the report of the majority of the Committee on Transportation on House Bill No. 310 be adopted.

Rep. Langseth moved a substitute motion that House Bill No. 310 be placed in General Orders, which motion carried on a division vote.

Mr. Speaker: A majority of your Committee on Transportation to whom was referred House Bill No. 336, have had the same under consideration and recommend that the same be indefinitely postponed.

> REP. ANDERSON (Eddy-Foster) REP. ANDERSON (Ransom) REP. ALLEN REP. EINARSON REP. HEIMES REP. ROY LARSON REP. LILLEHAUGEN REP. SCHWARTZ REP. YIRCHOTT REP. CULVER, Chairman.

Mr. Speaker: A minority of your Committee on Transportation to whom was referred House Bill No. 336, have had the same under consideration and recommend that the same do pass.

REP. HAUGEN (Griggs-Steele) REP. HELLING REP. KLEPPE REP. LINDBERG

REP. CULVER. Chairman.

Rep. Lillehaugen moved that the report of the majority

of the Committee on Transportation on House Bill No. 336 be adopted.

Rep. Frank moved a substitute motion that House Bill No. 336 be placed in General Orders, which motion carried on a division vote.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 9, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman

Rep. Stormon-Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 10, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 11, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 12, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Anderson, Cass, moved that the report be adopted. which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 13, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 16, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Anderson, Richland, moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 20, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 22, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 23, have had the same under consideration and recommend that the same do pass. REP. ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 27, have had the same under consideration and recommend that the same be amended as follows:

In the last line of the title, strike out the period, insert a comma, and add the following: "and declaring an emergency."

At the end of the bill add the following: "SECTION 2.

EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ERICKSON, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Political Subdivisions on Senate Bill No. 27 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 47, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 86, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon-Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 96, have had the same under consideration and recommend that the same be amended as follows:.

In line 6 after the word "elected" add the words "or appointed"

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee

on State and Federal Government on Senate Bill No. 96 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 124, have had the same under consideration and recommend that the same be amended as follows:

In line 31 strike out the word "commissioner" and put in lieu thereof the word "attorney general".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WOLF, Chairman.

Rep. Collette moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on Senate Bill No. 124 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Delayed Bills to whom was referred House Bill No. 346, have had the same under consideration and recommend that the same be introduced.

REP. STAIR, Chairman.

Rep, Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Stair asked the unanimous consent of the House to introduce House Bill No. 346 as it carries an appropriation, which unanimous consent was granted.

FIRST READING OF HOUSE BILLS

Rep. Stair introduced:

House Bill No. 346. A Bill for an Act Relating to the Creation of a Legislative Highway Advisory Committee, Prescribing its Powers and Duties, Appropriating Money Therefor, and Repealing All Acts or Parts of Acts in Conflict Therewith, and Declaring an Emergency.

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

SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the amendments on House Bill No. 251 as recommended by the Committee on Industry and Business and printed on page 592 of the House Journal, be adopted, which motion prevailed.

Rep. Braun moved that the amendments on House Bill, No. 256 as recommended by the Committee on Industry and Business and printed on page 592 of the House Journal, be adopted, which motion prevailed.

Rep. Braun moved that the amendments on House Bill No. 273 as recommended by the Committee on Industry and Business and printed on page 592 of the House Journal, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments on House Bill No. 279 as recommended by the Committee on Social Welfare and printed on page 593 of the House Journal, be adopted, which motion prevailed.

Rep. Braun moved that the amendments on House Bill No. \$27 as recommended by the Committee on Industry and Business and printed on page 594 of the House Journal, be adopted, which motion prevailed.

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Rep. Lillehaugen moved that the amendments on HCR "M" as recommended by the Committee on Social Welfare and printed on page 594 of the House Journal, be adopted, which motion prevailed.

Rep. Welk moved that the amendments on House Bill No. 309 as recommended by the Committee on General Affairs and printed on page 600 of the House Journal, be adopted, which motion prevailed.

Rep. Starck moved that the amendments on Senate Bill No. 41 as recommended by the Committee on Natural Resources and printed on page 594 of the House Journal, be adopted, which motion prevailed.

Rep. Fuglestad moved that the House do now recess for twenty minutes which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess and the Speaker announced that the House would be on the eleventh order of business.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 14, 1949

Mr. Speaker: I have the honor to request the return of Senate Bill No. 239.

W. J. TROUT, Secretary.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House do comply with the request of the Senate for the return of Senate Bill No. 239, which motion prevailed.

The Speaker announced that the House would return to the tenth order of business.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 14, 1949

Mr. President: I have the honor to return Senate Bill No. 239, which the Senate has requested.

GEORGE OLSON, Chief Clerk.

The following House Bills, having been read, were placed on

FINAL PASSAGE

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 47-1804 of the North Dakota Revised Code of 1943 Pertaining to When Homestead Is Subject to Execution, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 16; nays, 88; absent and not voting, 9.

Those voting in the affirmative were:

Allen Johnson Rolfsrud Klefstad Brickner Sellens **Bymers** Langley Stormon, Rolette Williams Ekren Lillehaugen Fuglestad Power Zurcher Graham

Those voting in the negative were:

Hafner Nygaard Anderson, Cass Rudolf Hammer Anderson, Ransom Haugen, Saumur Griggs-Steele Haugen, McLean Haugland Schade Anderson, Eddy-Foster Schmidt Schuler Arndt Baeverstad Hegge Schwartz Heimes Simenson Baker Benson Helling Siverson Skaar Helm Bentz Homelvig Brady Smart Kjelgaard Braun Snow Kleppe Solberg Bryans Bubel Larsen Sorlie Callahan Larson Stair Collette Laske Starck Lee Stevens Cote Culver Leet Sticka Leier Dalzell Stormon, Ramsey Dewing Lindberg Thompson, McL'n Link Wadeson Drawz Erickson Locken Wahl Luick Walster Esterby Fitch Maher Wambheim Welk Fleck McInnes Frank Moe Westby Freadhoff Moerke Wolf Mollett Wollitz Fristad

Absent and not voting:

Gumeringer

Haedt

Anderson, Richl'd Hofstrand Sailer Einarson Holand Seibel

Monson

Murray

Halcrow Langseth Thompson, Richl'd

Yirchott

Mr. Speaker

So the bill was declared lost.

Rep. Erickson moved that the vote by which House Bill No. 276 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 200. A Bill for an Act to Repeal Section 34-0114 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Right to Work Not To Be Abridged by Membership or Non-Membership in Labor Union.

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:

Hafner Acheson Monson Murray Arndt Hammer Haugen, Rudolf Baker Griggs-Steele Braun Schade Schmidt Bymers Haugen, McLean Cote Haugland Schuler Culver Helling Schwartz Dewing Helm Seibel Drawz Kjelgaard Siverson Erickson Solberg Kleppe

Esterby Larson Stevens Frank Lillehaugen Thompson, McL'n Lindberg Freadhoff Welk Fristad Link Westby Williams Graham Maher Gumeringer Moerke Wolf Haedt Mollett Mr. Speaker Those voting in the negative were: Allen Fuglestad Saumur

Anderson, Cass Sellens Hegge Anderson, Ransom Heimes Simenson Anderson, Hofstrand Skaar Eddy-Foster Johnson Smart Anderson, Richl'd Klefstad Snow Baeverstad Langley Sorlie Benson Langseth Stair Bentz Starck Larsen Brady, Laske Sticka Brickner Lee

Stormon, Ramsey Stormon, Rolette Bryans Leet Bubel Wadeson Leier Callahan Locken Wahl Collette Luick Walster Dalzell McInnes Wambheim Ekren Wollitz Moe Fitch Nygaard Mirchott Power Zurcher Fleck

Absent and not voting:

Einarson Homelvig Sailer

Halcrow Rolfsrud Thompson, Richl'd

Holand

Dewing

So the bill was declared lost.

Rep. Yirchott moved that the vote by which House Bill No. 200 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 331. A Bill for an Act to Amend and Re-enact Section 34-0913 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Unlawfulness of Certain Practices in Labor Disputes.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 26; absent and not voting, 6.

Those voting in the affirmative were: Acheson Haugen, Rolfsrud Allen Griggs-Steele Rudolf Anderson, Ransom Haugen, McLean Saumur Baeverstad Haugland Schade Baker • Hegge Schmidt Benson Helling Schuler Bentz Schwartz Helm Hofstrand Braun Seibel Homelvig Brickner Siverson Bryans Kjelgaard Smart Bubel Klefstad Snow Bymers Kleppe Solberg Cote Sorlie Larsen Culver Larson Stair

Lee

Starck

Drawz Stevens Leier Ekren Lillehaugen Sticka Erickson Lindberg Thompson, McL'n Esterby Wadeson Link Wahl Frank Maher Freadhoff McInnes Wambheim Fristad Welk Moe Moerke Westby Graham Gumeringer Mollett Williams Monson Wolf Haedt Hafner Murray Zurcher Mr. Speaker Hammer Nygaard Power

Those voting in the negative were:

Anderson. Cass Fitch Luick Sellens Anderson, Fleck Eddy-Foster Fuglestad Simenson Anderson, Richl'd Heimes Skaar Arndt Johnson Stormon, Ramsey Stormon, Rolette Brady Langley Walster Callahan Laske Collette Leet Wollitz Dalzell Yirchott Locken

Absent and not voting:

Einarson Holand Sailer

Halcrow Langseth Thompson, Richl'd

So the bill was declared passed and the title was agreed to. Rep. Brickner: "Mr. Speaker, I vote 'Aye' for the purpose of reconsideration."

House Bill No. 228. A Bill for an Act to Amend and Reenact Section 11-1015 of the North Dakota Revised Code of 1943; Providing for Mileage of County Officials Unless Otherwise Provided by the Laws of This State, and Declaring an Emergency.

Rep. Johnson asked the unanimous consent of the House to amend House Bill No. 228, which consent was given.

Rep. Johnson moved that House Bill No. 228 be amended as follows: "Strike out lines 14, 15 and 16 and insert in lieu thereof the following: "When travel is by rail or other common carrier, the amount actually and necessarily expended therefore." and renumber the lines accordingly, which motion prevailed.

Rep. Johnson moved that the rules be suspended and that House Bill No. 228 be considered properly reengrossed and placed on second reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Gumeringer Nygaard Allen Haedt Power Anderson, Cass Hafner Rolfsrud Anderson, Ransom Halcrow Rudolf Anderson. Haugen, Saumur Griggs-Steele Eddy-Foster Schade

Anderson, Richl'd	Haugen, McLean	Schmidt
Arndt	Haugland	Schuler
Baeverstad	Hegge	Schwartz
Baker	Heimes	Seibel
Benson	Helling	Sellens ,
Bentz	Helm	Siverson
Brady	Hofstrand	Skaar
Braun	Homelvig	Smart
Brickner	Johnson	Snow
Bryans	Kjelgaard	Sorlie
Bubel	Klefstad	Stair
Bymers	Kleppe	Starck
Callahan	Langley	Stevens
Collette	Langseth	Stick a
Cote	Larsen	Stormon, Ramsey
Culver	Larson	Stormon, Rolette
Dalzell	Laske	Thompson, McL'n
Dewing	Lee	Wadeson
Drawz	Leet	Wahl
Einarson	Leier	Walster
Ekren	Lillehaugen	Welk
Erickson	Lindberg	Westby
Esterby	Link	Williams
Fitch	Locken	Wolf
Fleck	Luick	Wollitz
Freadhoff	Maher	Yirchott
Fristad	McInnes	Zurcher
Fuglestad	Moerke	Mr. Speaker
Graham	Murray	_

Those voting in the negative were:

Hammer Mollett

Moe Monson

Absent and not voting:

Thompson, Richl'd Frank Sailer Holand Solberg Wambheim

Simenson

So the bill was declared passed, and the title was agreed to,

and the emergency clause carried. House Bill No. 211. A Bill for an Act Regulating the Maximum Hours of Work an Employee, Other Than the Chief, in a Fire Department in Any City of North Dakota With a Population of Twenty Thousand or More Inhabitants, Shall be Required to Work in Any Two Week Period; and Prescribing a Penalty for Violation.

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:	
Acheson	Haedt	Murray
Allen	Hafner	Nygaard
Anderson, Cass	Halcrow	Power
Anderson, Ransom	Hammer	Rolfsrud
Anderson,	Haugen,	Rudolf
Eddy-Foster	Griggs-Steele	Saumur
Anderson, Richl'd	Haugen, McLean	Schade
Arndt	Haugland	Schmidt
Baeverstad	Heimes	Schuler
Baker	Helling	Schwartz

Helm Seibel Benson Bentz Hofstrand Sellens Homelvig Simenson Braun Brickner Johnson Siverson Bryans Kjelgaard Skaar Bubel Klefstad Smart Kleppe **Bymers** Snow Callahan Langley Sorlie Langseth Collette Stair Cote Larsen Starck Larson Stevens Culver Dalzell Laske Stormon, Ramsey Stormon, Rolette Lee Dewing Thompson, Richl'd Drawz Leet Thompson, McL'n Einarson Leier Lillehaugen Wadeson Ekren Wahl Erickson Lindberg Walster Esterby Link Welk Locken Fitch Fleck Westby Luick Williams Frank Maher Wolf Freadhoff McInnes Wollitz Fristad Moe **Fuglestad** Moerke Yirchott Graham Mollett Zurcher Mr. Speaker Gumeringer Monson Absent and not voting: Sticka Brady Sailer Wambheim Hegge Solberg

Holand
So the bill was declared passed as amended and the title was agreed to.

House Bill No. 218. A Bill for an Act to Amend and Reenact Chapter 272 of the Session Laws of 1947 Providing for the Exemption of Certain Disabled Veterans From Payment of Registration Fee for Vehicle Owned by Such Disabled Veteran and Exempting Such Veteran From the Payment of Sales and Use Tax on Subsequently Purchased Automobile, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Haedt Murray Hafner Allen Nygaard Anderson, Cass Halcrow Power Anderson, Ransom Hammer Rudolf Anderson, Haugen, Sailer Eddy-Foster Griggs-Steele Saumur Haugen, McLean Anderson, Richl'd Schade Arndt Haugland Schmidt Baeverstad Hegge Schuler Baker Heimes Schwartz Benson Helling Seibel Bentz Helm Sellens Brady Hofstrand Simenson Braun Homelvig Siverson Brickner Johnson Skaar

Kjelgaard Klefstad Bryans Smart Bubel Snow **Bymers** Kleppe Solberg Callahan Sorlie Langley Collette Langseth Stair Starck Larsen Cote Culver Larson Stevens Dalzell Sticka Laske Dewing Stormon, Rolette Lee Thompson, Richl'd Drawz Leet Einarson Leier Thompson, McL'n Wadeson Ekren Lillehaugen 🕟 Erickson Lindberg Wahl Walster Esterby Link Fitch Locken Welk Westby Fleck Luick Williams Frank Maher Freadhoff McInnes Wolf Wollitz Fristad Moe **Fuglestad** Moerke Zurcher/ Graham Mollett Yirchett Gumeringer Monson Mr. Speaker Absent and not voting:

Wambheim Holand Stormon, Ramsey

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

House Bill No. 272. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 125 of the North Dakota Session Laws of 1947, Relating to the Erection and Operation of War Memorials; Authorizing a County to Join With a City, School District, or Other Public or Private Non-profit Corporation or Agency in the Erection and Operation of Such War Memorials.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 108; nays, 2; absent and not voting, 3. Those voting in the affirmative were:

Those voting in the	ailirmative were:	
Acheson	Haedt	Power
Allen	Hafner	Rudolf
Anderson, Cass	Halcrow	Sailer
Anderson, Ransom	Hammer	Saumur
Anderson,	Haugen,	Schade
Eddy-Foster	Griggs-Steele	Schmidt
Anderson, Richl'd	Haugen, McLean	Schuler
Arndt	Haugland	Schwartz
Baeverstad	Hegge	Seibel
Baker	Heimes	Sellens
Benson	Helling	Simenson
Bentz	Helm	Siverson
Brady	Homelvig /	Smart .
Braun	Johnson	Snow
Brickner	Kjelgaard	Solberg
Bryans	K lefst a d	Sorlie
Bubel	Kleppe	Stair
Bymers	Langley	Starck
Callahan	Larsen	Stevens
Collette	Larson	Sticka
Cote	Laske	Stormon, Ramsey

Stormon, Rolette Culver Lee Thompson, Richl'd Thompson, McL'n Dalzell Leet Leier Dewing Drawz Lillehaugen Wadeson Lindberg Wahl Einarson Ekren Link Walster Locken Wambheim Erickson Esterby Luick Welk Westby Fitch Maher Fleck McInnes Williams Wolf Frank Moe Freadhoff Moerke Wollitz Yirchott Fristad Mollett **Fuglestad** Zurcher Monson Mr. Speaker Graham Murray Gumeringer Nygaard

Those voting in the negative were:

Langseth

Skaar

Absent and not voting: Hofstrand Ho

Holand

Rolfsrud

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 202. A Bill for an Act to Repeal Sections 51-0505 and 51-0509 of the North Dakota Revised Code of 1943, Relating to Auction Sales.

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:

Acheson Haedt Sailer Allen Hafner Saumur Anderson, Cass Anderson, Ransom Halcrow Schade Schmidt Hammer Haugen, Schuler Anderson, Griggs-Steele Schwartz Eddy-Foster Anderson, Richl'd Haugen, McLean Seibel Arndt Haugland Sellens Baeverstad Simenson Hegge Baker Heimes Siverson Benson Homelvig Skaar Bentz Johnson Smart Kjelgaard Braun Snow Brickner Kleppe Solberg Bryans Langley Sorlie Stair Bubel Langseth Bymers Larsen Starck Callahan Stevens Larson Collette Sticka Lee Stormon, Ramsey Stormon, Rolette Cote Leet Culver Leier Thompson, McL'n Dalzell Lillehaugen Dewing Lindberg Wadeson Drawz Link Wahl Einarson Locken Walster Ekren Luick Wambheim Welk Erickson McInnes Esterby Westby Moerke

Fitch Williams Mollett Fleck Monson Wolf Frank Wollitz Murray Freadhoff Yirchott Nygaard Fristad Power Zurcher Fuglestad Rolfsrud Mr. Speaker

Gumeringer Rudolf

Those voting in the negative were:

Helling Laske Helm Maher

Absent and not voting:

Brady Hofstrand 'Klefstad

Graham Holand Thompson, Richl'd So the bill was declared passed and the title was agreed to.

Moe

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 34-0902 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions, or Other Associations, Etc., and Extending the Benefits of Said Act to Employers Associations of Employers, and Others.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 35; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Hammer Rudolf Anderson, Ransom Haugen, Schade Griggs-Steele Arndt Schmidt Baker Haugen, McLean Schuler Haugland Schwartz Benson Bentz Hegge Seibel Braun Siverson Helm Brickner Homelvig Skaar Kjelgaard Bryans Smart Kleppe Bubel Snow Solberg **Bymers** Langley Langseth Cote Starck Larsen Stevens Culver Dewing Larson Sticka

Thompson, Richl'd Drawz Lee Ekren Thompson, McL'n Leier Erickson Lillehaugen Wahl Esterby Lindberg Wambheim Welk Frank Link Freadhoff Maher Westby Moerke Williams Graham Gumeringer Mollett Wolf Zurcher Haedt Monson Hafner Murray Mr. Speaker

Those voting in the negative were:

Halcrow

Allen Fleck Sailer Anderson, Cass Fuglestad Saumur Anderson. Heimes Sellens Eddy-Foster Helling Simenson Anderson, Richl'd Johnson Sorlie Baeverstad Laske Stair

Nygaard

Brady Leet
Callahan Locken
Collette Luick
Dalzell McInnes
Einarson Moe
Fitch Power

Stormon, Ramsey Stormon, Rolette Wadeson Walster Wollitz

Absent and not voting:

Fristad

Holand

Rolfsrud

Yirchott

Hofstrand Klefstad

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

Rep. Yirchott moved that the vote by which House Bill No. 328 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

House Bill No. 332. A Bill for an Act to Amend and Re-enact Section 34-0901 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions or Other Associations, Et Cetera, and Extending the Benefits of Said Section to Employers and Associations of Employers.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 39; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Hammer Murray Haugen. Anderson, Ransom Nygaard Griggs-Steele Arndt Rudolf Haugen, McLean Baker Schade Benson Haugland Schmidt Schuler Bentz Hegge Braun Helling Schwartz Bryans Helm Seibel Bubel Hofstrand Siverson Kjelgaard **Bymers** Smart Cote Kleppe Solberg Dewing Langseth Starck Drawz Larsen Stevens Ekren Larson Sticka Thompson, Richl'd Erickson Lee Thompson, McL'n Esterby Leier Lillehaugen Wadeson Frank Welk Freadhoff Lindberg Link Westby Fristad Maher Williams Graham Gumeringer Moe Wolf Moerke Zurcher Haedt Mollett Hafner Mr. Speaker Halcrow Monson

Those voting in the negative were:

Allen Fugl
Anderson, Cass Heim
Anderson, Eddy-Foster John
Anderson, Richl'd
Baeverstad Lask

Fuglestad Heimes Homelvig Johnson Langley Laske Sellens Simenson Skaar Snow Sorlie Stair Brady Leet Størmon, Ramsey Brickner Locken Stormon, Rolette Callahan Wahl Luick Walster Collette McInnes Wambheim Dalzell Power Wollitz Einarson Sailer Fitch Saumur Yirchott Fleck

Absent and not voting:

Culver Klefstad Rolfsrud

Holand

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

Rep. Brady moved that the vote by which House Bill No. 332 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

House Bill No. 183. A Bill for an Act to Provide for Teacher Preparation Scholarships for Qualified Residents of North Dakota Who Express an Intent to Prepare for Rural Teaching; Providing for a Board to Administer the Provisions of the Act; Making an Appropriation and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hafner Monson Allen Halcrow Murray Anderson, Cass Hammer Nygaard Anderson, Ransom Haugen, Sailer Griggs-Steele Anderson, Saumur Haugen, McLean Eddy-Foster Schade Anderson, Richl'd Haugland Schmidt Hegge Baeverstad Schuler Schwartz Baker Heimes Helling Seibel Benson Helm Sellens Bentz Hofstrand Simenson Braun Siverson Homelvig Brickner Johnson Skaar Bryans Kjelgaard Smart **Bymers** Callahan Kleppe Snow Solberg Collette Langley Cote Langseth Sorlie Culver Larsen Stair Dalzell Larson Starck Stevens Dewing Laske Drawz Lee Sticka Stormon, Rolette Einarson Leet Thompson, Richl'd Ekren Leier Erickson Lillehaugen Thompson, McL'n Wadeson Lindberg Esterby Fitch Link Wahl Locken Frank Wambheim Freadhoff Luick Welk Maher Wolf Fristad **Fuglestad** McInnes Wollitz Moe Yirchott Graham

Gumeringer Haedt

Moerke

Zurcher

Mollett

Mr. Speaker

Those voting in the negative were:

Walster

Williams

Absent and not voting:

Arndt

Klefstad

Rudolf

Brady Power Stormon, Ramsey

Fleck Rolfsrud Westby

Holand

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

Rep. Bubel moved that the vote by which House Bill No. 183 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fuglestad requested that he be permitted to withdraw his name as a sponsor on HCR "V", which permission was

Rep. Schuler moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House stand recessed until 1:30 p. m. Tuesday, February 15, 1949, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

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

Senate Bill No. 56. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspector and Coal Mine Safety Work.

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

Senate Bill No. 80. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries and Miscellaneous Expenses of the Workmen's Compensation Bureau.

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

Senate Bill No. 120. A Bill for an Act to Amend and Reenact Sections 52-0201 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation Division and North Dakota State Employment Service To Be Divisions of Bureau; Regulations Governing; 52-0413, Priority Rights to Contributions Upon Legal Dissolutions or Distributions; 52-0602, Relating to Disqualification for Benefits; 52-0604, Relating to Amount of Benefits.

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

Senate Bill No. 163. A Bill for an Act to Amend and

Reenact Section 24-1202 of N. D. Revised Code of 1943, Relating to Warning Signs of Road Construction or Improvement in Contracts by State Highway Department, County or Township for Construction or Improvement of Any Road, Culvert or Bridge.

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

Senate Bill No. 186. A Bill for an Act Creating the North Dakota Indian Affairs Commission, Prescribing Duties, Making an Appropriation and Declaring an Emergency.

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

Senate Bill No. 213. A Bill for an Act Making an Appropriation to Pay Administration Expenses in Connection With the Payment of Adjusted Compensation to North Dakota Veterans of World War II and Declaring an Emergency.

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

Senate Bill No. 226. A Bill for an Act to Regulate the Handling, Sale, and Distribution of Barbiturates.

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

Senate Bill No. 234. A Bill for an Act Amending and Reenacting Section 57-3727 of the North Dakota, Revised Code of 1943, Relating to Determination of Taxes on Estates When There is no Probate Proceeding Within the State, and Declaring an Emergency.

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

Senate Bill No. 236. A Bill for an Act Authorizing the State Library Commission to Accept and Disburse Grants of Federal Funds.

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

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

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

Senate Concurrent Resolution "G". A Concurrent Resolution for the Amendment of Section 173 of the Constitution of the State of North Dakota as Amended.

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

Senate Concurrent Resolution "M". A Concurrent Resolution Requesting the United States Biological Survey to Control Weeds on Government Game Reserves.

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

And the House stood recessed until 1:30 p. m. Tuesday, February 15, 1949, pursuant to the motion of Rep. Schuler.

GEORGE OLSON, Chief Clerk.

FORTY-SECOND DAY AFTER RECESS AND FORTY-THIRD DAY

Bismarck, February 15, 1949

The House reconvened at 1:30 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the sixteenth order of business.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 341

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 15, 1949

Mr. President: I have the honor to transmit: House Bill No. House Bill No. 66 House Bill No. 183 House Bill No. 214 House Bill No. 217 House Bill No. 237 House Bill No. 242 House Bill No. 247 House Bill No. 248 House Bill No. 249 House Bill No. 250 House Bill No. 261 House Concurrent Resolution "T" Which the House has passed and your favorable consideration is requested. GEORGE OLSON, Chief Clerk.

GEORGE OLSON, Chief Clerk. House Chamber

Bismarck, February 15, 1949

Mr. President: I have the honor to transmit:

House Bill No. 341

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 15, 1949

Mr. President: I have the honor to return:

Senate Bill No. 71

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the eighth order of business.

Rep. Culver moved that the courtesy of the floor be extended to a former member of the House of Representatives, Mr. Ray Schnell of Dickinson; that a committee be named to escort Mr. Schnell to the rostrum and that he be asked to address the assembly, which motion prevailed.

The Speaker appointed as a committee to escort Mr. Schnell to the rostrum, the Stark County delegation. Mr. Schnell then addressed the assembly.

Rep. Bubel asked permission to withdraw House Bill No. 345, which permission was granted.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 228

House Bill No. 251

House Bill No. 256

House Bill No. 273

House Bill No. 279

House Bill No. 309

House Bill No. 327

House Concurrent Resolution "M"

REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 163, have had the same under consideration and recommend that the same be amended as follows:

In Section 6 strike out lines 189, 190, 191, 192, 193, 194, 195, 196 and 197, and insert in lieu thereof the following:

"In adding such tax to the price or charge, retailers shall adopt the following bracket system for the application of the tax:

\$0.01	to	\$0.34		.No	tax
.35	to		•••••	1c	tax
.66	to	1.24	***************************************	2 c	tax
1.25	to	1.74	***************************************	3c	tax
1.75	to	2.24	***************************************	4c	tax
2.25	to	2.74	***************************************	5c	tax
2.75	to	3.24	***************************************	6c	tax
3.25	to	3.74	***************************************	7c	tax
3.75	to	4.24	***************************************	8c	tax
4.25	to	4.74	***************************************	9c	tax
4.75	to	5.24	***************************************	10c	tex
5.25	to	5.74	***************************************	11c	tax

5.75	to	6.24	•••••	12c	tax
6.25	to	6.74		13c	tax
6.75	to	7.24		14c	tax
7.25	to	7.74		15c	tax
7.75	to	8.24		16c	tax
8.25	to	8.74		17c	tax
8.75	to			18c	
9.25	to	9.74		19c	tax
9.75	to	10.24		20c	tax
Each	add	itional	50c	1c additional	tax

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. MOLLETT, Chairman.

Rep. McInnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on House Bill No. 163 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 208, have had the same under consideration and recommend that the same be amended as follows:

In the third line of the title strike out the words "providing for semimonthly pay day" and the semi-colon; strike out all of the ninth line of the title; and in the tenth line of the title strike out the words "contractor and subcontractor's payroll" and the semi-colon.

In the body of the Bill in line 15 strike out the words "not less often than semimonthly"; in line 16 strike out the words "or twice during each calendar month" and the comma; in line 18 after the comma following the words "pay day", strike out the balance of the line; strike out all of lines 19, 20, 21, 22, 23 and 24; in line 25 strike out the words "third day of the following month".

In line 31 strike out the words "in writing", and at the end of line 31 strike out the word "the"; in line 32 strike out the words "hour therein" and the comma following "therein".

In line 80 insert a period after the word "act"; strike out the balance of line 80; also, strike out all of lines 81, 82, 83, 84 and 85.

Strike out all of Section 7, lines 102 to 122, inclusive.

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Labor Relations on House Bill No. 208 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 226, have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the title strike out the words "census of electors in the"

In line 7 of the title strike out the words "territory proposed to be annexed and for"

In line 8 of the title insert a comma after the word "owners", and strike out the following: "and assessed value of property"

In line 9 of the title strike out the word "therein"

In line 6 of the bill strike out the words "census of electors and".

In line 7 strike out the words "and assessed valuation"

In line 12 strike out the words "shall cause a census of the" Strike out all of line 13

In line 14 strike out the words "made and". At the end of the line strike out the word "and"

In line 15 strike out the words "the assessed valuation of the property"

In line 20 strike out the words "the number of electors,"

In line 21 strike out the words "and the assessed valuation of the property"

In line 39 strike out the words "of the assessed"

Strike out all of line 40.

In line 41 strike out the words "one fourth". Also in line 41 strike out the words "or electors".

In line 45 strike out the words "one-half of the" and insert in lieu thereof the words "three-fourths"

Strike out all of line 46.

In line 47 strike out the words "proposed to be annexed or by more than one half"

In line 48 strike out the words "or electors" and insert in lieu thereof the words "by number".

In line 51 strike out the words "of the" at the end of the line.

Strike out all of lines 52 and 53.

In line 54 strike out the words "more than one-half". Also at the end of the line strike out the words "of electors".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ERICKSON, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Political Subdivisions on House Bill No. 226 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 241, have had the same under consideration and recommend that the same be amended as follows:

In Line 18 strike out everything after the word "quorum". Strike out all of lines 19, 20, 21 and insert in lieu thereof the following:

"In association of more than fifty members, twenty-five members present shall constitute a quorum. Where a quorum is not present at the annual meeting of such association, *

subsequent annual meeting may be called and at such subsequent annual meeting fifteen members shall constitute a quorum".

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 241 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 254, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 258, have had the same under consideration and recommend that the same be amended as follows:

In line 23 strike out the words "Within thirty days after the appointment". Strike out all of lines 24, 25, 26, 27, 28, 29 and insert in lieu thereof the following: "At least thirty days before the time for filing claims expires, the executor or administrator, in addition to the published notice, shall mail a copy of such notice to creditors to all persons known to or ascertained by such representative to have furnished medical care and services to the deceased during the last year of his life. Provided, however, there shall be no liability on the part of any representative for failure to mail any such creditor a copy of said notice".

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 258 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 264, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title after the numbers "15-5314", add the following: "and 15-5320".

In the last line of the title, strike out the period, insert a comma, and add the following: "and the method of voting in the reorganized districts".

After line 47 add the following:

SECTION 2 AMENDMENT.) Section 15-5320 of the 1947 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-5320. PROPOSAL REJECTED, REVISION MADE; NEW ELECTION HELD.) If a proposal for the formation of a new school district is rejected by the voters at the election provided for in the preceding section, the county com-

mittee may make such revision as it deems advisable in the boundaries proposed for such new district in the terms of adjustments of the property, debts and liabilities thereof, as the case may be, and submit the same to the state committee for approval. If the boundaries of the proposed new district or the terms of adjustment, as the case may be, as revised, are approved by the state committee, notice thereof shall be transmitted to the county superintendent, as provided for in Section 17, Subsection 6 of this Act. Upon receipt of such notice the county superintendent shall call, in the manner and for the purpose specified in Section 18 of this Act, a special election of the voters residing within the revised boundaries of the proposed new district. If a majority of all votes cast by (((the electors residing within both urban and rural units are in favor of the formation of the new district,))) the electors residing within the rural area of a proposed new district and a majority of all votes cast by the electors within the incorporated area of the proposed new district are both in favor of the formation of the district, the county superintendent shall proceed to organize and establish such district and to perform the necessary duties related thereto in the same manner and to the same effect as is provided in Section 18 of this Act.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 264 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 271, have had the same under consideration and recommend that the same be amended as follows:

In line 15 after the word "school", strike out the comma, insert a period. Add the following: "The parents or guardians of at least four such children must be residents of the district."

Also in the same line strike out the word "and" preceding the word "the". Capitalize the word "the".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 271 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 302, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted.

Rep. Ekren moved a substitute motion that House Bill No.

302 be placed on the calendar, which motion was declared lost on a division vote.

The question was then on the original motion of Rep. Erickson that the report of the Committee on Judiciary on House Bill No. 302, be adopted, which motion prevailed, and the report was adopted.

Rep. Erickson moved that the vote by which the report of the Committee on Judiciary on House Bill No. 302 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 307, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Allen moved that the report be adopted.

Rep. Frank moved a substitute motion that House Bill No. 307 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 314, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 316, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, Richland, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 317, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. THOMPSON, Richland, Chairman.

Rep. Schade moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred House Bill No. 330, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Thompson, Richland, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 335, have had the same under consideration and recommend that the same be amended as follows:

In line 7 after the word "attend" insert the word "each". In line 7 strike out the "s" in the word "sessions" making it singular. In line 7 insert a "comma" after the word "thereof". In line 8 strike out the word "so" and in line 9 strike out the words "to do" and insert in lieu thereof the follow-

ing: "to do so". In line 9 beginning with the word "provided" underscore each line through line 21.

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 335 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 342, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 343, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 344, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Anderson, Cass, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 346, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 346 would be referred to the Committee on Appropriations.

Rep. Stair moved that House Bill No. 346 be placed on the calendar which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution "S", have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Schuler moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "V", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted.

Rep. Hegge moved a substitute motion that House Concurrent Resolution "V" be placed in General Orders, which motion prevailed, on a division vote.

Rep. Langseth requested that the House be on the eighth order of business, which request was granted.

Rep. Langseth moved that the courtesy of the floor be extended to a former member of the House of Representatives, Mr. Dan Connor of New Rockford, which motion prevailed.

Rep. Lillehaugen moved that the courtesy of the floor be extended to Rev. and Mrs. Alfred Setnes of Hatton, North Dakota, which motion prevailed.

Rep. Starck moved that House Bill No. 283, which is on the sixth order of business, be placed in General Orders, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 15, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 207

Senate Bill No. 81

Senate Bill No. 118

Senate Bill No. 191 Senate Bill No. 211

Senate Bill No. 212

Senate Bill No. 223

Senate Bill No. 233

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

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 15, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 76

House Bill No. 235

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 15, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 341

Which the President has signed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 15, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 124

House Bill No. 162

Which the Senate has amended.

W. J. TROUT, Secretary.

SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 124

In line twenty strike out the word "Fifty" and the figures \$50.00 and insert in lieu thereof the word "Ten" and the figures \$10.00

House Bill No. 162

In the last line of the title after the word "county" insert the words "or community"

In lines 1, 16, 19, 28, 46, 47, 61 and 64 between the word "county" and the word "hospital" insert the words "or community"

In line 49, beginning with the words "the secretary" strike out the balance of the section and insert in lieu thereof the following language: "Proper vouchers may be presented by the hospital association to the Board of County Commissioners and with the approval of the board the county auditor shall draw warrants on the separate fund in payment of such vouchers."

In line 62, strike out the period and add the following: "Unless all tax money received by the hospital association has been repaid to the county without interest."

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 5, have had the same under consideration and recommend that the same be amended as

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act providing for payments from the state equalization fund to the county tuition funds and for high school tuition; providing for determination of sums to be paid and manner of payment; amending and reenacting subsection 1 of section 15-4007 and section 15-4014 of the 1947 Supplement to the North Dakota Revised Code of 1943, and subsection 1 of section 15-4008 and sections 15-4013, 15-4015, 15-4019, 15-4020, 15-4021 and 15-4024 of the North Dakota Revised Code of 1943 and repealing sections 15-4011, 15-4012 and 15-4018 of the 1947 Supplement to the North Dakota Revised Code of 1943 and section 15-4017 of the North Dakota Revised Code of 1943.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Subsection 1 of

section 1a

15-4007 of the 1947 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-4007. EXPENDITURES OF EMERGENCY 5a FUND; MAXIMUM

6 FINANCIAL EFFORT DEFINED: REQUIRE-

6a MENTS.) Before it

shall be determined that a school district has made the maximum financial effort to pay for the operation of 8a its

schools, it must appear:

1. That the district shall have provided the 10

normal maximum mill levy (((which means that in 11 addition to having provided for the normal 12

13 maximum levy it shall have held an election and

increased the normal maximum levy by at least 14 15 the twenty-five percent increase allowed by the

law))). The district shall submit an affidavit 16 by the county auditor stating that such levy has 17

```
18
       been or will be spread. (((A district in which
       the debt service levy of the district is twice
19
20
       as large as the normal maximum levy, shall not
21
       be required to vote at least twenty-five percent
22
       increases, but shall be required to make only
       the normal maximum levy;)))
24
      SECTION 2. AMENDMENT.)
                                        Subsection 1 of •
24a section
25
    15-4008 of the North Dakota Revised Code of 1943 is
   hereby amended and reenacted to read as follows:
27
     15-4008. EXPENDITURE OF EMERGENCY
27a FUND: REASONABLE
   TEACHER-PUPIL BASIS: HOW DETERMINED.)
28
28a In determining
   what constitutes a reasonable teacher-pupil ratio,
   the superintendent of public instruction shall consider
   the size and type of the school and its proximity and
   transportation facilities to adjacent schools. The
33
   following standards shall be used as guides on the
   teacher-pupil basis:
35
   1. Schools with seven or more teachers shall
36
       maintain a teacher-pupil ratio of at least
     (((twenty-five))) twenty-two pupils per teacher; SECTION 3. AMENDMENT.) Section 15-4013 of
37
38
38a the
   North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-4013. DEFINITION OF "(((NON-
39
40
41
41a RESIDENT))) HIGH
42 SCHOOL STUDENT.")
                             As used in this chapter and
42a in the
43 provisions relating to the payment of high school
43a tuition
44 from the fund, the term "(((nonresident))) high
44a school
   student" shall include only students who:
45
46
      1. Have completed all of the work of the first
47
         eight grades;
48
        Are residents of this state; and
49
  (((3. Are residents of school districts which do not,
50
         during the then current school year, offer four
51
         full units of high school work approved by the
52
         superintendent of public instruction for which
53
         the student was prepared; and
54 4.)))3. Have not attended a high school previously for
55
         four years nor completed fifteen or more full
56
         units of high school work.
57
      SECTION 4. AMENDMENT.) Section 15-4014
57a of the
58 1947 Supplement to the North Dakota Revised Code of
58a 1943
59 is hereby amended and reenacted to read as follows:
60
     15-4014. HIGH SCHOOL TUITION: AMOUNT
60a OF PAYMENTS:
   STUDENT ATTENDING SCHOOL IN FOREIGN STATE.) (((There
61
61a STATE.)
62 shall be paid out of the fund to each school district in
63 this state, which, during the then current year, offers
64 four or more units of standard high school work
64a approved
```

111

112

by the superintendent of public instruction as provided 66 in this title and has employed only teachers who are 66a duly 67 certified and has paid its teachers not less than the 68 minimum salary required by law: 69 1. For each nonresident high school student 69a attending a county agicultural and training school or a model high school in the district, the sum of three 70 -71 72 dollars for each week in which such student 72a attended 73 such school during the preceding school semester. 74 In the case of county agricultural and training schools, all students shall be considered as non-75 76 resident high school students and subject to all 76a the 77 provisions of this section; 78 2. For each nonresident high school student 78a attending 79 a high school, other than a county agricultural 79a and 80 training school or a model high school, in the 81 district, the sum of three dollars for each week in which such student attended the high school 82 83 during the preceding school semester. 84 A student who lives in a county in this state bordering 85 on another state and in a school district which has no high school may attend a four year high school in the 87 adjoining state, and high school tuition shall be paid from the fund in the amount specified in this section to 89 the district in which the high school which he attends 90 is located. 91 Provided, however, that a pupil may attend a high 92 school in a district other than the district of his residence, if found more convenient on account of roads, 93 94 distances and other circumstances, upon recommendation 94a of 95 the county superintendent and approval by the 95a department of public instruction, and in such cases the tuition shall 96 97 be paid from the state equalization fund as in other cases.))) Subject to the provisions of this chapter, 98 99 there shall be paid out of the fund to each school district, county agricultural and training school or model high 100 101 school in the state, the sum of ten dollars for each month 102 of regular enrollment during the preceding year by a 102a high 103 school student who was a resident of North Dakota. Such payments shall not be made unless four or more units of 104 105 standard high school work approved by the 105a superintendent of public instruction are offered during the current year, only certificated teachers have been employed, teachers 107 **10**8 have been paid not less than the minimum legal 108a salaries. 109 and the other standards prescribed by this chapter have 110 been met. Districts that did not maintain high schools

during the year 1947-1948 shall not be eligible for pay-

ments unless they have at least an average enrollment of ten pupils in the ninth grade, ten pupils in the tenth

```
grade, ten pupils in the eleventh grade, and ten pupils
     in the twelfth grade during the preceding year. A
115
115a student
     who lives within twenty miles of another state or in a
116
117
     county bordering on another state and in a school district
     which has no high school, with the approval of the
118
118a county
     superintendent of schools, may attend a four year public
119
     high school in an adjoining state and high school tuition
120
121
     shall be paid from the fund to the district in which the
122
     high school which he attends is located in the amount of
123
     twelve dollars for each month such student attends the
124
     high school.
125
       SECTION 5. AMENDMENT.) Section 15-4015 of
125a the North
126 Dakota Revised Code of 1943 is hereby amended and
126a reenacted
127
     to read as follows:
128
       15-4015. APPLICATION FOR HIGH SCHOOL
128a TUITION;
     REPORT OF COUNTY SUPERINTENDENT OF
129
129a SCHOOLS; APPEAL.)
     Immediately upon the close of each semester, and in any
130
131
     event not later than February tenth and June thirtieth
131a of
132
     each school year, the principal or superintendent of each
     district claiming high school tuition under the provisions
133
     of this chapter shall file with the county superintendent
134
134a of
135
     schools a verified claim stating the name, residence, and
     number of weeks of attendance of, and number of
136
136a units of
137 high school work taken by, each (((nonresident)))
137a enrolled
138 high school student for whom tuition is claimed. Such
138a claim
139 shall be attested by the clerk or secretary of the
139a district.
     The county superintendent shall investigate the validity
140
140a of
141
     the claim and shall determine the residence and other
142
     qualifications of each student named in a claim filed
142a with
     him. He shall certify to the superintendent of public
143
     instruction on or before February twentieth or July
144
145
     twentieth, as the case may be, the number of
145a (((nonresident)))
     enrolled, high school students for which each district
146
146a in his
147 county is entitled to receive payment of high school
147a tuition.
148 At the same time, he shall give notice to any district the
     claim of which has been disallowed in whole or in part
149
149a and
150 shall state in such notice the name of any student for
150a whom
151 high school tuition has been disallowed. Any district
151a may
152 appeal to the superintendent of public instruction
152a from the
```

```
153 determination of the county superintendent of schools
     before August fifth in the year in which the determi-
154
155 nation is made. The superintendent of public instruction
156 may change or modify the determination of the county
156a super-
157 intendent if the evidence submitted by the district
157a warrants
158 a modification. The judgment of the superintendent of
     public instruction shall be final. Not later than March
twentieth for the first semester, or September first for
159
160
161
     the second semester, the superintendent of public
161a instruction
162
     shall certify to the state auditor a list of the school
163
     districts entitled to payment of high school tuition, to-
164
     gether with the amounts to which the several disricts are
165
     entitled.
166
        SECTION 6. AMENDMENT.) Section 15-4019 of
166a the North
167 Dakota Revised Code of 1943 is hereby amended and
167a reenacted
168 to read as follows:
                 (((COUNTY SUPERINTENDENT TO
       15-4019.
169
169a CERTIFY
170 FOR TEACHER-UNIT PAYMENT: DISTRICT MAY
170a APPEAL FROM
171 CERTIFICATION))) DETERMINATION OF SUMS
171a DUE COUNTY
172 EQUALIZATION FUNDS.) (((After the close of each
172a semester
173 or half year, and in any event not later than February
174 twentieth for the first semester and July twentieth for
174a the
175 second semester, the county superintendent of schools of
     each county shall certify to the superintendent of public
176
177
     instruction a list of all school districts in his county
178
     and the number of high school and grade school teacher-
178a units
179 maintained by each during the preceding semester or
179a half year,
180 and he shall notify each district as to the number of
180a teacher-
181 units so certified by him. Any district may appeal to the
182 superintendent of public instruction from the
182a determination
183 of the county superintendent on or before August fifth
183a of
184
     the year in which the determination is made. The super-
185
     intendent of public instruction may change or modify the
     certificate of the county superintendent of schools if the
186
187
     evidence submitted by the district warrants a modifi-
187a cation,
and his judgment thereon shall be final.))) On or before the first day of September of each year the county
189a super-
190 intendent of schools of each county shall submit to the
191 superintendent of public instruction a request for a
191a grant in
192 aid from the state equalization fund for the county
192a tuition
```

193 fund. The request shall be filed on forms furnished by

```
193a the
194 superintendent of public instruction and shall state the
194a full
195 amount of the elementary per pupil payments to be
195a made to
196
     each school district that has complied with the provisions
197
     of law relating to the county tuition fund. The
198
     superintendent of public instruction shall determine the
199
     amount of the grants in aid to which each county is
200
     entitled by subtracting from the full amount of the
201
     elementary per-pupil payments to be made in the county,
202
     the product of the taxable assessed valuation of property
203
     in the county multiplied by 9.5 mills. The balance will be
204
     the amount of aid to which the county is entitled.
205
        SECTION 7. AMENDMENT.) Section 15-4020 of
205a the
206 North Dakota Revised Code of 1943 is hereby amended
206a and
207
     reenacted to read as follows:
     15-4020. (((DISTRIBUTION OF TEACHER-UNIT PAYMENTS TO DISTRICTS: DUTY OF STATE
208
209
209a AUDITOR)))
210 DISTRIBUTION OF PAYMENTS TO COUNTY
210a EQUALIZATION
211 FUNDS; DUTY OF STATE AUDITOR.) (((Upon
211a receiving
212
     the certification of the county superintendent of schools,
213
     and in any event not later than March twentieth for the
     first half of the school year, or September first for the
214
215
     second half of the school year, the superintendent of
215a public
216
     instruction shall certify to the state auditor a list of
     all school districts in the state together with a statement
217
218
     as to the teacher-units maintained by each such district.
219
     The state auditor shall pay to each district, for the first
220
     half of the school year, one-half of the sum found to be
due to such district for teacher-unit payment under the
221
222
     provisions of this chapter and, for the second half of the
223
     school year, the remaining one-half of such sum.)))
223a Upon
224 receiving the certification of the county superintendent
225
     of schools, and in any event not later than November first
226
     of each school year, the superintendent of public in-
227
     struction shall certify to the state auditor a list of all
     county tuition funds in the state together with a state-
229
     ment of the payments due each fund. The state auditor
229a shall
230 pay to each such fund from the state equalization fund
230a the
231 sum found to be due under the provisions of this chapter.
232
       SECTION 8. AMENDMENT.) Section 15-4021 of
232a the North
233 Dakota Revised Code of 1943 is hereby amended and
233a reenacted
234 to read as follows:
235
       15-4021. METHOD OF MAKING PAYMENT FROM
235a FUND;
236 DUTY OF STATE AUDITOR; USE OF MONEYS
236a RESTRICTED.) The
237 state auditor shall make the payments provided for
```

```
237a in this
238 chapter for high school correspondence work, for
238a vocational
239 education in agriculture, home economics, and
239a distributive
240 occupations, and for occupational information and
240a guidance,
241 upon the receipt of the certificates therefor from the
241a state
242 board of higher education, and he shall make the
242a payments
243 from the emergency fund on the basis of need, (((and
243a the per
244 pupil payments,))) the high school tuition payments,
244a (((and
245 the teacher-unit payments))) and the payments to
245a county
246 equalization funds upon (((the))) receipt of the
246a certificates
247 therefor from the superintendent of public instruction.
248 Such payments shall be by the auditor's warrants
248a drawn upon
249 the fund and made payable to the respective school
249a districts,
250 schools or county auditors, as the case may be, or to the
251 county superintendent of schools, as directed by the
251a super-
252 intendent of public instruction. (((The auditor may
252a combine
253 into one warrant the payments due to any district
253a under the
254 several methods of distribution provided for in this
254a chapter,
255 or he may issue separate warrants for the payments
255a due under
256 such method. He shall send such warrants to the clerks
256a or
257 secretaries of the respective school districts or to the
     county superintendent of schools as directed by the
259
     superintendent of public instruction.))) If such warrants
260 are sent to the county superintendents, they shall
260a deliver
261 them to the school districts, (((clerks or secretaries)))
262
     schools, or county auditors within their respective
263
     counties. Each (((school district))) clerk, (((or)))
264
     secretary or other official shall make a record of each
     such warrant received by him and shall deliver such
265
266
     warrant to the treasurer. (((of the district, who
     shall deposit the same to the general fund of his district. The moneys received by a school district from
267
268
269
     the fund shall be available for use solely in the payment
     of the current expenses of the district.))) Such
270
271
     payments shall be deposited to the general fund of the
272
     school district or school or to the county tuition
273
     fund as the case may be.
274
        SECTION 9. AMENDMENT.) Section 15-4024 of
274a the
275 North Dakota Revised Code of 1943 is hereby amended
276 reenacted to read as follows:
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277
       15-4024. ORDER OF PAYMENT; LIMITATION BY
278
     LEGISLATIVE APPROPRIATIONS; FRACTIONAL
278a PAYMENTS.)
     The allocations made in this chapter shall be a first
280
     charge and claim upon and against all moneys
280a appropriated
281
     and coming to the fund. (((The distribution under
282
     each section of this chapter shall be limited to the
     amount appropriated for such purpose by the legislative
283
284
     assembly from time to time.))) Should the money in the
285
     fund be insufficient to pay all appropriations
285a therefrom,
     the basis of need appropriation provided from the emergency fund (((and the per pupil appropriation))) shall be paid in full if the full amount appropriated
286
287
288
289
     is required for such purposes, and such fractional
290
     payments as the moneys in the fund will permit shall be
291
     made for the other purposes specified. When fractional
292
     payments are made pursuant to this section, such
292a payments
293
     shall constitute full payment under this chapter. If
294
     the full amount of the appropriation made under any
295
     section of this chapter is not needed for such purpose,
296
     the unexpended balance may supplement any other
297
     appropriation made under a section of this chapter
298
     which has proved to be insufficient for the purpose
299
     specified.
300
       SECTION 10. REPEAL.) Section 15-4017 of the
     North Dakota Revised Code of 1943 and sections 15-4011,
301
     15-4012, and 15-4018 of the 1947 Supplement to the
302a North
303 Dakota Revised Code of 1943 are hereby repealed.
  And when so amended recommend the same do pass.
                          C. H. HOFSTRAND, Chairman.
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Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 15, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Mollet moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 15 be placed in General Orders, which motion was declared lost on a division vote.

The question was now on the original motion of Rep. Mollet that the report of the Committee on Industry and Business on House Bill No. 15 be adopted, which motion prevailed

Rep. Mollet moved that the vote by which the report of the Committee on Industry and Business on House Bill No. 15 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 123, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MOLLET, Vice-Chairman.

12 13

Rep. Bentz moved that the report be adopted.

Rep. Walster moved a substitute motion that House Bill No.

123 be placed in General Orders, which motion lost.

The question was now on the original motion of Rep. Bentz that the report of the Committee on Industry and Business be adopted, which motion prevailed.

Mr. Speaker: The majority of your Committee on Judiciary to whom was referred House Bill No. 171, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and in lieu thereof insert the following:

"For an Act relating to conditional sales contracts by which title is retained in the seller until payment has been made, providing for notice of default, time for redemption, sale of property in case of repossession, disposition of surplus in case of sale; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. In all cases where personal property 1a has

been sold under a conditional sales contract by which

the title is retained by the seller until payment is

made in full, before repossession by the seller the

following procedure shall be had: If the amount paid on

6 the purchase price is \$100.00 or more when default

occurs, repossession may be had by legal procedure or peaceable methods, but the purchaser shall be given at

least 20 days' notice in writing in which to make pay-9a ment of all

10 arrears, and upon such payment the contract shall be 11 reinstated.

SECTION 2. After notice has been given and the time has expired for payment of default payments,

the seller shall cause the property covered by the con-14 ditional sales contract to be sold at public sale upon 15

16

not less than 10 days' notice by publication at least

once in a newspaper of general circulation in the county 17 in which the property is situated. The place and time of sale shall be governed by the law relating to foreclosure

19 of chattel mortgages. The proceeds of the sale shall be 20 21 applied towards payment of the balance due under the 22

conditional sales contract together with the expenses of notice and sale, and the surplus, if any, shall be paid 23 to the purchaser.

24 SECTION 3. EMERGENCY.) This Act is hereby 24a declared

25 to be an emergency measure and shall be in full force 25a and

26 effect from and after its passage and approval. REP. ESTERBY

REP. ERICKSON

REP. COTE

REP. HAUGEN, Griggs-Steele

REP. FRANK REP. SNOW

REP. GRAHAM

REP. THOMPSON, Richland

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred House Bill No. 171, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SELLENS
REP. POWER
REP. BRICKNER
REP ANDERSON, Cass
REP. LEET
REP. McINNES
REP. WAHL

REP. GRAHAM, Chairman.

Rep. Thompson of Richland moved that the report of the majority of the Committee on Judiciary on House Bill No. 171 be adopted, which motion prevailed.

The Speaker announced that the report of the Committee on Judiciary on House Bill No. 171 will be considered in the sixth order of business.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 341

Was delivered to the Governor for his approval at the hour of 2:37 o'clock P. M., February 15, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 212, have had the same under consideration and recommend that the same be returned to the House without any recommendations from the Committee.

REP. BRAUN, Chairman.

Rep. Stair moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch moved that the House now recess subject to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

Rep. Bubel demanded a call of the House, which was granted. With 98 members present, Rep. Bubel moved that the Call of the House be dispensed with.

The Speaker announced that the House would be on the fifth order of business.

Rep. Fitch moved that House Bill No. 212 be Indefinitely Postponed.

Rep. Stair moved a substitute motion that House Bill No. 212 be placed on the calendar, which motion carried.

Mr. Speaker: The majority of your Committee on Industry and Business to whom was referred House Bill No. 267, have had the same under consideration and recommend that the same be amended as follows:

Correct the title as follows:

In Line 8 strike out the words "Expenditures Limited to from Fund" and the semi-colon following the same.

In Line 11 of the title strike out the words "Appropriations from Fund" and the semi-colon following the same.

In Line 19 of the Title strike out the words "Suspension of Driver's License" and the semi-colon following the same.

In Line 20 of the Title strike out the words "Penalty for Driving without Insurance" and the semi-colon following.

In Line 30 of the bill strike out the semi-colon following the word "employees" and the words "expenditures limited to appropriation".

In Line 41 strike out the comma following the word "duties" and insert the word "and" following the word "duties".

In Line 42 insert a period after the word "titles" and strike out the balance of line 42.

In Line 43 strike out the words "legislative appropriation" and the period following such words.

In Line 54 strike out the words "appropriation from fund" and the semi-colon following such words.

In Section 5 strike out Lines 60 to 67 inclusive, being all of lines 60, 61, 62, 63, 64, 65, 66, and 67, and strike out the words "from said surplus in installment payments" and the period following such words.

In Section 5 in Line 70 strike out the word "three" and insert in lieu thereof the word "one".

In Section 7 in Item 3, strike out Lines 98 to 118 inclusive, being Lines 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108. 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, inclusive, and insert in lieu thereof the following: "Public liability shall be in the amount of Ten Thousand Dollars, and Property damage insurance in the amount of Five Thousand Dollars. The premium paid for such insurance shall be in the amount of Five Dollars for each such policy."

In Section 15 in Line 185 strike out the balance of the line following the word "policy" being the words "suspension of driver's license; Penalty for Driving without Insurance" and insert the period after the word "policy" in Line 185.

In Section 15 strike out the balance of the section commencing with the line 190 to 201, inclusive, being Lines 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, and insert in lieu thereof the following:

"This Act shall become effective on January 1, 1950. Every applicant for motor vehicle license, at the time of making such application for such license, shall make application for the insurance herein provided, commencing with the application for such motor vehicle license for the year 1950. No license shall be issued to the owner of any motor vehicle before the insurance herein provided for is issued to such owner. For good cause the manager upon due notice and a hearing may cancel such policy of insurance".

In Section 17 in Line 211 strike out the comma after the word "owner" and strike out the words "operator and driver".

In Section 18, strike out the balance of the line following the period after the word "accident", and strike out all of Line 224 and all of Line 225.

Renumber the lines accordingly.

REP. RUDOLF REP. HAMMER REP. DEWING
REP. LINK
REP. HEGGE
REP. STAIR
REP. HELM
REP. BENSON
REP. MOLLET
REP. KJELGAARD
REP. BRAUN

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Mr. Speaker: The minority of your Committee on Industry and Business to whom was referred House Bill No. 267, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. FRISTAD
REP. BRADY
REP. BENTZ
REP. CALLAHAN
REP. FITCH
REP. NYGAARD
REP. ARNDT
REP. MOE
REP. KLEFSTAD

REP. BRAUN, Chairman.

Rep. Mollet moved that the report of the majority of the Committee on Industry and Business on House Bill No. 267 be adopted.

Rep. Fitch moved that the report of the minority of the Committee on Industry and Business on House Bill No. 267 be substituted for the report of the majority.

Rep. Fitch demanded a roll call, which was granted.

ROLL CALL

The question being on the motion of Rep. Fitch that the report of the minority of the Committee on Industry and Business on House Bill No. 267 be substituted for the report of the majority, the roll was called and there were ayes, 52; nays, 54; absent and not voting, 7.

Those voting in the affirmative were:

Allen Halcrow Nygaard Anderson, Cass Haugland Power Anderson, Richl'd Heimes Sailer Arndt Helling Saumur Baeverstad Hofstrand Sellens Baker Simenson Holand Bentz Johnson Skaar Brady Klefstad Smart Brickner Langley Sorlie Callahan Larsen Sticka Collette Laske Stormon, Ramsey Dalzell Lee Stormon, Rolette Einarson Wadeson Leet Ekren Luick Wahl Fitch McInnes Walster Fleck Wollitz Moe Fristad Murray Yirchott **Fuglestad**

Those voting in the negative were:

Hafner Rolfsrud Hammer Rudolf Anderson, Ransom Anderson, Schmidt Haugen. Griggs-Steele Eddy-Foster Schuler Benson Haugen, McLean Schwartz Braun Seibel Hegge **Bryans** Helm Siverson Bubel Kjelgaard Snow Kleppe Bymers Solberg Cote Langseth Starck Culver Larson Stevens Dewing Thompson, Richl'd Lillehaugen Thompson, McL'n Erickson Lindberg Welk Esterby Link Williams Frank Locken Freadhoff Maher Wolf Zurcher Graham Mcerke Gumeringer Mollett . Mr. Speaker Haedt Monson Absent and not voting:

Drawz Schade Wambheim Homelvig Stair Westby Leier

So the motion of Rep. Fitch was declared lost.

The question was then on the original motion of Rep. Mollet that the report of the majority of the Committee on Industry and Business on House Bill No. 267 be adopted, which motion prevailed and the report of the majority was declared adopted.

The Speaker announced that the report of the Committee on Industry and Business on House Bill No. 267 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 282, have had the same under consideration and recommend that the same be amended as fol-

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act to Amend and Reenact Sections 57-1524 and 57-1525 of the North Dakota Revised Code of 1943, Relating to County School Funds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- SECTION 1. AMENDMENT.) Section 57-1524 of 1a the
- 2 North Dakota Revised Code of 1943 is hereby amended 2a and

reenacted to read as follows:

57-1524. COUNTY (((ONE-HALF))) MILL LEVY FOR SCHOOLS.) The county auditor, at the time the 5

annual levy of taxes is made, shall levy a tax of (((one-half mill))) ten mills on the dollar on all taxable property in the county for apportionment to and use

9 by the school districts of the county as provided in

10 section 57-1525.

11 SECTION 2. AMENDMENT.) Section 57-1525 of 11a the

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12 North Dakota Revised Code of 1943 is hereby amended
12a and
   reenacted to read as follows:
13
      57-1525. COUNTY TUITION FUND; HOW
14
14a CONSTITUTED
    (((;APPORTIONMENT))).) The county tuition fund
15
15a shall
16
    consist of the taxes collected by virtue of the (((one-
17
    half))) ten mill levy made as provided by section 57-1524
    and the balance remaining from collections of the per
18
19
    capita school tax under the provisions of section 57-1523
20
    after the deductions made as provided in section 15-3923.
21
    (((The county superintendent of schools shall apportion
22
    such fund among the school districts in the county
    proportionately to the number of school children
23
24
    residing within the said school districts.))) Grants
25
    from the state equalization fund shall be converted into
26
    and become a part of the county tuition fund of each
    county.
SECTION 3. ELEMENTARY PER PUPIL
27
28
28a PAYMENTS:
29
    AMOUNT.) There shall be paid out of the county
29a tuition
30
    fund to the school districts of the county as elementary
31
    per pupil payments based on enrollment in such districts:
32
      1. To districts maintaining one room rural schools,
33
         if the district is composed of eighteen sections
34
         of land or less, the sum of eight hundred
35
         dollars for ten pupils or less in a school;
36
         To districts maintaining one room rural schools,
37
         if the district is composed of more than eighteen
38
         sections of land, the sum of twelve hundred dollars
39
         for ten pupils or less in a school;
         To districts receiving payments under subsections 1 and 2 of this section, seventy dollars for each
40
41
42
          pupil in excess of ten in a school; and
43
         To all other districts of the county, seventy
         dollars for each pupil.
44
    When an elementary school term in a district is one of
45
    less than nine months, elementary per pupil payments
46
46a shall
    be only such percentage of the full payment as the term
47
47a for
48
    which the school in such district actually was open bears
49 to a nine month term. Any balance remaining in the
49a county
50 tuition fund after making payments as provided in this
51
    section shall be divided among the school districts of the
52
    county according to the number of elementary pupils
52a enrol-
53
    led.
      SECTION 4. CREDIT FOR TUITION PAID BY
54
54a DISTRICT
    OF RESIDENCE.) A credit of seventy dollars shall be
56
    allowed against tuition charged by the district in which
57
    an elementary pupil is enrolled in all cases where the
    tuition for such pupil is paid by the district in which
58
59
    the pupil resides.
60
      SECTION 5. CERTIFICATES MADE TO
60a COUNTY
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61 SUPERINTENDENT OF SCHOOLS.) On or before
 61a July first
 62 of each year the clerk of each school district, shall
 63
     certify to the county superintendent of schools the
     number of bona fide elementary students who actually were enrolled in the district during the preceding
 64
 65
     school year and who attended school in such district for
 67
     ninety days or more during such year.

SECTION 6. COUNTY SUPERINTENDENT OF
 68
 68a SCHOOLS
 69 DETERMINE PAYMENTS: APPEALS.)
 69a county super-
 70 intendent of schools shall determine from the
 70a certificates
 71
     submitted to him by each school district or school, the
     elementary per pupil payments due each school district
or school. In determining the payments due, he shall
 72
 73
     make such investigation as he deems necessary. If a
 75
     payment is disallowed, in whole or in part, notice
 76
     thereof and the reason for disallowance shall be given
     to the district or school on or before August first.
 77
 78 Any district or school may appeal to the superintendent
     of public instruction from the determination of the
 79
     county superintendent of schools on or before August
 81 fifteenth in the year in which the determination is
 81a made.
 82
     The superintendent of public instruction may change or
     modify the determination of the county superintendent
 83a if
 84 the evidence submitted by the district or school
 84a warrants
 85 a modification. The decision of the superintendent of
     public instruction shall be final.
SECTION 7. PAYMENT TO SCHOOLS AND
 86
 87
 87a SCHOOL
 88 DISTRICTS.) Not later than December first the
     county superintendent of schools shall certify to the
 90
     county auditor a list of the school districts or schools
 91
     entitled to elementary per pupil payments together with
     the amounts to which the several districts or schools are entitled. The county auditor shall pay one-half
 92
 93
 94
     of the amount due to each district or school upon
 95
     receiving such certificate, and shall pay the balance
     due on or before May fifteenth of each year. Payments
 96
 97
     shall be made by auditor's warrants drawn upon the
97a county
     tuition fund to the respective school districts or
 98
 99
     schools. The payments shall be deposited in the general
     fund of the district or school.
100
        SECTION 8.
                       DISTRICTS IN MORE THAN ONE
101
     COUNTY.) If a school district embraces land in
102
103
     more than one county, the county superintendent of
     schools of the county in which the largest portion of the
104
     area of the school district is located shall determine
105
106
     the elementary per pupil payments for such district and
107
     shall certify to the auditor of each county the amount
108
     to be paid by such county which shall be in the same
109
     ratio as the number of pupils of the school district
110
     residing in such county bears to the total number of
111
     pupils of the district.
```

```
SECTION 9. SUPERINTENDENT OF PUBLIC
112a INSTRUCTION:
113 RULE MAKING POWER; PREPARATION OF 113a BLANK FORMS.) The
114 superintendent of public instruction may make such rules
     and regulations covering certification to the county
115
     superintendents of schools of the information and
116a evidence
     required by the provisions of this Act and governing
117
     appeals from decisions of the county superintendents of
118
     schools as may be necessary. He shall prepare and
119
120
     distribute to the county superintendent of schools blank
121
     forms for the certificates from schools or school districts
122
     to the county superintendent.
SECTION 10. FRACTIONAL PAYMENTS.)
123
124
     allocations made in this Act shall be the sole charge and
125
     claim upon and against all moneys coming into the
125a county
     tuition fund. Should the money in the fund be insu-
126
     fficient to make all payments, the payments to the
127
128
     various school districts or schools shall be prorated on
129
     a fractional basis. When fractional payments are made,
     additional payments may be made from time to time as
131
     sufficient moneys come into such fund, so as to make
131a full
132 payments under this Act.
133
       SECTION 11. PENALTY FOR FALSE REPORT.)
133a Any
134 school official who shall falsify any report in connection
135
     with the administration of the county tuition fund shall
```

And when so amended recommend the same do pass.

136 be guilty of a misdemeaner.

REP. HOFSTRAND, Chairman.

Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 282 will be considered in the sixth order of business.

Mr. Speaker: An equal number of your Committee on General Affairs to whom was referred House Bill No. 288, have had the same under consideration and recommend that the same be amended as follows:

In Line 26 change the semicolon to a comma and add the following language. "and shall have passed an examination before the state electrical board based upon the national R. E. A. electrical wiring code as it applies to farmstead wiring".

In Line 34 strike out the words "public utilities" and insert in lieu thereof the following words, "master licensed electricians, licensed journeyman electricians, licensed motion picture operator, and in Line 42 after the word "large" delete the period and insert in lieu there the words "who shall be a farmer".

In Line 74 delete the word "sixty" and insert in lieu thereof the word "fifteen".

In line 76 delete the comma and insert the following words, "in municipalities having ordinances requiring such inspection".

Renumber the lines correctly, beginning with line 35.

REP. WAMBHEIM

REP. POWER REP. SAILER REP. LEET REP. STICKA

REP. DRAWZ REP. HAUGEN, McLean REP. MAHER

REP. ZURCHER

And when so amended recommend the same do pass. REP. WELK, Chairman.

Mr. Speaker: An equal number of your Committee on General Affairs to whom was referred House Bill No. 288, have had the same under consideration and recommend that the same be indefinitely postponed.
REP. LANGSETH

REP. WELK REP. BRYANS REP. SEIBEL

REP. MOERKE REP. ANDERSON, Eddy-Foster REP. ESTERBY

REP. COTE REP. WILLIAMS

REP. WELK, Chairman.

Rep. Bubel moved that the report of the members of the Committee on General Affairs to indefinitely postpone House Bill No. 288, be adopted.

Rep. Stormon of Ramsey moved a substitute motion that the report of the members of the Committee on General Affairs to amend House Bill No. 288 be adopted, which motion prevailed.

The Speaker announced that the report of the Committee on General Affairs on House Bill No. 288 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 303, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 325, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 340, have had the same under consideration and recommend that the same be amended as fol-

In line 9 strike out the word "and" and insert in lieu thereof the word "or".

And when so amended recommend the same do pass. REP. HOFSTRAND, Chairman.

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on House Bill No. 340 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 4, have had the same under consideration and recommend that the same be indefinitely postponed:

REP. HOFSTRAND, Chairman. Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Resolution "D", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman. Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 15, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 239

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

W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

CONSIDERATION OF MESSAGE FROM THE SENATE

Rep. Bubel moved that Senate Bill No. 239 be placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 239. A Bill for an Act to Amend and Reenact Section 57-2009 of the North Dakota Revised Code of 1943 Relating to Discount for Early Payment of 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, 96 nays, 0; absent and not voting, 17.

Those voting in the affirmative were: Acheson Halcrow Rudolf Allen Hammer Sailer Anderson, Cass Haugen, Saumur Griggs-Steele Anderson, Ransom Schmidt Anderson, Haugen, McLean Schuler Eddy-Foster Haugland Schwartz Anderson, Richl'd Seibel Hegge Arndt Heimes Sellens Baeverstad Helm Simenson Benson Hofstrand Siverson Bentz Holand Smart Brickner Johnson Snow Bryans Kjelgaard Solberg Bubel Klefstad Sorlie Callahan Kleppe Stair Collette Langley Starck Cote Larsen Stevens

Dalzell Larson Sticka Dewing Laske Stormon, Ramsey Drawz Lee Stormon, Rolette Thompson, Richl'd Leet Einarson Ekren Lillehaugen Wadeson Wahl Esterby Lindberg Fitch Link Wambheim Fleck Locken Welk Frank Luick Westby Freadhoff Williams McInnes Fristad Moe Wolf Wollitz Fuglestad Moerke Graham Monson Yirchott Gumeringer Nygaard Zurcher Haedt Power Mr. Speaker Hafner Rolfsrud

Absent and not voting:

Baker Helling Murray Brady Homelvig Schade Braun Langseth Skaar Thompson, McL'n **Bymers** Leier Culver Maher Walster Erickson Mollett

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

Rep. Brickner 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 TO THE SENATE

House Chamber Bismarck, February 15, 1949

Mr. President: I have the honor to return:

Senate Bill No. 239

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-THIRD DAY

Bismarck, February 15, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Alfred Setnes of Hatton, North Dakota.

The roll was called and all members were present except Reps. Homelvig, Kjelgaard, Langseth, Leier, Maher and Schade.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fortieth day after recess and Forty-Second day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 15, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 239

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

W. J. TROUT, Secretary.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 7:30 p. m., which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 239 House Bill No. 13 House Bill No. 31

House Bill No. 60

House Bill No. 72

House Bill No. 75 House Bill No. 114

House Bill No. 232

House Bill No. 289

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 15, 1949

Mr. President: I have the honor to return:

Senate Bill No. 239

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

And the House stood recessed until 7:30 p. m., pursuant to the motion of Rep. Bubel.

The House reconvened at 7:30 p. m. with Speaker Levin presiding.

Rep. Lillehaugen requested that the House be on the eighth order of business, which request was granted.

Rep. Lillehaugen moved that the courtesy of the floor be extended to Mr. J. W. Matejcek, county commissioner from Walsh County, which motion prevailed. Mr. Matejcek is also a member of the State Welfare Board.

The Speaker announced that the House would be on the fourteenth order of business.

GENERAL ORDERS

Rep. 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 Rep. 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. 298 and recommend that the same be indefinitely postponed.

And

House Bill No. 299 and recommend that the same be indefinitely postponed.

And

House Bill No. 306 and recommend that the same be amended as follows:

In line 8 of the title, strike out the comma between the words "construction" and "reconstruction" and insert the word "and". Strike out the comma after the word "reconstruction".

In line 9 of the title, strike out the words "improvement and maintenance" and after the word "of" insert the word "secondary".

In line 44 of the Bill, delete the comma after the word "con-

struction" and insert the word "and".

In line 45 of the Bill, delete the comma after the word "reconstruction" and strike out the words "maintenance or repair". After the word "of" insert the word "secondary".

And when so amended, recommend the same do pass.

And

House Bill No. 310 and recommend that the same be amended as follows:

Strike out all of Line 10.

In Line 11 strike out the words "operating a motor vehicle within this state" and the comma after the word "state".

In Line 13 strike out the words "if in the judgment of the commissioner" and the commas after the word "if" and after "commissioner", and insert a comma after the word "accident".

Strike out all of lines 14 and 15.

In Line 16 strike out the bracket in front of the word "and", at the beginning of the line.

In Line 17 strike out the bracket at the end of the line after the word "state".

Following subdivision 4, at Line 52, insert a new section numbered "5" as follows:

"5. To the owner of a motor vehicle if at the time of the accident such owner was not the driver of the motor vehicle".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

And

House Bill No. 336 and recommend that the same be amended as follows:

In line 1 and 2 of the title, after the word "of", strike the words "windshields, and tops for windshields cleaning device"

Strike all of Section 1.

·Renumber the sections and lines accordingly.

And when so amended recommend the same do pass.

And House Bill No. 283, and recommend that the same be indefinitely postponed.

B. J.WOLF, Chairman, Committee of the Whole

Rep. Lillehaugen moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was adopted.

Rep. Bymers requested that the House be on the eighth order of business, which request was granted.

Rep. Bymers moved that House Bill No. 251 be referred to General Orders, which motion prevailed.

Rep. Bubel moved that the amendments proposed by Rep. Bymers on House Bill No. 251 be printed in the House Journal before they are placed in General Orders, which motion prevailed.

Amendments to House Bill No. 251 as proposed by Rep. Bymers:

In line 19, at the end of the bill, strike out the period and add the following language: "provided, however, that no drawee bank may make any such exchange charge except with the consent of and pursuant to a written agreement with the person charged."

The Speaker announced that the House would be on the tenth order of business.

The following House Bills and a Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 231. A Bill for an Act Reappropriating Any Unused Funds Previously Appropriated for the Veterans' Emergency Fund.

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:	
Acheson	Halcrow	Power
Anderson, Cass	Hammer	Rolfsrud
Anderson, Ransom	Haugen,	Sailer
Anderson	Griggs-Steele	Saumur
Eddy-Foster	Haugen, McLean	Schade
Arndt	Haugland	Schmidt
Baeverstad	Hegge	Schuler
Baker	Heimes	Schwartz
Benson	Helling	Seibel
Bentz	Helm	Simenson
Braun	Hofstrand	Siverson
Brickner	Holand	Skaar
Bryans	Homelvig	Smart
Bubel	Johnson	Snow
Bymers	Kjelgaard	Solberg
Callahan	Klefstad	Stair
Collette	Kleppe .	Starck
Cote	Langley	Stevens
Culver	Langseth	Sticka
Dalzell	Larson	Stormon, Ramsey
Dewing	Laske	Stormon, Rolette
Drawz	Lee	Thompson, Richl'd
Einarson	Leet	Thompson, McL'n
Ekren	Leier	Wadeson
Erickson	Lillehaugen	Wahl
Esterby	Lindberg	Walster
Fitch	Link	Welk
Fleck	Locken	Westby
Frank	Luick	Williams
Freadhoff	Maher	Wolf
r readilorr	Maner	44 017

Fristad Moerke Wollitz
Gumeringer Mollett Yirchott
Haedt Monson Zurcher
Hafner Nygaard Mr. Speaker

Absent and not voting:

Allen Larsen Rudolf
Anderson, Richl'd McInnes Sellens
Brady Moe Sorlie
Fuglestad Murray Wambheim
Graham

So the bill was declared passed and the title agreed to.

House Bill No. 339. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Postage, Supplies, Printing, Furniture and Fixtures Fund of the Tax Commissioner, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Acheson Haedt Power ' Allen Hafner Rolfsrud Halcrow Rudolf Anderson, Cass Anderson, Ransom Hammer Sailer Haugen, Anderson Schade Eddy-Foster Griggs-Steele Schmidt Arndt Haugland Schuler Baeverstad Haugen, McLean Schwaitz Baker Hegge Seibel Benson Heimes Simenson Bentz Hofstrand Siverson Braun Holand Skaar Brickner Homelvig Smart Bryans Johnson Snow Bubel Kjelgaard Solberg Klefstad Stair **Bymers** Callahan Starck Kleppe Collette Langley Stevens Sticka Cote Langseth Culver Larson Stormon, Ramsey

Dalzell Laske Stormon, Rolette Dewing Lee Thompson, McL'n Drawz Wadeson Leet Wahl Einarson Leier Walster Ekren Lillehaugen Erickson Lindberg Welk Esterby Link Westby Williams Fitch Locken Wolf Fleck Luick Wollitz Freadhoff Moerke Mollett Fristad Yirchott **Fuglestad** Monson Zurcher Mr. Speaker Graham Nygaard

Gumeringer

Those voting in the negative were:

Frank Helm Thompson, Richl'd

Helling

Absent and not voting:

Anderson, Richl'd McInnes Sellens

Brady Moe Sorlie Larsen Murray Wambheim Maher Saumur

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

House Bill No. 256. A Bill for an Act to Amend and Reenact Section 10-0403 of the 1947 Supplement to the North Dakota Revised Code of 1943, Defining Securities Exempted From the Provisions of Chapter 10-04 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 10; absent and not voting, 15.

Those voting in the affirmative were: Rolfsrud Acheson Haugen, Griggs-Steele Rudolf Anderson, Ransom Haugen, McLean Sailer Baeverstad Baker Haugland Saumur Benson Hegge Schade Bentz Heimes Schmidt Schuler Helling Braun Brickner Helm Schwartz Bryans Hofstrand Seibel Bubel Holand Siverson **Bymers** Homelvig Skaar Callahan Johnson **Smart** Kjelgaard Snow Collette Solberg Cote Klefstad Dalzell Kleppe Stair Dewing Langley Stevens Sticka Einarson Langseth Ekren Larson Stormon, Ramsey Stormon, Rolette Erickson Lee. Esterby Leier Thompson, Richl'd Fitch Lindberg Thompson, McL'n Fleck Wadeson Link Frank Locken Wahl Welk Freadhoff Luick Fuglestad Maher Westby Wolf Graham Moerke Mollett Yirchott Gumeringer Zurcher Haedt Monson Nygaard Mr. Speaker Halcrow Power Hammer Those voting in the negative were: Anderson, Cass Drawz Lillehaugen Anderson, Fristad Simenson Eddy-Foster Laske Williams Arndt tae.T Absent and not voting: Sorlie Allen Larsen Anderson, Richl'd McInnes Starck Walster Brady Moe Culver Murray Wambheim Hafner Sellens Wollitz

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

Rep. Maher moved that the vote by which House Bill No.

256 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 273. A Bill for an Act Authorizing the Creation, Establishment and Operation of Investment Trust Banks in the State of North Dakota, Providing for the Supervision Thereof by the State Examiner, and Regulating the Business To Be Conducted by Such Banks.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 54; nays, 44; absent and not voting, 15.

Inose voting in the	affirmative were:	•
Anderson, Cass	Halcrow	Nygaard
Arndt	Hammer	Sailer
Baker	Haugen,	Saumur
Brady	Griggs-Steele	Simenson
Braun	Haugland	Siverson
Brickner	Hofstrand	Skaar
Bymers	Holand	Smart
Collette	Johnson	Stair
Culver	Kjelgaard	Stormon, Ramsey
Dalzell	Klefstad	Stormon, Rolette
Dewing	Langley	Wahl
Ekren	Laske	Walster
Erickson	Lee	Westby
Esterby	Leet	Williams
Fitch	Leier	Wolf
Fleck	Lillehaugen	Yirchott
Fristad	Luick	Zurcher
Fuglestad	Maher	Mr. Speaker
Graham	Maner	MI. Speaker
Those voting in th	e negative were:	M
Acheson	Haedt	Monson
Allen	Hafner	Power Rudolf
Anderson, Ransom		RIIMOIT
	Haugen, McLean	
Anderson,	Hegge	Schmidt
Anderson, Eddy-Foster	Hegge Helling	Schmidt Schuler
Anderson, Eddy-Foster Baeverstad	Hegge Helling Helm	Schmidt Schuler Schwartz
Anderson, Eddy-Foster Baeverstad Benson	Hegge Helling Helm Homelvig	Schmid t Schuler Schwartz Seibel
Anderson, Eddy-Foster Baeverstad Benson Bentz	Hegge Helling Helm Homelvig Kleppe	Schmid t Schuler Schwartz Seibel Starck
Anderson, Eddy-Foster Baeverstad Benson Bentz R-vans	Hegge Helling Helm Homelvig Kleppe Langseth	Schmidt Schuler Schwartz Seibel Starck Stevens
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel	Hegge Helling Helm Homelvig Kleppe Langseth Larson	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd
Anderson, Eddy-Foster Baeverstad Benson Bentz Rrvans Buhel Callahan Cote	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan Cote Frank	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan Cote Frank Freadhoff	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson Welk
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan Cote Frank	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan Cote Frank Freadhoff	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson Welk Wollitz
Anderson, Eddy-Foster Baeverstad Benson Bentz Revans Buhel Callahan Cote Frank Freadhoff Gumeringer Absent and not vot	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson Welk
Anderson, Eddy-Foster Baeverstad Benson Bentz R-vans Buhel Callahan Cate Frank Freadhoff Gumeringer	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett ing:	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson Welk Wollitz
Anderson, Eddy-Foster Baeverstad Benson Bentz Rrvans Buhel Callahan Cote Frank Freadhoff Gumeringer Absent and not vot Anderson, Richl'd Drawz	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett ing: McInnes Moe	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompson, Richl'd Thompson, McL'n Wadeson Welk Wollitz Sellens Snow
Anderson, Eddy-Foster Baeverstad Benson Bentz Rrvans Buhel Callahan Cate Frank Freadhoff Gumeringer Absent and not vot Anderson, Richl'd Drawz Finarson	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett ing: McInnes	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompsen, Richl'd Thompsen, McL'n Wadeson Welk Wollitz Sellens
Anderson, Eddy-Foster Baeverstad Benson Bentz Rrvans Buhel Callahan Cote Frank Freadhoff Gumeringer Absent and not vot Anderson, Richl'd Drawz	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett ing: McInnes Moe Murray Rolfsrud	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompsen, Richl'd Thompson, McL'n Wadeson Welk Wollitz Sellens Snow Solberg
Anderson, Eddy-Foster Baeverstad Benson Bentz Rrvans Buhel Callahan Cate Frank Freadhoff Gumeringer Absent and not vot Anderson, Richl'd Drawz Einarson Heimes Larsen	Hegge Helling Helm Homelvig Kleppe Langseth Larson Lindberg Link Locken Moerke Mollett ing: McInnes Moe Murray	Schmidt Schuler Schwartz Seibel Starck Stevens Sticka Thompsen, Richl'd Thompson, McL'n Wadeson Welk Wollitz Sellens Snow Solherg Sorlie Wambheim

Ren Fitch: "Mr. Speaker, I wish to serve notice of reconsideration."

House Bill No. 279. A Bill for an Act to Amend and

Reenact Subsection 5 of Section 23-0603 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Duty of Counties to Bury Deceased Persons.

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:

Power Acheson Hafner Rolfsrud Allen Halcrow Anderson, Cass Hammer Rudolf Anderson, Ransom Haugen, Sailer Anderson, Griggs-Steele Saumur Eddy-Foster Haugen, McLean Schade Arndt Haugland Schmidt Baeverstad Schuler Hegge Baker Heimes Schwartz Helling Benson Seibel Bentz Helm Simenson Hofstrand Brady Siverson Braun Holand Skaar Brickner Homelvig Smart Bryans Johnson Snow Bubel Kjelgaard Solberg Bymers Klefstad Stair Callahan Kleppe Starck Collette Langley **Stevens** Cote Langseth Sticka Dalzell Larson Stormon, Ramsey Dewing Laske Stormon, Rolette Thompson, Richl'd Drawz Lee Einarson Leet Thompson, McL'n Ekren Wadeson Leier Erickson Lillehaugen Wahl Esterby Lindberg Walster Fitch Link Welk Fleck Locken Westby Williams Frank Luick Freadhoff Maher Wolf Fristad Wollitz Moerke Fuglestad Mollett Yirchott Graham Monson Zurcher Gumeringer Nygaard Mr. Speaker Haedt

Absent and not voting:

Anderson,Richl'd McInnes Sellens
Culver Moe Sorlie
Larsen Murray Wambheim

So the bill was declared passed as amended and the title was agreed to.

House Bill No. 327. A Bill for an Act to Amend Section 6-0121 of the North Dakota Revised Code of 1943, Relating to Examinations by the State Examiner.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 103; nays, 0; absent and not voting, 10.

Nygaard

Zurcher

Mr. Speaker

Acheson

Those voting in the affirmative were:

Haedt

Hafner Rolfsrud Allen Anderson, Case Halcrow Rudolf Anderson, Ransom Hammer Sailer Saumur **Anderson** Haugen, Griggs-Steele Eddy-Foster Schade Haugen, McLean Schmidt Arndt Haugland Baeverstad Schuler Baker Schwartz Hegge Seibel Benson Heimes Helling Bentz Simenson Brady. Helm Siverson Hofstrand Skaar Braun Brickner Holand Smart Bryans Homelvig Snow Solberg Bubel Johnson **Bymers** Kielgaard Stair Klefstad Starck Callahan Collette Kleppe Stevens Sticka Cote Langley Dalzell Stormon, Ramsey Langseth Dewing Stormon, Rolette Larson Thompson, Richl'd Laske Drawz Einarson Lee Thompson, McL'n Ekren Leet Wadeson Erickson Leier Wahl Lillehaugen Walster Esterby Lindberg Welk Fitch Westby Fleck Link Locken Williams Frank Freadhoff Luick Wolf Wollitz Fristad Maher **Fuglestad** Moerke Yirchott

Absent and not voting:

Graham

Gumeringer

Anderson, Richl'd Moe Sellens
Culver Murray Sorlie
Larsen Power Wambheim
McInnes

Mollett

Monson

So the bill was declared passed as amended and the title was agreed to.

House Concurrent Resolution "M". A Concurrent Resolution in Regard to the Sale of Certain Comic Books.

Rep. Bubel moved that House Concurrent Resolution "M" be adopted, which motion prevailed and the Concurrent Resolution was declared adopted.

House Bill No. 309. A Bill for an Act to Amend and Reenact Section 43-1813 of the North Dakota Revised Code of 1943, Relating to Licenses for Plumbers.

Rep. Johnson moved that further action on House Bill No. 309 be deferred until Wednesday, February 16, 1949, which motion prevailed.

Rep. Bubel moved that the House do now recess until 1:00 p. m. Wednesday, February 16, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FORTY-THIRD DAY AFTER RECESS AND FORTY-FOURTH DAY

Bismarck, February 16, 1949

The House reconvened at 1:00 p. m. pursuant to recess taken, with Speaker Levin presiding.

Rep. Baker requested that the House be on the eighth order of business, which request was granted.

Rep. Baker moved that the rules be suspended for the purpose of introducing a bill, which motion prevailed.

Rep. Fitch moved that the House reconsider the action by which House Bill No. 273 was lost, which motion prevailed.

Rep. Fitch moved that House Bill No. 273 be placed on the calendar, which motion prevailed.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 306 House Bill No. 310 House Bill No. 336

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 76 House Bill No. 235

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 16, 1949

Mr. President: I have the honor to transmit:

House Bill No. 202 House Bill No. 211 House Bill No. 218 House Bill No. 228 House Bill No. 272 House Bill No. 256

House Bill No. 331

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

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the ninth order of business.

FIRST READING OF HOUSE BILL

Rep. Baker introduced:

House Bill No. 347. A Bill for an Act Authorizing and Relating to Contracts by Cities for the Purchase and Installation of Water Treatment Plants and the Financing Thereof Out of the Net Earnings of Such Plants, and Declaring an Emergency.

Was read the first time.

Rep. Baker moved that the rules be suspended and House Bill No. 347 be placed in General Orders, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Solberg and Stormon of Rolette introduced:

House Concurrent Resolution "W." A Concurrent Resolution Memorializing the Congress of the United States to Enact H.R. 2369 Authorizing an Appropriation for the Completion of the International Peace Garden.

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

Reps. Fitch and Sailer introduced:

House Concurrent Resolution "X." A Concurrent Resolution Declaring the Policy of the State of North Dakota in Regard to Promoting the Growth and Development of the

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

SIXTH ORDER OF BUSINESS

Rep. Bubel moved that House Bill No. 5 be placed in General Orders, which motion prevailed.

Rep. Johnson moved that the amendments on House Bill No. 163 as recommended by the Committee on Finance and Taxation and printed in the House Journal on page 648 be adopted, which motion prevailed.

Rep. Johnson moved that House Bill No. 163 be placed in General Orders, which motion prevailed.

Rep. Graham moved that the amendments on House Bill No. 171 as recommended by the Committee on Judiciary and printed in the House Journal on page 664 be adopted, which motion prevailed.

Rep. Thompson of Richland moved that the amendments on House Bill No. 208 as recommended by the Committee on Labor Relations and printed in the House Journal on page 649 be adopted, which motion prevailed.

Rep. Holand moved that the amendments on House Bill No. 226 as recommended by the Committee on Political Subdivisions and printed in the House Journal on page 649 be adopted, which motion prevailed.

Rep. Brickner moved that House Bill No. 226 be placed in General Orders, which motion lost.

Rep. Graham moved that the amendments on House Bill No. 241 as recommended by the Committee on Judiciary and printed in the House Journal on page 651 be adopted, which motion prevailed.

Rep. Smart moved that the amendments on House Bill No. 258 as recommended by the Committee on Judiciary and printed in the House Journal on page 651 be adopted, which motion prevailed.

Rep. Wolf moved that House Bill No. 258 be placed in General Orders, which motion prevailed.

Rep. Link moved that the amendments on House Bill No. 264 as recommended by the Committee on Education and printed in the House Journal on page 651 be adopted, which motion prevailed.

Rep. Braun moved that the amendments on House Bill No. 267 as recommended by the Committee on Industry and Business and printed in the House Journal on page 665 be adopted, which motion prevailed.

Rep. Sticka moved that the amendments on House Bill No. 271 as recommended by the Committee on Education and printed in the House Journal on page 652 be adopted, which motion prevailed.

Rep. Hofstrand asked the unanimous consent of the House to correct House Bill No. 282 in the original bill, in line 25, change the word "covered" to "converted", which unanimous consent was given and the correction was ordered.

Rep. Hofstrand moved that the amendments on House Bill No. 282 as recommended by the Committee on Education and printed in the House Journal on page 668 be adopted, which motion prevailed.

Rep. Sailer moved that the amendments on House Bill No. 288 as recommended by the Committee on General Affairs and printed in the House Journal on page 671 be adopted, which motion prevailed.

Rep. Holand moved that the amendments on House Bill No. 335 as recommended by the Committee on Judiciary and printed in the House Journal on page 653 be adopted, which motion prevailed.

Rep. Seibel moved that the amendments on House Bill No. 340 as recommended by the Committee on Education and printed in the House Journal on page 672 be adopted, which motion prevailed.

Rep. Fitch requested that the House be on the eighth order of business, which request was granted.

Rep. Fitch moved that further consideration of House Bill No. 267 be Indefinitely Postponed, which motion prevailed.

Rep. Fitch moved that the action by which House Bill No. 267 was Indefinitely Postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fitch moved that further consideration of House Bill No. 212 be Indefinitely Postponed.

Rep. Thompson of Richland demanded a roll call, which was granted.

ROLL CALL

The question being on the motion of Rep. Fitch that further consideration of House Bill No. 212 be Indefinitely Postponed, the roll was called and there were ayes, 68; nays, 37; absent and not voting, 8.

Those voting in the affirmative were:

Allen	Halcrow	Rudolf
Anderson, Cass	Haugland	Sailer
Anderson	Hegge	Saumur
Eddy-Foster	Heimes	Schuler
Anderson, Richl'd	Hofstrand	Schwartz
Arndt	Holand	Sellens
Baeverstad	Homelvig	Simenson
Baker	Johnson	Siverson
Bentz	Klefstad	Skaar
Brady	Langley	Smart
Braun	Langseth	Sorlie
Brickner	Larsen	Sticka
Bubel	Laske	Stormon, Ramsey
Callah an	Lee	Stormon, Rolette
Collette	Leet	Wahl
Culver	Leier	Walster
Dalzell	Link	Wambheim
Einarson	Luick	Welk
Ekren	McInnes	Williams
Esterby	Moe	Wolf
Fitch	Murray	Wollitz
Fristad	Nygaard	Yirchott
Fuglestad	Power	· Zurcher

Those voting in the negative were:

Acheson	Hammer	Moerke ´
Anderson, Ransom	Haugen,	Mollett
Benson	Griggs-Steele	Monson.
Bymers	Haugen, McLean	Schade
Cote	Helling	Schmidt
Dewing	Helm	Seibel .
Erickson	Kjelgaard	Solberg
Frank	Kleppe	Starck
Freadhoff	Larson	Stevens
Graham	Lillehaugen	Thompson, Richl'd
Gumeringer	Lindberg	Thompson, McL'n
Haedt	Locken	Wadeson

Hafner Maher

Absent and not voting:

Bryans Rolfsrud Westby
Drawz Snow Mr. Speaker
Fleck Stair

So the motion of Rep. Fitch was declared carried.

Rep. Fitch moved that the action by which House Bill No. 212 was Indefinitely Postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Baker moved that further consideration of House Bill No. 226 be Indefinitely Postponed, which motion was declared lost on a voice vote.

Rep. Graham moved that the House reconsider the action by which the amendments on House Bill No. 241 were adopted, which motion prevailed.

Rep. Graham moved that House Bill No. 241 be placed in General Orders, which motion prevailed.

GENERAL ORDERS

Rep. Bubel 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 Rep. Bubel 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. 251 and recommend the same be amended as follows:

In line 7, after the word "check" and the semi-colon, strike the rest of the line, all of line 8 and line nine through the word "dollars" and the comma.

And when so amended recommend the same do pass.

And

House Bill No. 307 and recommend that the same be amended as follows:

In line 5 strike out the brackets around the word "may" and strike out the word "shall".

In line 31 strike out the period after "fund".

In line 32 strike out the words "or abrupt turns".

In line 33 strike out the words "or turn".

In line 34 strike out the words "or turn".

After line 35 add the words, "A dead end road shall be considered as a road which turns abruptly and where there is no road continuing straight ahead".

Renumber the lines accordingly.

And when so amended, recommend the same do pass.

And

House Concurrent Resolution "V" and recommend that the same be Indefinitely Postponed.

And

House Bill No. 347 and recommend that same do pass.

And

House Bill No. 5 and recommend that the same be amended as follows:

In lines 172, 210A and 246 of the amended bill, as printed in the House Journal on pages 656 to 663, change the word "equalization" to "tuition".

And when so amended, recommend the same do pass.

And

House Bill No. 163 and recommend that the same be amended as follows:

In Section 6 strike out lines 189, 190, 191, 192, 193, 194, 195, 196 and 197, and insert in lieu thereof the following:

"In adding such tax to the price or charge, retailers shall adopt the following bracket system for the application of the tax:

\$0.01 to \$0.34	4	No ta	LX
.35 to .65	5	1c ts	X
.66 to 1.24	4	2c ta	X
1.25 to 1.74	4	3c ts	X
1.75 to 2.24	4	4c ta	X
2.25 to 2.74	4	5c ta	X
2.75 to 3.24	4	6c ta	X
3.25 to 3.74	4		X
3.75 to 4.24			X
4.25 to 4.74	4	9c ta	X
4.75 to 5.24			X
5.25 to 5.74	4	11c ta	X
5.75 to 6.24	4	12c ta	X
6.25 to 6.74	4	13c te	X
6.75 to 7.24			X
7.25 to 7.74	4	15c ts	X
7.75 to 8.24			X
8.25 to 8.74	4	17c ta	X
8.75 to 9.24	4	18c ta	1X
9.25 to 9.74	4		
9.75 to 10.24	4	20c ts	1X
Each addition	nal 50c	1c additional ts	X

Renumber the lines accordingly.

Rep. Brickner moved that the House now recess for twenty minutes, which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess and the presiding officer, Rep. Bubel, announced that the House would continue with the consideration of House Bill No. 163 in General Orders.

And the Committee of the Whole recommended House Bill No. 163 for passage as amended by the standing committee.

And

House Bill No. 258 be amended as follows:

In line 23 strike out the words "Within thirty days after the appointment". Strike out all of lines 24, 25, 26, 27, 28, 29 and insert in lieu thereof the following: "At least thirty days before the time for filing claims expires, the executor or administrator, in addition to the published notice, shall mail a copy of such notice to creditors to all persons known to or ascertained by such representative to have furnished medical care and services to the deceased during the last year of his life. Provided, however, there shall be no liability on the part of any representative for failure to mail any such creditor a copy of said notice".

Renumber the lines accordingly.

And when so amended, recommend the same do pass.

And House Bill No. 241 and recommend that the same be amended as follows:

In Line 18 strike out everything after the word "quorum".

Strike out all of lines 19, 20, 21 and insert in lieu thereof the following:

"In an association of more than fifty members, twenty-five members present shall constitute a quorum. Where a quorum is not present at the annual meeting of such association, a subsequent annual meeting may be called and at such subsequent annual meeting fifteen members shall constitute a quorum".

Renumber lines accordingly.

And when so amended, recommend the same do pass.

WALTER BUBEL, Chairman. Committee of the Whole.

Rep. Fitch moved that the reading of the report of the Committee of the Whole be dispensed with, which motion prevailed.

Rep. Callahan requested that the report of the Committee of the Whole be divided on House Bill No. 251, which request was granted.

Rep. Bymers moved that the report of the Committee of the Whole be adopted, except on House Bill No. 251, which motion prevailed and the report was adopted.

Rep. Wolf moved that further consideration of House Bill No. 251 be indefinitely postponed.

Rep. Mollet moved a substitute motion that House Bill No. 251 be placed on the calendar as amended, which motion lost.

Rep. Wolf demanded a roll call on his motion, which was granted.

ROLL CALL

The question being on the original motion of Rep. Wolf that further consideration of House Bill No. 251 be indefinitely postponed, the roll was called and there were ayes, 62; nays, 47; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Fuglestad Power Allen Gumeringer Rudolf Anderson, Cass Haedt Saumur Schmidt Anderson, Ransom Hafner Anderson Halcrow Schwaitz Eddy-Foster Hammer Sellens Hegge Simenson Arndt Solberg Baeverstad Heimes Bentz Hofstrand Sorlie Brickner Holand Stair Homelvig Starck Bubel Callahan Klefstad Stormon, Ramsey Collette Stormon, Rolette Langley Dalzell Langseth Wadeson Wahl Dewing Larsen Leet Walster Drawz Einarson Leier Westby Williams Ekren Link Locken Wolf Erickson Yirchott Fitch McInnes Mr. Speaker Fleck Nygaard

Those voting in the negative were:

Anderson, Richl'd Haugland Monson Baker Helling Murray Brady Helm Sailer Braun Johnson Seibel Bryans, Kjelgaard Siverson Bymers Kleppe Skaar Smart Cote Larson Culver Laske Snow Esterby Stevens Lee Sticka Frank Lillehaugen Freadhoff

Freadhoff Lindberg Thompson, Richl'd Fristad Luick Thompson, McL'n Graham Maher Wambheim Haugen, Moe Welk

Haugen, Moe Welk
Griggs-Steele Moerke Wollitz
Haugen, McLean Mollett Zurcher

Absent and not voting:

Benson Schade Schuler Rolfsrud

So the motion of Rep. Wolf carried and House Bill No. 251 was Indefinitely Postponed.

MESSAGE FROM THE GOVERNOR

State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 15, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills Numbers 16, 74, 100, 116, 129 and 341.

These bills have been filed with the Secretary of State.

Sincerely yours,

FRED G. AANDAHL, Governor.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-FOURTH DAY

Bismarck, February 16, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. O. O. Andvick of the Lutheran Church of Mandan.

The roll was called and all members were present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the

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

Page 655, line 8, correct the spelling of "Setnes"

Page 674, line 26, change the word "House" to "Senate"

Page 649, line 9, correct figures "9.25" to "9.75"

And when so corrected recommend that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber / Bismarck, February 16, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 55 Senate Bill No. 113

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

W. J. TROUT, Secretary.

Rep. Bubel moved that the House be on the twelfth order of business and the sixteenth order of business and that on the conclusion of those orders of business, the House recess until 1:00 p.m. Thursday, February 17, 1949, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 16, 1949

Mr. President: I have the honor to transmit:

House Bill No. 13

House Bill No. 31

House Bill No. 60

House Bill No. 72

House Bill No. 75

House Bill No. 76 House Bill No. 114

House Bill No. 232

House Bill No. 235

House Bill No. 289

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

GEORGE OLSON, Chief Clerk.

FIRST READING OF SENATE BILLS

Senate Bill No. 46. A Bill for an Act Making an Emergency Appropriation for State Matching of Federal Funds Which Have Been Made Available by the Department of the Interior, Fish and Wildlife Service, Known as the Federal Aid Funds and for Which Matching Funds Are Not Now Available and Declaring an Emergency.

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

Senate Bill No. 74. A Bill for an Act Making an Appropriation for the Disbursement by the Public Welfare Board in Providing Public Assistance to Dependent Children and Needy Blind and Providing Child Welfare Services and

Services to Crippled Children, also for Providing Assistance to the Needy Aged and General Assistance for Relief to Destitute and Necessitous Persons, and for the Necessary Costs of Administration of All of the Programs Above Mentioned.

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

Senate Bill No. 81. 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 for the first time and referred to the Committee on Appropriations.

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Subsection 8 of Section 65-0102, Sections 65-0207, 65-0428, 65-0512, 65-0527, 65-0801 of the North Dakota Revised Code of 1943; Subsection 5 of Section 65-0102, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-0517, 65-0526, 65-0802 and 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation; and Declaring an Emergency.

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

Senate Bill No. 127. A Bill for an Act Providing for the Establishment and Regulation of Rural Hospitals, Community Clinics, Health Stations, First Aid Stations, and Providing for the Training of Internes, Nurses and Other Health Workers and Facilitating the Placement and Training of Physicians and Surgeons in the State of North Dakota.

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

Senate Bill No. 178. A Bill for an Act to Amend and Reenact Sections 11-1201, 11-1202 and 11-1203 of the North Dakota Revised Code of 1943, Relating to County Government Providing for Change of Commissioner Districts and of Number of Commissioners; and Repealing Chapter 11-07 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 191. A Bill for an Act to Amend and Reenact Section 5-0304 of the North Dakota Revised Code of 1943 With Reference to Wholesale Liquor Licenses, and to Prohibit the Issuance of Wholesale Liquor Licenses to Persons or Partnerships Who Have Not Been Residents of North Dakota for a Period of Five Years, or to Corporations Unless All Officers and Directors and the Holders of Not Less than 75% of the Value of the Stock and 75% of the Voting Rights of the Corporation Have Been Residents of North Dakota for a Period of Five Years.

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

Senate Bill No. 207. A Bill for an Act Declaring the Effect of a Registered Brand or Mark on Livestock; Requiring a Bill of Sale on the Sale of Branded or Marked Livestock; Declaring the Effect Thereof; Providing a Penalty and Repealing Section 36-0907 of the North Dakota Revised Code of 1943.

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

Senate Bill No. 211. A Bill for an Act to Amend and Reenact Section 29-2402 of the North Dakota Revised Code of 1943, Relating to Causes for Granting New Trial, and Time of Making Motion on Cause No. 8 in This Section.

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

Senate Bill No. 212. A Bill for an Act to Amend and Reenact Section 28-1902 of the North Dakota Revised Code of 1943, Relating to Causes for New Trial.

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

Senate Bill No. 223. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1949, and Ending June 30, 1951, for the Disbursement by the Public Welfare Board of North Dakota to Counties in Which are Located Indian Reservations to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations Within the State of North Dakota.

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

Senate Bill No. 233. A Bill for an Act Providing for Summary Guardianships in Estates of Small Value; and Declaring an Emergency.

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

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 76 House Bill No. 235

And the Speaker signed the same in the presence of the House.

And the House now stood recessed until 1:00 P. M. Thursday, February 17, 1949, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

FORTY-FOURTH DAY AFTER RECESS AND FORTY-FIFTH DAY

Bismarck, February 17, 1949

The House reconvened at 1:00 p. m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engross-ment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 5 House Bill No. 163 House Bill No. 171 House Bill No. 208 House Bill No. 226 House Bill No. 241 House Bill No. 258 House Bill No. 264 House Bill No. 271 House Bill No. 282 House Bill No. 288 House Bill No. 307 House Bill No. 335 House Bill No. 340

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Graham requested that the House be on the eighth

order of business, which request was granted.

Rep. Graham moved that the House reconsider the action by which House Bill No. 203 was lost, which motion prevailed.

Rep. Graham moved that House Bill No. 203 be placed at the head of the calendar, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 17, 1949

Mr. President: I have the honor to transmit:

House Bill No. 231 House Bill No. 279 House Bill No. 327 House Bill No. 339

House Concurrent Resolution "M"

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

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 17, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2

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

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the sixteenth order of business.

SIGNING OF BILLS '

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 17, 1949

Mr. Speaker: I have the honor to return:

Senate Bill No. 2

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

Rep. Kjelgaard requested that the House be on the eighth order of business, which request was granted.

Rep. Kjelgaard moved that the courtesy of the floor be extended to a former member of the House of Representatives from Griggs County, Mr. Asher Anderson, which motion

The Speaker announced that the House would be on the tenth order of business.

The following House Bills, having been read, were placed on FINAL PASSAGE

House Bill No. 203. A Bill for an Act to Amend and Reenact Section 39-0459 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Motor Vehicle Dealer License Fees; Additional Number Plates; and Requirements of an Applicant for Motor Vehicle Dealer License.

ROLL CALL
The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

Acheson	Halcrow	Schade
Anderson, Cass	Haugen,	Sellens
Anderson, Ransom	Griggs-Steele	Simenson
Anderson, Richl'd	Haugland	Siverson
Arndt	Heimes	Skaar
Baker	Helling	Smart
Bentz	Holand	Snow
Brady	Homelvig	Solberg
Braun	Johnson	Sorlie
Brickner	Kjelgaard	Stair
Bymers	Klefstad	Starck

Callahan Larsen Collette Larson Laske Dalzell Drawz Lee Einarson Leet Ekren Leier Locken Esterby Fitch Luick Fleck McInnes Freadhoff Murray Fristad Nygaard Fuglestad ' Sailer Graham Saumur

Stormon, Ramsey . Stormon, Rolette Thompson, McL'n Wadeson Wahl Walster Wambheim Welk Westby Wolf Wollitz Yirchott

Sticka

Gumeringer

Those voting in the negative were:

Anderson, Helm Eddy-Foster Hofstrand Baeverstad Kleppe Langley Bryans Bubel Langseth Dewing Lillehaugen Erickson Lindberg Frank Link Haedt Maher Hafner Moe Hammer. Moerke Haugen, McLean Mollett

Monson Rolfsrud Rudolf Schmidt Schuler Schwartz Seibel Stevens

Thompson, Richl'd

Williams Zurcher Mr. Speaker

Hegge Absent and not voting:

Allen Cote Benson Culver Power

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Graham moved that the vote by which House Bill No. 203 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 309. A Bill for an Act to Amend and Reenact Section 43-1813 of the North Dakota Revised Code of 1943, Relating to Licenses for Plumbers.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 21; absent and not voting, 8.

Those voting in the affirmative were: Rolfsrud Hammer Acheson Anderson, Cass Haugen, Rudolf Anderson, Ransom Griggs-Steele Schade Haugen, McLean Schmidt Anderson. Eddy-Foster Schuler Hegge Anderson, Richl'd Helling Seibel Baeverstad Helm Simenson Benson Hofstrand Siverson Smart Holand Bentz Braun Homelvig Snow Solberg Bryans Kleppe Bubel Langley Sorlie **Bymers** Langseth Stair Callahan Starck Larson

Stormon, Ramsey Stormon, Rolette Collette Laske Cote Lee Dewing Leet Thompson, Richl'd Einarson Leier Thompson, McL'n Ekren Lillehaugen Wadeson Erickson Lindberg Walster Esterby Link Wambheim Welk Frank Locken Fristad Luick Williams Wolf Fuglestad Maher Graham McInnes Wollitz Gumeringer Moerke Yirchott Haedt Mollett Zurcher Hafner Monson Mr. Speaker Halcrow Nygaard

Those voting in the negative were:

Arndt Fleck Schwartz Baker Haugland Sellens Brady Johnson Skaar Brickner Larsen Stevens Dalzell Murray Sticka Drawz Wahl Sailer Fitch Westby Saumur

Absent and not voting:

Allen Heimes Moe
Culver Kjelgaard Power
Freadhoff Klefstad

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Thompson of Richland moved that the vote by which House Bill No. 309 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 254. A Bill for an Act Providing for Annexation of Remaining Portions of Reorganized School Districts to Other Districts.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Hafner Monson Anderson, Cass Halcrow Murray Anderson, Ransom Hammer Nygaard Anderson, Haugen, Rolfsrud Eddy-Foster Griggs-Steele Sailer Anderson, Richl'd Haugen, McLean Saumur Arndt Haugland Schmidt Baeverstad Hegge Schwartz Baker Heimes Seibel Bentz Helling Sellens Brady Helm Simenson Hofstrand Braun Siverson Skaar Bryans Holand Bubel Johnson Smart Bymers Kjelgaard Sorlie Callahan Klefstad Stair Collette Kleppe Stevens

Cote Langley Langseth Culver Dalzell Larsen Dewing Larson Drawz Laske Einarson Lee Leet Ekren Erickson Leier Lillehaugen Esterby Fitch Lindberg Fleck Link Locken Frank Freadhoff Luick Fristad Maher Graham ' McInnes Gumeringer Moerke Mollett Haedt

Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson

Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Those voting in the negative were:

Homelvig Schuler Rudolf Snow

Solberg Starck

Absent and not voting:

Allen Fuglestad Power
Benson Moe Schade
Brickner

So the bill was declared passed, and the title was agreed to. House Bill No. 306. A Bill for an Act Assessing and Levying on All Licensed Dealers of Motor Vehicle Fuels, a Special License Tax of Two Cents Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed, Appropriating the Proceeds of Such Special Tax to the "Special County and State Highway Construction Fund", Providing for the Division of Said Fund Between the State Highway Department and the Counties of the State for Construction and Reconstruction of Secondary State Highways, and the Construction and Reconstruction of County and Township Roads, Making Certain Provisions of Chapter 57-41 of the North Dakota Revised Code of 1943 as amended and Chapter 57-50 of the 1947

Penalty.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 28; absent and not voting, 1.

Supplement to the North Dakota Revised Code of 1943 Applicable to Said Special License Tax, and Providing a

Those voting in the affirmative were:
Acheson Hafner

Halcrow Anderson, Ransom Haugen, McLean Anderson, Eddy-Foster Haugland Arndt Hegge Baeverstad Heimes Baker Helling Benson Hofstrand Bentz Holand Braun Homelvig Bryans Kjelgaard Bubel Klefstad **Bymers** Langley

Sailer Saumur Schade Schmidt Schuler Seibel Simenson Siverson Smart Snow Solberg Sorlie

Rudolf

Callahan Larsen Stair Starck Collette Larson Cote Lee Stevens Dalzell Sticka Leet Stormon, Ramsey Stormon, Rolette Dewing Leier Drawz Lillehaugen Lindberg \ Thompson, McL'n Einargon Wadeson Ekren Link Wahl Erickson Locken Walster Esterby Maher Wambheim McInnes Freadhoff Moerke Westby Fristad Mollett Williams **Fuglestad** Nygaard Rolfsrud Wolf Graham Mr. Speaker Gumeringer Haedt Those voting in the negative were: Haugen, Power Allen Anderson, Cass Griggs-Steele Schwartz Anderson, Richl'd Helm Sellens Johnson Skaar Brady Thompson, Richl'd Brickner Kleppe Welk Culver Laske Wollitz

Hammer Murray Absent and not voting:

Langseth

Fitch

Fleck

- Frank

So the bill was declared passed, as amended, and the title was agreed to.

Yirchott

Zurcher

Luick

Monson

Moe

Rep. Johnson moved that the vote by which House Bill No. 306 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 310. A Bill for an Act to Amend and Reenact Section 39-1605 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Suspension of Drivers and Owners Licenses and Privileges After Motor Vehicle Accidents.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 23; absent and not voting, 8.

Those voting in the affirmative were: Acheson Hafner Murray Anderson, Cass Halcrow Nygaard Anderson, Ransom Hammer Power Rolfsrud Anderson, Haugen, Griggs-Steele Eddy-Foster Rudolf Anderson, Richl'd Haugen, McLean Saumur Schade Arndt Haugland Baeverstad Schmidt Heimes Schuler Baker Helling Helm Schwartz Benson Braun Hofstrand Seibel Kjelgaard Siverson Bryans Klefstad Skaar Callahan Collette Kleppe Smart Snow Cote Langley

Culver	Langseth	Solberg		
Dalzell	Larsen	Stair		
Dewing	Larson	Starck		
Einarson	Leet	Stevens		
Erickson	Leier	Stormon, Ramsey		
Esterby	Lillehaugen	Thompson, Richl'd		
Frank				
	Lindberg	Thompson, McL'n		
Freadhoff	Link	Welk		
Fristad	Locken	Westby		
Fuglestad	Luick	Williams		
Graham	Moerke	Wolf		
Gumeringer	Mollett	Zurcher		
Haedt	Monson	Mr. Speaker		
Those voting in the negative were:				
Allen	Homelvig	Stormon, Rolette		
Bentz	Johnson	Wadeson		
Brady	Lee	Wahl		
Drawz	Sailer	Walster		
Ekren	Sellens	Wambheim		
Fitch	Simenson	Wollitz		
Fleck	Sorlie	Yirchott		
Holand	Sticka			
Absent and not voting:				
Brickner	Hegge	McInnes		
Bubel	Laske	Moe		
Bymers	Maher	M		
2,11013	MIGHOI			

So the bill was declared passed, as amended, and the title was agreed to.

House Bill No. 314. A Bill for an Act to Amend and Reenact Section 50-0713 of the North Dakota Revised Code of 1943, Relating to the Minimum Amount of Old Age Assistance and Declaring an Emergency.

ROLL CALL
The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 14; absent and not voting, 6.

Those voting in the	affirmative were:	
Acheson	Hafner	Murray
Anderson, Ransom	Halcrow	Rolfsrud
Anderson,	Hammer	Rudolf
Eddy-Foster	Haugen,	Sailer
Anderson,Richl'd	Griggs-Steele	Schade
Arndt	Haugen, McLean	Schmidt
Baeverstad	Haugland	Schuler
Baker	Hegge	Schwartz
Benson	Heimes	Seibel
Bentz	Helling	Sellens
Braun	Helm	Siverson
Bryans	Hofstrand	Skaar
Bubel	Holand	Smart
Bymers	Homelvig	Snow
Callahan	Kjelgaard	Solberg
Collette	Klefstad	Sorlie
Cote	Kleppe	Stair
Culver	Langseth	Starck
Dalzell	Larsen	Stevens
Dewing	Larson	Sticka
Drawz	Lee	Stormon, Ramsey
Einarson	Leet	Stormon, Rolette

Thompson, Richl'd Ekren Leier Thompson, McL'n Erickson Lillehaugen Lindberg Wahl Esterby Fleck Link Welk Frank Williams Locken Freadhoff Luick Wolf Wollitz Maher Fristad Graham Moerke Zurcher Mollett Mr. Speaker Gumeringer Haedt Monson

maeut Monson

Those voting in the negative were:

Allen Johnson Simenson
Anderson, Cass Moe Wadeson
Brady Nygaard Walster
Fitch Power Yirchott

Fuglestad Saumur

Absent and not voting:
Brickner Laske

Brickner Laske Wambheim Langley McInnes Westby

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

Rep. Graham 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.

Rep. Fitch moved that House Bill No. 273 be placed on the head of the calendar, which motion prevailed.

House Bill No. 273. A Bill for an Act Authorizing the Creation, Establishment and Operation of Investment Trust Companies in the State of North Dakota, Providing for the Supervision Thereof by the State Examiner, and Regulating the Business To Be Conducted by Such Companies.

ROLL CALL

The question being on the final passage of the bill. as amended, the roll was called and there were ayes, 94; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Murray Allen Halcrow Nygaard Rolfsrud Anderson, Cass Hammer Anderson, Haugen, Eddy-Foster Griggs-Steele Rudolf Anderson, Richl'd Haugen, McLean Sailer Arndt Haugland Saumur Baker Schwartz Hegge Benson Sellens Heimes Bentz Helm Simenson Brady Hofstrand Siverson Braun Holand Skaar Brickner Smart Homelvig Bryans Snow : Johnson Bubel Solberg Kjelgaard Collette Klefstad Sorlie Culver Kleppe Starck Sticka Dalzell Langseth Dewing Larsen

Dewing Larsen Stormon, Ramsey
Drawz Larson Stormon, Rolette
Ekren Laske Thompson, McL'n

Erickson Lee Wadeson Esterby Leet Wahl

Fitch Leier Walster Lillehaugen Fleck Wambheim Lindberg Welk Frank Freadhoff Westby Link Luick Williams Fristad **Fuglestad** Maher Wolf Wollitz Graham McInnes Yirchott Gumeringer Moerke Mollett Zurcher Haedt Hafner Monson Mr. Speaker

Those voting in the negative were:

Acheson Einarson Schmidt
Anderson, Ransom Helling Seibel
Baeverstad Locken Stair
Bymers Moe Stevens

Callahan Power Thompson, Richl'd

Cote

Einarson

Absent and not voting:

Langley Schade Schuler

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brickner moved that the vote by which House Bill No. 273 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 34-0903 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions or Other Associations, Etc., and Extending the Benefits of Said Act to Employers, Associations of Employers, and Others.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 12; absent and not voting, 1.

Those voting in the affirmative were: Acheson Halcrow Power Rolfsrud Allen Hammer Anderson, Cass Haugen, Rudolf Anderson, Ransom Griggs-Steele Saumur Anderson.Richl'd Haugen, McLean Schade Haugland Schmidt Arndt Baeverstad Schuler Hegge Baker Heimes Schwartz Benson Helling Seibel Bentz Helm Simenson Hofstrand Braun Siverson Brickner Holand Skaar Bryans Homelvig **Smart** Bubel Kjelgaard Solberg **Bymers** Klefstad Sorlie Callahan Kleppe Stair Collette Langley Starck Cote Larsen Stevens Culver Sticka Larson Dalzell Lee Stormon, Ramsey Dewing Leet Stormon, Rolette Drawz Thompson, Richl'd Leier

Lillehaugen

Thompson, McL'n

Wadeson Ekren Lindberg Erickson Link Wahl Esterby Luick. Walster Welk Frank Maher Westby Freadhoff McInnes Fristad Moe Williams **Fuglestad** Moerke Wolf Wollitz Graham Mollett Zurcher Gumeringer Monson Haedt Mr. Speaker Murray Hafner Nygaard

Those voting in the negative were:

Sailer Anderson, Johnson Eddy-Foster Langseth Sellens Brady Laske Wambheim Fitch Locken Yirchott

Fleck

Absent and not voting:

Snow

So the bill was declared passed, and the title was agreed to. Rep. Murray 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.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 17, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 150 Senate Bill No. 185 Senate Bill No. 203 Senate Bill No. 231 Senate Bill No. 237 Senate Bill No. 241

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 17, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 22 House Bill No. 277

Which the Senate has indefinitely postponed.
W. J. TROUT, Secretary.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-FIFTH DAY

Bismarck, February 17, 1949 The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. O. O. Andvik of the Lutheran Church of Mandan.

The roll was called and all members were present.

Rep. Maher requested that the House be on the eighth order of business, which request was granted.

Rep. Maher moved that the pages of the House be

instructed to take up a collection to be given to the St. Elizabeth's Indian Mission Church at Cannonball for a memorial to Catherine Ann Wicks, the little daughter of Mr. and Mrs. Joe Wicks who has just passed away. The motion of Rep. Maher prevailed.

REPORT OF STANDING COMMITTEE

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 find the same correct.

REP. LINK, Chairman.

Yirchott

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the House would be on the tenth order of business.

The following House Bills, having been read, were placed on FINAL PASSAGE

House Bill No. 336. A Bill for an Act to Provide for the Installation of Head and Rear Lights on Track Motor Cars Operated by Railroads and Providing a Penalty.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 22.

Those voting in the affirmative were: Acheson Haugen, McLean Schade Anderson, Cass Schmidt Haugland Anderson Schuler Hegge **Eddy-Foster** Heimes Schwaitz Helling Arndt Seibel Baker Helm Sellens Bentz Hofstrand Simenson Brickner Johnson Siverson Bryans Klefstad Skaar Bubel Kleppe Smart **Bymers** Langley Snow Callahan Langseth Solberg Collette Larsen Sorlie Culver Stair Larson Dewing Laske Starck Leet Drawz Sticka Einarson Leier Stormon, Ramsey Thompson, Richl'd Erickson Lindberg Esterby Link Thompson, McL'n Frank Maher Wadeson Freadhoff Wahl McInnes Wambheim Fuglestad Moerke · Graham Mollett Welk Gumeringer Monson Westby Haedt Murray Williams Hafner Power Wolf Halcrow Rolfsrud Wollitz Hammer Rudolf Zurcher Haugen. Sailer Mr. Speaker Griggs-Steele

Those voting in the negative were:

Dalzell Lillehaugen

Fitch Stevens Absent and not voting:

Allen Ekren Locken
Anderson, Ransom Fleck Luick
Anderson, Richl'd Fristad Moe
Baeverstad Holand Nygaard
Benson Homelvig Saumur

Brady Kjelgaard Stormon, Rolette

Braun Lee Walster

Cote

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Frank moved that the vote by which House Bill No. 336 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 342. A Bill for an Act to Amend and Reenact Sections 39-0102 and 39-0103 of the North Dakota Revised Code of 1943, Providing for the Names To Be Printed on State-owned Motor Vehicles; Providing a Penalty and Prohibiting the Use of any State-owned Motor Vehicle for Private Use or Political Activities, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 1; absent and not voting, 9.

Those voting in the affirmative were: Acheson Halcrow Nygaard Anderson, Cass Power Hammer Anderson, Ransom Rolfsrud Haugen, Griggs-Steele Anderson Rudolf Eddy-Foster Haugen, McLean Haugland Saumur Anderson, Richl'd Schade Arndt Hegge Schmidt Baeverstad Heimes Schwaitz Baker Helling Seibel Benson Helm Sellens Bentz Hofstrand Simenson Brickner Holand Siverson Bryans Johnson Skaar Bubel Kielgaard Smart **Bymers** Klefstad Snow Callahan Solberg Kleppe Collette Lang'ey Sorlie Cote Langseth Stair Culver Larsen Starck Dalzell Stevens Larson Dewing Laske Sticka Drawz Lee • Stormon, Ramsey Thompson, Richl'd Einarson Leet Thompson, McL'n Ekren Leier Erickson Lillehaugen

Wadeson Esterby Lindberg Wahl Fitch Walster Link Fleck Locken Wambheim Frank Luick Welk Freadhoff. Maher Williams Wolf Fuglestad Moe Moerke Graham Wollitz Gumeringer Mollett Zurcher

Haedt Monson Yirchott Hafner Murray Mr. Speaker

Those voting in the negative were:

Sailer

Absent and not voting:

Allen Fristad Schuler

Brady Homelvig Stormon, Rolette

Braun McInnes Westby

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

Rep. Schwartz moved that the vote by which House Bill No. 342 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 343. A Bill for an Act to Amend and Reenact Subdivision (1) of Subsection C of Section 52-0920 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for the General Welfare of Public Employees by Establishing an Old Age and Survivor Insurance System, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 32; absent and not voting, 12.

Schmidt

Those voting in the affirmative were:
Anderson, Cass
Anderson, Griggs-Steele
Haugen, Molecular Feature

Schwartz Eddy-Foster Haugen, McLean Sellens Anderson, Richl'd Haugland Simenson Arndt Hegge Siverson Baeverstad Heimes Skaar Baker Hofstrand Smart Bentz Holand Sorlie Brady Johnson Starck Brickner Langley Sticka

Stormon, Ramsey Stormon, Rolette **Bymers** Larsen Callahan Larson Collette Laske Thompson, McL'n Dalzell Wadeson Lee Drawz Leet Wahl Leier Walster Einarson Ekren Luick Wambheim Erickson Maher Welk Monson Wolf Wollitz Murray

Esterby Monson Wolf
Fitch Murray Wollitz
Fleck Nygaard Yirchott
Freadhoff Sailer Zurcher
Graham Saumur Mr. Speaker
Halcrow Schade

Those voting in the negative were:

Acheson Helling Rolfsrud Anderson, Ransom Helm Rudolf Benson Klefstad Schuler **Bryans** Kleppe Seibel Langseth Bubel Snow Cote Lillehaugen Solberg Culver Locken Stair Frank Moe Stevens

Fristad Moerke Thompson, Richl'd

Gumeringer Mollett Williams Hafner Power

Absent and not voting:

Hafner

Halcrow -

Hammer

Allen Haedt Lindberg
Braun Hammer Link
Dewing Homelvig McInnes
Fuglestad Kjelgaard Westby

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

Rep. Erickson moved that the vote by which House Bill No. 343 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 344. A Bill for an Act to Amend and Reenact Section 40-4601 of the North Dakota Revised Code of 1943 with Reference to Pensions for City Employees and Providing that Members of the Police Force and the Fire Department of Any City Shall Not Be Considered Employees of Said City for the Purpose of the Provisions of Chapter 40-46 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were: Acheson Rudolf Haugen, Anderson, Cass Sailer Griggs-Steele Anderson, Ransom Haugen, McLean Saumur Haugland Anderson, Richl'd Schade Arndt Hegge Schmidt Baeverstad Schuler Heimes Baker Helling Schwartz Bentz Sellens Helm Brady Hofstrand Simenson Brickner Holand Siverson Bryans Homelvig Skaar Bubel Johnson Smart Klefstad Callahan Snow Collette Kleppe Solberg Cote Sorlie Langley Culver Langseth Stair Dalzell Starck Larsen Dewing Larson Sticka Stormon, Ramsey Drawz Laske Stormon, Rolette Einarson Lee Ekren Leet Thompson, Richl'd Thompson, McL'n Erickson Leier Esterby Lindberg Wadeson Fitch Link Wahl Fleck Locken Walster Freadhoff Luick Wambheim Fristad Welk Maher Williams **Fuglestad** Moerke Graham Mollett Wolf Gumeringer Wollitz Monson

Murray

Power

Nygaard

Rolfsrud

Yirchott

Zurcher

Mr. Speaker

Those voting in the negative were:

Anderson, Frank Seibel Eddy-Foster Lillehaugen Stevens

Absent and not voting:

Allen Bymers McInnes
Benson Haedt Moe
Braun Kjelgaard Westby

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

Rep. Stormon of Ramsey moved that the vote by which House Bill No. 344 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 346. A Bill for an Act Relating to the Creation of a Legislative Highway Advisory Committee, Prescribing its Powers and Duties, Appropriating Money Therefor, and Repealing All Acts or Parts of Acts in Conflict Therewith, and Declaring an Emergency.

Rep. Stair requested that the House be on the eighth order of business.

Rep. Stair requested that he be permitted to withdraw House Bill No. 346, which request was granted.

Rep. Bubel moved that House Bill No. 282 be placed at the head of the calendar, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 17, 1949

Mr. President: I have the honor to transmit:

House Bill No. 203
House Bill No. 254
House Bill No. 273
House Bill No. 306
House Bill No. 309
House Bill No. 310
House Bill No. 314
House Bill No. 330
House Bill No. 336
House Bill No. 342

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

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would revert to the tenth order of business.

The following House Bills, House Resolution and House Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 282. A Bill for an Act to Amend and Reenact Sections 57-1524 and 57-1525 of the North Dakota Revised Code of 1943, Relating to County School Funds.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Haugen, McLean Sailer Anderson, Cass Haugland Saumur Anderson, Ransom Hegge Schade

Anderson, Richl'd Heimes Schmidt Arndt Helling Schuler Schwartz Baeverstad Hofstrand Baker Holand Seibel Benson Homelvig Sellens Bentz Simenson Johnson Braun Kjelgaard Siverson Brickner Klefstad Skaar Smart Bryans Kleppe Bubel Snow Langley Callahan Sorlie Langseth Larsen Stair Cote Culver Larson Starck Stevens Dalzell Laske Stormon, Ramsey Stormon, Rolette Dewing Lee Leet Draws Thompson, Richl'd Einarson Leier Thompson, McL'n Ekren Lillehaugen Erickson Lindberg Wadeson Wahl Esterby Link Frank Locken Walster Freadhoff Luick Wambheim Welk Fristad Moe Fuglestad Moerke Westby Graham Mollett Williams Gumeringer Monson Wolf Nygaard Haedt Wollitz Hafner Power Yirchott Halcrow Rolfsrud Zurcher Hammer Rudolf Mr. Speaker Haugen, Griggs-Steele Those voting in the negative were: Sticka

Brady Fleck

Absent and not voting:

Collette McInnes Allen Fitch Anderson. Murray Eddy-Foster Helm Solberg Maher Bymers

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Hofstrand moved that the vote by which House Bill No. 282 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 5. A Bill for an Act Providing for Payments from the State Equalization Fund to the County Equalization Funds; Providing for Determination of Sums to Be Paid and Manner of Payment; Amending Sections 15-4019, 15-4020, 15-4021 and 15-4024 of the North Dakota Revised Code of 1943 and Repealing Sections 15-4013, 15-4015, 15-4016 and 15-4017 of the North Dakota Revised Code of 1943 and Sections 15-4011, 15-4012, 15-4014 and 15-4018 of the 1947 Supplement to the North Dakota Revised Code of 1943.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 107; nays, 1; absent and not voting, 5.

Those voting in the affirmative were: Acheson Halcrow Rudolf Anderson, Cass Hammer Sailer Haugen, Anderson, Ransom Saumur Griggs-Steele Anderson. Schade Haugen, McLean Schmidt Eddy-Foster Anderson, Richl'd Haugland Schuler Schwartz Hegge Arndt Heimes Seibel Baeverstad Sellens Helling Baker Simenson Benson Helm Hofstrand Siverson Bentz Holand Skaar Brady Braun Homelvig Smart Kjelgaard Brickner SnowKlefstad Solberg Bryans Kleppe Sorlie Bubel Callahan Stair Langley Collette Langseth Starck Stevens Cote Larsen Culver Larson Sticka Dalzell Laske/ Stormon, Ramsey Stormon, Rolette Dewing Lee Drawz Leier Thompson, Richl'd Thompson, McL'n Einarson Lillehaugen Lindberg Wadeson Ekren Erickson Link Wahl Walster Locken Esterby Luick Wambheim Fitch Welk Fleck Maher Moe Westby Frank Freadhoff Moerke Williams Wolf Mollett Fristad Wollitz Fuglestad Monson Nygaard Yirchott Graham Gumeringer Power Zurcher Rolfsrud Mr. Speaker Haedt Hafner

Those voting in the negative were:

Leet

Absent and not voting:

Allen Johnson - Murray

Bymers McInnes

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Mollet moved that the vote by which House Bill No. 5 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 163. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue To Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of said Law; to Provide for Certain Deductions and Exemptions; Establishing a Lien for the Payment of Such Tax; to Fix Fines and Penalties for the Violation of the Provisions of This Act.

ROLL CALL

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

amended, the roll was called and there were ayes, 89; nays, 19; absent and not voting, 5.

Those voting in the affirmative were: Sailer Acheson Haugen. Griggs-Steele Anderson, Cass Saumur Anderson, Ransom Haugen, McLean Schade Anderson, Haugland Schmidt Hegge Schwartz Eddy-Foster Anderson, Richl'd Heimes Seibel Arndt Helling Sellens Baker Hofstrand Simenson Holand Siverson Benson Bentz Homelvig Skaar Braun Smart Kjelgaard Klefstad Solberg Bryans Bubel Langley Sorlie Callahan Langseth Stair Cote Larsen Starck Culver Laske Sticka Stormon, Ramsey Stormon, Rolette Dalzell Lee Drawz Leet Einarson Leier Thompson, McL'n Wadeson Ekren Lillehaugen Erickson Link Wahl Walster Esterby Locken Luick Wambheim Fleck Freadhoff Welk Maher Fristad Moe Westby Williams **Fuglestad** Mollett Gumeringer Nygaard Wolf Power Wollitz Haedt Hafner Rolfsrud Zurcher Halcrow Rudolf Mr. Speaker Hammer Those voting in the negative were: Brady Helm Monson Brickner Johnson Murray Kleppe Schuler Collette Dewing Stevens Larson Fitch Lindberg Thompson, Richl'd Frank Moerke Yirchott Graham Absent and not voting: Allen **Bymers** Snow McInnes Baeverstad

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Arndt moved that the vote by which House Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 171. A Bill for an Act Relating to Conditional Sales Contracts by Which Title is Retained in the Seller Until Payment Has Been Made, Providing for Notice of Default, Time for Redemption, Sale of Property in Case of Repossession, Disposition of Surplus in Case of Sale; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 21; nays, 86; absent and not voting, 6.

Those voting in the affirmative were:

Bymers Haugen, McLean Rolfsrud Dewing Helm Schwartz Erickson Kjelgaard Seibel Esterby Larson Snow Lillehaugen Graham Stevens

Haedt Maher Thompson, Richl'd Hammer Monson Williams

Those voting in the negative were:

Hafner Acheson Rudolf Anderson, Cass Halcrow Sailer Anderson, Ransom Haugen, Saumur Griggs-Steele Haugland Anderson, Schade Eddy-Foster Schmidt Hegge Anderson, Richl'd Schuler Arndt Heimes Sellens Baeverstad Helling Simenson Baker Holand Siverson Homelvig Benson Skaar Bentz Johnson Smart Bradv Klefstad Solberg Kleppe Braun Sorlie Brickner Langley Stair Bryans Langseth Starck

Bubel Larsen Sticka Stormon, Ramsey Stormon, Rolette Callahan Laske Collette Lee Cote Leet Thompson, McL'n Culver Lindberg Wadeson Dalzell Wahl Link Drawz Walster Locken Einarson Luick Welk Ekren

Moe Westby Fitch Moerke Wolf Fleck Mollett Wollitz Frank Murray Yirchott Fristad Nygaard Zurcher Fuglestad Power Mr. Speaker Gumeringer

Absent and not voting:

Allen Hofstrand McInnes Freadhoff Wambheim Leier

So the bill was declared lost.

Rep. Fleck moved that the vote by which House Bill No. 171 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker called Rep. Bubel to the Chair.

House Bill No. 208. A Bill for an Act Relating to Wages, Time and Condition of Payment; Defining Employer, Employee and Wages; Providing for Posting and Notification of Time and Rate of Wages Paid; Providing for Payment of Wages When Employees Are Separated From Payroll; Providing for Unconditional Payment Conceded To Be Due; Providing for Provisions of Law Not To Be Waived by Agreement; Providing for Forfeitures and Penalties for Violation of the Act; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Rep. Wolf moved that further consideration of House Bill No. 208 be Indefinitely Postponed.

Rep. Westby moved a substitute motion that House Bill No. 208 be placed on the calendar.

Rep. Fitch moved the previous question.

A roll call was demanded and granted.

ROLL CALL

The question being on the motion of Rep. Wolf that House Bill No. 208 be Indefinitely Postponed, the roll was called and there were ayes, 63; nays, 43; absent and not voting, 7.

Those voting in the affirmative were: Anderson, Cass Anderson, Ransom Heimes Schwartz Sellens Helling Anderson. Simenson Helm Skaar Eddy-Foster Hofstrand Anderson, Richl'd Homelvig Snow Sorlie Arndt Langley Baeverstad Langseth Stair Starck Bentz Larsen Brady Laske Stevens Bryans Leier Sticka Lillehaugen Stormon, Ramsey Bubel Callahan Locken Stormon, Rolette Collette Luick Wadeson Moerke Wahl Dalzell Walster Mollett Einarson Fitch Nygaard Wambheim Welk Fleck Power Wolf Frank Rudolf Wollitz Fristad Sailer **Fuglestad** Saumur Yirchott Graham Schade Mr. Speaker Hegge Those voting in the negative were: Acheson Hafner Maher

Baker Halcrow Moe Monson Benson Hammer Schmidt Braun Haugen, Griggs Steele Schuler Brickner Haugen, McLean Seibel **Bymers** Siverson Cote Haugland Culver Holand Smart Solberg Dewing Johnson Kjelgaard Thompson, Richl'd Drawz

Erickson Kleppe Thompson, McL'n
Esterby Larson Westby
Freadhoff Lee Williams
Gumeringer Lindberg Zurcher

Haedt Link Absent and not voting:

Allen Leet Murray Ekren McInnes Rolfsrud

Klefstad

So the motion was declared carried.

Rep. Walster moved that the vote by which House Bill No. 208 was Indefinitely Postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker returned to the Chair.

House Bill No. 226. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1947 Supplement to the

Allen

Benson

North Dakota Revised Code of 1943 and Section 40-5108 of the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits by Resolution Initiated by Governing Body of City, Providing for a Computation of Property Owners, Providing That Territory Within Another Municipality Shall Not Be Annexed; Providing for Publication of Resolution; Providing for Protest; Providing Under What Circumstances Property Shall Not Be Annexed; Providing for a Hearing Thereof and for Personal Inspection of the Territory Proposed To Be Annexed; and Providing That Lands Used Exclusively for Farming or Pasturage Purposes Shall Not Be Annexed, and Declaring an Emergency.

Rep. Baker moved that further consideration of House Bill No. 226 be Indefinitely Postponed, which motion was declared lost on a division vote.

ROLL CALL

The question now being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 32; absent and not voting, 10.

oz, absent and not vo	ing, io.	•
Those voting in the	affirmative were:	
Acheson	Haugen, McLean	Moe
Anderson, Cass	Haugland	Monson
Anderson, Richl'd	Heimes	Sailer
Arndt	Helling	Schade
Bentz	Helm	Schmidt
Braun /	Hofstrand 1	Seibel
Bryans /	Holand \	Simenson
Bymers	Homelvig	Siverson
Callahan	Kjelgaard	Skaar
Collette	Klefstad	Snow
Culver	Kleppe	Solberg
Dewing	Langseth	Starck
Ekren	Larsen	Stevens
Erickson	Larson	Sticka
Esterby	Lee	Thompson, Richl'd
Frank	Leet	Thompson, McL'n
Freadhoff	Leier	Wadeson
Graham	Lillehaugen	Wahl
Gumeringer	Lindberg	Walster
Haedt	Link	Westby
Hafner	Locken	Williams
Halcrow	Luick	Wollitz
Hammer	Maher	Zurcher
Haugen,		Mr. Speaker
Griggs-Steele		•
Those voting in the	e negative were:	
Anderson, Ransom		Saumur
Anderson.	Hegge	Schuler
Eddy-Foster	Johnson	Schwartz
Baeverstad	Langley	Sellens
Baker	Laske	Smart
Brady	Moerke	Stair
Brickner	Mollett	Stormon, Ramsey
Bubel	Murray	Stormon, Rolette
Dalzell	Nygaard	Welk
Einarson	Rolfsrud	Wolf
Fitch	Rudolf	Yirchott
Absent and not vot	ing:	

Fleck

Fuglestad

Power

Sorlie

Cote McInnes

Wambheim

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

Rep. Wolf: "Mr. Speaker, I desire to explain my vote and have it recorded in the Journal. I voted 'No' on this bill. I do not feel that the bill got fair consideration and I was shut out of my debate. I wanted to answer Rep. Thompson—he says all we have to do under House Bill No. 226 to make an annexation is get more property owners in. We passed a bill the other day that we have to show in Court that we have to have this property—and how can we show in Court that we really are entitled to more property when one man sits there owning a tract of land of ten acres. We couldn't get another quarter section of land to get a majority and show this in Court. For this reason I think you are fencing in the little cities—we can't expand in any way. We have this situation in Zeeland—the deadline is right here and we have a bunch on the other side and they are enjoying our streets, our street lights, etc., but on the other side there are property owners sitting there and they don't want to belong to the city but they are enjoying the same privileges and they are not paying a dime toward the costs. And there is no way under this law that we can expand."

Rep. Sticka moved that the vote by which House Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Erickson moved that the House now recess for twenty minutes, which motion prevailed.

The House reconvened at the expiration of the twenty minute recess and the Speaker announced that the House would be on the tenth order of business.

The following House Bills, House Resolution and House Concurrent Resolution, having been read, were placed on

FINAL PASSAGE

House Bill No. 241. A Bill for an Act to Amend and Reenact Section 4-0712 of the North Dakota Revised Code of 1943, Relating to the Adoption, Amendment and Contents of By-laws.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 8; absent and not voting, 37.

Acheson	Halcrow	Sailer
Anderson, Ransom	Hammer	Schade
Anderson, Richl'd	Haugen,	Schmidt
Baeverstad	Griggs Steele	Schuler
Baker	Haugen, McLean	Sellens
Bentz	Hegge	Simenson
Braun	Helling	Siverson
Brickner	Helm	Smart
Bryans	Johnson	Snow
Rubal	Kielgeard	Solhore

Those voting in the affirmative were:

Bryans Johnson Show
Bubel Kjelgaard Solberg
Bymers Klefstad Stair
Callahan Kleppe Starck
Cote Langseth Stevens

Culver Larson Stormon, Rolette Dalzell Lee Thompson, McL'n

Lindberg Wahl Dewing Erickson Locken Walster Wambheim Esterby Moe Mollett Welk Frank Monson Freadhoff Williams Fuglestad Power Wolf Graham Rolfsrud Zurcher Haedt Rudolf Mr. Speaker

Those voting in the negative were:

Anderson, Cass Fitch Leet
Anderson, Larsen Sorlie
Eddy-Foster Laske Wadeson

Absent and not voting:

Allen Heimes Murray Hofstrand Arndt Nygaard Benson Holand Saumur Brady ' Homelvig Schwartz Seibel Collette Langley Drawz Leier Skaar Lillehaugen Einarson Sticka

Ekren Link Stormon, Ramsey Fleck Luick Thompson, Richl'd

Fristad Maher Westby
Gumeringer McInnes Wollitz
Hafner Moerke Yirchott

Haugland

Dewing

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Erickson moved that the vote by which House Bill No. 241 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 258. A Bill for an Act to Amend and Reenact Section 30-1802 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Notice to Creditors by Administrators or Executors.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 13; absent and not voting, 21.

Those voting in the affirmative were: Acheson Graham Sailer Gumeringer Schade Anderson, Cass Anderson, Ransom Haedt Schmidt Anderson, Halcrow Schuler Schwartz Eddy-Foster Haugen, Griggs-Steele Anderson, Richl'd Sellens Baeverstad Haugen, McLean Simenson Siverson Baker Haugland Hegge Smart Benson Bentz Helm Snow Braun Holand Solberg Brickner Homelvig Sorlie Stair Bryans Johnson Bymers Kjelgaard Starck Callahan Klefstad Stevens Collette Larsen Sticka Stormon, Ramsey Stormon, Rolette Cote Larson Dalzell Lee

Leet

Thompson, McL'n

Wadeson Ekren Leier Erickson Lindberg \mathbf{Wahl} Wambheim Esterby Luick Welk Fitch Moe Wollitz Fleck Nygaard Power Yirchott Frank Freadhoff Rolfsrud Zurcher Mr. Speaker Rudolf Fuglestad

Those voting in the negative were:

BubelKleppeMollettCulverLangsethMonsonHafnerLockenSeibelHammerMoerkeWalster

Helling

Absent and not voting:

Allen Hofstrand Murray
Arndt Langley Saumur
Brady Laske Skaar
Drawz Lillehaugen Thompson, Richl'd

Einarson Link Westby
Fristad Maher Williams
Heimes McInnes Wolf

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stormon of Rollette moved that the vote by which House Bill No. 258 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 264. A Bill for an Act to Amend and Reenact Section 15-5314 and 15-5320 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to the Reorganization Plan for School Districts To Be Submitted to the State Committee, and the Method of Voting in the Reorganized Districts.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 20.

Those voting in the affirmative were:

Schmidt Acheson Halcrow Anderson, Cass Hammer Schuler Anderson, Ransom Haugen, Schwartz Griggs-Steele Seibel Anderson Eddy-Foster Haugen, McLean Sellens Anderson, Richl'd Baeverstad Haugland Simenson Hegge Siverson Baker Helling Skaar Benson Helm-Smart Bentz Holand Snow Klefstad Brady Solberg Braun Kleppe Sorlie Brickner Langseth Starck Larsen Stevens Bryans Bubel Larson Sticka

Bymers Lee Stormon, Ramsey
Callahan Leet Stormon, Rolette
Cote Leier Thompson, Richl'd
Culver Lindberg Thompson, McL'n
Dalzell Link Wadeson

Wahl Locken Dewing Luick Walster Ekren Wambheim Erickson Moerke Mollett Welk Esterby Fitch Monson Williams Wolf Nygaard Frank Rolfsrud Wollitz Freadhoff Yirchott Graham Rudolf Gumeringer Sailer Zurcher Haedt Schade Mr. Speaker

Hafner

Those voting in the negative were:

Collette Homelvig Laske

Fleck

Absent and not voting:

Allen Hofstrand Moe Murray Johnson Arndt Power Drawz Kjelgaard Einarson Saumur Langley Fristad Lillehaugen Stair **Fuglestad** Westby Maher McInnes

Heimes McInnes

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Mollet moved that the vote by which House Bill No. 264 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 to Provide for Continued Operation of Schools in Reorganized Districts.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Acheson Haugen, Rudolf Anderson, Cass, Anderson, Ransom Griggs-Steele Haugen, McLean Sailer Schade Anderson Haugland Schmidt Hegge Eddy-Foster Schuler Anderson, Richl'd Heimes Schwartz Seibel Baeverstad Helling Baker Sellens Helm Benson Holand Simenson Bentz Homelvig Siverson Brady Johnson Skaar Braun Kjelgaard Smart Klefstad Brickner Snow Kleppe Solberg Bryans Bubel Langseth Sorlie Starck Callahan Larsen Collette Larson Stevens Cote Laske Sticka Dalzell Lee Stormon, Ramsey

Dewing Leet Stormon, Rolette
Ekren Leier Thompson, McL'n
Erickson Lillehaugen Wadeson
Esterby Lindberg Wahl

Esterby Lindberg Wahl
Fleck Link Walster
Frank Locken Welk

Williams Freadhoff Luick Wolf **Fuglestad** Moerke Wollitz Gumeringer Mollett Yirchott Monson Haedt Hafner Zurcher Nygaard Mr. Speaker Halcrow Rolfsrud

Hammer

Those voting in the negative were: Fitch Thompson, Richl'd

Absent and not voting:

Allen Graham Murray Arndt Hofstrand Power Saumur Bymers Langley Culver Maher Stair Wambheim Drawz McInnes Einarson Westby Moe Fristad

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Mollet moved that the vote by which House Bill No. 271 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 288. A Bill for an Act to Amend and Reenact Sections 43-0901, 43-0902, 43-0904, 43-0905, 43-0911, 43-0913, 43-0914 and 43-0920 of the North Dakota Revised Code of 1943 and Repealing Section 43-0903 of the North Dakota Revised Code of 1943, Relating to Electricians.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 23; absent and not voting, 14.

Those voting in the affirmative were: Haugen, McLean Acheson Schade Haugland Schmidt Anderson, Cass Anderson, Richl'd Schuler Hegge Schwartz Baeverstad Heimes Helling Sellens Benson Bentz Helm Simenson Brady Holand Siverson Brickner Homelvig Skaar Smart Bryans Johnson Bymers Klefstad Snow Callahan Larsen Solberg Collette Larson Sorlie Starck Cote Lee Sticka Dalzell Leet Drawz Lillehaugen

Stormon, Ramsey Stormon, Rolette Ekren Luick Thompson, Richl'd Esterby Moe Fitch Moerke Thompson, McL'n Fleck Monson Wadeson Wahl Frank Nygaard Freadhoff Power Westby Graham Rolfsrud Williams Rudolf Wollitz Gumeringer Sailer Yirchott Halcrow Hammer Saumur Zurcher

Haugen, Griggs-Steele Those voting in the negative were:

Anderson, Ransom Fuglestad Locken Anderson Haedt Mollett Seibel **Eddy-Foster** Kleppe Baker Langley Stevens Walster Braun Langseth Welk Bubel Laske Wolf Dewing Leier Mr. Speaker Erickson Lindberg

Absent and not voting:

Allen Hafner McInnes
Arndt Hofstrand Murray
Culver Kjelgaard Stair
Einarson Link Wambheim

Fristad Maher

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Langseth: "Mr. Speaker, I desire to explain my vote on this bill. My sentiments are just the same as they have been as far as changing the State Board of Electricians is concerned, but if this bill becomes a law, it is going to do more damage to the State REA than the present system."

Rep. Stormon of Ramsey moved that the vote by which House Bill No. 288 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 307. A Bill for an Act to Amend and Reenact Sections 39-1301 and 39-1302 of the North Dakota Revised Code of 1943, Relating to Traffic Signs.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 99; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Frank

Acheson Haugen, Sailer Griggs-Steele Anderson, Cass Saumur Anderson, Ransom Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Baeverstad Hegge Schuler Baker Heimes Schwartz Bentz Helling Seibel Braun Helm Sellens Brickner Holand Simenson Bryans Homelvig Siverson Bubel Kjelgaard Skaar **Bymers** Klefstad Smart Callahan Kleppe Snow Collette Langley Solberg Cote Langseth Sorlie Culver Larsen Starck Dalzell Larson Stevens Dewing Laske Sticka Stormon, Ramsey Stormon, Rolette Drawz Lee Ekren Leet Erickson Thompson, Richl'd Leier Esterby Lillehaugen -Thompson, McL'n Fitch Lindberg Wadeson Fleck Link Wahl

Locken

Walster

Welk Freadhoff Luick **Fuglestad** Moe Westby Williams Graham Moerke Wolf Mollett Gumei inger Wollitz Haedt Monson Yirchott Hafner Nygaard Power Zurcher Halcrow Rolfsrud Mr. Speaker Hammer Rudolf

Those voting in the negative were:

Anderson, Johnson

Eddy-Foster

Absent and not voting:

Allen Einarson McInnes
Arndt Fristad Murray
Benson Hofstrand Stair
Brady Maher Wambheim

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Wadeson moved that the vote by which House Bill No. 307 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 335. A Bill for an Act to Amend Subparagraph Numbered 2 of Section 11-1701 of the Revised Code of 1943, Relating to the Duties of the Clerk of Court; and to Provide for the Appointment of Deputies in Certain Counties, Official Bonds for Such Deputies, and Providing for Fixing Salaries, and Prescribing Duties for Such Deputies, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 11.

Those voting in the affirmative were: Acheson Gumeringer Rolfsrud Anderson, Cass Haedt Rudolf Anderson, Ransom Hafner Sailer Anderson, Halcrow Saumur Eddy-Foster Haugen, Schade Anderson, Richl'd Griggs-Steele Schmidt Haugen, McLean Arndt Schuler Baeverstad Haugland-Schwartz Baker Hegge Sellens Benson Heimes Simenson Bentz Helling Siverson Brady Helm Skaar Braun Holand Smart Brickner Homelvig Snow Bryans Johnson Solberg Bubel Klefstad Sorlie Bymers Kleppe Starck Callahan Langley Stevens Collette Langseth Sticka

Cote Stormon, Ramsey Larsen Culver Stormon, Rolette Larson Dalzell Laske Thompson, Richl'd Dewing Lee Thompson, McL'n Drawz Leet Wahl Walster Einarson Leier

Lillehaugen Welk Ekren Westby Erickson Lindberg Williams Esterby Link Locken Fitch Wolf Luick Fleck Wollitz Frank McInnes Yirchett Freadhoff Nygaard Zurcher Fuglestad Power Mr. Speaker

Graham . Those voting in the negative were:

Moerke Monson Seibel

Mollett

Absent and not voting:

Kjelgaard Maher Allen Stair Fristad Wadeson Hammer Moe Wambheim

Hofstrand Murray

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

Rep. Laske moved that the vote by which House Bill No. 335 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 340. A Bill for an Act to Amend and Re-enact Section 15-3602 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Second Grade Ele-mentary Teaching Certificates.

ROLL CALL
The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were: Acheson Hafner Power Anderson, Cass Halcrow Rolfsrud Anderson, Ransom Haugen, Rudolf Anderson, Griggs-Steele Sailer Haugen, McLean Saumur **Eddy-Foster** Anderson, Richl'd Haugland Schade Arndt Hegge Schmidt Baeverstad Heimes Schuler Baker Helling Schwartz Benson Helm Seibel Bentz Hofstrand Sellens Brady Homelvig Simenson Braun Johnson Siverson Brickner Klefstad Skaar Bryans Kleppe Smart Bubel Langley Snow **Bymers** Langseth Solberg Collette Larsen Sorlie Cote Larson Starck Culver Laske Stevens Dalzell Lee Sticka Stormon, Ramsey Dewing Leet Drawz Leier Stormon, Rolette Einarson Lillehaugen Thompson, Richl'd Ekren Thompson, McL'n Lindberg Wahl Erickson Link Esterby Locken Walster Welk Fitch Luick

Fleck Maher Westby Williams McInnes Frank Wolf Freadhoff Moe Wollitz Fristad Moerke Yirchott Mollett **Fuglestad** Zurcher Graham Monson Mr. Speaker Gumeringer Nygaard

Absent and not voting:

Allen Holand Stair
Callahan Kjelgaard Wadeson
Haedt Murray Wambheim

Hammer

So the bill was declared passed and the title was agreed to. Rep. Mollet moved that the vote by which House Bill No. 340 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 347. A Bill for an Act Authorizing and Relating to Contracts by Cities for the Purchase and Installation of Water Treatment Plants and the Financing Thereof Out of the Net Earnings of Such Plants, and Declaring an Emergency.

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: Acheson Haedt Monson Anderson, Cass Hafner Nygaard Halcrow Power Anderson, Eddy-Foster Haugen, Rolfsrud Griggs-Steele Anderson, Richl'd Rudolf Haugen, McLean Arndt Sailer Baeverstad Haugland Saumur Baker Hegge Schade Benson Heimes Schmidt Bentz Helling Schuler Brady Helm Schwartz Sellens Braun Hofstrand Brickner Homelvig Simenson Johnson Bryans Siverson Kjelgaard Bubel Skaar Klefstad **Bymers** Smart Callahan Kleppe Snow Collette Langley Solberg Cote Langseth Sorlie Culver Larsen Starck Dalzell Larson Stevens Dewing Laske Sticka Stormon, Ramsey Stormon, Rolette Drawz Lee Einarson Leet Thompson, Richl'd Ekren Leier Erickson Lillehaugen Thompson, McL'n Esterby Lindberg Wahl Walster Fitch Link Locken Welk Fleck Westby Frank Luick Freadhoff Williams Maher Fristad McInnes Wolf

Moe

Fuglestad

Wollitz

Graham Moerke Yirchott Gumeringer Mollett Mr. Speaker

Those voting in the negative were:

Anderson, Ransom Seibel Absent and not voting:

Allen Murray Wambheim Hammer Stair Zurcher Holand Wadeson

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

Rep. Baker moved that the vote by which House Bill No. 347 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Resolution "D". A Resolution Providing for a Study of Possible Improvements in the Structural Organization of the State of North Dakota and the Elimination of Duplication in Fields of Inspection, Regulation and Other Governmental Functions.

Was read the second time.

Rep. Lillehaugen moved that House Resolution "D" be adopted, which motion prevailed and the resolution was declared adopted.

House Concurrent Resolution "S."

Was read the second time.

Rep. Brickner moved that House Concurrent Resolution "S" be adopted, which motion prevailed and the concurrent resolution was declared adopted.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 17, 1949

Mr. President: I have the honor to transmit:

House Bill No. House Bill No. 163

House Bill No 226

House Bill No. 241

House Bill No. 258

House Bill No. 264 House Bill No. 271

House Bill No. 282

House Bill No. 343

House Bill No. 344

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 17, 1949

Mr. President: I have the honor to transmit:

House Bill No. 288

House Bill No. 307

House Bill No. 335

House Bill No. 340

House Bill No. 347

House Concurrent Resolution "S"

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House stand recessed until 1:00 p. m. Friday, February 18, 1949, which motion prevailed and the House went on the twelfth order of business.

FIRST READING OF SENATE BILLS

Senate Bill No. 55. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Was read for the first time and referred to the Committee on

Appropriations.

Senate Bill No. 113. A Bill for an Act to Amend and Reenact Section 19-1012 of the North Dakota Revised Code of 1943, Relating to Specifications for Diesel Fuel.

Was read for the first time and referred to the Committee on

State and Federal Government.

Senate Bill No. 150. A Bill for an Act Validating Sales of Real Estate on Execution and Foreclosure of a Mortgage, and Declaring an Emergency.

Was read for the first time and referred to the Committee on

Judiciary.

Senate Bill No. 185. A Bill for an Act to Repeal Section 19-0209 of the North Dakota Revised Code of 1943, Relating to the Labeling of Flour, and Declaring an Emergency.

Was read for the first time and referred to the Committee on

State and Federal Government.

Senate Bill No. 203. A Bill for an Act to Amend and Reenact Section 39-0518 of the North Dakota Revised Code of 1943, Relating to Forwarding Certificate of Title to Department Not Required When Transferee is a Dealer; Exception.

Was read for the first time and referred to the Committee on

Transportation.

Senate Bill No. 281. A Bill for an Act Implementing the Constitutional Amendment Adopted in November, 1948, and Directing the Method of Disbursement and the Expenditure of the Proceeds From the One Mill Levy Provided Thereby, Together With Any Other Funds Received, for the Establishment, Development and Maintenance of the North Dakota State Medical Center.

Was read for the first time and referred to the Committee on

State and Federal Government.

Senate Bill No. 237. A Bill for an Act to Amend and Reenact Section 39-0606 of the 1947 Supplement to the North Dakota Revised Code of 1943 Requiring Applicant for Motor Vehicle Operator's License to Take Physical, Mental and Driving Tests; Fee for Physical Examination.

Was read for the first time and referred to the Committee on

Judiciary.

Senate Bill No. 241. A Bill for an Act to Facilitate the Provisions of Section 25 of the Constitution Relating to the Enactment of Measures by the Initiative Process and to Require That the Proposed Petition be Submitted to the Secretary of State Before Circulation so That the Sufficiency Thereof May Be Determined.

Was read for the first time and referred to the Committee on

State and Federal Government.

And the House stood recessed until 1:00 p.m. Friday, February 18, 1949, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

FORTY-FIFTH DAY AFTER RECESS AND FORTY-SIXTH DAY

Bismarck, February 18, 1949

The House reconvened at 1:00 p. m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the sixth order of business.

Rep. Erickson moved that the amendments on Senate Bill No. 27 as recommended by the Committee on Political Subdivisions and printed on page 632 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on Senate Bill No. 96 as recommended by the Committee on State and Federal Government and printed on page 632 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on Senate Bill No. 124 as recommended by the Committee on State and Federal Government and printed on page 633 of the House Journal, be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 18, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 71

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 18, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 84
Senate Bill No. 105
Senate Bill No. 111
Senate Bill No. 165
Senate Bill No. 157
Senate Bill No. 180
Senate Bill No. 184
Senate Bill No. 242
Senate Bill No. 225

Senate Bill No. 240 Senate Bill No. 238 Senate Concurrent Resolution "R"

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 18, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 13 House Bill No. 31 House Bill No. 60 House Bill No. 72 House Bill No. 75 House Bill No. 114 House Bill No. 232 House Bill No. 235 House Bill No. 289

Which the President has signed.

W. J. TROUT, Secretary.

Rep. Erickson requested that the House be on the eighth order of business, which request was granted.

Rep. Erickson moved that Senate Bill No. 115 be rereferred from the Committee on Political Subdivisions to the Committee on General Affairs, which motion prevailed.

The Speaker announced that the House would be on the eleventh order of business.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House do not concur in the Senate amendments to House Bill No. 162, as shown on page 656 of the House Journal, and that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 162.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 162, Reps. Mollet, Bymers and Einarson.

Rep. Lillehaugen moved that the House concur in the Senate amendments to House Bill No. 124, as shown on page 655 of the House Journal, which motion prevailed.

Rep. Lillehaugen moved that the rules be suspended and House Bill No. 124 be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Lillehaugen moved that further consideration of House Bill No. 124 be deferred until Monday, February 21, 1949, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "X", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon of Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

. Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "W", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 15, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Welk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 64, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the engrossed bill strike out the figures "\$29,-052.75" and insert the figures "\$10,844.00"

In line 10 strike out the figures "\$38,513.18" and insert "\$33,961.00"

In line 14 strike out the figures "\$2,500.00" and insert "\$23,708.75"

In line 15 insert a "comma" after the word "equipment" and strike out the word "at" and insert as line 15a the following:

"Improvements and equipment, and Insurance, at"

Add line 19a as follows: "Salary Commandant....7,200.00" In line 20 strike out the figures "15,000.00" and insert "10,800.00"

In line 35 strike out the total "156,552.75" and insert "159,552.75"

In line 37 strike out the figures "\$31,552.75" and insert "\$34,552.75"

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 64 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 65, have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the engrossed bill strike out the period and insert in lieu thereof a comma and the following words: "for the biennium ending June 30, 1949."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on

Appropriations on Senate Bill No. 65 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 88, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MOLLET, Chairman.

Rep. Dewing moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bymers moved that the House reconsider the action by which the report of the Committee on Finance and Taxation on Senate Bill No. 88 was adopted, be reconsidered, which motion prevailed.

Rep. Bymers moved that Senate Bill No. 88 be placed on the calendar, which motion lost.

Rep. Erickson moved that Senate Bill No. 88 be indefinitely postponed, which motion prevailed.

Rep. Erickson moved that the motion by which Senate Bill No. 88 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 100, have had the same under consideration and recommend that the same do pass.

REP. WELK, Chairman.

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No 106, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 108, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 138, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon of Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 147, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 155, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 156, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Westby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 162, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which, motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 171, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 179, have had the same under consideration and recommend that the same do pass.

REP. WELK, Chairman.

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 210, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 14, have had the same under consideration and recommend that the same do pass.

REP. WELK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 36, have had the same under consideration and recommend that the same be amended as follows:

In line 14, after the word "system" insert in lieu thereof the words "in matters of safety".

In line 20, after the comma, insert in lieu thereof the word "safety".

In line 20, after the word "and" insert in lieu thereof the word "safety".

In line 21, after the word "minimum" insert in lieu thereof the word "safety".

And when so amended recommend the same do no

REP. WELK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Langseth moved that Senate Bill No. 36 be placed in General Orders for further amendment which motion prevailed.

Mr. Speaker: Your Committee on State and Tederal Government to whom was referred Senate Concurrent Resolution "B", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 10 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 162 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Mollet, Bymers. and Einarson.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 18, 1949

Mr. President: I have the honor to return:

Senate Bill No. 27

Senate Bill No. 96

Senate Bill No. 124

Which the House has amended.

GEORGE OLSON, Chief Clerk.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Bubel introduced:

House Resolution "E". A Resolution Providing for a complete Study by the Legislative Research Committee of Problems of Motor Vehicle Liability.

Which was read the first time.

Rep. Bubel moved that House Resolution "E" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Haugland and Hofstrand introduced:

House Resolution "F."

- WHEREAS, from time to time, in various counties of the state, the insanity boards are required to deal with cases
- 3 of old people who, while not actually insane, have become

4 feeble and unable to care for themselves; and

- 5 WHEREAS, such aged people require care, and the
- 6 state institution at which they can be given such care is
- 7 the State Hospital for the Insane, at Jamestown; and WHEREAS, approximately one hundred and fifty

8a such old

9 people have already been sent by county insanity boards 9a to

10 the State Hospital for the Insane; and

11 WHEREAS, it has been reported to numerous members 11a of

12 this legislative body that such old people are compelled 12a to

13 come into actual contact with insane persons in the state

14 hospital, which condition is by this House deplored; 15 NOW, THEREFORE, IT IS HEREBY RESOLVED

15a by the House of

16 Representatives now in session that the Honorable

16a Speaker of

17 the House do forthwith name and constitute a committee 17a con-

18 sisting of three members to investigate the conditions

18a sur-

19 rounding these people at the state hospital and report

19a their

20 findings to this House as soon as possible; and that the

21 expenses of such committee be paid as legislative

21a expenses

22 are paid.

Which was read the first time.

Rep. Hofstrand moved that House Resolution "F" be printed in the Journal, which motion prevailed.

Rep. Hofstrand moved that House Resolution "F" be adopted.

ROLL CALL

The question being on the final passage of House Resolution "F" the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugland	Saumur
Anderson,	Hegge	Schade
Eddy-Foster	Helling	Schmidt
Anderson, Richl'd	Helm	Schuler
Arndt	Hofstrand	Schwartz
Baker	Holand	Seibel
Benson	Homelvig	Simenson
Bentz	Johnson	Siverson
Brady	Kjelgaard	Skaar
Braun	Klefstad	Smart
Bryans	Kleppe	Snow
Bymers	Langseth	Solberg
Callahan	Larsen	Sorlie
Collette	Larson	Stair
Cote	Laske	Starck
Culver	Lee	Stevens
Dalzell	Leet	Sticka
Drawz	Leier	Stormon, Ramsey
Einarson	Lillehaugen	Stormon, Rolette
Ekren	Lindberg	Thompson, McL'r
Erickson	Link	Wadeson

Esterby Locken Wahl Walster Fleck Luick Freadhoff Maher Wambheim Welk Fristad McInnes Fuglestad Moe Westby Moerke Wolf Graham Gumeringer Wollitz Mollett Haedt Zurcher Nygaard Hafner Power Mr. Speaker

Absent and not voting:

Baeverstad Hammer Murray Brickner Haugen, McLean Sellens Thompson, Richl'd Bubel Heimes Dewing Langley Williams Fitch Monson Yirchott Frank

So the resolution was declared carried.

Reps. Hofstrand, Langseth and Siverson introduced:

House Concurrent Resolution "Y". A House Concurrent Resolution Memorializing Congress and the President of the United States Not to Support Any Proposition Disturbing the Rural Electrification Administration as it is Presently Set Up and Not to Disturb the Existing Power Agencies or the Government's Power Policy to the Detriment of the People.

Which was read the first time.

Rep. Langseth moved that House Concurrent Resolution "Y" be adopted, which motion prevailed.

The following Senate Bills, having been read, were placed on

FINAL PASSAGE

Senate Bill No. 41. A Bill for an Act to Amend and Reenact Section 20-0314 of the North Dakota Revised Code of 1943, Relating to Fees for Commercial Fishing Licenses, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 27; absent and not voting, 14.

Those voting in the affirmative were:

Haugland Acheson Power Rolfsrud Allen Hegge Anderson, Ransom Helling Saumur Anderson, Helm Schade Eddy-Foster Holand Schmidt Anderson, Richl'd Homelvig Schwartz Arndt Johnson Seibel Baker Kjelgaard Simenson Benson Klefstad Siverson Bentz Larsen Skaar Bryans Larson Smart Laske Bymers Solberg Collette Lee Sorlie Cote Stair Leet Dalzell Leier Starck Einarson Lindberg Sticka Ekren Link Stormon, Ramsey Esterby Locken Stormon, Rolette

Thompson, McL'n Frank Luick Freadhoff Maher Wadeson **Fuglestad** Moe Welk Williams Moerke Graham Mollett Wollitz Haedt Halcrow Nygaard Zurcher Haugen,

Griggs-Steele

Those voting in the negative were:

Hofstrand Snow Anderson, Cass Stevens Bubel Langseth Lillehaugen Thompson, Richl'd Callahan Culver McInnes Wahl Walster Drawz Murray Rudolf Wambheim Erickson Fristad Sailer Westby Gumeringer Schuler Wolf Hafner Sellens Mr. Speaker

Absent and not voting:

Baeverstad Fitch Kleppe
Brady Fleck Langley
Braun Hammer Monson
Brickner Haugen, McLean Yirchott

Dewing Heimes

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

Senate Bill No. 9. A Bill for an Act to Amend and Reenact Section 25-0214 of the North Dakota Revised Code of 1943, Relating to the Expense for Care of Patients at the State Hospital and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 19.

Those voting in the affirmative were:

Acheson Haugen. Saumur Griggs-Steele Schade Allen Schmidt Anderson, Cass Haugland Schuler Anderson, Ransom Hegge Helling Anderson, Schwartz Eddy-Foster Hofstrand Sellens Simenson Anderson, Richl'd Holand Homelvig Siverson Arndt Johnson Skaar Baker Kjelgaard Benson Smart Bentz Klefstad Snow Solberg Bryans Larsen Bubel Larson Sorlie Laske Stair Bymers Callahan Lee Starck Stevens Collette Leier Cote Lillehaugen Sticka Stormon, Ramsey Dalzell Link Drawz Locken Stormon, Rolette Luick Wadeson Einarson McInnes Wahl Ekren Erickson Moe Walster Wambheim Esterby Moerke

Freadhoff Mollett Welk Fristad Murray Westby Williams Nygaard **Fuglestad** Power Wolf Graham Rolfsrud Wollitz Gumeringer Zurcher Rudolf Haedt Hafner Sailer Mr. Speaker Halcrow

Those voting in the negative were:

Frank Langseth Thompson, Richl'd Helm Lindberg

Absent and not voting:

Baeverstad Fleck Leet
Brady Hammer Maher
Braun Haugen, McLean Monson
Brickner Heimes Seibel
Culver Kleppe Thompson, McL'n

Dewing Langley Yirchott

Fitch

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

Senate Bill No. 10. A Bill for an Act to Amend and Reenact Sections 40-0112, 40-1606 and 54-1406 of the North Dakota Revised Code of 1943, Relating to Claims Against Municipalities and Prescribing Penalties.

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:

Sailer Acheson Haugland Allen Hegge Saumur Anderson, Cass Helling Schade Helm Schmidt Anderson Eddy-Foster Hofstrand Schuler Anderson, Richl'd Holand Schwartz Arndt' Homelvig * Seibel Baker Johnson Sellens Kjelgaard Simenson Benson Bentz Kleppe Siverson Skaar Brady Langseth Smart Bryans Larsen Snow Bubel Larson Bymers Laske Solberg Sorlie Callahan Lee Collette Stair Leet Cote Leier Starck Sticka Dalzell Lindberg Stormon, Ramsey Drawz Link Stormon, Rolette Einarson Locken Luick Thompson, Richl'd Ekren Thompson, McL'n Erickson Maher McInnes Wadeson Esterby Wahl Fleck Moe Frank Moerke Wambheim Welk **Fuglestad** Mollett Williams Gumeringer Murray

Haedt Nygaard Wolf Hafner Power Wollitz Halcrow Rolfsrud Zurcher Haugen, Rudolf Mr. Speaker Griggs-Steele

Those voting in the negative were:

Anderson, Ransom Freadhoff Walster

Absent and not voting:

Baeverstad Fristad Langley Graham Lillehaugen Braun Brickner Hammer Monson Haugen, McLean Culver Stevens Dewing Heimes Westby Fitch Klefstad Yirchott

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

Senate Bill No. 11. A Bill for an Act to Amend and Reenact Section 40-1706 of the North Dakota Revised Code of 1943, Relating to the Disbursement of City Funds and Permitting the Issuance of Payroll Checks by the City Treasurer Upon a Single Order From the Governing Board.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Acheson Haugland Sailer Hegge Saumur Allen Helling Schade Anderson, Cass Schmidt Anderson, Helm Eddy-Foster Hofstrand Schuler Anderson, Richl'd Holand Schwartz Arndt Homelvig Seibel Baker Sellens Johnson Benson Kjelgaard Simenson Klefstad Siverson Bentz Brady Kleppe Smart Langseth Snow Bryans Bubel Larsen Solberg Larson Sorlie **Bymers** Callahan Laske Stair Collette Lee Starck Cote Leet Stevens Dalzell Leier Sticka Drawz Lillehaugen Stormon, Ramsey Lindberg Stormon, Rolette Ekren Erickson Link Thompson, Richl'd Thompson, McL'n Esterby Locken Fleck Luick Wadeson Wahl Frank Maher Freadhoff McInnes Wambheim Welk Fuglestad Moerke Gumeringer Mollett Williams Wolf Haedt Murray Hafner Nygaard Wollitz Halcrow Power Zurcher Haugen, Rolfsrud Mr. Speaker Griggs-Steele

Rudolf

Those voting in the negative were:

Anderson, Ransom Walster

Absent and not voting:

Langley Baeverstad Fitch Braun Fristad Moe Monson Brickner Graham Skaar Culver Hammer Haugen, McLean Dewing Westby Yirchott Heimes Einarson

So the bill was declared passed, and the title was agreed to. Senate Bill No. 12. A Bill for an Act to Amend and Reenact Section 40-2002 of the North Dakota Revised Code of 1943, Relating to Assistant City Attorneys.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 7; absent and not voting, 16.

Those voting in the affirmative were:

Acheson Haugland Sailer Allen Hegge Saumur Anderson, Cass Helling Schade Schmidt Anderson, Helm Schwartz Eddy-Foster Hofstrand Anderson, Richl'd Holand Seibel Arndt Homelvig Sellens Baker Johnson Siverson Kjelgaard Skaar Bentz Brady, Klefstad Smart Braun Langseth Snow Bryans Larsen Solberg Sorlie Bubel Larson Stair Laske Bymers Callahan Lee Starck Leet Sticka Collette Cote Leier Stormon, Ramsey Lillehaugen Stormon, Rolette Culver Dalzell Thompson, Richl'd. Lindberg Thompson, McL'n. Drawz Link

Einarson Locken Wadeson Wahl Ekren Luick Erickson Walster Maher Fleck McInnes Wambheim Mollett Welk Frank Fristad Murray Williams Gumeringer Nygaard Wolf Wollitz Haedt Power Hafner Rolfsrud Zurcher Halcrow Rudolf Mr. Speaker

Haugen, Griggs-Steele

Those voting in the negative were:

Anderson. Ransom Moerke Simenson. Stevens

Kleppe

Absent and not voting:

Baeverstad Fuglestad Langley Benson Graham Moe Brickner Hammer Monson
Dewing Haugen, McLean
Esterby Heimes Yirchott

So the bill was declared passed, and the title was agreed to. Senate Bill No. 13. A Bill for an Act to Amend and Reenact Section 40-2103 of the North Dakota Revised Code of 1943, Relating to Elections in Council Cities.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

Acheson Haugland Saumur Schade Allen Hegge Anderson, Cass Schmidt Helling Anderson, Helm Schuler Schwartz Eddy-Foster Hofstrand Anderson, Richl'd Holand Seibel Homelvig Sellens Arndt Simenson Baeverstad Johnson Kjelgaard Siverson Baker Bentz Klefstad Skaar Smart Brady Kleppe Braun Snow Langseth Bryans Larsen Solberg Sorlie Bubel Larson Laske Stair Bymers Callahan Lee Starck Stevens Leet Collette Sticka Cote Leier Stormon, Ramsey Culver Lillehaugen Dalzell Lindberg Stormon, Rolette Thompson, McL'n Drawz Link Locken Wadeson Einarson McInnes Wahl Ekren Erickson Moerke Walster Wambheim Frank Mollett Murray Welk Freadhoff Nygaard Gumeringer Williams Power Wolf Haedt Rolfsrud Wollitz Hafner Rudolf Zurcher Halcrow Mr. Speaker Sailer Haugen,

Griggs-Steele

Those voting in the negative were: Anderson, Ransom Thompson, Richl'd

Absent and not voting:

Fuglestad Luick Benson Brickner Graham Maher Hammer Moe Dewing Haugen, McLean Monson Esterby Westby Fitch Heimes Langley Yirchott Fleck Fristad

So the bill was declared passed, and the title was agreed to. Senate Bill No. 16. A Bill for an Act to Amend and Reenact Section 40-3904 of the North Dakota Revised Code of 1943, Relating to Vacating of Streets and Alleys in Municipalities.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Acheson Haugland Sailer Allen Hegge Saumur Anderson, Cass Helling Schade Anderson, Helm Schmidt Eddy-Foster Schuler Hofstrand Anderson, Richl'd Holand Schwartz Seibel Arndt Homelvig Baker Johnson Sellens Simenson Benson Kjelgaard Bentz Klefstad Siverson Brady Kleppe Skaar Smart Braun Langseth Solberg Bryans Larsen Sorlie Bubel Larson Laske Bymers Stair Callahan Lee Starck Collette Leet Stevens Leier Sticka Cote Stormon, Ramsey Stormon, Rolette Dalzell Lillehaugen Drawz Lindberg Ekren Link Thompson, Richl'd Erickson Locken Thompson, McL'n Luick Wadeson Esterby Wahl Freadhoff Maher Fuglestad McInnes Walster Graham Moe Wambheim Welk Gumeringer Moerke Haedt Mollett Williams Hafner Nygaard Wolf Halcrow Power Wollitz Haugen, Rolfsrud Zurcher Griggs-Steele Rudolf Mr. Speaker

Those voting in the negative were:

Anderson, Ransom

Absent and not voting:

Baeverstad Fleck Langley Brickner Frank Monson Culver * Fristad Murray Dewing Hammer Snow Einarson Haugen, McLean Westby Fitch Heimes Yirchott

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

Senate Bill No. 19. A Bill for an Act Providing for Civil Service Systems in Park Districts Within Certain Cities.

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:

Acheson Haugland Schade Hegge Helling Allen Schmidt Anderson, Cass Schuler Anderson, Richl'd Schwartz Hofstrand Arndt Holand Seibel Baker Homelvig Sellens Benson Johnson Simenson Bentz Kjelgaard Siverson Klefstad Smart Braun Bryans Snow Kleppe Bubel Langseth Solberg Sorlie Bymers Larsen Stair Callahan Larson Collette Laske Starck Cote Lee Stevens Dalzell Sticka Leet Drawz Leier Stormon, Ramsey Stormon, Rolette Einarson Lillehaugen Ekren Thompson, Richl'd Lindberg Erickson Thompson, McL'n Link Locken Wadeson Esterby Wahl Fleck Luick Frank Maher Walster Freadhoff Wambheim McInnes **Fuglestad** Moerke Welk Graham Mollett Westby Williams Gumeringer Nygaard Wolf Haedt Power

Haugen, Griggs-Steele

Hafner

Halcrow

Those voting in the negative were:

Anderson, Ransom

Absent and not voting:

Fitch Moe Anderson, Eddy-Foster Fristad Monson Baeverstad Hammer Murray Brady Haugen, McLean Saumur Brickner Heimes Skaar Yirchott Culver Helm Dewing Langley

Rolfsrud

Rudolf

Sailer

Wollitz

Zurcher

Mr. Speaker

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

Senate Bill No. 20. A Bill for an Act Providing for Employees Pension in Certain Park Districts, Providing for a Tax to be Levied for the Same.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 17; absent and not voting, 18.

Those voting in the affirmative were:

Acheson Haedt Rolfsrud
Allen Halcrow Sailer
Anderson, Cass Haugen, Schmidt
Anderson, Richl'd Griggs-Steele
Arndt Haugland Simenson

Baker Helm Siverson Benson Holand Smart Bentz Homelvig Snow Solberg Brady Johnson Braun Kjelgaard Stair Bryans Klefstad Starck Kleppe Stevens Bymers Callahan Larsen Sticka Stormon, Ramsey Stormon, Rolette Collette Lee Cote Leet Dalzell Lillehaugen Thompson, Richl'd Drawz Lindberg Thompson, McL'n Einarson Link Walster Ekren Locken Wambheim Erickson Welk Luick Esterby Maher Westby Fleck McInnes Williams Frank Moerke Wolf Freadhoff Mollett Wollitz Fuglestad Zurcher Nygaard Graham Power Mr. Speaker Gumeringer

Those voting in the negative were:

Anderson, Ransom Larson Schuler
Hafner Laske Schwartz
Hegge Leier Seibel
Helling Moe Sorlie
Hofstrand Rudolf Wadeson

Langseth Schade

Absent and not voting:

Anderson. Fitch Monson Eddy-Foster Fristad Murray Baeverstad Hammer Saumur Haugen, McLean Brickner Skaar Bubel Heimes Wahl Culver Langley Yirchett Dewing

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 22. A Bill for an Act to Provide for the Assessment of Costs of Work Done by Municipalities Necessary for the General Welfare.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 23; absent and not voting, 18.

Those voting in the affirmative were:

Acheson Haedt Power Rudolf Allen Halcrow Anderson, Cass Sailer Haugen, Anderson, Griggs-Steele Schade Eddy-Foster Haugland Schmidt Anderson, Richl'd Hegge Schuler Sellens Arndt Helm Baker Holand Simenson Benson Homelvig Siverson Bentz Kjelgaard Skaar Brady Kleppe Smart

Bryans Langley Snow Bubel Larsen Sorlie **Bymers** Larson Stair Starck Callahan Lee Collette Leet Stevens Stormon, Ramsey Stormon, Rolette Dalzell Leier Drawz Lillehaugen Einarson Lindberg Walster Wambheim Erickson Locken Esterby Luick Westby Fleck Maher Wolf McInnes , Frank Zurcher **Fuglestad** Moerke Mr. Speaker Gumeringer Nygaard

Those voting in the negative were:

Anderson, Ransom Langseth Thompson, Richl'd Thompson, McL'n Braun Laske Wadeson Cote Moe Culver Mollett Wahl Ekren Schwartz Welk Freadhoff Williams Seibel Graham Solberg Wollitz Helling Sticka

Absent and not voting:

Baeverstad Hammer Link Brickner Haugen, McLean Monson Dewing Heimes Murray Fitch Hofstrand Rolfsrud Fristad Johnson Saumur Hafner Klefstad Yirchott

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Erickson moved that the vote by which Senate Bill No. 22 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 23. A Bill for an Act to Amend and Re-enact Subsection 8 of Section 40-0501 of the North Dakota Revised Code of 1943, Relating to Powers of Municipalities.

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:

Halcrow Acheson Mollett Allen Haugen, Nygaard Anderson, Cass Griggs-Steele Power Anderson, Rolfsrud Haugland Eddy-Foster Hegge Sailer Anderson, Richl'd Helling Saumur Schmidt Arndt Helm Baeverstad Hofstrand Schwartz Seibel Baker Holand Sellens Benson Homelvig Bentz Johnson Simenson Kjelgaard Siverson Bryans Klefstad Skaar Bubel Bymers Kleppe Smart

Callahan Langley Snow Collette Langseth Sorlie Stevens Cote Larsen Dalzell Larson Sticka Stormon, Ramsey Stormon, Rolette Einarson Laske Ekren Lee Thompson, Richl'd Erickson Leet Esterby Wadeson Leier Wahl Fleck Lillehaugen Frank Lindberg Wambheim Freadhoff Link Westby Fuglestad Locken Williams Graham Luick Wolf Gumeringer Maher Wollitz Haedt McInnes Zurcher Hafner Moerke Mr. Speaker

Those voting in the negative were:

Anderson, Ransom Moe Starck

Thompson, McL'n Rudolf Brady Braun Schuler Welk

Culver

Absent and not voting:

Brickner Hammer Schade Haugen, McLean Solberg Dewing Drawz Heimes Stair Fitch Monson Walster Yirchott Fristad Murray

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 47. A Bill for an Act to Amend and Re-enact Section 20-0217 of the North Dakota Revised Code of 1943, Relating to the Police Powers of the Game and Fish Commissioner, Deputy Commissioner and Bonded Appointees of the Commissioner.

Rep. Starck moved that further consideration of Senate Bill No. 47 be delayed until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 86. A Bill for an Act Relating to Oil, Gas, Mineral and Archeological Reservations by the State of North Dakota and Its Agencies and Political Subdivisions and Authorizing the Release of Such Reservations to the United States of America or Any of Its Agencies or Agents and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

Acheson Haugen, Saumur Allen Griggs-Steele Schade Anderson, Cass Haugland Schmidt Anderson, Richl'd Hegge Schwartz Arndt Helling Seibel Baeverstad Helm Sellens Baker Hofstrand Siverson Skaar Benson Holand Bentz Homelvig Smart

Brady Johnson Snow Braun Kjelgaard Solberg Klefstad Sorlie Bryans Bubel Langley Stair Bymers Larsen Starck Callahan Larson Stevens Collette Laske Sticka Cote Lee Stormon, Ramsey Culver Leet Stormon, Rolette Thompson, Richl'd Dalzell Leier Thompson, McL'n Drawz Lillehaugen Wadeson Einarson Link Erickson Luick Wahl Wambheim Esterby Maher Frank McInnes Welk Freadhoff Moe Westby Fuglestad Moerke Williams Wolf Graham Mollett Gumeringer Nygaard . Wollitz Haedt Power Zurcher Hafner Sailer Mr. Speaker Halcrow

Those voting in the negative were:

Anderson, Ransom Kleppe Rudolf
Anderson, Langseth Schuler
Eddy-Foster Lindberg Simenson
Ekren Locken Walster

Absent and not voting:

Brickner
Dewing
Hammer
Haugen, McLean
Fleck
Heimes
Monson
Murray
Rolfsrud
Yirchott

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

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 18, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 214

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

W. J. TROUT, Secretary.

Rep. Stormon of Rolette requested that the House be on the eighth order of business, which request was granted.

Rep. Stormon of Rolette moved that House Concurrent Resolution "W" be adopted, which motion prevailed, and House Concurrent Resolution "W" was declared adopted.

Rep. Bubel moved that the House be at ease for fifteen minutes while waiting for the Senate to message over another bill, which motion prevailed.

The Speaker called the House into session and announced that he would appoint Reps. Hofstrand, Haugland and Langseth as the committee provided for in House Resolution "F".

MESSAGE TO THE SENATE

House Chamber Bismarck, February 18, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "W"

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

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 18, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 243

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

W. J. TROUT, Secretary.

Rep. Bymers moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-SIXTH DAY

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. O. O. Andvick of the Lutheran Church of Mandan.

The roll was called and all members were present, except Reps. Baeverstad, Benson, Brickner, Dewing, Fitch, Fleck, Freadhoff, Fristad, Fuglestad, Hammer, Haugen of McLean, Heimes, Holand, Klefstad, Langley, Larsen, Luick, Monson, Sailer, Smart, Sorlie, Wambheim, Williams, and Yirchott.

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Fourth day after recess and the Forty-Fifth day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 18, 1949

Mr. President: I have the honor to return:

Senate Bill No. 88 Senate Bill No. 106

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 33, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Klefstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 34, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 102 have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 117, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Arndt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred Senate Bill No. 121, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor Relations to whom was referred Senate Bill No. 122, have had the same under consideration and recommend that the same do pass.

REP. THOMPSON, Richland, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 123, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 125, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 149, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. CULVER, Chairman.

Rep. Kleppe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 163, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 196, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 197, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 200, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 18, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 124.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 13
House Bill No. 31
House Bill No. 60
House Bill No. 71
House Bill No. 72
House Bill No. 75
House Bill No. 76
House Bill No. 114
House Bill No. 232
House Bill No. 235

House Bill No. 289

Were delivered to the Governor for his approval at the hour of 3:25 o'clock P. M., February 18, 1849.

REP. FRANK, Chairman.

Rep. Bubel moved that the House now recess until 3:55 p. m. and then re-convene for the joint session to be held with the Senate at 4:00 p.m., and that at the conclusion of the joint session, the House stand recessed until 1:30 p. m. Saturday, February 19, 1949, which motion prevailed.

JOINT SESSION

The joint session was called to order by Mr. C. P. Dahl, President of the Senate.

Rep. Rudolf moved that a committee of two be appointed to escort the state officials and Supreme Court Judges to the rostrum, which motion prevailed and the presiding officer appointed as such committee: Rep. Rudolf and Senator Schoeder.

Senator Bridston moved that a committee of two be appointed to escort Mr. William Trueman, Grand Chef De Gare, 40 et 8, N. D. and Mr. J. J. Viala, French Consul General to the rostrum, which motion prevailed and the presiding officer appointed as such committee, Senator Bridston and Senator Rue.

Rep. Stair moved that the presiding officer appoint a committee of two to escort Governor Aandahl to the rostrum, which motion prevailed and the presiding officer appointed as such committee, Rep. Stair and Senator Reinke.

"MERCI" PROGRAM

JOINT SESSION

of the LEGISLATIVE BODIES OF NORTH DAKOTA

Friday, February 18, 1949

Hon. C. P. Dahl, Lt. Governor, presiding

CALL TO ORDER-4 P. M.

INVOCATION-Rev. Opic Rindahl, Legislative Chaplain.

SOLO-MARSEILLAISE-Mrs. Joseph Donahue, accompanied by Miss Lorna Boutrous.

PRESENTATION OF "MERCI" GIFTS

Hon. J. J. Viala-French Consul General.

Hon. William Trueman—Grand Chef De Gare La Societe Des 40 Hommes et 8 Chevaux.

ACCEPTANCE

Hon. Fred G. Aandahl-Governor of North Dakota.

Hon. E. C. Stucke-For the North Dakota Senate.

Hon. Roy A. Holand—For the North Dakota House of Representatives.

STAR SPANGLED BANNER-Audience.

BENEDICTION-Rev. Opie Rindahl.

Rep. Bubel moved that the joint session now adjourn, which motion prevailed and the joint session was adjourned.

And the House now stood recessed until 1:30 p. m. pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

FORTY-SIXTH DAY AFTER RECESS AND FORTY-SEVENTH DAY

Bismarck, February 19, 1949

The House reconvened at 1:30 p. m. pursuant to recess taken with Speaker Levin presiding.

The Speaker announced that the House would be on the eighth order of business.

Rep. Bubel moved that the Senate be asked to return Senate Bills Nos. 27, 96 and 124 for completion of action, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 19, 1949

Mr. President: I have the honor to request the return of Senate Bills Nos. 27, 96 and 124 for completion of our action.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would return to the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions and find the same correctly Enrolled:

House Resolution "D" House Resolution "E" House Resolution "F"

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 28, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Lillehaugen moved that Senate Bill No. 28 be rereferred to the Committee on Appropriations, which motion prevailed.

The Speaker announced that Senate Bill No. 28 would be re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 134, have had the same under consideration and recommend that the same be amended as follows:

In line 32 after the period, beginning with the word "Provided", strike out the remainder of the section.

And when so amended recommend the same do pass.

REP. ERICKSON, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Political Subdivision on Senate Bill No. 134 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 135, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 136, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 140, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 148, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 178, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Anderson, Richland, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 181, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 215, have had the same under consideration and resommend that the same do pass.

REP. ERICKSON, Chairman.

Rep. Anderson, Cass, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 224, have had the same under consideration and recommend that the same be amended as follows:

In line 15, after the word "flax" insert the words "three cents on".

And when so amended, recommend the same do pass. REP. BYMERS, Vice-Chairman.

Rep. Fuglestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on Senate Bill No. 224 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 226, have had the same under consideration and recommend that the same do pass.

REP. LILLEHAUGEN, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 84. A Bill for an Act to Provide for a Survey by Research Foundation to Determine Feasibility of Establishing State-owned Cement Plant, and Providing Appropriation for Such Survey; Authorizing Industrial Commission to Establish a State-owned Cement Plant if Deemed Feasible; Providing that Said State-owned Cement Plant Be Designated as "The State of North Dakota, Doing Business as the North Dakota State Cement Plant"; Granting Power and Authority to the Industrial Commission to Manage and Operate Said Plant, Acquire Property Therefor by Purchase, Lease or Eminent Domain, and Do All Other Acts Necessary in the Management Thereof; Providing for Maintenance of Civil Actions by or Against the State in Connection With Said State-owned Cement Plant; Providing for Annual Audits of the Operations of Said Plant; Providing for Bond Issue of Not to Exceed Five Million (\$5,000,000.00) Dollars for the Constructon of Said Plant; Providing for the Execution of Mortgages on Properties of the State Acquired for Said State-owned Cement Plant to be Held in Trust by the State Treasurer as Security for Payment of Bonds Issued; Providing for Recording of Said Mortgages; Authorizing Issuance of Bonds, Amount, Series, Manner of Execution, Sale, to Whom Payable, Maximum Interest Thereon, Manner of Payment, Establishing Fund for Payment Thereof in State Treasurer's Office; Providing for Levies for Interest and Principal of Said Bonds; Making-Appropriations for Payment of the Bonds and for Payment of Expenses to Put This Act Into Effect; Providing for Investment of Sinking Fund, and Exempting Said Bonds From State, County and Municipal Taxes.

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

Senate Bill No. 105. A Bill for an Act for the Retirement of Justices of the Supreme Court and Judges of the District Court; Providing for an Assessment on Salaries of Such Judges; Providing for the Withdrawal of a Portion of the Amount so Assessed on Retirement From Office Without Becoming Eligible for Retirement Salary; Prescribing Duties That Such Retired Judges Shall Be Eligible to Perform and Fixing Their Compensation.

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

Senate Bill No. 111. A Bill for an Act Making an Appropriation of Eight Million Three Hundred Forty-nine Thousand Three Hundred Seventy-six Dollars for the Purpose of Matching Federal Funds Allocated or To Be Allocated to the State of North Dakota for the Purpose of Construction and Reconstruction of the Public Highways and Bridges Within the State.

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

Senate Bill No. 157. A Bill for an Act Appropriating the Sum of \$500,000 Out of Any Monies in the State Treasury Not Otherwise Appropriated, or so Much Thereof as May Be Necessary to Match Federal Funds of Like Amount Now Available or Hereafter to Become Available for a Bridge To Be Constructed Across the Yellowstone River in McKenzie County, North Dakota, on Highway No. 23; Authorizing and Directing the State Highway Commissioner and His Officers and Engineers to Prepare Plans and Specifications for Such Bridge and to Proceed with the Construction Thereof as soon as Convenient; and Declaring an Emergency.

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

Senate Bill No. 165. A Bill for an Act to Amend and Reenact Section 36-0101 of the North Dakota Revised Code of 1943 Relating to the State Livestock Sanitary Board; Providing for the Membership Thereon and the Manner in Which Appointed; Providing for the Terms and Qualifications of the Members Thereof and Providing for the Expiration of Terms of Office of Members of Said Board Existing Prior to the Effective Date of Establishment of the Board Provided for in This Act.

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

Senate Bill No. 180. A Bill for an Act to Amend and Reenact Section 24-1205 of the North Dakota Revised Code of 1943, Relating to Signs and Billboards Along Highways.

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

Senate Bill No. 184. A Bill for an Act to Amend and Re-enact Sections 15-3911, 15-3914, 15-3915, 15-3917, 15-3924, 15-3927, 15-3928, 15-3929, 15-3933, 15-3937, 15-3939, 15-3940 and 15-3941 of the North Dakota Revised Code of 1943, Relating to the Teachers' Insurance and Retirement Fund, Assessments, Matching by School Districts and Educational Institutions, Eligibility for Membership, Annuities. Retirement, Military Service, Defining School "Year", Withdrawal From Fund, Options, and Death of Member.

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

Senate Bill No. 214. A Bill for an Act Providing for a Temporary Increase in Income Taxes, to Remain in Effect Until the Bonds Issued in Connection With the Adjusted Compensation to Veterans of World War II Have Been Paid.

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

Senate Bill No. 225. A Bill for an Act to Amend and Reenact Subsection 1 of Section 61-2133 and Section 61-2148 of the North Dakota Revised Code of 1943 and Sections 61-2135 and 61-2142 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Drainage Projects.

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

Senate Bill No. 238. A Bill for an Act Creating the Missouri-Souris Conservancy and Reclamation District in Order to Facilitate the Establishment and Construction of the Missouri-Souris Unit of the Missouri Basin Project as Approved by Act of Congress of December 22, 1944, (58 Stat. 887), Amendatory Thereof and Supplementary Thereto, and Defining Its Purposes, Functions, Powers, and Duties.

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

Senate Bill No. 240. A Bill for an Act Making an Appropriation for Administrative Expenses of the State Auditor in Connection with the Payment of Adjusted Compensation to North Dakota Veterans of World War II as Provided in Senate Bill Number 2 of the Thirty-first Legislative Assembly of the State of North Dakota; and Declaring an Emergency.

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

Senate Bill No. 242. A Bill for an Act Making an Additional Appropriation for Expenses of the Thirty-first Legislative Assembly, and Declaring an Emergency.

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

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Section 12-0918 of the North Dakota Revised Code of 1943 Relating to Lobbyists.

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

Senate Concurrent Resolution "R." A Concurrent Resolution Urging the Use of North Dakota Material in the Construction of the Garrison Dam and Other Projects.

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

SIXTH ORDER OF BUSINESS

Rep. Johnson moved that the amendments on Senate Bill No. 64, as recommended by the Committee on Appropriations and printed on page 729 of the House Journal, be adopted, which motion prevailed.

Rep. Johnson moved that the amendments on Senate Bill No. 65 as recommended by the Committee on Appropriations and printed on page 729 of the House Journal, be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 19, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, to act with a like committee from the House on House Bill No. 162, Senator Feton, Schoeder, Mehlhaff.

W. J. TROUT, Secretary.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-SEVENTH DAY

Bismarck, February 19, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. Edward Kary of the Baptist Church of Bismarck.

The roll was called and all members were present except Reps. Baker, Braun, Brickner, Dewing, Drawz, Fitch, Fleck, Freadhoff, Fuglestad, Hafner, Hammer, Haugen of McLean, Haugland, Heimes, Hofstrand, Holand, Langseth, Larsen, Maher, Monson, Rudolf, Sailer, Schwartz, Sellens, Smart, Stair, Starck, Sticka and Yirchott.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 19, 1949

Mr. Speaker: I have the honor to return:

Senate Bill No. 27 Senate Bill No. 96 Senate Bill No. 124

Which the House has requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 19, 1949

Mr. Speaker: I have the honor to transmit:

House Bill No. 1 House Bill No. 23 House Bill No. 43 House Bill No. 90

House Bill No. 92 House Bill No. 97

House Bill No. 119

House Bill No. 120

House Bill No. 166

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 19, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 35

House Concurrent Resolution "O"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth day after recess and Forty-sixth day and recommends that the same be corrected as follows:

Page 747, line 14, change the figure "177" to "117"

Page 749, lines 23 and 37, change "N. E. Elsworth" to "Opie S. Rindahl"

Page 745, second line from bottom, strike the word "Concurrent"

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication from L. A. Hanson, Grand Forks, North Dakota, Secretary of the Northwest Retail Feed Association, regarding Senate Bill No. 102 which they consider detrimental, was read by the Chief Clerk and referred to the Committee on Agriculture.

Rep. Bubel moved that Senate Bills Nos. 27, 96 and 124 be placed on the calendar, which motion prevailed.

Rep. Johnson moved that further consideration of Senate Bill No. 124 be deferred until Monday, February 21, 1949, which motion prevailed.

The following House Concurrent Resolution, having been read, was placed on

FINAL PASSAGE ·

House Concurrent Resolution "X." A Concurrent Resolution Declaring the Policy of the State of North Dakota in Regard to Promoting the Growth and Development of the State.

Rep. Johnson moved that House Concurrent Resolution "X" be adopted, which motion prevailed and the concurrent resolution was declared adopted.

The following Senate bills, and a concurrent resolution, having been read, were placed on

FINAL PASSAGE

Senate Bill No. 27. A Bill for an Act to Amend and Reenact Section 40-2410 of the North Dakota Revised Code of 1943, Relating to Payment of Part of Cost of Improvement by Municipalities Through General Taxation.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 8; absent and not voting, 32.

Those voting in the affirmative were:

Acheson Graham Murray
Allen Gumeringer Nygaard
Anderson, Cass Haedt Power

Anderson, Ransom	Halcrow	Rolfsrud
Anderson	Haugen,	Saumur
Eddy-Foster	Griggs-Steele	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Helling	Schuler
Baeverstad	Homelvig	Simenson
Benson	Johnson	Siverson
Bentz	Kjelgaard	Skaar
Brady	Klefstad	Snow
Bryans	Langley	Solberg
Bubel	Larson	Sorlie
Bymers	Laske	Stair
Collette	Lee	Stormon, Ramsey
Cote	Leet	Stormon, Rolette
Culver	Leier	Wadeson
Dalzell	Lillehaugen	Wahl
Einarson	Link	Walster
Ekren	Locken	Wambheim
Erickson	Luick	Welk
Esterby	McInnes	Westby
Frank	Moerke	Zurcher
Fristad	Mollett	Mr. Speaker
Those voting in th	a nagative were:	2

Thompson, McL'n

Wolf

Those voting in the negative were:

Helm Seibel Kleppe Stevens

Lindberg Thompson, Richl'd

Absent and not voting:

Hammer Baker Rudolf Haugen, McLean Sailer Braun Brickner Haugland Schwartz Callahan Heimes Sellens Hofstrand Smart Dewing Drawz Holand Starck Langseth Sticka Fitch Fleck Larsen Williams Freadhoff Wollitz Maher Fuglestad Moe Yirchott Hafner Monson

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

Senate Bill No. 96. A Bill for an Act to Amend and Reenact Section 16-1709 of the North Dakota Revised Code of 1943, Relating to County Committee of Political Parties.

Rep. Baeverstad moved that Senate Bill No. 96 be laid over until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 14. A Bill for an Act to Amend and Reenact Section 40-2105 of the North Dakota Revised Code of 1943, Relating to Compensation of Inspectors, Judges and Clerks at Municipal Elections.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 79; nays, 5; absent and not voting, 29.

Those voting in the affirmative were:

Acheson Halcrcw Saumur
Allen Haugen, Schade
Anderson, Cass Griggs-Steele Schmidt

Anderson, Ransom Hegge Schuler Anderson, Richl'd Helm Simenson Homelvig Arndt Siverson Baeverstad Johnson Skaar Kjelgaard Benson Snow Bentz Klefstad Solberg Kleppe Sorlie Brady Bryans Langley Stair Bubel Larson Stevens **Bymers** Lee Stormon, Ramsey Stormon, Rolette Callahan Leet Thompson, Richl'd Thompson, McL'n Collette Leier Lillehaugen Cote Wadeson Culver Lindberg Wahl Dalzell Link Wambheim Einarson Luick McInnes Welk Ekren Westby Erickson Moe Williams Esterby Moerke Wolf Frank Mollett Fristad Wollitz Murray Graham Nygaard Zurcher Mr. Speaker Gumeringer Power

Those voting in the negative were:

Helling Locken Laske Seibel

Absent and not voting:

Haedt

Fuglestad Anderson. Maher Eddy-Foster Hafner Monson Baker Hammer Rudolf Haugen, McLean Braun Sailer Brickner Haugland Schwartz Dewing Heimes Sellens Smart Drawz Hofstrand Fitch Holand Starck Fleck Langseth Sticka Freadhoff Yirchott Larsen

Rolfsrud

Walster

So the bill was declared passed, and the title was agreed to. Senate Bill No. 15. A Bill for an Act to Amend and Renact Sections 40-3801 and 40-3802 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Public Libraries and Reading Rooms.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 15; absent and not voting, 29.

Those voting in the affirmative were:

Acheson	Halcrew	Rolfsrud
Allen	Haugen,	Saumur
Anderson, Cass	Griggs-Steele	Schmidt
Anderson, Ransom	Hegge	Seibel
Anderson, Richl'd	Helm	Simenson
Arndt	Homelvig	Siverson
Benson	Kjelgaard	Skaar
Bentz	Klefstad	Snow
Brady	Langley	Solberg
Bryans	Larson	Sorlie

Bubel	Laske	Stair
Bymers	Lee	Stormon, Rolette
Callahan	Leet	Thompson, McL'n
Collette	Leier	Wadeson
Cote	Lillehaugen	Wahl
Culver	Link	Walster
Einarson	Luick	Wambheim
Ekren	McInnes	Welk
Erickson	Moerke	Westby
Esterby	Mollett	Wolf
Frank	Murray	Wollitz
Graham	Nygaard	Zurcher
Gumeringer	Power	Mr. Speaker
Haedt		1000 11 • P P P P P P P P P P P P P P P P P

Those voting in the negative were:

Anderson,	Johnson	Schuler
Eddy-Foster	Kleppe	Stevens
Baeverstad	Lindberg	Stormon, Ramsey
Dalzell	Locken	Thompson, Richl'd
Fristad	Moe	Williams -
Helling		

Absent and not voting:

Baker	Hammer	Rudolf
Braun	Haugen, McLean	Sailer
Brickner	Haugland	Schade
Dewing	Heimes	Schwartz
Drawz	Hofstrand	Sellens
Fitch	Holand	Smart
Fleck	Langseth	Starck
Freadhoff	Larsen	Sticka
Fuglestad	Maher	Yirchott
Hafner	Monson	

So the bill was declared passed, and the title was agreed to. Senate Bill No. 33. A Bill for an Act to Amend and Reenact Section 26-2422 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Procuring and Keeping in Force Reinsurance of all Extraordinary Industrial Risks of the State of North Dakota and its Political Subdivisions and Declaring an Emergency.

Rep. Johnson moved that Senate Bill No. 33 be laid over until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 34. A Bill for an Act to Amend and Reenact Section 18-0101 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Fire Marshal Department.

Rep. Bubel moved that further consideration of Senate Bill No. 34 be Indefinitely Postponed, which motion prevailed.

Senate Bill No. 100. A Bill for an Act to Amend and Reenact Section 40-3808 of the North Dakota Revised Code of 1943, Relating to Donations Made to Public Libraries.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 32.

Those voting in	the affirmative were:	
Acheson	Haedt	Saumur
Allen	Halcrow	Schade

Anderson, Cass	Haugen,	Schmidt
Anderson, Ransom	Griggs-Steele	Schuler '
Anderson,	Hegge	Seibel
Eddy-Foster	Helling	Simenson
Anderson, Richl'd	Helm	Siverson
Arndt	Homelvig	Skaar
Baeverstad	Johnson	Snow
Benson	Kjelgaard	Solberg
Bentz	Kleppe	Sorlie
Brady	Langley	Stevens
Bryans	Larson	Stormon, Ramsey
Bubel	Laske	Stormon, Rolette
Bymers	Lee	Thompson, Richl'd
Callahan	Leet	Thompson, McL'n
Collette	Leier	Wadeson
Cote	Lillehaugen	Wahl
Culver	Lindberg	Walster
Dalzell	Link	Wambheim
Einarson	Luick	Welk
Ekren	Moe	Westby
Erickson	Moerke	Williams
Esterby	Mollett	Wolf
Frank	Murray	Wollitz
Fristad	Nygaard	Zurcher
Graham	Power	Mr. Speaker
Gumeringer	Rolfsrud	

Absent and not voting:

Baker Haugen, McLean Monson Braun Haugland Rudolf Brickner Heimes Sailer Dewing Hofstrand Schwartz Drawz Holand Sellens Fitch Klefstad Smart Fleck Langseth Stair Freadhoff Larsen Starck **Fuglestad** Locken Sticka Hafner Maher Yirchott Hammer McInnes

So the bill was declared passed, and the title was agreed to. Senate Bill No. 102. A Bill for an Act to Amend and Reenact Subsection 3 of Section 19-0701, 19-0702, 19-0708 and 19-0711 of the North Dakota Revised Code of 1943, Relating to the Licensing and Regulations Governing the Sale of Eggs.

Rep. Johnson moved that Senate Bill No. 102 be laid over until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 108. A Bill for an Act Making an Appropriation for the Completion of the New Biulding and Equipment and a Sewage Disposal Plant for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

Rep. Graham moved that Senate Bill No. 108 be laid over

until Monday, February 21, 1949, which motion prevailed.
Senate Bill No. 117. A Bill for an Act Fixing a Limit on
the Time That Old Records Must Be Retained by a Bank,
and Limiting the Time in Which an Action May Be Commenced on Accounts.

Rep. Bubel moved that Senate Bill No. 117 be laid over until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 121. A Bill for an Act to Amend and Reenact Section 52-0412 of the 1947 Supplement to the North Dakota Revised Code of 1943, of the Unemployment Compensation Law, Relating to Civil Action to Collect Contributions or Interest; Priority of Action on Calendar; Providing for Judgments.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 1; absent and not voting, 32.

Those voting in the affirmative were:

Acheson Halcrow Saumur Haugen, Allen Schade Anderson, Cass Griggs-Steele Schmidt Anderson, Ransom Hegge Schuler Anderson, Helling Seibel Eddy-Foster Helm Simenson Anderson, Richl'd Homelvig Siverson Arndt Johnson Skaar Baeverstad Kjelgaard Snow Benson Kleppe Solberg Bentz Sorlie Langley Brady Larson Stevens Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Bryans Laske Bubel Lee Bymers Leet Callahan Thompson, McL'n Leier Wadeson Collette Lillehaugen Wahl Cote Lindberg Culver Link Walster Dalzell Locken Wambheim Luick Welk Einarson Erickson McInnes Westby Esterby Moerke Williams Wolf Frank Mollett Fristad Wollitz Nygaard Power Zurcher Graham Gumeringer Rolfsrud Mr. Speaker Haedt

Those voting in the negative were:

Ekren

Absent and not voting:

Baker Haugen, McLean Murray Braun Haugland Rudolf Brickner Heimes Sailer Hofstrand Schwartz Dewing Drawz Holand Sellens Fitch Klefstad Smart Fleck Langseth Stair Starck Freadhoff Larsen **Fuglestad** Maher Sticka Hafner Moe Yirchott Hammer Monson

So the bill was declared passed, and the title was agreed to. Senate Bill No. 122. A Bill for an Act to Amend and Reenact Section 52-0414 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adjustment and Refund of Contributions.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 32.

Those voting in the affirmative were:

Acheson	Haedt	Saumur
Allen	Halcrow	Schade
Anderson, Cass	Haugen,	Schmidt
Anderson, Ransom	Griggs-Steele	Schuler
Anderson,	Hegge	Seibel
Eddy-Foster	Helling	Simenson
Anderson, Richl'd	Helm	Siverson
Arndt	Homelvig	Skaar
Baeverstad	Johnson	Snow
Benson	Kjelgaard	Solberg
Bentz	Kleppe	Sorlie
Brady	Langley	Stevens
Bryans	Larson	Stormon, Ramsey
Bubel	Laske	Stormon, Rolette
Bymers	Lee	Thompson, Richl'd
Callahan	Leet	Thompson, McL'n
Collette	Leier	Wadeson
Cote	Lillehaugen	Wahl
Culver	Lindberg	Walster
Dalzell	Link	Wambheim
Einarson	Locken	Welk
Ekren	Luick	Westby
Erickson	McInnes	Williams
Esterby	Moerke	Wolf
Frank	Mollett	Wollitz
Fristad	Nygaard	Zurcher
Graham	Power	Mr. Speaker
Gumeringer	Rolfsrud	-

Absent and not voting:

Baker Braun Brickner Dewing Drawz Fitch Fleck Freadhoff	Haugen, McLean Haugland Heimes Hofstrand Holand Klefstad Langseth Larsen	Murray Rudolf Sailer Schwartz Sellens Smart Stair Starck
Hafner Hammer	Moe Monson	Yirchott

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

Senate Bill No. 123. A Bill for an Act Fixing Limitations on Revocations, Countermands of Payments and Stop Payment Orders and Regulating the Payment of Checks and Drafts Against Bank Accounts and Savings and Loan Association Accounts.

Rep. Cállahan moved that Senate Bill No. 123 be laid over until Monday, February 21, 1949, which motion prevailed.

Senate Bill No. 125. A Bill for an Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for and Payment of Such Items.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 52; absent and not voting, 30; passed, 1.

Those voting in the affirmative were:

Allen	Ekren	Mollett
Anderson, Cass	Gumeringer	Nygaard
Anderson, Ransom	Halcrow	Power
Arndt	Haugen,	Saumur
Benson	Griggs-Steele	Simenson
Bentz	Homelvig	Stormon, Rolette
Brady	Kjelgaard	Wahl
Callahan	Laske	Westby
Collette	Leet	Williams
Dalzell	McInnes	Zurcher
Pinangen (Melines ,	Burcher

Einarson '

Those voting in the negative were:

Acheson	Helm	Seibel
Anderson.	Johnson	Siverson
Eddy-Foster	Kleppe	Skaar
Anderson, Richl'd	Langley	Snow
Baeverstad	Larson	Solberg
Bryans	Lee	Sorlie
Bubel	Leier	Stevens · '
Bymers	Lillehaugen	Stormon, Ramsey
Cote	Lindberg	Thompson, Richl'd
Culver	Link	Thompson, McL'n
Erickson	Locken	Wadeson
Esterby	Luick	Walster
Frank	Moe	Wambheim
Fristad	Moerke	Welk
Graham	Rolfsrud	Wolf
Haedt	Schade	Wollitz
Hegge	Schmidt	Mr. Speaker
Helling	Schuler	-

Absent and not voting:

Baker	Hammer	Murray
Braun	Haugen, McLean	Rudolf
Brickner	Haugland	Sailer
Dewing	Heimes	Schwartz
Drawz	Hofstrand-	Sellens
Fitch -	Holand	Smart
Fleck	Langseth	Stair
Freadhoff	Larsen	Starck
Fuglestad	Maher	Sticka
Hafner	Monson	Yirchott

Passed: Klefstad

So the bill was declared lost.

Rep. Skaar: "Mr. Speaker, I vote 'No' for the purpose of reconsideration."

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

GENERAL ORDERS

Rep. Bubel 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 Rep. Bubel 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. 36 and recommend that the same be amended as follows:

In line 14, after the word "system" insert in lieu thereof the words "in matters of safety".

In line 20, after the comma, insert in lieu thereof the word "safety".

In line 20, after the word "and" insert in lieu thereof the word "safety".

In line 21, after the word "minimum" insert in lieu thereof the word "safety".

In line 11, strike the words "or whether natural" and in line 12, strike the words "or man made" and the comma.

And when so amended recommend the same do pass.

WALTER BUBEL, Chairman, Committee of the Whole

Rep. Lillehaugen moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the House now recess until 1:00 p. m. Monday, February 21, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

FORTY-SEVENTH DAY AFTER RECESS AND FORTY-NINTH DAY

Bismarck, February 21, 1949

The House reconvened at 1:00 p. m. pursuant to recess taken with Speaker Levin presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed.

House Bill No. 124

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 4, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Acheson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 5, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Anderson (Cass) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 6, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 31, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 35, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Acheson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 39, have had the same under consideration and recommend that the same be amended as follows:

In line 45 of the amended bill strike out the words: "having firearms in his or their possession"

And when so amended recommend the same do pass.

REP. STARCK, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Natural Resources on Senate Bill No. 39 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Transportation to whom was referred House Resolution "C", have had the same under consideration and recommend that the same be returned to the House without Recommendations.

REP. CULVER, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Thompson of Richland moved that House Resolution "C" be adopted.

Rep. Allen moved a substitute motion that House Resolution "C" be Indefinitely Postponed.

Rep. Thompson of Richland requested a roll call, which request was granted.

ROLL CALL

The question being on the motion of Rep. Allen that House Resolution "C" be Indefinitely Postponed, the roll was called and there were ayes, 50; nays, 53; absent and not voting, 10.

Those voting in the affirmative were:

Allen	Halcrow	Sailer
Anderson, Cass	Haugland	Saumur
Anderson, Ransom	Heimes	Sellens
Anderson,	Holand	Simenson
Eddy-Foster	Homelvig	Skaar
Anderson, Richl'd	Johnson	Smart
Arndt	Klefstad	Sorlie
Baeverstad	Langley	Sticka
Baker	Larsen	Stormon, Ramsey
Brady	Laske	Stormon, Rolette
Callahan	Lee	Wadeson
Dalzell	Leet	Wahl

DrawzLillehaugenWalsterEinarsonLuickWambheimEkrenMcInnesWestbyFleckNygaardWollitzFuglestadPowerYirchott

Those voting in the negative were:

Haugen, Acheson Monson Murray Benson Griggs-Steele Haugen, McLean Rudolf Bentz Braun Hegge Schmidt Bryans Helling Schuler Bubel Seibel Helm Siverson **Bymers** Hofstrand Cote Kjelgaard Solberg Kleppe Culver Stair Starck Dewing Langseth Erickson Larson Stevens Thompson, Richl'd Esterby Leier Frank Lindberg Thompson, McL'n Freadhoff Welk Link Williams Graham Locken Wolf Gumeringer Moe Zurcher Moerke Hafner Hammer Mollett Mr. Speaker

Absent and not voting:

Brickner Haedt Schade
Collette Maher Schwartz
Fitch Rolfsrud Snow

So the motion of Rep. Allen was declared lost.

The question was now on the original motion of Rep. Thompson of Richland that House Resolution "C" be adopted, which motion carried on a division vote.

Rep. Thompson of Richland 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.

MESSAGES TO THE SENATE

House Chamber Bismarck, February 21, 1949

Mr. President: I have the honor to return:

Senate Bill No. 149

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 21, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "X" House Concurrent Resolution "Y"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 21, 1949

Mr. President: I have the honor to return:

Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 12
Senate Bill No. 13
Senate Bill No. 16
Senate Bill No. 19
Senate Bill No. 20
Senate Bill No. 22
Senate Bill No. 23
Senate Bill No. 86

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 21, 1949

Mr. President: I have the honor to return:

Senate Bill No. 41

Which the House has amended.

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 21, 1949

Mr. Speaker: I have the honor to inform you that the Senate asks the return of House Bill No. 43 which was messaged to the House without amendments attached.

W. J. TROUT, Secretary.

Rep. Dalzell moved that House Bill No. 43 be returned to the Senate in order that the amendments may be attached, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

REPORT OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 43, have had the same under consideration and recommend that the same do pass.

REP. STARCK, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STARCK, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 45, have had the same under consideration and recommend that the same be reported out of committee without recommendation.

REP. STARCK, Chairman.

Rep. Johnson moved that Senate Bill No. 45 be Indefinitely Postponed, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom

was referred Senate Bill No. 53, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 57, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 58, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 66, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Rudolf moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 67, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Stormon, Ramsey, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 68, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

REP. STAIR. Chairman.

Rep. Stormon, Ramsey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 70, have had the same under consideration and recommend that the same do pass.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 89, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. McInnes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 90, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 91, have had the same under consideration and recommend that the same be indefinitely post-poned.

REP. GRAHAM, Chairman.

Rep. Thompson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 95, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 103, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Acheson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referre! Senate Bill No. 104, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Acheson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 109, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STARCK, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Graham moved that the vote by which the report of the Committee on Natural Resources on Senate Bill No. 109 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: The majority of your Committee on Natural Resources to whom was referred Senate Bill No. 128, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND REP. SNOW REP. LARSEN REP. LEE REP. ROLFSRUD

REP. STARCK, Chairman.

Mr. Speaker: The minority of your Committee on Natural Resources to whom was referred Senate Bill No. 128, have had the same under consideration and recommend that the same do pass.

REP. STARCK REP. LEIER REP. HAFNER REP. SORLIE

REP. STARCK, Chairman.

Rep. Starck moved that the report of the minority of the Committee on Natural Resources on Senate Bill No. 128 be adopted, which motion lost on a division vote.

Rep. Bubel moved that the report of the majority of the Committee on Natural Resources on Senate Bill No. 128 be adopted, which motion prevailed.

Rep. Starck moved that the vote by which the report of the majority of the Committee on Natural Resources on Senate Bill No. 128 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep Stormon of Rolette requested that the House be on the eighth order of business, which request was granted.

Rep. Stormon of Rolette moved that the House reconsider the action by which Senate Bill No. 15 was passed, which motion prevailed.

Rep. Stormon of Rolette moved that Senate Bill No. 15 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Thompson of Richland moved that the courtesy of the floor be extended to Mrs. Marion Heglie of Colfax, which motion prevailed.

Rep. Johnson moved that the House reconsider the action by which Senate Bill No. 125 was lost, which motion carried on a division vote.

Rep. Johnson moved that Senate Bill No. 125 be placed on the calendar, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber Bismarck, February 21, 1949

Mr. President: I have the honor to return:

House Bill No. 43

Which the Senate has requested.

GEORGE OL'SON, Chief Clerk.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FORTY-NINTH DAY

Bismarck, February 21, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Rev. Edward Kary of the Baptist Church of Bismarck.

The roll was called and all members were present except Reps. Brickner, Fitch and Schwartz.

Rep. Heimes requested that the House be on the eighth order of business, which request was granted.

Rep. Heimes moved that the courtesy of the floor be extended to Mr. A. M. Paulson, secretary of the Winter Show at Valley City, North Dakota.

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 recommend that the same be corrected as follows:

Page 751, line 5, change the word "House" to "Senate".

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A Communication and Joint Memorial Resolution from the Secretary of State of Wyoming, memorializing the governors and legislatures of Montana and North Dakota to rescind their former acts approving the Yellowstone River Compact and to set up a new commission for re-negotiating the compact, was read by the Chief Clerk and referred to the Committee on State and Federal Government.

A telegram was read from J. W. Simpson, Secretary of the North Dakota Hatchery and Poultry Breeders Association against the passage of Senate Bill No. 102, which telegram was referred to the Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 1
House Bill No. 23
House Bill No. 90
House Bill No. 92
House Bill No. 97
House Bill No. 119
House Bill No. 120
House Bill No. 166

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. HOFSTRAND, Chairman.

Rep. Williams moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 26, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 130, have had the same under consideration and recommend that the same do pass.

REP. STARCK, Chairman.

Rep. Larsen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 131, have had the same under consideration and recommend that the same do pass.

REP. STARCK. Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 132, have had the same under consideration and recommend that the same be amended as follows:

In line 20, after the words "fur-bearing animal" insert the words "except the skunk, (comma)".

Renumber the lines accordingly.

REP. STARCK, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Natural Resources on Senate Bill No. 132 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 133, have had the same under consideration and recommend that the same do pass.

REP. STARCK, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 145, have had the same under consideration and recommend that the same, do pass.

REP. HOFSTRAND, Chairman.

Rep. Hofstrand moved that the report be adopted, which

motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 146, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 150, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM. Chairman.

Rep. Anderson, Cass, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 168, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 170, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 183, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 185, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Braun moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Gov-Government to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 192, have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title, strike out the figures and words: "5 of chapter 256" and the comma at the end of the line.

In line 2 of the title, strike out the words and figures "Session Laws of 1947"

Insert in lieu thereof the following:

"Section 39-1605 of the 1947 Supplement to the North Dakota Revised Code of 1943"

In line 1 of the Bill strike out the figures and words: "5 of chapter 256" and the comma at the end of the line

In line 2 of the bill, strike out the words and figures: "Session Laws of 1947"

Insert in lieu thereof the following:

"Section 39-1605 of the 1947 Supplement to the North Dakota Revised Code of 1943".

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on Senate Bill No. 192 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 194, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 236, have had the same under consideration and recommend that the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Williams moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 241, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "E", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Yirchott moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "F", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Stormon, Rolette, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "G", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF REP. LOCKEN REP. ALLEN REP. BRAUN REP. HAUGLAND REP. HELM REP. STARCK REP. YIRCHOTT

REP. WOLF, Chairman.

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "G", have had the same under consideration and recommend that the same do pass.

REP. HEIMES
REP. ROLFSRUD
REP. SORLIE
REP. STORMON, Rolette
REP. WESTBY

REP. WOLF, Chairman.

Rep. Wolf moved that the report of the majority of the Committee on State and Federal Government on Senate Concurrent Resolution "G" be adopted.

Rep. Stormon of Rolette moved a substitute motion that the report of the minority of the Committee on State and Federal Government on Senate Concurrent Resolution "G" be substituted for the report of the majority, which motion lost on a division vote.

The question was then on the original motion of Rep. Wolf that the report of the majority of the Committee on State and Federal Government on Senate Concurrent Resolution "G" be adopted, which motion prevailed and the report was declared adopted.

Rep. Wolf moved that the vote by which the report of the majority of the Committee on State and Federal Government on Senate Concurrent Resolution "G" was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "I", have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution "N", have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Murray requested that the House be on the eighth order of business, which request was granted.

Rep. Murray moved that the courtesy of the floor be extended to the members of the "On-the-Farm Training Class" for veterans from Bismarck Junior College and their instructors, Mr. Vernon Pepple and Mr. Clifford Nygaard, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 21, 1949

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Mr. Speaker: I have the honor to return:
House Bill No. 62
House Bill No. 64
House Bill No.
House Bill No.
House Bill No. 82
House Bill No. 144
House Bill No. 145
House Bill No. 146
House Bill No. 148
House Bill No. 149
House Bill No. 150
House Bill No. 165
House Bill No. 167
House Bill No. 170
House Bill No. 206
House Bill No.,215
House Bill No. 266
House Bill No. 269
House Bill No. 270
House Bill No. 274
House Bill No. 275
House Bill No. 9
House Bill No. 81
House Bill No. 91
House Concurrent Resolution "K"
House Concurrent Resolution "N"
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Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 21, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 46

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 21, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 37 House Bill No. 69

House Bill No. 147

Which the Senate has amended.

W. J. TROUT, Secretary.

Amendment to House Bill No. 37

On line 18, after the word "label" insert the following language: ", or in an accompanying instruction sheet, folder or booklet,"

Amendment to House Bill No. 69

In line 6 strike out the figure "\$506,675.00" and insert the figure "\$508,875.00" in lieu thereof.

In line 52 strike out the figure "\$8,400.00" and insert the figure "\$9,600.00" in lieu thereof.

In line 56 strike out the figure "\$3,000.00" and insert the figure "\$4,500.00" in lieu thereof.

In line 64 strike out the figure "\$738,675.00" and insert the figure "\$740,875.00" in lieu thereof.

Amendment to House Bill No. 147

At the end of the Bill add the following: "Section 2. This said fund is a special fund for building purposes and any unexpended balance therein shall not revert to the general fund of the County."

Senate Chamber Bismarck, February 21, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 43

Which the Senate has amended.

W. J. TROUT, Secretary.

Amendment to House Bill No. 43:

On line 33, after the period, add the following:

"Provided, however, that there shall be no increase in fees except with the approval of a majority of the directors and officers of the North Dakota Certified Seed Potato Growers Association and the North Dakota members of the board of directors and officers of the Red River Valley Potato Growers Association present at a meeting called by the State Seed Commissioner, preferably at Grand Forks."

SIXTH ORDER OF BUSINESS

Rep. Erickson moved that the amendments on Senate Bill No. 134 as recommended by the Committee on Political Subdivisions and printed on page 752 of the House Journal, be adopted, which motion prevailed.

Rep. Bymers moved that the amendments on Senate Bill No. 224 as recommended by the Committee on Agriculture and printed on page 753 of the House Journal, be adopted, which motion prevailed.

The following House Bill, having been read, was placed on

FINAL PASSAGE

House Bill No. 124. A Bill for an Act Making it Unlawful to go Into the Fields or Woods With a Gun or Firearms While Intoxicated; Extending to Game Wardens the Authority to Enforce the Act; and Providing Penalties.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

Allen	Haugen, McLean	Schade
Anderson, Cass	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schuler
Arndt	Heimes	Schwartz
Baeverstad	Helling	Seibel
Baker	Helm	Sellens
Brady	Hofstrand	Siverson
Bryans	Holand	Smart
Bymers	Kjelgaard	Snow

Klefstad Solberg Culver Dalzell Kleppe Sorlie Dewing Larsen Starck Drawz Stevens Larson Stormon, Ramsey Stormon, Rolette Einarson Laske Ekren Lee Erickson Leet Thompson, Richl'd Esterby Leier Thompson, McL'n Wadeson Fleck Lillehaugen Frank Lindberg Wahl Freadhoff Walster Link Wambheim Fristad Locken Graham Luick Welk Gumeringer Maher Westby Haedt McInnes Williams Hafner Moe Wolf Mollett Wollitz Halcrow Hammer Monson Zurcher Mr. Speaker Haugen, Rolfsrud Griggs-Steele Rudolf

Those voting in the negative were:

Acheson Homelvig Sailer Anderson, Ransom Johnson Saumur Bentz Moerke Simenson Braun Murray Skaar Bubel Nygaard Sticka Callahan Power Yirchott

Cote

Absent and not voting:

Anderson, Collette Langley
Eddy-Foster Fitch Langseth
Benson Fuglestad Stair
Brickner

So the bill was declared passed, and the title was agreed to. Rep. Moe moved that the vote by which House Bill No. 124 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The following Senate bills, having been read were placed on

FINAL PASSAGE

Senate Bill No. 47. A Bill for an Act to Amend and Reenact Section 20-0217 of the North Dakota Revised Code of 1943, Relating to the Police Powers of the Game and Fish Commissioner, Deputy Commissioner and Bonded Appointees of the Commissioner.

Rep. Graham moved that further consideration of Senate Bill No. 47 be Indefinitely Postponed, which motion lost on a division vote.

ROLL CALL

The question now being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 45; absent and not voting, 5.

Those voting in the affirmative were:

Allen Hegge Sailer
Anderson, Cass Heimes Saumur
Anderson, Helling Schmidt
Eddy-Foster Hofstrand Sellens
Anderson, Richl'd Homelvig Siverson

Arndt Johnson Baeverstad Klefstad Baker Langseth Brady Larsen Callahan Laske Collette Lee Dalzell Leet Drawz Leier Einarson Lillehaugen Ekren Link Erickson Locken Esterby Luick Fristad Maher **Fuglestad** McInnes Halcrow Moe Haugen, Power Griggs-Steele Rolfsrud Those voting in the negative were: Gumeringer Nygaard

Skaar Smart Solberg Sorlie Starck Sticka Stormon, Ramsey

Stormon, Rolette Wadeson Walster Wambheim Westby Williams Wollitz Yirchott Zurcher

Anderson, Ransom Haedt Benson Hafner Bentz Hammer Haugen, McLean Braun Bryans Haugland Bubel Helm Bymers Holand Cote Kleppe Culver Larson Dewing Lindberg

Rudolf Schade Schuler Schwartz Seibel Simenson Snow Stevens Thompson, Richl'd

Thompson, McL'n Fleck Moerke Wahl Welk Frank Mollett Freadhoff Monson Wolf Mr. Speaker Graham Murray

Absent and not voting:

Brickner Kjelgaard Fitch Langley

Stair

So the bill was declared passed, and the title was agreed to. Rep. Stormon of Rolette moved that the vote by which Senate Bill No. 47 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 124. A Bill for an Act to Amend and Reenact Sections 24-0204, 39-0201 and 39-0203 of the North Dakota Revised Code of 1943 and 39-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Registrar of Motor Vehicles.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 60; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Helm Schuler Anderson, Ransom Hofstrand Schwartz Seibel Braun Kjelgaard Larson Snow Cote Culver Leier Starck Dewing Lindberg Stevens

Stormon, Rolette Erickson Locken

Esterby Maher Thompson, Richl'd Frank Moerke Thompson, McL'n Freadhoff Mollett Walster Gumeringer Welk Monson Hammer Murray Williams Haugen, Rudolf Wolf Grigga-Steele Sailer Zurcher Haugen, McLean Schade Mr. Speaker Helling Schmidt

Those voting in the negative were:

Allen Graham Moe Anderson, Cass Hafner Nygaard Anderson, Halcrow Power Eddy-Foster Rolfsrud Haugland Anderson, Richl'd Hegge Saumur Arndt Heimes Sellens Baeverstad Holand Simenson Baker Homelvig Siverson Benson Johnson Skaar Bentz Klefstad Smart Solberg Brady Kleppe Bryans Langley Sorlie Bubel Larsen Stair Bymers Laske Sticka Callahan Lee Stormon, Ramsey Dalzell Leet Wadeson Drawz Lillehaugen Wambheim Einarson ' Link Westby Fleck Luick Wollitz Fristad McInnes Yirchott

Fuglestad

Absent and not voting:

Brickner Fitch Langseth Collette Haedt Wahl

So the bill was declared lost.

Rep. Fleck moved that the vote by which Senate Bill No. 124 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 96. A Bill for an Act to Amend and Reenact Section 16-1709 of the North Dakota Revised Code of 1943, Relating to County Committee of Political Parties.

Rep. Wolf moved that Senate Bill No. 96 be re-referred to the Committee on State and Federal Government for further amendment, which motion prevailed.

Senate Bill No. 33. A Bill for an Act to Amend and Reenact Section 26-2422 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Procuring and Keeping in Force Reinsurance of all Extraordinary Industrial Risks of the State of North Dakota and its Political Subdivisions and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 78; absent and not voting, 7.

Those voting in the affirmative were:

Allen Halcrow Simenson
Anderson, Cass Johnson Smart

Arndt Larsen Sorlie Brady Laske Wadeson Collette Luick Wahl Wambheim Dalzell McInnes Drawz Nygaard Westby Sailer Einarson Wollitz Fleck Saumur Yirchott Fristad

Those voting in the negative were:

Acheson Hegge Rolfsrud Anderson, Ransom Heimes Rudolf Helling Baeverstad Schade Benson Helm Schmidt Bentz Holand Schuler Braun Homelvig Schwartz Bryans Kjelgaard Seibel Klefstad Bubel Sellens Bymers Kleppe Siverson Langley Callahan Skaar Cote Langseth Snow Culver Larson Solberg Lee Dewing Stair Leet Ekren Starck Erickson Leier Stevens Lillehaugen Sticka Esterby

Lindberg Stormon, Ramsey Frank Freadhoff Link Stormon, Rolette Locken Thompson, Richl'd Graham Maher Thompson, McL'n Gumeringer Moe Walster Haedt Moerke Hafner Welk

Hammer Mollett Williams
Haugen, Monson Wolf
Griggs-teele Murray Zurcher
Haugen, McLean Power Mr. Speaker

Haugland

Absent and not voting:

Anderson, Baker Fuglestad Eddy-Foster Brickner Hofstrand Anderson,Richl'd Fitch

So the bill was declared lost.

Rep. Bymers moved that the vote by which Senate Bill No. 33 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 102. A Bill for an Act to Amend and Reenact Subsection 3 of Section 19-0701, 19-0702, 19-0708 and 19-0711 of the North Dakota Revised Code of 1943, Relating to the Licensing and Regulations Governing the Sale of Eggs.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 89; absent and not voting, 3.

Those voting in the affirmative were:

Brady Leier Schwartz
Bubel Lillehaugen Seibel
Hafner Locken Starck

Hegge Maher Thompson, Richl'd

Helling Rudolf Welk Hofstrand Schmidt Williams Langseth Schuler Wolf

Those voting in the negative were:

Acheson Gumeringer Murray Allen Haedt Nygaard Anderson, Cass Halcrow Power Anderson, Ransom Hammer Rolfsrud Anderson, Haugen, Sailer Eddy-Foster Griggs-Steele Saumur Anderson, Richl'd Haugen, McLean Schade Arndt Haugland Sellens Baeverstad Heimes Simenson Baker Helm Siverson Holand Skaar Benson Bentz Homelvig Smart Johnson) Braun Snow Kjelgaard Bryans Solberg **Bymers** Klefstad Sorlie Kleppe Callahan Stair Collette Langley Stevens Larsen Cote Sticka Stormon, Ramsey Stormon, Rolette Larson Culver Laske Dalzell Thompson, McL'n Lee Dewing, Leet Drawz Wadeson Lindberg Wahl Einarson Walster Ekren Link Luick Erickson Wambheim McInnes Westby Esterby Fleck Moe Wollitz Frank Moerke Yirchott Mollett Freadhoff Zurcher Fristad Monson Mr. Speaker

Graham
Absent and not voting:

Brickner Fitch Fuglestad

So the bill was declared lost.

Rep. Graham moved that the vote by which Senate Bill No. 102 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the House now recess for twenty minutes, which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the twenty minute recess, and the Speaker announced that the House would be on the tenth order of business.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 21, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 41.

W. J. TROUT, Secretary.

The following Senate bills and a concurrent resolution having been read, were placed on

FINAL PASSAGE

Senate Bill No. 108. A Bill for an Act Making an Appro-

priation for the Completion of the New Biulding and Equipment and a Sewage Disposal Plant for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

Rep. Graham moved that Senate Bill No. 108 be re-referred to the Committee on Appropriations, which motion lost on a division vote.

ROLL CALL

The question now being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 29; absent and not voting, 11.

Those voting in the affirmative were:

Allen Halcrew Saumur Anderson, Cass Haugland Schwartz Anderson, Ransom Hegge Sellens Anderson. Heimes Simenson Eddy-Foster Hofstrand Skaar Anderson,Richl'd Holand Smart Arndt Homelvig Snow Baeverstad Klefstad Solberg Baker Langley Sorlie Benson Langseth Stair Bentz Larsen Starck Brady Laske Stevens Bryans Lee Sticka Stormon, Ramsey Bymers Leet Callahan Leier Stormon, Rolette Lillehaugen Wadeson Collette Culver Lindberg Wahl Walster Locken Dalzell Wambheim Drawz Luick McInnes Westby Einarson Fleck Moe Wolf Murray Wollitz Freadhoff Nygaard Yirchott **Fuglestad** Power Mr. Speaker Gumeringer Sailer Haedt

Those voting in the negative were:

Acheson Haugen, McLean Schmidt Schuler Cote Helling Dewing Seibel Helm Siverson Erickson Kjelgaard Thompson, Richl'd Thompson, McL'n Kleppe Esterby Frank Larson Maher Welk Graham Williams Hafner Moerke Hammer Mollett Zurcher Monson

Haugen, Griggs-Steele

Absent and not voting:

Braun Fitch Rolfsrud
Brickner Fristad Rudolf
Bubel Johnson Schade
Ekren Link

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

Rep. Graham: "Mr. Speaker, I desire to explain my vote. I voted against the bill in its present form for the reason that

we have no guarantee at this time that the legislature will not again be called upon for another appropriation in two years."

Rep. Anderson of Ransom moved that the vote by which Senate Bill No. 108 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 117. A Bill for an Act Fixing a Limit on the Time That Old Records Must Be Retained by a Bank, and Limiting the Time in Which an Action May Be Commenced on Accounts.

Rep. Stormon of Rolette moved that Senate Bill No. 117 be placed in General Orders, which motion prevailed.

Senate Bill No. 123. A Bill for an Act Fixing Limitations on Revocations, Countermands of Payments and Stop Payment Orders and Regulating the Payment of Checks and Drafts Against Bank Accounts and Savings and Loan Association Accounts.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 103; absent and not voting, 8.

Those voting in the affirmative were:

Those voting in the affirmative were:			
Homelvig	Stormon, Rolette		
Those voting in the	he negative were:		
Acheson	Halcrow	Rolfsrud	
Allen	Hammer	Rudolf	
Anderson, Cass	Haugen,	Sailer	
Anderson, Ransom		Saumur	
Anderson,	Haugen, McLean	Schmidt	
Eddy-Foster	Haugland	Schuler	
Anderson, Richl'd	Heimes	Schwartz	
Arndt	Helling	Seibel	
Baeverstad	Helm	Sellens	
Baker	Hofstrand (Simenson	
Benson	Holand	Siverson	
Bentz	Johnson	Skaar	
Braun	Kjelgaard	Smart	
Bryans	Klefstad	Snow	
Bymers	Langley	Solberg	
Callahan	Langseth	Sorlie`	
Collette	Larsen	Stair	
Cote	Larson	Starck	
Culver '	Lee	Stevens	
Dalzell	Leet	Sticka	
Dewing	Leier	Stormon, Ramsey	
Drawz	Lillehaugen	Thompson, Richl'd	
Einarson	Lindberg	Thompson, McL'n	
Ekren	Link	Wadeson	
Erickson	Locken	Wahl	
Esterby	Luick	Walster	
Fleck	Maher	Wambheim	
Frank	McInnes	Welk	
Freadhoff	Moe	Westby	
Fristad	Moerke	Williams	
Fuglestad	Mollett	Wolf	
Graham	Monson	Wollitz	
Gumeringer	Murray	Yirchott	
Haedt	Nygaard	Zurcher	
Hafner	Power	Mr. Speaker	

Absent and not voting:

Brady Brickner Bubel Fitch Hegge Kleppe Laske Schade

So the bill was declared lost.

Rep. Klefstad moved that the vote by which Senate Bill No. 123 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 138. A Bill for an Act to Amend and Reenact Sections 61-0204 and 61-0207 of the North Dakota Revised Code of 1943, Relating to the State Water Commission.

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:

Acheson Haugen, Allen Griggs-Steele Anderson, Cass Anderson, Ransom Haugen, McLean Haugland Anderson, Richl'd Heimes Arndt Helling Baeverstad Helm Baker Hofstrand Benson Holand Bentz Homelvig Brady Johnson Braun Kjelgaard Klefstad Bryans Bubel Kleppe Langley Bymers Callahan Langseth Collette Larsen Cote Larson Culver Laske Dalzell Lee Dewing Leet Drawz Leier Einarson Lillehaugen Lindberg Ekren Erickson Link Esterby Locken Fleck Luick Frank Maher Fristad McInnes **Fuglestad** Moerke Mollett Graham Gumeringer Monson Haedt Nygaard Hafner Power Halcrow Rolfsrud

Saumur Schade Schmidt Schuler Schwaitz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n

Rudolf

Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Those voting in the negative were:

Murray

Hammer

Absent and not voting:

Anderson Fitch Moe Eddy-Foster Freadhoff Sailer

Brickner Hegge

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

Rep. Baker 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.

Senate Bill No. 147. A Bill for an Act to Authorize the State Board of Higher Education to Issue Tax Exempt Bonds and Construct Revenue Producing Buildings at Institutions of Higher Learning, Under the Provisions of Chapter 15-55 of the 1947 Supplement to the North Dakota Revised Code of 1943.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 7; absent and not voting, 8.

Rudolf

Hafner

Those voting in the affirmative were:

Acheson

Haedt

Saumur Allen Halcrow Anderson, Cass Anderson, Ransom Hammer Schade Haugen, Schmidt Griggs-Steele Schuler Anderson, Eddy-Foster Haugen, McLean Schwartz Anderson, Richl'd Sellens Heimes Arndt Helm Simenson Baeverstad Hofstrand Siverson Baker Holand Skaar Benson Homelvig Smart Bentz Johnson Snow Brady Kjelgaard Solberg Braun Klefstad Sorlie Langley Bryans Stair Bubel Starck Larsen Laske Stevens Bymers Callahan Sticka Lee Stormon, Ramsey Stormon, Rolette Collette Leet Cote Leier Thompson, Richl'd Culver Lillehaugen Dalzell Thompson, McL'n Lindberg Drawz Link Wadeson Wahl. Einarson Locken Ekren Luick Walster Erickson Maher Wambheim Welk Esterby McInnes Fleck Westby Moe Frank Moerke Wolf Freadhoff Wollitz Mollett Fristad Yirchott Monson Graham Murray Zurcher Gumeringer Mr. Speaker Nygaard

Those voting in the negative were:

Dewing Kleppe Seibel Fuglestad Larson Williams Helling

Rolfsrud

Sailer

Absent and not voting:

Brickner Hegge Fitch Langseth Haugland Power

So the bill was declared passed, and the title was agreed to. Rep. Yirchott moved that the vote by which Senate Bill No. 147 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 155. A Bill for an Act Restricting Public Officers and Employees From Using Their Office to Benefit Themselves Financially, and Providing a Penalty for Violation Thereof.

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: Acheson Hafner . Rudolf Allen Halcrow Saumur Anderson, Cass Hammer Schade Anderson, Ransom Haugen, Schmidt Griggs-Steele Anderson, Schuler Haugen, McLean Eddy-Foster Schwartz Anderson, Richl'd Heimes Seibel Helling Arndt Sellens Baeverstad Helm Simenson Baker Holand Siverson Homelvig Benson Skaar Bentz Johnson Smart Brady Klefstad Snow Braun Kleppe Solberg Bryans Langley Sorlie Bubel Larsen Stair Bymers Larson Starck Callahan Laske Stevens Collette Lee Sticka Leet Cote Stormon, Ramsey Culver Leier Stormon, Rolette Lillehaugen Dalzell Thompson, Richl'd Lindberg Dewing Thompson, McL'n Drawz Link Wadeson Einarson Locken Wahl Ekren Luick Walster Erickson Maher Wambheim Esterby McInnes Welk Fleck Moe Westby Frank Moerke Williams Freadhoff Mollett 🕜 Wolf Fristad Monson Wellitz Graham Murray Yirchott Gumeringer Nygaard Zurcher Haedt Rolfsrud Mr. Speaker Those voting in the negative were: Fuglestad Kjelgaard

Absent and not voting:

Brickner Hegge Fitch Hofstrand Haugland Langseth

Power Sailer

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

Senate Bill No. 156. A Bill for an Act to Amend and
Reenact Section 50-0604 of the North Dakota Revised Code
of 1943 Pertaining to Compensation for Members of the
Public Welfare Board of North Dakota.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 27; absent and not voting, 8.

Those voting in the affirmative were:

Those voting in the negative were:

Acheson	Kleppe	Murray
Anderson, Ransom	Langseth	Power
Anderson,	Larson	Rudolf
Eddy-Foster	Leet	Schuler
Cote	Lindberg	Seibel
Frank	Locken	Stormon, Ramsey
Fuglestad	Moe	Thompson, Richl'
Helling	Moerke	Wahl
Helm	Mollett	Williams

Klefstad Absent and not voting:

Deigleman	TT	Qi
Brickner	Hegge	Stair
Fitch	Homelvig	Walster
Haugland	Sailer	

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

Rep. Anderson of Richland 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. 162. A Bill for an Act to Amend and Reenact Section 27-0905 of the North Dakota Revised Code of 1943, Relating to Fees and Mileage of Jurors.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Hammer Rudolf Allen Haugen, Sailer Griggs-Steele Anderson, Cass Saumur Anderson, Ransom Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Schuler Arndt Heimes Baeverstad Helling Schwartz Baker Helm Seibel Hofstrand Sellens Benson Bentz Holand Simenson Brady Siverson Johnson Braun Kjelgaard Skaar Klefstad Brvans Smart Kleppe Snow Bubel **Bymers** Solberg Langley Callahan Langseth Sorlie Larsen Collette Stair Cote Larson Starck Culver Stevens Laske Dalzell Sticka Lee Dewing Stormon, Ramsey Leet Drawz Leier Stormon, Rolette Einarson Lillehaugen Thompson, Richl'd Ekren Link Thompson, McL'n Locken Wadeson Erickson Wahl Esterby Luick Fleck Maher Walster Frank McInnes Wambheim Freadhoff Moerke Welk Westby Fristad Mollett. Wolf Graham Monson Wollitz Gumeringer Murray Haedt Yirchott Nygaard Hafner Power Zurcher Mr. Speaker Halcrow Rolfsrud

Those voting in the negative were:

Fuglestad Lindberg Moe

Absent and not voting:

Anderson, Fitch Homelvig Eddy-Foster Hegge Williams

Brickner

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

Senate Bill No. 163. A Bill for an Act to Amend and Reenact Section 24-1202 of N. D. Revised Code of 1943, Relating to Warning Signs of Road Construction or Improvement in Contracts by State Highway Department, County or Township for Construction or Improvement of Any Road, Culvert or Bridge.

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:

Acheson Halcrow Power Rolfsrud Allen Hammer Anderson, Cass Rudolf Haugen, Anderson, Ransom Griggs-Steele Sailer Haugen, McLean Saumur Anderson, Eddy-Foster Haugland Schade Heimes Schmidt Anderson, Richl'd Arndt Helling Schwartz Baker Helm Seibel Sellens Hofstrand Benson Bentz Holand Simenson Brady Homelvig Skaar Braun Johnson Smart Kjelgaard Bryans Snow Solberg Bubel Klefstad Bymers Kleppe Sorlie Stair Callahan Langley Collette Larsen Starck Cote Larson Sticka Stormon, Ramsey Culver Laske Dalzell Stormon, Rolette Lee Thompson, Richl'd Dewing Leet Thompson, McL'n Drawz Leier Lillehaugen Wadeson Einarson Ekren Lindberg Wahl Erickson Walster Link Esterby Locken Wambheim Fleck Luick Welk Westby Frank Maher Williams Freadhoff McInnes Fristad Moe Wolf Moerke Wollitz **Fuglestad** Graham Mollett Yirchott

Haedt Hafner

Gumeringer

Those voting in the negative were:

Monson

Nygaard

Baeverstad Schuler Murray Siverson

Absent and not voting:

Brickner Hegge

Fitch

Stevens

Langseth

Zurcher

Mr. Speaker

So the bill was declared passed, and the title was agreed to. Senate Bill No. 171. A Bill for an Act to Amend and Reenact Section 33-1234 of the North Dakota Revised Code of 1943, Relating to Appeal From Justice Court Judgment by State and Defendant; Time; How Taken; Notice; and Bail and Providing a New Trial in Certain Cases.

ROLL CALL

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

Those voting in the affirmative were:

Hafner Allen Saumur Schmidt Anderson, Cass Halcrow

Sellens Anderson, Haugen, Griggs-Steele Eddy-Foster Skaar Haugen, McLean Anderson, Richl'd Smart Baeverstad Haugland Solberg Brady Helling Starck Hofstrand Braun Sticka Stormon, Ramsey Stormon, Rolette Holand Bymers Johnson Callahan Thompson, Richl'd Collette' Kjelgaard Kleppe Wadeson Culver Dalzell Langley Wahl Dewing Walster Larsen Laske Wambheim Drawz Einarson Leet Welk Westby Ekren Luick Williams Fleck McInnes Freadhoff Nygaard Wolf Rolfsrud Yirchott Fristad Fuglestad Sailer . Zurcher Graham

Those voting in the negative were:

Acheson Helm Power Anderson, Ransom Homelvig Rudolf Schuler Arndt Larson Baker Lee Schwartz Benson Leier Seibel Bentz Lillehaugen Simenson Bryans Lindberg Siverson Bubel Link Snow Cote Locken Sorlie Erickson Moe Stair Esterby Moerke Stevens Frank Mollett Wollitz Mr. Speaker Gumeringer Monson Murray

Absent and not voting:

Brickner Heimes Maher Fitch Klefstad Schade

Thompson, McL'n Haedt Langseth

Hegge

Hammer

So the bill was declared passed, and the title was agreed to. Rep. Stormon of Rolette moved that the vote by which Senate Bill No. 171 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 179. A Bill for an Act to Amend and Reenact Subsection 3 of Section 43-0901 of the North Dakota Revised Code of 1943, Defining Motion Picture Machine Operator, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 6; absent and not

Those voting in the affirmative were:

Acheson Hafner Sailer Allen Halcrow Saumur Anderson, Cass Hammer Schmidt Haugen, McLean Anderson, Schuler Eddy-Foster Haugland Schwartz

Seibel Anderson, Richl'd Helling Helm Sellens Arndt Baeverstad Hofstrand Simenson Siverson Raker Holand Skaar Smart Benson Johnson Bentz Klefstad Brady Kleppe Snow Braun Langley Solberg Larsen Sorlie Bryans Bubel Larson Stair Starck **Bymers** Laske Callahan Stevens Lee Collette Leet Sticka Stormon, Ramsey Stormon, Rolette Cote Leier Culver Lillehaugen Lindberg Thompson, Richl'd Dalzell Dewing Thompson, McL'n Link Drawz Luick Wadeson Einarson Wahl Maher Ekren McInnes: Walster Moe Erickson Wambheim Welk Esterby Moerke Frank Mollett Westby Freadhoff Monson Williams Fristad Murray Wolf Nygaard Wollitz **Fuglestad** Graham Power Yirchott Gumeringer Zurcher Rolfsrud Mr. Speaker Haedt Rudolf Those voting in the negative were: Anderson, Ransom Haugen, Kjelgaard .

Griggs-Steele Fleck Locken

Homelvig

Absent and not voting:

Brickner Hegge Langseth Fitch Heimes Schade

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

Rep. Wadeson moved that the vote by which Senate Bill No. 179 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 39-0517 of the North Dakota Revised Code of 1943, Relating to Transfer of Title of Vehicle; Endorsement Required; Certificate of Title Delivered; New Certificate Obtained; Penalty.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugen, McLean	Saumur
Anderson.	Haugland	Schade
Eddy-Foster	Heimes	Schmidt
Anderson.Richl'd	Helling	Schwartz
Arndt	Hofstrand	Sellens

Baeverstad Holand Simenson Homelvig Siverson Baker Skaar Benson Johnson Kjelgaard Bentz Smart Klefstad Brady Snow Kleppe Solberg Braun Sorlie Bryans Langley Bubel Larsen Stair Larson Starck **Bymers** Callahan Laske Stevens Lee Sticka Collette Stormon, Rolette Cote Leet Thompson, McL'n Culver Leier Wadeson Dalzell Lillehaugen Lindberg Wahl .Dewing Walster Drawz Link Locken Wambheim Einarson Welk Luick Ekren Maher Westby Erickson Williams McInnes Esterby Fleck Moe Wolf Moerke Wollitz Freadhoff Yirchott Fristad Mollett Zurcher Fuglestad Murray Gumeringer Nygaard Mr. Speaker Haedt . Power

Those voting in the negative were:

Frank Monson Hammer Schuler Helm Seibel Stormon, Ramsev Thompson, Richl'd

Absent and not voting:

Brickner Graham Hegge Fitch Hafner Langseth

So the bill was declared passed, and the title was agreed to. Rep. Stormon of Ramsey: "Mr. Speaker, I wish to explain my vote. The calendar doesn't show that the bill has been amended and I have only eight lines of the bill, so I voted 'No' as I didn't know what the bill was about."

Senate Bill No. 197. A Bill for an Act Repealing Section 39-0515 of the North Dakota Revised Code of 1943 Relating to Registration Card to be Endorsed and Sent to Department Upon Transfer of Vehicle; Penalty.

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:

Halcrow Acheson Power Allen Hammer Rolfsrud Rudolf Anderson, Cass Haugen, Anderson, Ransom Griggs-Steele Sailer Saumur Anderson, Haugen, McLean Eddy-Foster Schmidt Haugland Anderson, Richl'd Schuler Heimes Helling Arndt Schwartz Seibel \ Baeverstad Helm Sellens Baker Hofstrand

Benson Holand Simenson Bentz Homelvig Siverson Brady Johnson Skaar Braun Kjelgaard Smart Bryans Klefstad Snow Bubel Solberg Kleppe **Bymers** Langley Sorlie Callahan Larsen Stair Collette Starck Larson Cote Laske Stevens Dalzell Sticka Lee Dewing Stormon, Ramsey Leet Drawz Leier Stormon, Rolette Thompson, Richl'd Einarson Lillehaugen Thompson, McL'n Ekren Lindberg Erickson Wadeson Link Esterby Locken Wahl Fleck Luick Walster Welk Frank Maher Freadhoff McInnes Westby Fristad Moe Williams **Fuglestad** Moerke Wolf Graham Mollett Wollitz Yirchott Gumeringer Monson Haedt Murray Zurcher Mr. Speaker Hafner Nygaard Absent and not voting: Brickner Hegge Schade Langseth Wambheim Culver

Fitch
So the bill was declared passed, and the title was agreed to.
Senate Bill No. 200. A Bill for an Act to Amend and Reenact Section 39-0510 of the North Dakota Revised Code of
1943, Relating to Registration Card; Issuance, Contents;
Signing of.

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:

Acheson	Halcrow	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen,	Sailer
Anderson, Ransom	Griggs-Steele	Saumur
Anderson,	Haugen, McLean	Schade
Eddy-Foster	Haugland	Schmidt
Anderson,Richl'd	Heimes	Schuler
Arndt	Helling	Schwartz
Baeverstad	Helm	Seibel
Baker	Hofstrand	Sellens
Benson	Holand \	Simenson
Bentz	Homelvig	Siverson
Brady	Johnson	Skaar
Braun	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Larsen	Stair

Collette Larson Starck Cote Laske Stevens Culver Sticka Lee Stormon, Ramsey Stormon, Rolette Dalzell Leet Dewing Leier Thompson, Richl'd Drawz Lillehaugen Einarson Lindberg Thompson, McL'n Wadeson Ekren Link Erickson Locken \mathbf{Wahl} Luick Walster Esterby Fleck Maher Wambheim Frank McInnes Welk Freadhoff Moe Westby Moerke Williams Fristad Fuglestad Mollett Wolf Graham Monson Wollitz Yirchott Gumeringer Murray Haedt Nygaard Zurcher Hafner Power Mr. Speaker Absent and not voting: Brickner Hegge Langseth

So the bill was declared passed and the title was agreed to. Senate Bill No. 210. A Bill for an Act Requiring the Hiring of Specialists in the Field of Mental Ills for the Treatment of Patients at the State Hospital for the Insane at Jamestown and for the Treatment of Persons not Committed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 8; absent and not voting, 10.

Those voting in the affirmative were:

Fitch

Allen Hammer Rolfsrud Anderson, Cass Anderson, Ransom Anderson, Richl'd Rudolf Haugen, Griggs-Steele Haugen, McLean Sailer Saumur Arndt Haugland Schade Baeverstad Schmidt Heimes Baker Helling Schuler Helm Benson Schwartz Bentz Holand Sellens Brady Homelvig Simenson Braun Johnson[®] Siverson Bryans Kjelgaard Skaar **Bymers** Klefstad Smart Callahan Kleppe Snow Collette Langley Sorlie Culver Larsen Stair Dalzell Larson Starck Dewing Laske Stevens Drawz Lee Sticka Einarson Leet Thompson, Richl'd Ekren Lillehaugen Thompson, McL'n Lindberg Erickson Wadeson Esterby Link Walster Fleck Locken Wambheim Luick Frank Welk Freadhoff Maher Westby

Williams McInnes Fristad Moe **Fuglestad** Wolf Wollitz Gumeringer Mollett Monson Yirchott Haedt Hafner Murray Zurcher Halcrow Power' Mr. Speaker

Those voting in the negative were:

Acheson Hofstrand Nygaard Bubel Leier Seibel Cote Moerke

Absent and not voting:

Hammer

Anderson, Graham Stormon, Ramsey
Eddy-Foster Hegge Stormon, Rolette
Brickner Langseth Wahl

Fitch Solberg

So the bill was declared passed, and the title was agreed to.
Senate Concurrent Resolution "B". A Concurrent Resolution Providing for the Amendment of Subdivision 2 of Section 216 of Article XIX of the Constitution of the State of North Dakota as Amended.

ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 99; nays, 4; absent and not voting, 10.

Those voting in the affirmative were: Acheson Haugen, Rudolf Griggs-Steele Haugen, McLean Allen Sailer Anderson, Cass Schade Anderson, Ransom Haugland Schmidt Anderson, Schwartz Heimes Eddy-Foster Helling Seibel Anderson, Richl'd Sellens Helm Arndt Hofstrand Simenson Baeverstad Holand Siverson Baker Homelvig Skaar Benson Johnson Smart Bentz Kjelgaard Snow Braun Klefstad Solberg Bryans Kleppe Sorlie Bubel Langley Stair Bymers Larsen Starck Callahan . Larson Stevens Sticka Collette Lee Stormon, Ramsey Cote Leet Thompson, McL'n Thompson, Richl'd Culver Leier Dewing Lillehaugen Wadeson Drawz Lindberg Ekren Link Wahl Locken Walster Erickson Wambheim Esterby Luick Welk Frank Maher Westby Freadhoff McInnes Fristad Williams Moerke Wolf **Fuglestad** Mollett Wollitz Monson Graham Yirchott Gumeringer Murray Zurcher Hafner Nygaard Halcrcw Power Mr. Speaker

Rolfsrud

Those voting in the negative were:

Dalzell

Laske

Schuler

Moe

Rudolf Sailer

Saumur ·

Schmidt

Schwartz

Simenson

Schuler

Sellens

Skaar

Smart

Solberg

Sorlie

Starck

Sticka

Wahl

Welk

Wolf

Wadeson

Walster Wambheim

Westby

Yirchott

Zurcher

Mr. Speaker

Stormon, Ramsey

Thompson, McL'n

Stair

Snow

Einarson

Absent and not voting:

Brady Brickner Haedt Hegge Langseth

Saumur Stormon, Rolette

Fitch Fleck

So the concurrent resolution was declared adopted.

Halcrow

Senate Bill No. 64. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 19; absent and not voting, 11.

Those voting in the affirmative were:

Acheson
Allen
Anderson, Cass
Anderson, Ransom
Anderson, Richl'd
Arndt
Baeverstad
Baker
Benson
Bentz
Brady

Braun

Bubel

Bryans

Bymers

Callahan

Collette

Haugen, Griggs-Steele Haugen, McLean Haugland Heimes Hofstrand Holand Homelvig Johnson Klefstad Kleppe Langley Larsen Laske Lee Leet

Cote Leier Culver Lillehaugen Dalzell Link Drawz Locken Einarson Luick Ekren McInnes Freadhoff Moe Fristad Murray

Fuglestad Nygaard Gumeringer Power Hafner Rolfsrud

Those voting in the negative were:

Anderson,
Eddy-Foster
Dewing
Erickson
Esterby
Frank
Hammer
Helling
Helm
Kjelgaard
Larson
Lindberg

Graham Moerke

Absent and not voting:

Brickner Hegge Fitch Langseth Mollett Seibel Siverson Stevens

Thompson, Richl'd Williams

Schade

Stormon, Rolette

Fleck Maher Wollitz Haedt Monson

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 65. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 59; nays, 40; absent and not voting, 14.

Those voting in the affirmative were:

Allen Fristad Power **Fuglestad** Anderson, Cass Sailer Anderson, Ransom Anderson, Richl'd Gumeringer Simenson Skaar Halcrow Arndt Haugland Smart Baeverstad Hofstrand Solberg Baker Holand Sorlie Bentz Homelvig Stair Brady Johnson Sticka Stormon, Ramsey Braun Langley Bryans Larsen Wadeson Bubel Laske Wahl Walster Lee Bymers Callahan Leet Wambheim Lillehaugen Collette Westby Culver Locken Wolf Luick Yirchott Dalzell Drawz McInnes Zurcher Murray Mr. Speaker Einarson Ekren Nygaard

Those voting in the negative were:

Acheson Haugen, McLean Rudolf Anderson. Helling Schmidt Eddy-Foster Schuler Helm Schwartz Cote Kjelgaard Dewing Klefstad Seibel Erickson Kleppe Siverson Esterby Larson Snow Frank Leier Starck Lindberg **Stevens** Freadhoff Thompson, Richl'd Graham Link

Hafner Moerke Thompson, McL'n
Hammer Mollett Welk
Haugen. Monson Williams

Wollitz

Saumur

Schade

Haugen, Monson Griggs-Steele Rolfsrud

Absent and not voting:

Benson Hegge
Brickner Heimes
Fitch Langseth

Fitch Langseth Sellens
Fleck Maher Stormon, Rolette

Haedt Moe

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause lost.

Senate Bill No. 36. A Bill for an Act to Amend and Re-

enact Section 2-0507 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the State Airways System.

Rep. Johnson moved that Senate Bill No. 36 be placed in General Orders, which motion prevailed.

Senate Bill No. 135. A Bill for an Act to Repeal Subsection 11 of Section 58-0307 of the North Dakota Revised Code of 1943, Relating to Powers of Electors of Townships to Fix Per Diem Rate for Work on Highways in Payment of Road Taxes.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 15; absent and not voting, 10.

nd not voting, 10.			
Those voting in the affirmative were:			
Acheson	Gumeringer	Monson	
Allen	Hafner	Nygaard	
Anderson, Cass	Halcrow .	Power	
Anderson, Ransom	Hammer	Rolfsrud	
Anderson,	Haugen,	Sailer	
Eddy-Foster	Griggs-Steele	Schmidt	
Anderson, Richl'd	Haugland	Schwartz	
Baeverstad	Heimes	Seibel	
Baker	Helling	Sellens	
Benson	Helm	Simenson	
Bentz	Hofstrand	Siverson	
Brady	Holand	Skaar	
Braun	Homelvig	Smart	
Bryans	Johnson	Snow	
Bubel	Kjelgaard	Sorlie	
Bymers	Klefstad	Stair	
Callahan	Kleppe	Starck	
Collette	Langley	Stevens	
Cote	Larsen	Sticka	
Dalzell	Larson	Stormon, Rolette	
Drawz	Laske	Wadeson	
Einarson	Lee	Wahl	
Ekren	Leet	Wambheim	
Erickson	Leier	Welk	
Esterby	Lillehaugen	Westby	
Frank	Lindberg	Williams	
Freadhoff	Link	Wolf	
Fristad	Luick	Yirchott	
Fuglestad	McInnes	Zurcher	
Graham	Mollett	Mr. Speaker	
Those voting in the	e n egative w ere:		
Arndt	Moe	Stormon, Ramsey	
Dewing	Moerke	Thompson, Richl'd	
Haugen, McLean	Murray	Thompson, McL'n	
Locken	Rudolf	Walster	
Maher	Schuler	Wollitz	

Absent and not voting:

Brickner Haedt Saumur Culver Hegge Schade Fitch Langseth Solberg Fleck

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

Senate Bill No. 136. A Bill for an Act to Repeal Section 24-0632 of the North Dakota Revised Code of 1943, Relating to Refusal of Road Overseer to Serve.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 7; absent and not voting, 9.

Those voting in the affirmative were:

Acheson	Graham	Nygaard
Allen	Gumeringer	Rolfsrud
Anderson, Cass	Hafner	Rudolf
Anderson, Ransom	Halcrow	Sailer
Anderson,	Hammer	Schade
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Arndt	Haugen, McLean	Seibel
Baeverstad	Haugland	Sellens
Baker	Heimes \	Siverson
Bensoh	Helling	Skaar
Bentz	Helm .	Smart
Brady	Hofstrand	Snow
Braun	Holand	Solberg
Bryans	Homelvig	Sorlie
Bubel	Johnson	Stair
Bymers	Kjelgaard	Starck
Callahan,	Klefstad	Stevens
Collette	Kleppe	Sticka
Cote	Langley	Stormon, Ramsey
Culver	Larsen	Stormon, Rolette
Dalzell	Larson	Thompson, Richl'd
Dewing	Laske	Wadeson
Drawz	Lee	Wahl
Einarson	Leet	Wambheim
Ekren	Leier	Welk
Erickson	Lillehaugen	Westby
Esterby	Lindberg	Williams
Fleck	Link	Wolf
Frank	Luick	Wollitz
Freadhoff	Maher	Yirchott
Fristad	Mollett	Zurcher 、
Fuglestad	Monson •	Mr. Speaker
Those voting in the	e negative were:	•
<u> </u>		

Locken Moerke Schwartz McInnes Murray Walster

Moe

Absent and not voting:

Brickner
Fitch
Haedt
Hegge
Langseth
Power
Simenson
Thompson, McL'n

So the bill was declared passed, and the title was agreed to. Senate Bill No. 140. A Bill for an Act to Provide for the Spraying of Weeds Along Township Roads and Authorizing the Expenditure of Township Funds for That Purpose.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 10; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Rolfsrud Haugen. Griggs-Steele Rudolf Allen Anderson, Cass Haugen, McLean Sailer Anderson, Ransom, Anderson, Richl'd Haugland Schade Schmidt Heimes Arndt Helling Schwaitz Helm Seibel Baeverstad Baker Hofstrand Sellens Siverson Holand Benson Bentz Homelvig Skaar Johnson Smart Brady Kjelgaard' Snow Braun Klefstad Sorlie Bryans Bubel Langley Stair Larsen Starck **Bymers** Collette Larson Stevens Sticka Lee Cote Culver Leet Stormon, Ramsey Leier Stormon, Rolette Dalzell Thompson, Richl'd Drawz Lillehaugen Ekren Lindberg Erickson Link Wahl

Wadeson Walster Locken Esterby Luick Wambheim Frank Freadhoff Welk Maher Fristad McInnes Westby Moerke Williams Fuglestad Mollett Wolf Gumeringer Wollitz Hafner Monson Murray Yirchott Halcrow Zurcher Nygaard Hammer

Those voting in the negative were:

Callahan Kleppe Schuler
Dewing Laske Solberg
Einarson Moe Mr. Speaker
Fleck

Power

Absent and not voting:

Anderson Graham Saumur
Eddy-Foster Haedt Simenson
Brickner Hegge Thompson, McL'n
Fitch Langseth

So the bill was declared passed, and the title was agreed to.
Senate Bill No. 148. A Bill for an Act to Amend and
Reenact Section 39-0801 of the North Dakota Revised Code
of 1943, Providing for Punishment of Any Person Driving a
Motor Vehicle While Under the Influence of Intoxicating
Liquor or Narcotic Drugs. Establishing Presumptions for
the Determination of What Constitutes Being Under the
Influence of Liquor.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 45; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Fuglestad Link Allen Gumeringer Luick

Anderson, Cass Anderson	Haedt Halcrow	Moe Mollett
Eddy-Foster	Hammer	Monson
Anderson, Richl'd	Haugen,	Rolfsrud
Arndt	Griggs-Steele	Saumur
Baeverstad	Haugen, McLean	Schmidt
Bentz	Haugland	Simenson
Bubel	Helling	Siverson
Collette	Hofstrand	Smart
Cote	Kjelgaard	Snow
Culver	Klefstad	Sorlie
Dewing	Langley	Stormon, Ramsey
Drawz	Larsen	Wadeson
Ekren	Laske	Walster
Erickson	Lee	Westby
Esterby	Leet	Williams
Fleck	Leier	Zurcher
Freadhoff	Lillehaugen	Mr. Speaker
Fristad	Lindberg	•

Those voting in the negative were:

- more remains and meganite means				
Anderson, Ransom	Homelvig	Seibel		
Baker	Johnson	Sellens		
Benson	Kleppe	Skaar		
Brady	Larson	Solberg		
Braun	Locken	Starck		
Bryans	Maher	Stevens		
Bymers	McInnes	Sticka .		
Callahan	Moerke	Stormon, Rolette		
Dalzell	Murray	Thompson, Richl'd		
Einarson	Nygaard	Wahl		
Frank	Power	Wambheim		
Graham	Rudolf	Welk		
Hafner	Sailer	Wolf •		

Schwartz Absent and not voting:

Heimes

Helm

Brickner Holand Stair

Schuler

Thompson, McL'n Fitch Langseth

Wollitz

Yirchott

Hegge Schade

So the bill was declared passed, and the title was agreed to. Rep. Lillehaugen 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. 178. A Bill for an Act to Amend and Reenact Section 11-0704 of the North Dakota Revised Code of 1943 Relating to the Redistricting of Counties.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 22; absent and not voting, 10.

Those voting in the affirmative were:

Fuglestad	Mollett
Graham	Monson
Gumeringer	Nygaard
Halcrow	Rolfsrud
Hammer	Sailer
Haugen,	Saumur
Griggs-Steele	Schade
	Graham Gumeringer Halcrow Hammer

Arndt Haugen, McLean Schmidt Baeverstad Haugland Schwartz Seibel Baker Heimes Simenson Benson Helm Hofstrand Siverson Bentz Brady Holand Smart Bryans Kjelgaard Solberg Klefstad Sorlie Bymers Starck Langley Callahan . Larsen Stevens Collette Larson Stormon, Ramsey Cote Lee Stormon, Rolette Dalzell Leet Thompson, Richl'd Dewing Leier Wadeson Drawz Lillehaugen Wambheim Einarson Ekren Lindberg Westby Link Williams Erickson Luick Yirchott Esterby Maher Zurcher Frank McInnes Freadhoff Mr. Speaker Fristad Moerke

Those voting in the negative were:

Laske Skaar Bubel Locken Sticka Wahl Culver Murray Fleck Power Walster Rudolf Welk Hafner Helling Schuler Wolf Wollitz Johnson Sellens

Kleppe

Absent and not voting:

Brickner Homelvig Snow Fitch Langseth Stair

Haedt Moe Thompson, McL'n

Hegge

So the bill was declared passed, and the title was agreed to. Rep. Erickson moved that the vote by which Senate Bill No. 178 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 181. A Bill for an Act to Amend and Reenact Sections 40-3503 and 40-3515 of the North Dakota Revised Code of 1943, Relating to the Issuance of Revenue Bonds by Municipalities Authorizing Municipalities and State Institutions to Enter Into Contracts With Other Municipalities and With Industrial Establishments Relative to Sewerage Facilities, and to Accept Loans or Grants From the Federal Government in Connection With Revenue-Producing Undertakings, and Providing for the Subordination of Revenue Bonds.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Acheson Halcrow Nygaard Allen Hammer Rolfsrud

Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson, Richl'd	Haugen, McLean	Saumur
Arndt	Haugland	Schade
Baeverstad	Heimes	Schmidt
Baker	Helling	Schuler
Benson	Helm	Schwartz
Bentz	Hofstrand	Sellens
Braun	Holand	Simenson
Bryans	Homelvig	Siverson
Bubel	Johnson	Skaar
Bymers	Kjelgaard	Smart
Callahan	Klefstad	Snow
Collette	Kleppe	Solberg
Cote	Langley	Sorlie
Culver	Larsen	Starck
Dalzell	Laske	Sticka
Dewing	Lee	Stormon, Ramsey
Drawz	Leet	Stormon, Rolette
Einarson	Leier	Thompson, Richl'd
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
Esterby	Link	Walster
Fleck	Locken	Wambheim
Frank	Luick	Welk
Freadhoff	Maher	Westby
Fuglestad	McInnes	Williams
Graham	Moerke	Wollitz
Gumeringer	Mollett	Yirchott
Haedt	Monson	Zurcher
Hafner	Murray	Mr. Speaker

Those voting in the negative were:

Larson Seibel Stevens

Wolf

Moe

Power Stair

Absent and not voting:

Anderson, Fitch
Eddy-Foster Fristad
Brady Hegge

Brickner Langseth Thompson, McL'n So the bill was declared passed, and the title was agreed to.

Senate Bill No. 215. A Bill for an Act Amending and Reenacting Section 40-2305 of the North Dakota Revised Code of 1943, Relating to the Levy of Assessments to Pay the Cost of Special Improvements, to Define the Items of Cost to be Assessed and Permit Such Assessment Prior to Completion of the Work, and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 9; absent and not voting, 16.

Those voting in the affirmative were:

Acheson Halcrow Rolfsrud Hammer Rudolf Allen Anderson, Cass Haugen, Sailer Anderson, Ransom Griggs-Steele Saumur Haugen, McLean Anderson, Schmidt Eddy-Foster Haugland Schwartz Anderson, Richl'd Heimes Sellens Arndt Helling Simenson Baeverstad Helm Siverson Hofstrand Baker Skaa: Benson Holand Smart Bentz Kjelgaard Snow Braun Klefstad Solberg Bryans Kleppe Sorlie Langley Bymers Starck Callahan Larsen Stevens Collette Lee Sticka Stormon, Ramsey Stormon, Rolette Leet Cote Dalzell Leier Thompson, Richl'd Dewing Lillehaugen Drawz Lindberg Wadeson Einarson Link Wahl Locken Ekren Walster Erickson Luick Wambheim Esterby McInnes Westby Frank Moerke Williams Freadhoff Mollett Wollitz Fuglestad Monson Yirchott Gumeringer Nygaard Zurcher Haedt Power Mr. Speaker

Those voting in the negative were:

Bubel Laske Schuler Hafner Maher Seibel Larson Moe Wolf

Absent and not voting:

Brady Graham Murray
Brickner Hegge Schade
Culver Homelvig Stair
Fitch Johnson Thomps

Fitch Johnson Thompson, McL'n

Fleck Langseth Welk Fristad

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

Senate Bill No. 226. A Bill for an Act to Regulate the Handling, Sale, and Distribution of Barbiturates.

Rep. Lillehaugen asked the unanimous consent of the House to amend Senate Bill No. 226, as follows: "In line 225, after the words "conviction thereof", insert the word "shall", which consent was given.

Rep. Lillehaugen moved that Senate Bill No. 226 be amended in line 225 by inserting the word "shall" after the words "conviction thereof", which motion prevailed.

Rep. Lillehaugen moved that the rules be suspended and Senate Bill No. 226 be placed on final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 65; absent and not voting, 11.

Those voting in the affirmative were:

Anderson, Cass Haugen, McLean Rolfsrud
Baker Haugland Schmidt
Bymers Hofstrand Sellens
Culver Holand Simenson

Dalzell Homelvig Siverson Dewing Smart Langley Larsen Snow Einarson Sorlie Ekren Leier Erickson Lillehaugen Walster Wambheim Esterby Lindberg Fleck Westby Link Halcrow Zurcher Locken Hammer

Those voting in the negative were:

Acheson Heimes Saumur Helling Allen Schade Schuler Anderson, Ransom Helm Anderson, Richl'd Johnson Schwartz Kjelgaard Seibel Arndt Baeverstad Klefstad Skaar Solberg Benson Kleppe Brady Starck Larson Stevens Braun Laske Bryans Lee Sticka Stormon, Ramsey Bubel Leet Stormon, Rolette Callahan Luick Collette Maher Thompson, Richl'd Cote McInnes Wadeson Drawz Moe Wahl Welk Frank Moerke Freadhoff Mollett Williams Wolf Fuglestad Monson Wollitz Graham Nygaard Gumeringer Power Yirchott Hafner Rudolf Mr. Speaker Haugen, Sailer

Griggs-Steele

Absent and not voting:

Anderson, Fitch Langseth
Eddy-Foster Fristad Murray
Bentz Haedt Stair
Brickner Hegge Thompson, McL'n

So the bill was declared lost.

Rep. Allen: "Mr. Speaker, I vote 'No' for the purpose of reconsideration."

Senate Bill No. 125. A Bill for an Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for and Payment of Such Items.

Rep. Bubel moved that further consideration of Senate Bill No. 125 be deferred until Tuesday, February 22, 1949, which motion prevailed.

Rep. Leet moved that the Calendar Clerk be instructed to put the page number of the Senate journal where Senate amendments are to be found on Senate Bills, which motion prevailed.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the completion of that order of business, the House stand recessed until 1:00 p.m., Tuesday, February 22, 1949, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1 House Bill No. 23 House Bill No. 90 House Bill No. 92 House Bill No. 97 House Bill No. 119 House Bill No. 120 House Bill No. 166

House Resolution "D" House Resolution "E"

House Resolution "F"

And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Bubel until 1:00 p. m. Tuesday, February 22, 1949.

GEORGE OLSON, Chief Clerk.

FORTY-NINTH DAY AFTER RECESS AND FIFTIETH DAY

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Bismarck, February 22, 1949
  The House reconvened at 1:00 p. m. pursuant to recess
taken with Speaker Levin presiding.
             MESSAGES TO THE SENATE
                                        House Chamber
                              Bismarck, February 22, 1949
  Mr. President: I have the honor to return:
  Senate Bill No. 14
  Senate Bill No. 47
  Senate Bill No. 100
  Senate Bill No. 108
  Senate Bill No. 121
  Senate Bill No. 122
  Senate Bill No. 138
  Senate Bill No. 147
  Senate Bill No. 148
  Senate Bill No. 156
 Senate Bill No. 171
Senate Bill No. 178
Senate Bill No. 179
  Which the House has passed unchanged.
                           GEORGE OLSON, Chief Clerk.
                                         House Chamber
                              Bismarck, February 22, 1949
  Mr. President: I have the honor to transmit:
  House Bill No. 1
  House Bill No. 23
  House Bill No. 90
  House Bill No. 92
House Bill No. 97
  House Bill No. 119
  House Bill No. 120
  House Bill No. 166
  Which the Speaker has signed and your signature is
respectfully requested.
                           GEORGE OLSON, Chief Clerk.
                                         House Chamber
                              Bismarck, February 22, 1949
  Mr. President: I have the honor to return:
 Senate Bill No. 4
Senate Bill No. 33
Senate Bill No. 34
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Senate Bill No. 45 Senate Bill No. 91 Senate Bill No. 102 Senate Bill No. 109 Senate Bill No. 123 Senate Bill No. 124

Senate Bill No. 128

Senate Concurrent Resolution "G"

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 22, 1949

Mr. Speaker: I have the honor to return: Senate Bill No. 27

Which the House has amended.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No.

House Bill No. 62 House Bill No. 64

House Bill No. 82

House Bill No. 144

House Bill No. 145

House Bill No. 146

House Bill No. 266

House Bill No. 269

House Bill No. 270-

And House Resolution "C"

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr Speaker: Your Committee on State and Federal Government to whom was re-referred Senate Bill No. 96, have had the same under consideration and recommend that the same be amended as follows:

In line 6 after the word "party" insert a comma.

In line 6 after the word "elected" insert the following

words "or appointed".

In line 7 strike out the brackets in front of "nominees" and after "holdover". Strike out the word "holdover" and substitute the word "the". Strike out the comma after the word "of".

And when so amended recommend the same do pass. REP. WOLF, Chairman.

Rep. Locken moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on Senate Bill No. 96 will be considered in the sixth order of business.

Rep. Bymers requested that the House be on the eighth order of business, which request was granted.

Rep. Bymers moved that the House reconsider the action by which Senate Bill No. 65 was passed, which motion prevailed.

Rep. Graham moved that Senate Bill No. 65 be placed at the head of the calendar, which motion prevailed.

Rep. Johnson moved that Senate Bill No. 36 be taken out

of General Orders and placed on the calendar, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 169, have had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. HOFSTRAND, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Baker moved that Senate Bill No. 169 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 97, have had the same under consideration and recommend that the same do pass.

REP. STAIR. Chairman. Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 99, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman. Rep. Kleppe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 105, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman. Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 110, have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill strike out the "period" and insert a "comma" and the following words: "and declaring an emergency."

In line 8 strike out the "period" and add the following words: "for the biennium ending June 30, 1949."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Schate Bill No. 110 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 142, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman. Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 151, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 165, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman. Rep. Sticka moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 167, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title strike out the abbreviations "N.D." and insert in lieu thereof "the North Dakota".

And when so amended recommend the same do pass.

REP. GRAHAM, Chairman.

Rep. Cote moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on Senate Bill No. 167 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 189, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Thompson of Richland moved that the vote by which the report of the Committee on Judiciary on Senate Bill No. 189 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker. Your Committee on Appropriations to whom was referred Senate Bill No. 195, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the "period" and insert a "comma" and the following words: "and declaring an emergency."

In line 6 strike out the "period" and add the following: "for the biennium ending June 30, 1949."

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 195 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 211, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was

referred Senate Bill No. 212, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman. Rep. Cote moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 213, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 217, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 237, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman. Rep. Anderson, Cass, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 240, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman. Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 242, have had the same under under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Stormon, Ramsey, moved that the report be adopted, which motion prevailed and the report was adopted.

SIXTH ORDER OF BUSINESS

Rep. Starck moved that the amendments on Senate Bill No. 39 as recommended by the Committee on Natural Resources, and printed in the House Journal, on page 768 be adopted, which motion prevailed.

Rep. Starck moved that the amendments on Senate Bill No. 132 as recommended by the Committee on Natural Resources and printed in the House Journal, on page 775 be adopted, which motion prevailed.

Rep. Leet moved that the amendments on Senate Bill No. 192 as recommended by the Committee on Judiciary and printed in the House Journal, on page 776 be adopted, which motion prevailed.

Rep. Seibel requested that the House be on the eighth order of business, which request was granted.

House Resolution "G". A Resolution of Appreciation for the Efforts of the Corps of Army Engineers and the Federal Works Agency During Present Emergency Conditions in North Dakota and Urging the Continuation of Emergency Aid Until Assurance of the Termination of Emergency Conditions in the More Remote Localities is Received.

Rep. Seibel requested that House Resolution "G" introduced

by Reps. Seibel and Dalzell be read from the desk, which request was granted and House Resolution "G" was read by the Chief Clerk.

Rep. Seibel moved that House Resolution "G" be adopted, which motion prevailed, and House Resolution "G" was declared adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Wolf moved that the House concur in the Senate amendments to House Bill No. 37, as shown on page 779 of the House Journal, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 37 be considered properly reengrossed and placed on final passage, which motion prevailed.

FINAL PASSAGE

House Bill No. 37. A Bill for an Act to Amend and Reenact Sections 19-1603 of the North Dakota Revised Code of 1943 and 19-1604 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Anti-freeze.

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:

Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Heimes	Schmidt
Arndt	Helling	Schuler
Baeverstad	Helm	Schwartz
Baker	Hofstrand	Simenson
Benson	Holand	Siverson
Braun	Johnson .	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Langley	Solberg
Bymers	Larsen	Sorlie
Callahan	Larson	Stair
Collette	Laske	Starck
Cote	Lee	Stevens
Culver	Leet	Stormon, Ramsey
Dalzell	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, Richl'd
Einarson	Lindberg	Thompson, McL'n
Ekren	Link	Wadeson
Erickson	Locken	Wahl
Esterby	Luick	Walster
Fitch	Maher	Wambheim
Fleck	McInnes	Welk
Frank	Moe	Westby
Freadhoff	Moerke	Wolf
Fristad	Mollett	Wollitz
Graham	Monson	Yirchott
Gumeringer	Murray	Zurcher

Absent and not voting:

Bentz Hegge Seibel
Brady Homelvig Sellens
Dewing Kleppe Sticka
Fuglestad Langseth Williams
Hammer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House concur in the Senate amendments to House Bill No. 69, as shown on page 779 of the House Journal, which motion prevailed.

Rep. Stair moved that the rules be suspended and House Bill No 69 be considered properly reengrossed and placed on final passage, which motion prevailed.

FINAL PASSAGE

House Bill No. 69. A Bill for an Act Making an Appropriation for General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

ROLL CALL

The question being on the final passage of the bill, as amenued, the roll was called and there were ayes, 99; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Acheson Hammer Rudolf Allen Haugen, Sailer Anderson, Cass Griggs-Steele Saumur Anderson, Ransom Haugen, McLean Schade Anderson, Haugland Schmidt Eddy-Foster Heimes Schuler Anderson, Richl'd Helling Schwartz Arndt Hofstrand Sellens Baeverstad Holand Simenson Baker Homelvig Siverson Benson Johnson Skaar Brady Kjelgaard Smart Braun Klefstad Snow Brickner Langley Solberg Bryans Larsen Sorlie Bubel Larson Stair Bymers Laske Starck Callahan Lee Stevens Collette Leet Sticka Stormon, Ramsey Stormon, Rolette Cote Leier Culver Lillehaugen Dalzell Lindberg Thompson, McL'n Dewing Wadeson Link Drawz Locken Wahl Einarson Walster Luick Wambheim Ekren Maher Welk Erickson McInnes Fleck Westby Moe Freadhoff Wolf Mollett Wollitz Fristad Monson Yirchott Fuglestad Murray Gumeringer Zurcher Nygaard Haedt Power Mr. Speaker Halcrow Rolfsrud

Those voting in the negative were:

Esterby Hafner Seibel

Frank Helm Thompson, Richl'd

Graham Moerke

Absent and not voting:

Bentz Hegge Langseth Williams Fitch Kleppe

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Lillehaugen moved that the House concur in the Senate amendments to House Bill No. 147, as shown on page 780 of the House Journal, which motion prevailed.

Rep. Lillehaugen moved that the rules be suspended and House Bill No. 147 be considered properly re-engrossed and placed on final passage, which motion prevailed.

FINAL PASSAGE

House Bill No. 147. A Bill for an Act to Permit a Levy of One Mill in Excess of Other Levies Permitted by Law To Be Made by Counties Maintaining County Agricultural and Training Schools for Building Funds for Such Schools.

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:

Drawz

Ekren

Fitch

Fleck

Frank

Fristad

Freadhoff

Einarson

Erickson

Esterby

Haedt Acheson Rolfsrud Allen Hafner Rudolf Halcrow Anderson, Cass Sailer Anderson, Ransom Hammer Saumur Anderson, Haugen, Schade Griggs-Steele Eddy-Foster Schmidt Anderson, Richl'd Haugen, McLean Schuler Arndt Haugland Schwartz Baeverstad Heimes Seibel Baker Helling Sellens Benson Helm Simenson Hofstrand Brady Siverson Braun Holand Skaar Brickner Homelvig Smart Bryans Kjelgaard Snow Bubel Klefstad Solberg Bymers Langley Sorlie Callahan Larsen Stair Collette Larson Starck Cote Laske Stevens Culver Lee Sticka Dalzell Leet Dewing Leier

Link

Luick

Moe

Mollett

Monson

Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Lillehaugen Thompson, McL'n Lindberg Wadeson Wahl Locken Walster Wambheim McInnes Welk Westby Moerke

Wolf

Wollitz

Haedt

Hafner

Fuglestad Murray Yirchett Graham Nygaard Zurcher Mr. Speaker Gumeringer Power

Absent and not voting:

Bentz Kleppe Maher Williams Hegge Langseth Johnson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Collette moved that the House concur in the Senate amendments to House Bill No. 43 as shown on page 780 of the House Journal, which motion prevailed.

Rep. Collette moved that the rules be suspended and House Bill No. 43 be considered properly reengrossed and placed on final passage, which motion prevailed.

FINAL PASSAGE House Bill No. 43. A Bill for an Act to Amend and Reenact Section 4-1013 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for Grade Inspection of Potatoes; Prescribing Fees and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 98; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Halcrow Acheson Rolfsrud Rudolf Allen Hammer Anderson, Cass Haugen, Sailer Anderson, Ransom Griggs-Steele Saumur Haugen, McLean Schade Anderson, Eddy-Foster Haugland Schmidt Anderson, Richl'd Hegge Schwartz Arndt Heimes Seibel Baeverstad Helling Sellens Baker Helm Simenson Hofstrand Brady Siverson Holand Braun Skaar Brickner Homelvig Smart Bryans Johnson Snow Bubel Kjelgaard Solberg Bymers Klefstad Sorlie Callahan Langley Stair Collette Larsen Starck Cote Larson Sticka Culver Laske Stormon, Ramsey Dalzell Lee Stormon, Rolette Drawz Leet Thompson, McL'n Einarson Wadeson Leier Wahl Ekren Lillehaugen Esterby Lindberg Walster Wambheim Fleck Link Welk Frank Luick Westby Freadhoff McInnes Wolf Fristad Moerke Wollitz Fuglestad Mollett Yirchott Graham Murray Zurcher Gumeringer Nygaard

Power

Mr. Speaker

Those voting in the negative were:

Dewing Locken Schuler Erickson Maher Stevens

Fitch Monson Thompson, Richl'd

Absent and not voting:

Benson Kleppe Moe Bentz Williams Langseth

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

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1949

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 277.

W. J. TROUT, Secretary.

Rep. Graham requested that the House be on the eighth order of business, which request was granted.

Rep. Graham moved that the House comply with the Senate's request for the return of House Bill No. 277, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 22, 1949

Mr. President: I have the honor to return: House Bill No. 277

. Which the Senate has requested.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 22, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 37, 69, 147, 43.

GEORGE OLSON, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 268

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 22, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 185

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 22, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 211 House Bill No. 261

House Bill No. 327

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Rep. Thompson of Richland moved that the absent members be excused, which motion prevailed.

Rep. Thompson of Richland moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

FIFTIETH DAY

Bismarck, February 22, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. Edward Kary of the Baptist Church of Bismarck.

The roll was called and all members were present.

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 find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolutions "D", "E", "F", to the office of the Secretary of State at the hour of 1:25 p.m. on February 22, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 3, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman.

Rep. Laske moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The minority of your Committee on Agriculture to whom was referred Senate Bill No. 30, have had the same under consideration and recommend that the same be amended as follows:

In line 32, strike out the word "forty-five" and insert the word "forty-three", in lieu thereof.

In line 41, strike out the word "sixty-two" and insert in lieu thereof the word "sixty".

REP. LARSON REP. SCHULER REP. BYMERS REP. MAHER

And when so amended recommend the same do pass. REP. BYMERS, Vice-Chairman.

Mr. Speaker: The majority of your Committee on Agriculture to whom was referred Senate Bill No. 30, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WALSTER REP. FUGLESTAD REP. STICKA REP. DALZELL REP. WOLLITZ REP. DRAWZ REP. LASKE REP. SIMENSON REP. SCHADE

REP. BYMERS, Vice-Chairman.

Rep. Maher moved that the report of the minority of the Committee on Agriculture on Senate Bill No. 30 be adopted, which motion lost, on a voice vote.

Rep. Bubel demanded a roll call, which was granted.

ROLL CALL

The question being on the motion of Rep. Maher that the report of the minority of the Committee on Agriculture on Senate Bill No. 30 be adopted, the roll was called and there were ayes, 50; nays, 57; absent and not voting, 6.

	b, or, abbent and not		umb, or
Those voting in	the affirmative were	e:	
Acheson	Hegge		Rudolf
Benson	Helling	7.	Schade
Braun	Helm		Schmidt
Bryans	Hofstrand		Schuler
Bubel	Kjelgaard	1	Schwartz
Bymers	Klefstad		Seibel
Callahan	Kleppe		Snow
Cote	Larson		Solberg
Culver	Leier		Stair
Dewing	Lillehaugen		Starck
Frank	Lindberg		Stevens
Freadhoff	Link		Thompson, Richl'd
Graham	Locken		Welk
Gumeringer	Maher		Wolf
Hafner	Moerke		Zurcher
Hammer	Mollett		Mr. Speaker
Haugen,	Monson		The state of the s
Griggs-Steele			

Griggs-Steele

Those voting in the negative were:

Allen	Fleck	Rolfsrud
Anderson, Cass	Fristad	Sailer
Anderson, Ransom	Halcrow	Saumur
Anderson,	Haugen, McLean	Sellens
Eddy-Foster	Haugland	Simenson
Anderson, Richl'd	Heimes	Siverson
Arndt	Holand	Skaar
Baeverstad	Homelvig	Smart
Baker	Johnson	Sorlie
Bentz	Langley	Sticka
Brady	Larsen	Stormon, Ramsey
Brickner	Laske	Stormon, Rolette
Collette	Lee	Thompson, McL'n
Dalzell	Leet	Wadeson
Drawz	Luick	Wahl
Einarson	McInnes	Wambheim
Ekren	Murray	Westby
Erickson	Nygaard	Wollitz
Esterby	Power	Yirchott
Fitch	20200.20	

Absent and not voting:

Fuglestad Langseth Walster Haedt Moe Williams So the motion of Rep. Maher was declared lost.

Rep. Johnson moved that the report of the majority of the Committee on Agriculture on Senate Bill No. 30, be adopted, which motion prevailed.

Rep. Bubel moved that the House recess to the Call of the Chair, which motion prevailed.

MEMORIAL PROGRAM

JOINT SESSION

of the

House and Senate of the State of North Dakota Tuesday, February 22, 1949

Hon. C. P. Dahl, Lt. Governor, Presiding

Call to Order-2:30 P. M.

Senator Flatt moved that a committee of three be appointed to escort Dr. Fredric Hultz, Mr. Carl Thompson and the Hon. Fred G. Aandahl, state officials and members of the Supreme Court to the rostrum, which motion prevailed and the presiding officer appointed as such committee, Senator Flatt, Rep. Heimes and Senator Pyle.

Invocation-Rev. Edward Kary.

Songs:

Keller's "American Hymn" and the "Battle Hymn of the Republic" by the Capitol Quartet.

Reading of House Memorial Resolution-Rep. Seibel.

Rep. Seibel moved that House Memorial Resolution "A" be adopted, and printed in the House Journal, which motion prevailed.

Rep. Seibel moved that the reading of House Joint Memorial Resolution "A" in honor of Robert L. Bennett be dispensed with, and that it be printed in the House Journal, which motion prevailed.

Reading of Senate Memorial Resolution—Senator Schrock. Senator Schrock moved that the Senate Memorial Resolution be adopted and printed in the Senate Journal, which motion prevailed.

Reading of Memorial Resolution for deceased Governors— Senator Nordhougen.

Senator Nordhougen moved that the Senate Joint Memorial Resolution "B", in honor of deceased Governors, be adopted and printed in the House and Senate Journals, which motion prevailed.

Song-"The Hills of Home"-Mrs. Joseph Donahue.

Speech-Dr. Frederick Hultz.

Presentation of Bibles to State Officials, the presiding officers of the House and Senate, and the Supreme Court Justices—Mr. Carl Thompson.

Mr. C. P. Dahl, the presiding officer introduced Mr. N. J. Walper, State President of the Gideons, who in turn presented Mr. R. Wije, State Secretary of the Gideons.

Mr. Carl Thompson then presented the state officials, the justices of the Supreme Court, the President of the Senate and the Speaker of the House with Bibles and made the following remarks:

"Judges of the Supreme Court, State Officials, Members of the Legislature, Ladies and Gentlemen: I think some of you might be interested in knowing just who the Gideons are. The Gideons are nearly fifty years old. The society began with three members, and our membership today, throughout the United States and Canada and some of the foreign lands, totals about twelve thousand.

The first job that the Gideons undertook to do, was to go into the hotels and leave there a Bible in each room, so that the weary travelers away from home, might have available, God's Word.

We finished that job up and up to the beginning of World War II, nearly three thousand Bibles had been placed; not just in hotel rooms alone but in schools, in penal institutions and in hospitals. Then as this war came on, we felt that there was another mission that was perhaps just as necessary and that was to get to the men and women that went out to defend Old Glory, and give them a copy of God's Word. This, we undertook to do. We worked through the chaplains of our armed forces and we found that when the war came to a close, we had placed 13,500,000 testaments.

Now then, the question comes to you—'Who is paying for these testaments and these Bibles?' We have been permitted to work through the churches of this great land of ours, and to present to the people, our work and they have showered us with free will offerings which have been sufficient to carry on our work.

Since the war, we have placed forty thousand Bibles in this State of North Dakota—that seems like a lot, yet we have scarcely scratched the surface.

We are very happy this afternoon, on this occasion, to have permission from those in authority to come here and present to the officials of the State of North Dakota, a copy of God's precious Word. I thank you."

Benediction-Rev. Hewitt.

Rep. Wolf moved that the Joint Memorial Session do now adjourn, which motion prevailed and the Joint Memorial Session stood adjourned.

SPEECH OF DR. FREDRIC HULTZ, PRESIDENT OF THE NORTH DAKOTA AGRICULTURAL COLLEGE

IN MEMORIUM

It is good to stop in busy life for tributes to those, both

great and small, who have gone before.

As we gather here for a few moments solemnly and reverently, pausing in serious duties which are heavy with import for North Dakota's future, let us look backwards briefly into history. This is the anniversary of the birth of a great and saintly American. Soldier, politician, savior of his country but, at heart and over-all a humble farmer.

I come to you as representing agriculture and I have, therefore, chosen to speak of Washington the Virginia farmer. This story has been best told by Washington himself, whose diaries give us a true picture of Washington's first and last love—his land, its trees, its grass, its horses, cattle, and sheep, and its wild game. You may search the diaries through and you will find practically no reference to the war of the revolution, and very little reference to his activities as President of these United States. Just out of curiosity I counted some of the agricultural references in the index

to the four huge volumes of the diaries. There are only two references to war in the entire diary, but on 282 different pages he writes about plowing; on 291 different pages he writes about sowing or seeding or planting; on 326 different pages he writes about wheat. I didn't count the number of pages whereon he writes about corn but it is a large number. On 129 different pages he refers to potatoes; on 27 different pages he refers to pumpkins; and a proportionate number of references may be found to buckwheat, oats, barley, and to cattle, horses and sheep.

Washington always had his farms well stocked with livestock. He was a leading breeder in his day of horses, mules, and sheep. Historians agree that Washington was probably the first American to raise mules. In 1785 the King of Spain sent him as a gift two jacks and two jennies. One jack died on the way over, but the other, "Royal Gift", arrived safely and was later taken on an exhibition tour of the Southern States.

Washington's experience with ragamuffin soldiers, even previous to the Revolutionary War, taught him the importance of a supply of good textiles for clothing. As a Mount Vernon farmer he devoted himself to improving his flock of sheep and had so improved it by selective breeding that his annual wool clip per animal was averaging 5 pounds instead of the usual 2 pounds clipped by most of his farmer neighbors.

He had a low opinion of the quality of American flocks, for in a letter dated October 10, 1792, which he wrote to Sir John Sinclair, of England, he said, "I will put your queries respecting sheep into the hands of such Gentlemen as I think most likely to attend to them and answer them satisfactorily; I must, however, observe that no important information on the subject can be expected from this country where we have been so little in the habit of attending either to the breed or improvement of our stock."

Successful farmers at all times and in all places must have a constant eye to their fields as well as upon their livestock. This Virginian farmer records on March 12, 1768: "Large parts of my wheat field at Doeg Run * * * were found to be exceedingly injured by the Frost * * * watch the progress of this wheat and see if there be any possibility of its taking Root again (As it lies thick on the ground). "Near a Stake in the 18 inch Cut, and about 100 yards from the Barracks, is a spot of an acre or so of this kind. Observe this place, being poor ground also." It is very apparent that Washington was not only a good farmer but also a good soil surveyor constantly alert for soil differences.

Just to remind you again that this good farmer means everything he writes in his diary let me tell you that he went back to that poor wheat field on June 1st and noted, "Upon looking over my wheat I found all those places which had been injured by the March Frosts extremely thin, low and backward, having branched but little and looking puny. Indeed, in many places the Ground was entirely naked and where it was not, there was but too much cause to apprehend that the wheat would be choked with weeds. It was also observable that all my Early wheat (generally speaking) was headed and heading, the common wheat was but just putting out head, and the Red Straw wheat had but very little or no appearance of head and was lower than any of the other,

although first sown. The heads of the whole appeared short and did not provide any great increase. It was also remarkable that the Red Straw wheat had a great number of Smutty or blasted heads in the same manner it had last year, where they did put out."

The very last entry in Washington's diary made December 13, 1799, is one of great interest for it is probably his last writing and again it is such as only a farmer writes: "Morning snowing and about 3 inches deep. Wind at North East and mercury at 30. Continuing snowing till 1 o'clock and at 4 it became perfectly clear. Wind in the same place but not hard, mercury 28 at night." He died at 10 P. M. the next evening.

Writing to Arthur Young, in 1783, Washington said, "No farm in United America is more pleasantly situated than this. It lies in a high, dry, and healthy county, three hundred miles by water from the sea and, as you will see by the plan, on one of the finest rivers in the world. Its margin is washed by more than ten miles of tidewater; from the bed of which, and the innumerable coves, inlets, and small marshes with which it abounds, and an inexhaustible fund of rich mud may be drawn as a manure, either to be used separately or in a compost, according to the judgment of the farmer. It is situated in a latitude between the extremes of heat and cold, and is the same distance by land and water, with good roads and the best navigation to and from the Federal city, from Alexandria, and from Georgetown, distant from the 1st 12, from 2d 9, and from the last 16 miles."

Washington settled at Mt. Vernon in 1759. During all the time that he was in the war of the revolution he was constantly thinking about and making plans for his retirement to Mt. Vernon and his renewal of farming practice. As farmers go he was a large scale farmer, having owned at one time as much as 51,000 acres of land in what is now 7 states. The Mt. Vernon estate, however, of 8,000 acres was his principal interest. He was a Virginian; therefore, a tobacco farmer, a single crop farmer just like many North Dakota wheat farmers are single crop farmers, but unlike them, or at least unlike some of them, he very soon learned that a single crop was too much for the soil so he quickly turned, strangely enough, to wheat as an element of diversification in his system of farming. Washington was always an experimenter. He had no agricultural colleges, Smith-Hughes agricultural teachers, or county agents to drawn upon, but he was in constant correspondence with the best agricultural authorities of the time, particularly Sir John Sinclair and Mr. Arthur Young, both of England.

Like all good farm managers Washington hated idleness and laziness. In a letter to Colonel Fairfax about John Askew. a shiftless carpenter, Washington said, "I then asked him if he did not think himself one of the most worthless and ungrateful fellows that ever lived for his treatment of me—for you must know, Sir, that so small a job as making the Front Gate in my yard was let him to do when I went to Williamsbury about the 10th of May last and was found undone at my return, although I urged him in the strongest manner I could to get it finished".

This farmer, George Washington, by the force of his ability and his character led his country to victory in the war of the revolution and guided its first adventure as a free and independent nation. Upon retiring from the presidency he returned to his farming at Mount Vernon. Until the day of his death the free open life of the fields, the care of his herds and flocks, and the dignifying of agriculture were his daily tasks. They were well done. Tasks well done bring their reward. Washington sought and obtained no reward while he lived. He has an eternal reward, for his name and his deeds are destined to live forever in the hearts of his countrymen.

North Dakota was settled by even sturdier stock perhaps than the immigrants to Va., from whose loins sprang Washington. One can only marvel at the industry and courage of the hardy peoples who immigrated to our beloved Dakota, withstood its pioneer hardships, established homes, provided the facilities for government and for education, and did it all with the typical good nature and poise of those north-country races from which they came.

I think I have a special appreciation and respect for the pioneer. My mother's people immigrated from Germany in the 1840's, tarried in Illinois, worked their farms and raised their children under the rugged conditions of a century past. My father's people, three generations ago, moved westward from Virginia with the tide seeking fresh farming opportunities in a newly settled land. The most satisfying feature of their migrations into Pa., Ohio & Kansas, was the spirit of optimism, of confidence which underlaid their entire lives, an assurance that, eventually, all would turn out well in this great Land of Opportunity.

And today we may well take a lesson from that philosophy. Certainly the discomforts and the pressures are not nearly so heavy now as when our fathers came out here to break the sod to grain, to ride the ranges, to conquer this vast area to the uses of man. Our lives are relatively easy and rich compared to the 80's and 90's, or even to the 20's and 30's. What will they be in the decades ahead?

You here today, the people's representatives, in a very large measure will answer that question. You are circumscribed by money limitations, you are distraught over conditions in the future which are beyond your control, you are overcome with the fatigues of 60 days and nights of ceaseless chore and endless effort.

But, with the hardiness and the stamina of our ancestors, with God's help, you will meet your problems here with thoughtful consideration, with courage and with sincerity for the welfare of all whose future lies in your hands.

On this memorial occasion, our thoughts are turned to those who are with us no more. We revere their memories as we recall their deeds in these legislative halls. For service well done, in heartfelt appreciation, we "thank you, and may you rest in peace".

The tumult and the shouting dies;
The captains and the Kings depart;
Still stands Thine ancient sacrifice,
An humble and a contrite heart.
Lord God of Hosts, be with us yet,
Lest we forget—lest we forget!

HOUSE MEMORIAL RESOLUTION "A" Introduced by Committee on Memorial Resolutions.

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A Memorial Resolution for Deceased Members of the House
  of Representatives of the State of North Dakota.
       WHEREAS, we as members of the House of
  1a Representatives
     of the thirty-first legislative assembly of the state of
  3
     North Dakota today mourn the passing to their eternal
     rest of former members of the House of Representatives,
  6
       WHEREAS, since the thirtieth legislative assembly,
     the following former members have been summoned by
  7
 7a
     God
     in His infinite wisdom:
  8
       Thomas David Acheson, who served in the twenty-
  9a second
10
     legislative assembly, from the 28th district, died
     May 25, 1948,
11
       Edwin L. Bagge, who served in the twenty-eighth
12
 12a
     to the
     thirtieth legislative assemblies inclusive, from the 8th
13
14
     district, died January 11, 1948,
       Robert L. Bennett, who served in the eighteenth terri-
15
     torial assembly and also in the seventh legislative
16
 17
     assembly, from the 5th district, died September 28, 1948,
18
       Walter R. Bond, who served in the twelfth legislative
     assembly, from the twenty-ninth district, and
19
19a subsequently
20
     in the Senate of the state of North Dakota, died
21
     July 16, 1947,
       Frederick W. Borusky, who served in the thirteenth
22
23
     legislative assembly, from the 18th district, died
24
     January 10, 1949,
25
       H. J. Botz, who served in the seventeenth legislative
26
     assembly, from the 22nd district, died April 25, 1948,
27
       Herman Boyce, who served in the fourteenth legis-
28
     lative assembly, from the 11th district, died
29
     February 23, 1948,
     M. D. Butler, who served in the thirteenth legislative assembly, from the 21st district, died
30
31
     June 13, 1948,
32
33
       Clarence Ernest Davidson, who served in the eleventh
     and twelfth legislatives assemblies, from the 43rd
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35
     district, and subsequently in the Senate of the state of
     North Dakota, died March 22, 1947,
36
37
       W. B. DeNault, who served in the twelfth legislative
38
     assembly, from the 23rd district, died April 3, 1947,
39
       Romanus J. Downey, who served in the twenty-fourth
     legislative assembly, from the 21st district, died
40
     April 23, 1947,
Guy L. Elken, who served in the nineteenth and
41
42
     twentieth legislative assemblies, from the 8th district,
43
     died December 31, 1948,
44
45
       Alfred Nels Flom, who served in the seventeenth
46
     to the twenty-first legislative assemblies, inclusive,
47
     from the 18th district, died December 7, 1947,
48
       Roy R. Hall, who served in the twenty-fourth legis-
     lative assembly, from the 9th district, died
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     March 17, 1948,
       L. B. Hanna, who served in the fourth legislative
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    assembly and subsequently in the Senate of the state of
52
    North Dakota, in the Congress of the United States, and
    as Governor of North Dakota, died April 23, 1948,
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Nels P. Jensen, who served in the twenty-third to the twenty-sixth legislative assemblies, inclusive, from the 56 48th district, died April 21, 1948, 57

R. A. Johnson, who served in the twentieth and 58 59 twenty-first legislative assemblies, from the 29th 60 district, died December 28, 1947,

William R. Jones, who served in the eighteenth 61 62 and nineteenth legislative assemblies, from the 38th 63

district, died February 11, 1948, Nichol McKellar, who served in the twenty-third legislative assembly, from the 9th district, died

September 30, 1947, E. J. Moen, who served in the eleventh and twelfth 66

68 legislative assemblies, from the 18th district,

Charles H. Noltimier, who served in the eighth and 69 70 fifteenth legislative assemblies, from the 38th district 71 72 73

and subsequently in the Senate of the state of North Dakota, died December 25, 1948,
W. L. Noyes, who served in the fourteenth legislative assembly, from the 22nd district, died April 6, 1948,
Martin C. Olson, who served in the eighteenth legislative assembly, from the 22nd district, died May 2, 1947,

Raymond Edelbert Olson, who served in the twenty-77a fifth

78 legislative assembly, from the 13th district, died 79 November 3, 1948,

80 Gerdell Patterson, who served in the fifteenth to the eighteenth legislative assemblies, inclusive, from the 82 43rd district, and subsequently in the Senate of the 83 state of North Dakota, died June 3, 1948,

Frank E. Ployhar, who served in the eleventh to the fourteenth legislative assemblies, inclusive, from the 15th district, and subsequently in the Senate of the state of North Dakota, died April 20, 1948.

87 88 Frank Garfield Prater, who served in the fifteenth 89 and seventeenth legislative assemblies, from the 27th 90 district, died January 17, 1949,

Gunder Reishus, who served in the fifteenth and sixteenth legislative assemblies, from the 29th district, died August 6, 1947,

Gilbert Sundby, who served in the twenty-second and twenty-third legislative assemblies, from the 43rd

96 97 Frank J. Thompson, who served in the eleventh legislative assembly, from the 35th district, died 1947, 98

99 Harry L. Thompson, who served in the twenty-ninth 100 legislative assembly, from the 16th district, died 101 July 6, 1948,

James Walsh, who served in the thirteenth legislative 102 assembly, from the 14th district, died October 6, 1948, 103

S. Theodore Westdal, who served in the fourteenth 104 legislative assembly, from the 41st district, died 105 106 March 15, 1947, and

WHEREAS, the contribution of these public spirited 107 citizens to their respective communities and to the 108 state has served to foster and preserve our representative 109 110

democracy and American way of life, NOW, THEREFORE, BE IT RESOLVED, by the 111

111a House of Representatives of the thirty-first legislative assembly of the state of North Dakota, that we pause today in our

- deliberations to pay tribute to their revered memory, and in behalf of the people of the state of North 115 116 Dakota show our deep gratitude for their devoted 116a service 117 in this state; as they consecrated themselves to a great service, let us carry on the task which they have begun, 118 BE IT FURTHER RESOLVED, that for the 119 119a perpetuation of their memory, this token of respect and sympathy by 120 121 their successors in trust be printed in the Journal 122 of the House and that duly enrolled copies of this 123 resolution be presented by the Clerk of the House to 124 the surviving families of these deceased representa-125 tives. HOUSE JOINT MEMORIAL RESOLUTION "A" A memorial resolution for Robert L. Bennett, a member of the territorial assembly of Dakota.

WHEREAS, Robert L. Bennett, the last surviving member of the territorial assembly, was called by death at Phoenix, Arizona on September 28, 1948, and 3 WHEREAS, the people of the state of North Dakota remember with gratitude his service and the service of all those pioneers who gave unselfishly of their time 7 and effort to the development and building of our state, 8

9 WHEREAS, the late Robert L. Bennett served as a 10 member of the House of Representatives of the eighteenth session of the territorial assembly and as a representative of the fifth district during the seventh session 12 13 of the legislative assembly of the state of North Dakota, 14

15 WHEREAS, as a pioneer of North Dakota he 15a contributed

greatly to the welfare and growth of this state, NOW, THEREFORE, BE IT RESOLVED, by the 17

17a House of Representatives of the state of North Dakota, the Senate 18

concurring therein, that we deeply regret his passing 19 20 from our midst, and that we express our appreciation for his loyal work as one of the pioneers of our state, 21

22 BE IT FURTHER RESOLVED, that we offer the 22a family

23 and friends of Robert L. Bennett our most profound and 24 heartfelt sympathy, and that as a permanent record this resolution be printed in the Journal of the House in which he so ably and faithfully served and that the Secretary 26 of State transmit duly enrolled copies of this resolution

to the surviving family of Robert L. Bennett.

SENATE JOINT MEMORIAL RESOLUTION "B"

Presented by Senate Memorial Resolutions Committee.

A Concurrent Memorial Resolution in Honor of Former Governors L. B. Hanna, George Shafer and Thomas H. Moodie.

- Since the adjournment of the thirtieth legislative assembly, three of North Dakota's most honored citizens, former Governors L. B. Hanna, George Shafer and
- 3a Thomas
- H. Moodie, have laid down their labors on this earth and passed to eternal rest.

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L. B. Hanna was born at New Brighton, Pennsylvania in 1861, was educated in the states of Ohio, Massa-7 8 chusetts and New York, and came to North Dakota in 8a 1881. 9 He was a member of the House of Representatives of the North Dakota legislative assembly in 1895 to 1897 and 1899 to 1901, and from 1905 to 1907 he was a member of 10 11 the North Dakota Senate. In 1908 he was elected to the 12 13 United States Congress and was reelected in 1910. Mr. Hanna was elected governor of North Dakota in 1912 14 and 1914. He died April 23, 1948. George Shafer, was born at Mandan, North Dakota in 15 16 1888. He was educated in the public schools of North 17 18 Dakota and graduated from the law school of the University 18a of North Dakota. He served as states attorney of 19 20 McKenzie County and in 1922 he was elected attorney 21 general and reelected in 1924 and 1926. In 1928 he was elected governor and in 1930 he was reelected. He 23 died August 13, 1948. Thomas H. Moodie, was born in 1878 at Winona, Minne-24 25 sota. He had a long career as a newspaper man. In 1934 he was elected governor of North Dakota. He was W.P.A. 26 27 administrator in North Dakota during the entire period 28 of such agency. He died March 4, 1948. 29 The passing of these honored men is a loss to the state 30 and a cause for personal grief to all citizens.
31 NOW, THEREFORE, BE IT RESOLVED, by the
31a Senate of the

32 state of North Dakota, the House of Representatives

concurring therein, that we express our heartfelt appreciation of the years of public service to the state of North Dakota by these distinguished citizens and that

35 at this time we pause in our deliberations to pay tribute to their honored memory, 36 37

BE IT FURTHER RESOLVED, that this resolution be 38 39 entered in the Journal of the House and of the Senate of this legislative assembly as a memorial and that properly executed copies be transmitted by the Secretary of State to the surviving families.

The House was called to order by the Speaker who announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 50, have had the same under consideration and recommend that the same be amended as follows:

In line 18 after the word "large" insert "or by geographic areas"

In line 32 strike out the words "at large"

After line 55 insert the following: "When the assessed taxable valuation of the rural area of a common school district, containing an incorporated city or village is greater than the assessed taxable valuation of the urban area of the district, the majority of the members of the board of directors shall reside upon farms, outside the corporate limits of the village or city.

In line 66 strike out the following: "Subsection 5 of" In line 67 capitalize "S" in the word "section"

Strike out all of lines 77 to 83, inclusive, and insert the

"1. A map showing the boundaries of established school districts and the boundaries proposed under any plan for the reorganization of school districts, prepared and submitted in compliance with the provisions of this Act;

2. A description of the boundaries aforementioned;

- 3. Recommendations respecting the location of schools, the utilization of existing buildings, the construction of new buildings, including dormitories, and the transportation requirements under the proposed plan for the reorganization of school districts. Such recommendations shall not be binding upon such proposed school districts except as otherwise provided by law;
- 4. A summary of the reasons for such proposed re-organization of school districts;
- 5. Recommendations specifying whether such reorganized districts shall be common school districts with three directors, common school districts with five directors to be elected at large, common school districts with five directors to be elected from designated geographic areas, or special school districts which classification shall be based upon and subject to the laws existing in regard thereto; and
- 6. Such other reports, records and materials as the state committee may require.

If any difficulties are encountered by a county committee in formulating such comprehensive plan for the reorganization of school districts so that such plan will be unable to be submitted to the state committee within the time specified in this section, such county committee may make an applica-tion to the state committee for an extension of time in which to submit such comprehensive plan. The state committee, in its discretion and if the facts and circumstances warrant, may grant extension as it may see fit (((;provided, however, that in no case shall such extension be for a longer period than six month)))."

Renumber the lines.

In line 3 of the title Strike out "subsection 5 of" And when so amended recommend the same do pass.

REP. HOFSTRAND, Chairman.

Rep. Langley moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Education on Senate Bill No. 50 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 72, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 73, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 77, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.
Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 92, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman. Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 93, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman. Rep. Sellens moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 143, have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman. Rep. Fuglestad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 184, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title after the numbers "15-3911" add the numbers "15-3912".

After line 19 insert the following: "SECTION 2. AMEND-MENT.) Section 15-3912 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-3912. EXTENSION OF MEMBERSHIP OPTION FOR PERSONS WHO FAILED TO EXERCISE OPTION TO JOIN FUND.) Any teacher who taught in any public school of the state prior to January 1, 1914 and (((or in any state institution))) who did not become a member of the fund by operation of law and who, under any law heretofore in effect in this state, had an option of joining or refusing to join the fund, and who failed to exercise his option to join the fund within the time heretofore permitted by law, may join the fund (((at any time prior to July 1, 1943))) by notifying the board of his intention so to do. As a condition precedent to the exercise of the right granted by this section, such teacher must pay into the fund (((the total amount of all))) contributions, at the rate in effect July 1, 1949, for all years for which he would have been required to pay had he not declined member-ship in the fund when he first became eligible to join, plus simple interest at the rate of six percent per annum upon each of said contributions from the time the same would have been required to be paid (((and plus a sum equal to twenty-five per cent of the total amount of all such contributions and the interest thereon))).

Renumber the lines and Sections accordingly.

And when so amended recommend the same do pass. REP. HOFSTRAND, Chairman.

Rep. Holand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee

on Education on Senate Bill No. 184 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 225, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. MAHER, Chairman.

Rep. Thompson, Richland, moved that the report be adopted. Rep. Halcrow moved a substitute motion that Senate Bill No. 225 be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Thompson of Richland that the report of the Committee on Agriculture be adopted, which motion prevailed.

Rep. Thompson of Richland moved that the vote by which the report of the Committee on Agriculture on Senate Bill No. 225 was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "M", have had the same under consideration and recommend that the same do pass.

REP. MAHER, Chairman. Rep. Zurcher moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 22, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 27.

W. J. TROUT, Secretary.

The following Senate Bills, having been read, were placed on FINAL PASSAGE

Senate Bill No. 65. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 108; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Halcrow	Rolfsrud
	Rudolf
	Sailer
	Saumur
	Schade
	Schmidt
	Schuler
Heimes	Schwartz
Helling	Sellens
Helm	Simenson
Hofstrand	Siverson
Holand	Skaar
Homelvig	Smart
Johnson	Snow
Kjelgaard	Solberg
	Helling Helm Hofstrand Holand Homelvig Johnson

Sorlie Bubel Klefstad Bymers Kleppe Stair Collette Langley Starck Cote Larsen Stevens Culver Larson Sticka Dalzell Laske Stormon, Ramsey Stormon, Rolette Dewing Lee Thompson, Richl'd Drawz Leet Einarson Leier Thompson, McL'n Wadeson Ekren Lillehaugen Erickson Lindberg Wahl Walster Esterby Link Fitch Locken Wambheim Fleck Luick Welk Maher Westby Frank Freadhoff McInnes Williams Fristad Moe Wolf Wollitz **Fuglestad** Moerke Mollett Yirchott Graham Gumeringer Zurcher Murray Haedt Mr. Speaker Nygaard Power Hafner

Those voting in the negative were:

Seibel

Absent and not voting:

Benson Langseth

Callahan

Monson

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

Rep. Brickner mvoed that the vote by which Senate Bill No. 65 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 125. A Bill for an Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for and Payment of Such Items.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 46; absent and not voting, 4.

Those voting in the affirmative were: Saumur Allen Fuglestad Schmidt Anderson, Cass Gumeringer Anderson, Ransom Halcrow Sellens Haugen, McLean Simenson Anderson Eddy-Foster Haugland Skaar Anderson, Richl'd Hegge Smart Snow Arndt Heimes Bentz Holand Sorlie Brady Johnson Starck Sticka Kjelgaard Braun Stormon, Ramsey Klefstad Brickner Stormon, Rolette Bymers Larsen Wadeson Callahan Laske Wahl Collette Lee Wambheim Dalzell Leet Westby Drawz Luick Einarson McInnes Williams Wollitz Ekren Mollett

Fitch Yirchott Nygaard Fleck Power Zurcher Freadhoff Mr. Speaker Sailer Fristad Those voting in the negative were: Acheson Heimg Murray Baeverstad Helm Rolfsrud Baker Rudolf Hofstrand Homelvig Schuler Bryans Bubel Schwartz Kleppe Langley Seibel Cote Dewing Larson Siverson Erickson Leier Solberg Stair Esterby Lillehaugen Frank Lindberg Stevens Thompson, Richl'd Thompson, McL'n Graham Link

Haedt Locken Thompson
Hafner Maher Walster
Hammer Moe Welk
Haugen, Moerke Wolf

Griggs-Steele Monson

Absent and not voting:
Benson Langseth Schade

Culver

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

Rep. Klefstad moved that the vote by which Senate Bill No. 125 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 5. A Bill for an Act to Correct a Typographical Error Appearing in Subsection 8 of Section 11-1006 of the North Dakota Revised Code of 1943.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Acheson Hainer Rolfsrud Allen Halcrow Rudolf Anderson, Cass Hammer Sailer Anderson, Ransom Haugen, Saumur Griggs-Steele Anderson Schade Eddy-Foster Haugen, McLean Schmidt Anderson, Richl'd Haugland Schuler Arndt Hegge Schwartz Baeverstad Seibel Heimes Baker Helling Sellens Helm Simenson Benson Bentz Hofstrand Siverson Brady Holand Skaar Homelvig Braun Smart Johnson Snow Brickner Kjelgaard Solberg Bryans Klefstad Sorlie Bubel **Bymers** Kleppe Stair Callahan Langley Starck Stevens Collette Larsen Cote Larson Sticka Culver Laske Stormon, Ramsey Dalzell Stormon, Rolette Lee Thompson, Richl'd Dewing Leet Lillehaugen Thompson, McL'n Drawz Einarson Lindberg Wadeson Wahl Ekren Link Erickson Locken Walster Wambheim ' Esterby Luick Fitch Maher Welk Westby Fleck McInnes Williams Frank Moe Wolf Freadhoff Moerke Wollitz Fristad Mollett Fuglestad Monson Yirchott Zurcher Graham Murray Mr. Speaker Gumeringer Nygaard Power Haedt

Absent and not voting: Langseth Leier

Fleck

Frank

So the bill was declared passed, and the title was agreed to.
Senate Bill No. 6. A Bill for an Act Transferring Fortytwo Thousand Two-hundred Eighty-five Dollars and Eighty
four Cents From the Utility Valuation Fund to the General
Fund.

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: Haedt Acheson Nygaard Allen Hafner * Power Anderson, Cass Halcrow Rolfsrud Rudolf Anderson, Ransom Hammer Anderson, Haugen, Sailer Griggs-Steele Eddy-Foster Schade Anderson, Richl'd Haugen, McLean Schmidt Arndt Haugland Schuler Schwartz Baeverstad Hegge Seibel Baker Heimes Helm Sellens Benson Hofstrand Simenson Bentz Brady Holand Siverson Homelvig Skaar Braun Brickner Johnson Smart Bryans Kjelgaard Snow Klefstad Solberg Bubel Sorlie Bymers Kleppe Starck Callahan Langley Collette Larsen Stevens Cote Larson Sticka Stormon, Ramsey Stormon, Rolette Culver Laske Dalzell Lee Dewing Leet Thompson, McL'n Drawz Leier Wadeson Wahl Einarson Lillehaugen Lindberg Walster Ekren Erickson Link Wambheim Welk Esterby Locken Fitch Luick Westby

Maher

McInnes

Williams

Wolf

Freadhoff Moe Wollitz
Fristad Moerke Yirchott
Fuglestad Mollett Zurcher
Graham Monson Mr. Speaker
Gumeringer Murray

Absent and not voting:

Helling Saumur Thompson, Richl'd

Langseth Stair

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

Senate Bill No. 7. A Bill for an Act to Amend and Reenact Section 48-0606 of the North Dakota Revised Code of 1943, Relating to the Board of Administration Postage Revolving Fund, Appropriating or Reappropriating to Said Fund Not to Exceed Thirty Thousand Dollars and Declaring an Emergency.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Allen Fuglestad Moe Graham Nygaard Anderson, Cass Anderson, Ransom Gumeringer Rolfsrud Anderson. Haedt Rudolf Eddy-Foster Hafner Sailer Anderson, Richl'd Halcrow Schade Arndt Haugen, Schmidt Griggs Steele Baeverstad Schwartz Haugen, McLean Baker Sellens Benson Haugland Simenson Bentz Hegge Siverson Brady Heimes Skaar Helm Braun Smart Hofstrand Brickner Solberg Holand Bryans Sorlie Bubel Homelvig Starck Johnson Bymers Stevens

Callahan Sticka Kjelgaard Klefstad Collette Stormon, Ramsey Cote Kleppe Stormon, Rolette Culver Langley Thompson, McL'n Dalzell Larsen Wadeson Dewing Larson Wahl Drawz Laske Walster Wambheim Einarson Lee Welk Leet Ekren Erickson Leier Westby Esterby Lillehaugen Williams Fitch Lindberg Wollitz Yirchott Fleck Link Frank Luick Zurcher Freadhoff Maher Mr. Speaker

Those voting in the negative were:

Fristad

Acheson Mollett Seibel
Hammer Monson Snow
Locken Murray Wolf
Moerke Schuler

McInnes

Absent and not voting:

Helling Power Stair

Langseth Saumur Thompson, Richl'd So the bill was declared passed, and the title was agreed to,

and the emergency clause carried.

Senate Bill No. 8. A Bill for an Act to Amend and Reenact Section 15-3402 of the North Dakota Revised Code of 1943, Relating to Compulsory School Attendance of Deaf, Mute, Blind or Feeble-minded Persons.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

Allen	Hammer	Nygaard
Anderson, Ransom	Haugen,	Rolfsrud
Anderson,	Griggs-Steele	Rudolf
Eddy-Foster	Haugen, McLean	Sailer
Anderson, Richl'd	Haugland	Schade
Baeverstad	Hegge	Schmidt
Baker	Heimes	Schwartz
Benson	Helm	Seibel
Braun	Hofstrand	Sellens
Bryans	Holand	Siverson
Bubel	Homelvig	Skaar
Bymers	Kjelgaard	Smart
Callahan	Klefstad	Snow
Collette	Kleppe	Solberg
Cote	Langley	Sorlie
Culver	Larsen	Starck
Dewing	Larson	Stormon, Ramsey
Drawz	Laske	Stormon, Rolette
Einarson	Lee	Thompson, Richl'd
Esterby	Leet	Thompson, McL'n
Fleck	Leier	Wadeson
Frank	Lillehaugen	Wahl
Freadhoff	Link	Walster
Fristad	Maher	Westby
Graham	McInnes	Williams
Gumeringer	Moe	Wollitz
Haedt	Moerke	Yirchott
Hafner	Mollett	Zurcher
~~~~~		

Those voting in the negative were:

tch Schuler
glestad Simenson
hnson Stevens
ndberg Sticka
cken Wambheim
ick Welk
urray Wolf
i

Monson

Mr. Speaker

Erickson Power

Absent and not voting:

Ekren Langseth Stair Helling Saumur

So the bill was declared passed, and the title was agreed to. Senate Bill No. 26. A Bill for an Act to Amend and Reenact Section 15-4801 of the North Dakota Revised Code of 1943, Relating to Calling Elections to Increase School District Debt Limits.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 4; absent and not voting, 5.

_		The second secon	
	Those voting in the	affirmative were:	
	Acheson	Graham	Monson
	Allen	Gumeringer	Murray
	Anderson, Cass	Hafner	Nygaard
	Anderson, Ransom	Halcrow	Power
	Anderson,	Hammer	Rolfsrud
	Eddy-Foster	Haugen,	Rudolf
	Anderson, Richl'd	Griggs-Steele	Sailer
	Arndt	Haugen, McLean	Saumur
	Baeverstad	Haugland	Schmidt
	Baker	Hegge	Schwartz
	Benson	Heimes	Seibel
	Bentz	Helling	Simenson
	Brady	Helm	Siverson
	Braun	Hofstrand	Skaar
	Brickner	Holand	Smart
	Bryans	Homelvig	Solberg
	Bubel	Johnson	Sorlie
	Bymers	Kjelgaard	Stair
	Callahan	Klefstad	Starck
	Collette	Kleppe	Sticka
	Cote	Langley	Stormon, Ramsey
	Culver	Larsen	Stormon, Rolette
	Dalzell	Larson	Thompson, Richl'd
	Dewing	Laske	Thompson, McL'n
	Drawz	Lee	Wadeson
	Einarson	Leet	Wahl
	Ekren	Leier	Walster
	Erickson	Lillehaugen	Wambheim
	Esterby	Lindberg	Westby
	Fitch	Link	Williams
	Fleck	Locken	Wolf
		Luick	Wollitz
	Frank	Maher	Yirchott
	Freadhoff	Moe	Zurcher
	Fristad	Moerke	Mr. Speaker
	Fuglestad	Mollett	
	Those voting in the	e negative were:	
	Haedt	Schuler	Snow
	McInnes		
	Absent and not vot	ing:	
		B	14 A. C. L. S. L.

Schade So the bill was declared passed, and the title was agreed to. Senate Bill No. 31. A Bill for an Act to Amend and Reenact Sections 16-1315, 16-1320, 16-1322, 16-1324, 16-1330, 16-1336 and 16-1337 of the North Dakota Revised Code of 1943, Relating to Canvassing Returns of Elections.

Welk

Sellens

Stevens

Langseth

## 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:

Acheson Hafner Nygaard Allen Halcrew Power Anderson, Cass Rolfsrud Hammer Anderson, Ransom Haugen, Rudolf Griggs-Steele Anderson, Sailer Eddy-Foster Haugen, McLean Saumur Anderson, Richl'd Haugland Schade Arndt Hegge Schmidt Baeverstad Heimes Schuler Baker Helling Schwartz Benson Helm Seibel Bentz Hofstrand Sellens Brady Holand Simenson Braun Homelvig Siverson Brickner Johnson Skaar Bryans Kjelgaard Smart Bubel Klefstad Snow Solberg Bymers Kleppe Callahan Langley Sorlie Collette Larsen Starck Cote Larson Stevens Culver Laske Sticka Stormon, Ramsey Stormon, Rolette Dalzell Lee Dewing Leet Thompson, Richl'd Thompson, McL'n Drawz Leier Einarson Lillehaugen

Ekren Lindberg Wadeson Wahl Erickson Link Walster Esterby Locken Wambheim Fitch Luick Westby Fleck Maher Frank Williams McInnes Freadhoff Wolf Moe Wollitz Fristad Moerke Yirchott Fuglestad Mollett Zurcher Graham Monson Gumeringer Mr. Speaker Murray

Haedt

Absent and not voting:

Langseth Stair Welk

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

Senate Bill No. 35. A Bill for an Act to Amend and Reenact Section 35-1301 of the North Dakota Revised Code of 1943, Relating to Repairman's Liens.

# 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:

Acheson Haedt Nygaard Hafner Allen Power Anderson, Cass Halcrow Rolfsrud Anderson, Ransom Hammer Rudolf Anderson, Haugen, Sailer Eddy-Foster Griggs-Steele Saumur Anderson, Richl'd Haugen, McLean Schmidt Arndt Haugland Schuler

Baeverstad Hegge Schwartz Baker Heimes Sellens Simenson Benson Helling Bentz Siverson Helm Hofstrand Brady Skaar Braun Holand Smart Brickner Johnson Snow Bryans Kjelgaard Solberg Bubel Klefstad Sorlie **Bymers** Kleppe Starck Callahan Langley Stevens Collette Sticka Larsen Stormon, Ramsey Stormon, Rolette Cote Larson Culver Laske Thompson, Richl'd Dalzell Lee Dewing Leet Thompson, McL'n Wadeson Drawz Leier Wahl Einarson Lillehaugen Walster Ekren Lindberg Wambheim Erickson Link Westby Esterby Locken Williams Fitch Luick Wolf Fleck McInnes Wollitz Frank Moe Yirchott Freadhoff Moerke Zurcher Fristad Mollett Mr. Speaker Graham Monson Gumeringer Murray Those voting in the negative were: Fuglestad Maher Seibel Absent and not voting: Schade Welk Homelvig

So the bill was declared passed, and the title was agreed to. Senate Bill No. 43. A Bill for an Act to Amend and Reenact Sections 20-0501, 20-0502, 20-0801, 20-0802 and 20-0803 of the North Dakota Revised Code of 1943 and Section 20-0703 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Open Seasons on Game Birds, Fish, and Game Animals and the Variation of Such Open Seasons by Order or Proclamation by the Governor.

Stair

Rep. Johnson moved that Senate Bill No. 43 be placed in General Orders, which motion was declared lost on a voice vote.

# ROLL CALL

The question now being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 47; absent and not voting, 9.

Those voting in the affirmative were:

Langseth

Allen	Heimes	Sailer
Anderson	Hofstrand	Saumur
Eddy-Foster	Holand	Schmidt
Arndt	Homelvig	Sellens
Baeverstad	Klefstad	Siverson
Benson	Langley	Skaar
Bentz	Larsen	Smart
Bryans	Larson	Snow
Bymers	Lee	Solberg
Callahan	Leet	Sorlie

Dalzell Leier Starck Einarson Lillehaugen Stormon, Ramsey Erickson Locken Stormon, Rolette Luick Thompson, McL'n Esterby Wambheim Freadhoff McInnes Fuglestad Westby Moe Graham Moerke Williams Gumeringer Monson Wollitz Zurcher Power Halcrow Haugen, McLean Those voting in the negative were: Rolfsrud Acheson Fristad Anderson, Cass Anderson, Ransom Hafner Rudolf Hammer Schuler Schwartz Baker Haugen, Griggs-Steele Seibel Brady Braun Hegge Simenson Brickner Helling Stair Stevens Bubel Helm Collette Johnson Sticka Thompson, Richl'd Cote Kjelgaard Kleppe Wadeson Culver Wahl Dewing Laske Drawz Lindberg Walster Fitch Mollett Wolf Yirchott Fleck Murray Frank Nygaard Mr. Speaker Absent and not voting: Haugland Anderson, Richl'd Maher Schade Ekren Langseth Welk Haedt Link

So the bill was declared passed, and the title was agreed to. Rep. Stormon of Ramsey moved that the vote by which Senate Bill No. 43 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost on a division vote.

Senate Bill No. 44. A Bill for an Act to Amend and Reenact Sections 20-0301 and 20-0306 of the North Dakota Revised Code of 1943, Relating to Requirements for Licenses to Hunt, Trap, or Fish and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 29; absent and not voting, 8.

Those voting in the	affirmative were:	
Allen	Haugen,	Sailer
Anderson, Cass	Griggs-Steele	Saumur
Anderson, Ransom	Haugen, McLean	Schade
Anderson, Richl'd	Haugland	Schmidt
Arndt	Hegge	Sellens
Baeverstad	Heimes	Simenson
Baker	Helling	Siverson
Benson	Hofstrand	Skaar
Bentz	Holand	Smart
Brady	Homelvig	Snow
Brickner	Johnson	Solberg
Bymers	Kjelgaard	Sorlie
Callahan	Klefstad	Starck
Collette	Langley	Sticka
Dalzell	Larsen	Stormon, Ramsey

Dewing Lee Stormon, Rolette Thompson, McL'n Drawz Leet Wahl Einarson Leier Walster Ekren Lillehaugen Esterby Lindberg Wambheim Fitch Locken Westby Luick Williams Fristad Fuglestad Maher Wollitz Zurcher Graham McInnes Gumeringer Mr. Speaker Nygaard Halcrow Power

Those voting in the negative were:

Acheson Hafner Murray Braun Hammer Rudolf Bryans Helm Schuler Bubel Kleppe Schwartz Cote Larson Seibel Erickson Laske Stair Fleck Moe Stevens Frank Moerke Wadeson Freadhoff Wolf Mollett Haedt Monson

Absent and not voting:

Anderson, Langseth Thompson, Richl'd Welk Culver Rolfsrud Yirchott

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

Senate Bill No. 53. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for Its Operating and Maintenance Expense, and for Indemnifying Owners of Animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Hafner Acheson Rolfsrud Halcrow Rudolf Allen Anderson, Cass Hammer Sailer Anderson, Ransom Haugen, Saumur Griggs-Steele Schade Anderson, Haugen, McLean Eddy-Foster Schmidt Anderson, Richl'd Haugland Schuler Schwartz Arndt Hegge Baeverstad Heimes Seibel Baker Helling Sellens Hofstrand Simenson Benson Bentz Holand Siverson Brady Homelvig Skaar Smart Braun Kjelgaard Brickner Klefstad Snow Kleppe Solberg Bryans Bubel Langley Sorlie **Bymers** Stair Larsen Starck Callahan Larson Collette Laske Stevens Cote Lee Sticka

Culver Leet Stormon, Ramsey Stormon, Rolette Dalzell Leier Thompson, McL'n Dewing Lillehaugen Drawz Lindberg Wadeson Wahl Einarson Locken Luick Walster Erickson Maher Wambheim Esterby Fitch McInnes Westby Moe Williams Fleck Moerke Wolf Freadhoff Wollitz Fristad Mollett Yirchott Fuglestad Monson Zurcher Graham Nygaard Gumeringer Power Mr. Speaker

Haedt

Those voting in the negative were:

Murray Helm

Absent and not voting:

Ekren Langseth Thompson, Richl'd Frank Link Welk

Johnson

So the bill was declared passed, and the title was agreed to. Rep. Bentz moved that the vote by which Senate Bill No. 53 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to the State Historical Society for Salary, Clerkhire and Miscellaneous Expenses and Maintenance of State Parks.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 20; absent and not voting, 9.

Those voting in the affirmative were: Acheson Haedt Schmidt Allen Halcrow Schuler Anderson, Cass Anderson, Richl'd Hammer Schwartz Haugen, McLean Sellens Haugland Arndt Simenson Baeverstad Hegge Siverson Baker Heimes Skaar Bentz Hofstrand Smart Brady Holand Snow Homelvig Braun Solberg Brickner Kjelgaard Sorlie Bryans Klefstad Stair Bubel Langley Starck Callahan Larsen Stevens Collette Lee Sticka Culver Leet Stormon, Ramsey Dalzell Leier Stormon, Rolette Dewing Lillehaugen Thompson, McL'n Drawz Lindberg Wadeson Einarson Luick Walster Ekren McInnes Wambheim Fitch Murray Westby Fleck Nygaard Williams Freadhoff Power Wolf Fristad Rolfsrud Wollitz Fuglestad Rudolf Yirchott

Graham Sailer Zurcher Mr. Speaker Gumeringer Schade Those voting in the negative were: Anderson, Ransom Helling Moe Helm Moerke Cote Mollett Erickson Kleppe Frank Larson Monson Seibel Hafner Laske Locken Thompson, Richl'd Haugen, Griggs-Steele Maher Wahl Absent and not voting: Anderson, Esterby Link

Anderson, Esterby Link
Eddy-Foster Johnson Saumur
Benson Langseth Welk
Bymers

So the bill was declared passed, and the title was agreed to. Rep. Stormon of Ramsey moved that the vote by which Senate Bill No. 54 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 57. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the disposal of the State Emergency Commission to be Used as Provided by Sections 54-1601 to 54-1604, Inclusive, and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Fristad Acheson Power Rudolf Fuglestad Allen Anderson, Cass Graham Sailer Anderson, Ransom Schade Gumeringer Anderson, Haedt Schmidt Eddy-Foster Halcrow Schwartz Anderson, Richl'd Hammer Sellens Haugen, McLean Simenson Arndt Baeverstad Haugland Siverson Baker Hegge Skaar Benson Heimes Smart Holand Solberg Bentz Homelvig Brady Sorlie Braun Johnson Stair Brickner Klefstad Starck Bryans Kleppe Stevens Bubel Langley Sticka Bymers Larsen Stormon, Ramsey Callahan Larson Stormon, Rolette Collette Laske Thompson, McL'n Wadeson Cote Lee Culver Leet Walster Wambheim Dalzell Leier Dewing Lillehaugen Westby Wolf Drawz Lindberg Wollitz Einarson Luick Maher Yirchott Ekren McInnes Zurcher Erickson

Fleck Nygaard Mr. Speaker Freadhoff Those voting in the negative were: Fitch Kjelgaard Rolfsrud Frank Schuler Locken Hafner Moe Seibel Moerke Haugen, Snow Griggs-Steele Mollett Thompson, Richl'd Helling Monson Wahl Williams Helm Murray Hofstrand

Absent and not voting:
Esterby Link Welk
Langseth Saumur

So the bill was declared passed, and the title was agreed to. Senate Bill No. 58. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Chapter 36-02 of the North Dakota Revised Code of 1943.

#### 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: Acheson Halcrow Nygaard Allen Hammer Power Anderson, Cass Rolfsrud Haugen, Griggs-Steele Haugen, McLean Anderson, Ransom Rudolf Anderson, Sailer Eddy-Foster Haugland Schade Anderson, Richl'd Hegge Schmidt Schuler Arndt Heimes Baeverstad Helling Schwartz Baker Helm Sellens Benson Hofstrand Simenson Bentz Holand Siverson Brady Homelvig Skaar Smart Brickner Johnson Bryans Kjelgaard Snow Bubel Klefstad Solberg Bymers Kleppe Sorlie Callahan Langley Stair Collette Larsen Starck Culver Larson Stevens Dalzell Laske Sticka Stormon, Ramsey Stormon, Rolette Dewing Lee Drawz Leet Einarson Leier Thompson, Richl'd Ekren Lillehaugen Wadeson Erickson Lindberg Wahl Fleck Locken Wambheim Frank Luick Westby Freadhoff Maher Williams Fristad McInnes Wolf Fuglestad Moe Wollitz Graham Moerke Yirchott Gumeringer Mollett Zurcher Haedt Monson Mr. Speaker Hafner

Those voting in the negative were:

Fitch Murray Seibel

Absent and not voting:

Braun Langseth Thompson, McL'n

Cote Link Walster Esterby Saumur Welk

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

Senate Bill No. 59. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

## 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:

Acheson Halcrow Power Allen Hammer Rolfsrud Anderson, Cass Haugen, Rudolf Anderson, Ransom Griggs-Steele Sailer Anderson, Haugen, McLean Schade Eddy-Foster Hegge Schmidt Anderson, Richl'd Schwartz Heimes Arndt Helling Sellens Baeverstad Helm Simenson Benson Siverson Hofstrand Bentz Holand Skaar Brady Johnson Smart Braun Kjelgaard Snow Brickner Klefstad Solberg Kleppe Bryans Sorlie Bubel Langley Stair Bymers Larsen Starck Callahan Stevens Larson Collette Laske Sticka

Stormon, Ramsey Culver Lee Thompson, Richl'd Dalzell Leet Dewing Thompson, McL'n Leier Drawz Lillehaugen Wadeson Einarson Lindberg Wahl Ekren Walster Locken Luick Wambheim

Fleck Frank Maher Westby Williams Freadhoff McInnes Moe Fristad Wolf Fuglestad Moerke Wollitz Graham Mollett Yirchott Gumeringer Monson Zurcher Haedt Nygaard Mr. Speaker

Hafner

Those voting in the negative were:

Erickson Murray Seibel

Fitch Schuler

Absent and not voting:

Baker Homelvig Saumur

Cote Langseth Stormon, Rolette Esterby Link Welk

Esterby Link Haugland

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

The Speaker announced that the House would return to the seventh order of business.

#### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 162 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 162, have had the same under consideration and recommend that the House concur in the Senate Amendment and further recommend that the title be amended as follows: after the word "hospital" in line 6, strike out the period and insert the following: "providing for an election to be held; also providing for special fund derived from such tax levy and disbursements thereof, providing for donations to said hospital or community association, and providing for the disposition of said county or community hospital and limiting the number of hospitals or community associations in each county provided for in this Act.

For the Senate:

G. I. FETON LAVERN SCHOEDER W. H. MEHLHAFF

For the House:

J. N. MOLLET CORNELIUS BYMERS F. M. EINARSON

Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 22, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 162.

W. J. TROUT, Secretary.

Rep. Bubel moved that the rules be suspended and that House Bill No. 162 be considered properly re-engrossed and placed on final passage, which motion prevailed.

The following House Bill, having been read, was placed on

# FINAL PASSAGE

House Bill No. 162. A Bill for an Act Authorizing the County Commissioners in Any County in This State, Upon Application by a Duly Organized County Hospital Association, to Make a Levy for Not More Than Five Years Not to Exceed Eight Mills in Any One Year Upon the Assessed Valuation of the Property in the County for the Construction of a County or Community Hospital, and Equipment.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Haedt Rolfsrud
Allen Halcrow Sailer
Anderson, Cass Hammer Schade

Anderson,	Haugen,	Schmidt
Eddy-Foster	Griggs-Steele	Schwartz
Anderson, Richl'd	Haugen, McLean	Seibel
Arndt	Hegge	Sellens
Baeverstad	Heimes	Simenson
Baker	Hofstrand	Skaar
Benson *	Holand	Smart
Bentz	Johnson .	Snow
Brady	Kjelgaard	Solberg
Braun	Klefstad	Sorlie
Brickner	Kleppe	Stair
Bryans	Langley	Starck
Bymers	Larsen	Stevens
Callahan	Larson	Sticka
Collette	Lee	Stormon, Ramsey
Culver	Leet	Stormon, Rolette
Dalzell	Leier	Thompson, Richl'd
Dewing	Lillehaugen	Thompson, McL'n
Drawz	Lindberg	Wadeson
Einarson	Luick	Wahl
Ekren	Maher	Wambheim
Erickson	McInnes	Westby
Esterby	Moerke	Williams
Fitch	Mollett	Wolf
Fleck	Monson	Wollitz
Freadhoff	Murray	Yirchott
Fuglestad	Nygaard	Zurcher
Graham	Power	Mr. Speaker
Gumeringer		

Those voting in the negative were:

Anderson, Ransom Helling Rudolf
Bubel Helm Schuler
Frank Laske Walster
Hafner Locken

Absent and not voting:

CoteLangsethSaumurFristadLinkSiversonHauglandMoeWelk

Homelvig

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bubel moved that the House be on the sixteenth Order of business, then on the seventeenth order of business, and that on the conclusion of those orders of business, the House stand recessed until 1:00 p.m. Wednesday, February 23, 1949, which motion prevailed.

# SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 71

And the Speaker signed the same in the presence of the House.

And the House stood recessed until 1:00 p. m. Wednesday, February 23, 1949, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

# FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

.

Bismarck, February 23, 1949
The House reconvened at 1:00 p. m., pursuant to recess taken with Speaker Levin presiding.

# MESSAGES TO THE SENATE

House Chamber Bismarck, February 23, 1949

Mr. President: I have the honor to return: Senate Bill No. 53 Senate Bill No. 54 Senate Bill No. 155 Senate Bill No. 162 Senate Bill No. 163 Senate Bill No. 196 Senate Bill No. 197 Senate Bill No. 200 Senate Bill No. 210 Senate Bill No. 135 Senate Bill No. 136 Senate Bill No. 140 Senate Bill No. 181 Senate Bill No. 215 Senate Concurrent Resolution "B" Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 23, 1949

Mr. President: I have the honor to return:

Senate Bill No. 64

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 23, 1949

Mr. President: I have the honor to return:

Senate Bill No. 125 Senate Bill No. 189 Senate Bill No. 225

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 22, 1949

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 162.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 22, 1949

Mr. President: I have the honor to return:

Senate Bill No. 71

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

## MESSAGE FROM THE GOVERNOR

State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 21, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills Numbers 13, 31, 60, 72, 75, 76, 114, 232, 235 and 289.

These bills have been filed with the Secretary of State.

Sincerely yours, FRED G. AANDAHL, Governor.

The Speaker announced that the House would be on the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Hofstrand moved that Senate Bill No. 184 be taken out of the sixth order of business and placed at the foot of the calendar, which motion prevailed.

Rep. Seibel moved that the amendments on Senate Bill No. 50 as recommended by the Committee on Education and printed on page 831 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments on Senate Bill No. 96 as recommended by the Committee on State and Federal Government and printed on page 812 of the House Journal, be adopted, which motion prevailed.

Rep. Welk moved that the amendments on Senate Bill No. 110 as recommended by the Committee on Appropriations and printed on page 813 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that the amendments on Senate Bill No. 167 as recommended by the Committee on Judiciary and printed on page 814 of the House Journal, be adopted, which motion prevailed.

Rep. Wadeson moved that the amendments on Senate Bill No. 195 as recommended by the Committee on Appropriations and printed on page 814 of the House Journal, be adopted, which motion prevailed.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 84, have

had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. WOLF, Chairman

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch moved that further consideration of Senate Bill No. 84 be Indefinitely Postponed.

Rep. Graham moved a substitute motion that Senate Bill No. 84 be placed on the calendar.

Rep. Fitch moved that the substitute motion of Rep. Graham be laid on the table, which motion lost on a division vote.

The question was then on the substitute motion of Rep. Graham that Senate Bill No. 84 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 87, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act providing for survival of causes of action.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA: SECTION 1.) "Actions for personal injuries or for wrongful death, and all damages resulting therefrom, including doctors, nurses, hospital, and medical expense, shall not abate upon the death of the wrongdoer, but shall survive, and may be maintained against the estate of the wrongdoer, provided however, if the injured party shall die, there shall be but one action which shall be for wrongful death and which shall be governed by the laws of this state applicable to such class of actions."

Renumber lines accordingly.

And when so amended recommend the same do pass. REP. GRAHAM, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on Senate Bill No. 87 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations to whom was referred Senate Bill No. 118, have had the same under consideration and recommend that the same be amended as follows:

In line 312 strike out the word "fifty" and insert in lieu thereof the words "forty-five".

In lines 315 and 316 strike out the words "thirty-five" and

insert in lieu thereof the words "forty-five".

In line 325 strike out the word "seventy" and insert in lieu thereof the words "seventy-five".

In line \$37 strike out the words "sixty-six and two-thirds" and insert in lieu thereof the words "seventy-five".

In line 363 strike out the words "sixty-six and two-thirds" and insert in lieu thereof the words "seventy-five".

In lines 385 and 386 strike out the words "sixty-six and two-thirds" and insert in lieu thereof the words "seventy-five".

Renumber the lines if necessary.

And when so amended recommend the same do pass.

REP. THOMPSON, RICHLAND, Chairman.

Rep. Schmidt moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Labor Relations on Senate Bill No. 118 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Labor Relations to whom was referred Senate Bill No. 120, have had the same under consideration and recommend that the same be amended as

In line 57 after the word "liens" strike out the period, insert a comma, and add the following: "excepting employees wages".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. THOMPSON, RICHLAND, Chairman.

Rep. Walster moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Labor Relations on Senate Bill No. 120 will be considered in the sixth order of business.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred Senate Bill No. 152, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF

REP. LOCKEN

REP. ALLEN

REP. COLLETTE

REP. ROLFSRUD

REP. STORMON, Rolette REP. YIRCHOTT REP. BRICKNER

REP. WOLF, Chairman.

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred Senate Bill No. 152, have had the same under consideration and recommend that the same do pass.

REP. FREADHOFF

REP. HEIMES

REP. HELM

REP. SCHWARTZ

REP. SORLIE REP. STARCK REP. WESTBY

REP. WOLF, Chairman.

Rep. Sticka moved that the report of the minority of the Committee on State and Federal Government on Senate Bill No. 152 be adopted.

Rep. Brickner moved that the report of the majority of the Committee on State and Federal Government on Senate Bill No. 152 be substituted for the report of the minority, which motion prevailed.

Rep. Brickner moved that the vote by which the report of the Committee on State and Federal Government on Senate Bill No. 152 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 180, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Starck moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Brickner moved that the vote by which the report of the Committee on State and Federal Government on Senate Bill No. 180 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 208, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Cote moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 209, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 229, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Thompson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred Senate Bill No. 231, have had the same under consideration and recommend that the same do pass.

REP. WOLF REP. LOCKEN REP. ALLEN

REP. BENSON

REP. HELM

REP. STORMON, Rollette REP. WESTBY REP. WELK

REP. WOLF, Chairman.

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred Senate Bill No. 231, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. COLLETTE REP. FREADHOFF REP. HAUGLAND REP. HEIMES REP. ROLFSRUD

REP. YIRCHOTT REP. WOLF, Chairman.

Rep. Johnson moved that Senate Bill No. 231 be placed in General Orders.

Rep. Brickner moved a substitute motion that Senate Bill No. 231 be Indefinitely Postponed, which motion was ruled out of order by the Speaker.

The question was on the motion of Rep. Johnson that Senate Bill No. 231 be placed in General Orders, which motion lost.

Rep. Fitch moved that the report of the majority of the Committee on State and Federal Government on Senate Bill No. 231 be adopted, which motion prevailed.

Rep. Allen moved that the House reconsider the action by which Senate Bill No. 226 was lost, which motion carried on a division vote.

Rep. Allen moved that Senate Bill No. 226 be placed on the calendar, which motion prevailed.

Rep. Heimes moved that the House reconsider the action by which Senate Bill No. 43 was passed, which motion prevailed on a division vote.

Rep. Johnson moved that Senate Bill No. 43 be placed in General Orders, which motion prevailed.

# MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 23, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 51

House Bill No. 52 House Bill No. 178 House Bill No. 294

House Concurrent Resolution "J"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 23, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 64.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 23, 1949

Mr. Speaker: I have the honor to return:

House Bill No.

House Bill No. 134

House Bill No. 169

House Bill No. 187

House Bill No. 210 House Bill No. 239

House Concurrent Resolution "S"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 23, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 26 House Bill No. 56 House Bill No. 58 House Bill No. 59 House Bill No. 85 House Bill No. 105

Which the Senate has amended.

W. J. TROUT, Secretary.

Amendments to House Bill 26:

In line 175 strike out the bracket and also in line 179 strike out the bracket and also the period after the word located and insert in lieu thereof a comma and insert the word "except".

Amendments to House Bill No. 56:

In line 3 strike out the figure \$90,213.00 and insert the figure \$95,213.00 in lieu thereof.

In line 12 strike out the figure \$17,000.00 and insert the figure \$22,000.00 in lieu thereof.

In line 16 strike out the figure \$90,213.00 and insert the figure \$95,213.00 in lieu thereof.

At the end of the act as it now is, add the following words:

"And each employee of such department shall receive such salary as may be fixed by the attorney general within the appropriation made herein."

House Bill No. 58:

In line 3 strike out the figure \$87,565.00 and insert the figure \$102,765.00 in lieu thereof.

In line 9 strike out the figure \$7,200.00 and insert the figure \$7,800.00 in lieu thereof.

In line 10 strike out the figure \$47,240.00 and insert the figure \$51,840.00 in lieu thereof.

In line 14 strike out the figure \$26,000.00 and insert the figure \$36,000.00 in lieu thereof.

In line 17 strike out the figure \$87,565.00 and insert the figure \$102,765.00 in lieu thereof.

House Bill No. 59:

In line 3 strike out the figure \$14,625.00 and insert the figure \$15,625.00 in lieu thereof.

In line 12 strike out the figure \$3,000.00 and insert the figure \$4,000.00 in lieu thereof.

In line 15 strike out the figure \$14,625.00 and insert the figure \$15,625.00 in lieu thereof.

House Bill No. 85:

In the title of the bill in the 3rd line after the word "the" insert the words and comma "Emergency Fund,", after the word "Pupil" strike out the balance of the line and at the beginning of the 4th line strike out the word "Tuition".

In line 4 after the word "the" insert the words and comma "Emergency Fund," and after the word "Pupil" strike out the balance of the line.

House Bill No. 105

After line 21 insert the following:

Section 2. In the event the National Park Service shall

so request, the State Historical Society and the Board of

24 Administration are hereby authorized to turn over such

25 to the National Park Service for transfer to a suitable site within the State upon the agreement of the National Park

Service to care for and maintain such cabin.

Strike out line one and all other material down to and including line eleven and renumber the lines accordingly, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

#### FIFTY-FIRST DAY

Bismarck, February 23, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. G. Adolph Johns of the First Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Haugen of Griggs-Steele, Kjelgaard and Monson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-ninth day after recess and Fiftieth day and recommends that the same be corrected as follows:

Page 835, line 38 and Page 836, line 35, strike the words "as amended"

Page 829, line 80 of the resolution, correct spelling of "Gerdell"

Page 830, line 15, insert the word "Memorial" before Resolution

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

# REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 37 House Bill No. 43 House Bill No. 69

House Bill No. 147

# REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and concurrent resolutions and find the same correctly Enrolled:

House Bill No. 37

House Bill No. House Bill No. 68 House Bill No. 69 House Bill No. 71 House Bill No. 81 House Bill No. 91 House Bill No. 124 House Bill No. 147 House Bill No. 148 House Bill No. 149 House Bill No. 150 House Bill No. 165 House Bill No. 206 House Bill No. 211 House Bill No. 215 House Bill No. 261 House Bill No. 274 House Bill No. 275 House Bill No. 327 House Concurrent Resolution "K" House Concurrent Resolution "N"

REP. FRANK, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 158, have had the same under consideration and recommend that the same be amended as follows:

In the last line of the title after the word "attachments" strike out the period and insert the following: "and providing exceptions".

In line 6 of the bill strike out the word "shall" and insert in lieu thereof the word "may".

In line 12 strike out the period after the word "code" and insert the following: "except as authorized by leaser, the provisions of this Act shall not apply to electric supply lines occupying private railway rights-of-way".

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. BRAUN, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on Senate Bill No. 158 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 233, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 234, have had the same under consideration and recommend that the same do pass.

REP. GRAHAM, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The following Senate bills, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 62. 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.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Those voung in the		
Acheson	Gumeringer	Power
Allen	Haedt	Rolfsrud
Anderson, Cass	Hafner	Rudolf
Anderson, Ransom	Halcrow	Saumur
Anderson,	Hammer	Schade
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Arndt	Haugen, McLean	Schwartz
Baeverstad	Heimes	Seibel
Baker	Helling	Sellens
Benson	Helm	Simenson
Bentz	Hofstrand	Snow
Brady	Holand	Sorlie
Brickner	Kjelgaard	Starck
Bubel	Kleppe	Stevens
Bymers	Langley	Stormon, Ramsey
Callahan	Larsen	Stormon, Rolette
Collette	Laske	Thompson, Richl'd
Cote	Lee	Thompson, McL'n
Culver	Leet	Wadeson
Dalzell	Leier	Wahl
Dewing	Lillehaugen	Walster
Drawz	Lindberg	Wambheim
Einarson	Link	Westby
Ekren	Locken	Williams
Erickson	Luick	Wolf
Fleck	Moe	Wollitz
Frank	Moerke	Yirchott
Freadhoff	Mollett	Zurcher
Fristad	Murray	Mr. Speaker
Graham	Nygaard	mir. opeaner
Absent and not vot		
Braun	Johnson	Siverson
Bryans	Klefstad	Skaar
Esterby	Langseth	Smart
Fitch	Larson	Solberg
Fuglestad	Maher	Stair
Haugland	McInnes	Sticka
Hegge	Monson	Welk

So the bill was declared passed, and the title was agreed to. Senate Bill No. 63. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence

Sailer

Homelvig

Cannot Be Determined and Whose Care Must Be Borne by the State.

#### 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:

Acheson Hafner Rudolf Allen Halcrow Saumur Anderson, Cass Hammer Schade Anderson, Haugen, Schmidt Griggs-Steele Schuler Eddy-Foster Anderson, Richl'd Haugen, McLean Schwartz Arndt Heimes Seibel Baeverstad Helling Sellens Baker Helm Simenson Benson Hofstrand Snow Holand Solberg Bentz Kjelgaard Sorlie Brady Brickner Kleppe Starck Bymers Langley Stevens Stormon, Ramsey Stormon, Rolette Callahan Larsen Collette Larson Thompson, Richl'd Cote Laske Culver Thompson, McL'n Lee Dalzell Leet Wadeson Wahl Dewing Leier Walster Lillehaugen Drawz Wambheim Einarson Lindberg Ekren Locken Westby Erickson Luick Williams Wolf Frank Moerke Freadhoff Mollett Wollitz Fuglestad Yirchott Murray Graham Power Zurcher Gumeringer Rolfsrud Mr. Speaker Haedt

Those voting in the negative were:

Moe

Absent and not voting:

Anderson, Ransom Nygaard Hegge Braun Homelvig Sailer Bryans Siverson Johnson Bubel Klefstad Skaar Esterby Langseth Smart Fitch Link Stair Fleck Maher Sticka Fristad McInnes Welk Haugland Monson

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

Senate Bill No. 66. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives From Justice.

## 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:

Allen	Hammer	Saumur
Anderson, Cass	Haugen,	Schade
Anderson, Richl'd	Griggs-Steele	Schmidt
Arndt	Haugen, McLean	Schwartz
Baeverstad	Heimes	Sellens
Baker	Hofstrand	Simenson
Benson	Holand	Snow
Brady	Kjelgaard	Solberg
Bryans	Kleppe	Sorlie
Bubel	Langley	Starck
Bymers	Larsen	Stormon, Ramsey
Callahan	Larson	Stormon, Rolette
Collette	Laske	Thompson, Richl'd
Culver	Lee	Thompson, McL'n
Dalzell	Leet	Wadeson
Dewing	Lillehaugen	Wahl
Drawz	Lindberg	Walster
Einarson	Link	Wambheim
Erickson	Luick	Westby
Freadhoff	Moe	Williams
Fuglacted	Moorko	Wolf

Fuglestad Moerke Graham Wollitz Mollett Gumeringer Power Zurcher Haedt Rudolf Mr. Speaker Halcrow

Those voting in the negative were:

Acheson	Fitch	Locken
Anderson	Frank	Murray
Eddy-Foster	Hafner	Schuler
Bentz	Helling	Seibel
Brickner	Helm	Stevens
Cote	Leier	Yirchott

Absent and not voting:

Anderson, Ransom Homelvig Rolfsrud Braun Johnson Sailer Ekren Klefstad Siverson Esterby Langseth Skaar Fleck Maher Smart Fristad McInnes Stair Haugland Monson Sticka Welk Hegge Nygaard

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

Senate Bill No. 67. A Bill for an Act Making an Appropriation for the Payment of the Premiums for Boys' and Girls' Club Work at County Achievement Fairs; and Provid-ing the Manner of Disbursing Such Funds and Making Reports.

# 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:

Acheson	- Haedt	Rolfsrud
Allen	Hafner	Rudolf
Anderson, Cass	Halcrow	Saumur

Anderson, Ransom	Hammer	Schade
Anderson	Haugen,	Schmidt
Eddy-Foster	Griggs-Steele	Schuler
Anderson, Richl'd	Haugen, McLean	Schwartz
Arndt	Heimes	Seibel
Baeverstad	Helling	Sellens
Baker	Helm	Simenson
Benson	Hofstrand	Siverson
Bentz	Holand	Smart
Brady	Kjelgaard	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Sorlie
Bubel	Larsen	Stevens
Bymers	Larson	Stormon, Ramsey
Callahan	Laske	Stormon, Rolette
Collette	Lee	Thompson, Richl'd
Cote	Leet	Thompson, McL'n
Culver	Leier	Wadeson
Dalzell	Lillehaugen	Wahl
Dewing	Lindberg	Walster
Drawz	Link	Wambheim
Einarson	Locken	Westby
Ekren	Luick	Williams
Erickson	Moe	Wolf
Esterby	Moerke	Wollitz
Frank	Mollett	Yirchott
Freadhoff	Murray	Zurcher
Graham	Nygaard	Mr. Speaker
Gumeringer	Power	

Those voting in the negative were:

Fitch

Absent and not voting:

Braun	Johnson	Sailer
Fleck	Klefstad	Skaar
Fristad	Langseth	Stair
Fuglestad	Maher	Starck
Haugland	McInnes	Sticka
Hegge	Monson	Welk
Homelvig		

So the bill was declared passed, and the title was agreed to. Rep. Bentz moved that the vote by which Senate Bill No. 67 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 68. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Action to Release Insane and List of New Taxable Lands.

# 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:

Acheson	Hammer	Schade -
Allen	Haugen,	Schmidt
Anderson, Cass	Griggs-Steele	Schuler
Anderson, Richl'd	Haugen, McLean	Schwartz
Arndt	Haugland	Seibel

Baeverstad Sellens Heimes Baker Helling Simenson Helm Siverson Benson Bentz Hofstrand Smart Brady Holand Snow Solberg Kjelgaard Braun Bryans Kleppe Sorlie Bubel Starck Langley Bymers Langseth Stevens Stormon, Ramsey Stormon, Rolette Callahan Larsen Collette Larson Thompson, Richl'd Cote Laske Culver Leet Thompson, McL'n Dalzell Leier Wadeson Lillehaugen Wahl Dewing Drawz Lindberg Walster Wambheim Einarson Link Ekren Luick Welk Esterby Moe Westby Williams Frank Moerke Freadhoff Mollett Wolf Graham Nygaard Wollitz Gumeringer Power Yirchott Zurcher Rolfsrud Haedt Hafner Mr. Speaker Rudolf Halcrow Saumur

Those voting in the negative were:

Anderson, Ransom Brickner Fuglestad Anderson Erickson Locken Eddy-Foster Fitch

Absent and not voting:

Fleck Klefstad Murray
Fristad Lee Sailer
Hegge Maher Skaar
Homelvig McInnes Stair
Johnson Monson Sticka

So the bill was declared passed, and the title was agreed to. Senate Bill No. 70. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee and the Activities of the State Soil Conservation Districts.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 3; absent and not voting, 15.

Those voting in the affirmative were:

Gumeringer Power Acheson Allen Haedt Rudolf Anderson, Cass Saumur Hafner Anderson, Ransom Halcrow Schade Anderson, Schmidt Hammer Eddy-Foster Haugen, Schuler Anderson, Richl'd Griggs-Steele Schwartz Haugen, McLean Arndt Seibel Haugland Baeverstad Sellens Baker Heimes Simenson Benson Helling Siverson

Bentz Helm Smart Brady Hofstrand Snow Braun Holand Solberg Brickner Kjelgaard Sorlie Bryans Kleppe Starck Bubel Langley Stevens Bymers Langseth Stormon, Ramsey Callahan Larsen Stormon, Rolette Collette Larson Thompson, Richl'd Cote Laske Thompson, McL'n Culver Leet Wadeson Dalzell Leier Wahl Dewing Lillehaugen Walster Drawz Lindberg Wambheim Einarson Link Welk Ekren Locken Westby Erickson Luick Wolf Esterby Moe Wollitz Frank Moerke Yirchott Freadhoff Mollett Zurcher Fuglestad Nygaard Mr. Speaker Graham

Those voting in the negative were:

Fitch Rolfsrud

Williams

Absent and not voting:

Fleck Klefstad Murray
Fristad Lee Sailer
Hegge Maher Skaar
Homelvig McInnes Stair
Johnson Monson Sticka

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

Senate Bill No. 89. A Bill for an Act to Amend and Reenact Section 57-0101 of the North Dakota Revised Code of 1943, Relating to Bond of Tax Commissioner.

# 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:

Acheson Gumeringer Rolfsrud Allen Haedt Rudolf Anderson, Cass Hafner Saumur Anderson, Ransom Halcrow Schade Anderson, Hammer Schmidt Eddy-Foster Haugen, Schuler Anderson, Richl'd Griggs-Steele Schwartz Arndt Haugen, McLean Seibel Baeverstad Haugland Sellens Baker Hegge Simenson Benson Heimes Siverson Bentz Helling Smart Brady Helm Snow Braun Hofstrand Solberg Brickner Kjelgaard Sorlie Bryans Kleppe Starck Bubel Langley Stevens Bymers Langseth Stormon, Ramsey Callahan Larsen Stormon, Rolette Thompson, Richl'd Collette Larson Cote Laske Thompson, McL'n Wadeson Culver Leet Wahl Dalzell Leier Dewing Lillehaugen Walster Drawz Lindberg Wambheim Welk Einarson Link Ekren Locken Westby Luick Williams Erickson Esterby Moe Wolf Moerke Wollitz Frank Freadhoff Mollett Yirchott Fuglestad Nygaard Zurcher Mr. Speaker Graham Power

Those voting in the negative were:

Fitch

# Absent and not voting:

Fleck Klefstad Murray
Fristad Lee Sailer
Holand Maher Skaar
Homelvig McInnes Stair
Johnson Monson Sticka

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

Senate Bill No. 90. A Bill for an Act to Amend and Reenact Section 30-1607 of the North Dakota Revised Code of 1943, Relating to Hearings Concerning Homestead and Other Exempt Property in Probate Proceedings.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 24; absent and not voting, 21.

Those voting in the affirmative were:

Allen Fuglestad Moerke Anderson, Cass Graham Power Gumeringer Anderson, Richl'd Saumur Benson Haedt Schade Halcrow Schmidt Bentz Brady Hammer Schwartz Haugen, Seibel Braun Griggs-Steele Sellens Brickner Bryans Haugen, McLean Simenson Bubel Hegge Siverson Skaar Callahan Heimes Smart Helm Collette Cote Hofstrand Snow Dalzell Kjelgaard Solberg Dewing Langley Sorlie Stormon, Ramsey Stormon, Rolette Drawz Larsen Larson Einarson Walster Ekren Leet Wambheim Erickson Leier Williams Esterby Lillehaugen Lindberg Yirchott Fitch Locken Zurcher Frank Freadhoff Luick Mr. Speaker

Those voting in the negative were:

Kleppe Stevens Anderson, Ransom Langseth Thompson, Richl'd Anderson, Laske Thompson, McL'n Eddy-Foster Moe Wadeson Nygaard Welk Arndt Baeverstad Rudolf Westby Hafner Schuler Wolf Haugland Starck Wollitz Helling

Absent and not voting:

Baker Johnson Monson Bymers Klefstad Murray Culver Lee Rolfsrud Fleck Link Sailer Fristad Maher Stair McInnes Holand Sticka Mollett Wahl Homelvig

So the bill was declared passed, and the title was agreed to. Senate Bill No. 95. A Bill for an Act to Amend and Reenact Section 16-1001 of the North Dakota Revised Code of 1943, Relating to Boards of Elections and Prescribing Qualifications.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 18; absent and not voting, 16.

Those voting in the affirmative were:

Allen Schmidt Haugen, Griggs-Steele Haugen, McLean Anderson, Cass Schuler Schwartz Baeverstad Benson Hegge Seibel Braun Heimes Sellens Bryans Helling Simenson Bubel Helm Siverson Hofstrand Skaar Bymers Callahan Holand Smart Collette Kjelgaard Snow Kleppe Solberg Cote Culver Langley Sorlie Dewing Larsen Starck Laske Stormon, Ramsey Drawz Einarson Leet Thompson, Richl'd Ekren Leier Thompson, McL'n Erickson Lillehaugen Wadeson Esterby Lindberg Wahl Walster Luick Frank Freadhoff Moerke Wambheim Mollett Welk **Fuglestad** Power Williams Graham Gumeringer Rolfsrud Wolf Rudolf Wollitz Haedt Zurcher Hafner Sailer Halcrow Saumur Mr. Speaker Hammer Schade Those voting in the negative were:

Brickner

Anderson, Ransom Dalzell

Locken

Nygaard

Anderson, Fitch Stevens
Eddy-Foster Haugland Stormon, Rolette
Anderson,Richl'd Langseth Westby
Arndt Larson Yirchott
Bentz

Absent and not voting:

Baker Klefstad Moe Monson Brady Lee Murray Fleck Link Maher Fristad Stair Homelvig McInnes Sticka Johnson

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

Rep. Kleppe moved that the vote by which Senate Bill No.

95 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 103. A Bill for an Act to Amend and Reenact Sections 27-05031 and 27-05032 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for the Retirement of Judges of the Supreme Court and the District Court, Providing the Manner of Making Application Therefor, and Providing for Compensation in Case of Retirement, the Method of Filling Vacancies, and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 41; absent and not voting, 14.

Those voting in the affirmative were:

Acheson Freadhoff Power Allen Graham Sailer Gumeringer Anderson, Cass Saumur Anderson, Richl'd Haedt Schade Baeverstad Halcrow Schmidt Brady Haugen, Sellens Griggs-Steele Braun Simenson Brickner Haugland Siverson Bymers Heimes Skaar Callahan Hofstrand Smart Snow Collette Holand Cote Kielgaard Starck Dalzell Langley Stormon, Ramsey Laske Stormon, Rolette Dewing Drawz Lee Wadeson Einarson Leet Wahl Westby Ekren Leier Luick Erickson Yirchott McInnes Mr. Speaker Esterby Nygaard

Those voting in the negative were:

Anderson, Ransom Helling Schuler Anderson Helm Schwaitz Eddy-Foster Homelvig Seibel Kleppe Arndt Solberg Bentz Langseth Stevens Bryans Larsen Thompson, Richl'd Bubel Thompson, McL'n Larson

Culver Lillehaugen Walster Frank Lindberg Wambheim Fristad Locken Welk Hafner Moe Williams Hammer Moerke Wolf Haugen, McLean Wollitz Mollett Hegge Rudolf Zurcher

Absent and not voting:

BakerKlefstadRolfsrudBensonLinkSorlieFleckMaherStairFuglestadMonsonStickaJohnsonMurray

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

Rep. Graham moved that the vote by which Senate Bill No. 103 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 104. A Bill for an Act to Provide for the Retirement of Elected State Officials, Providing the Manner of Making Application Therefor, and for Compensation in Case of Retirement, the Method of Filling Vacancies, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 47; absent and not voting, 14.

Those voting in the affirmative were:

Hafner Mcerke Anderson, Cass Anderson, Richl'd Halcrow Mollett Haugen, Nygaard Baeverstad Griggs-Steele Saumur Braun Brickner Haugland Schade Heimes Bymers Simenson . Helling Siverson Collette Hofstrand Skaar Culver Holand Smart Dalzell Homelvig Drawz Snow Stormon, Ramsey Stormon, Rolette Einarson Johnson

Kjelgaard Ekren Esterby Langley Wadeson Wahl Fitch Laske Westby Fristad Lee Leet Yirchott Graham Luick Gumeringer Mr. Speaker

Haedt McInnes

Those voting in the negative were:

Acheson Hegge Schwartz Anderson, Ransom Helm Seibel Anderson, Kleppe Sellens Eddy-Foster Langseth Solberg Arndt Larsen Starck Bentz Larson Stevens Bryans Leier Sticka

Bubel Lillehaugen Thompson, Richl'd Callahan Lindberg Thompson, McL'n

Cote Locken Walster

Wambheim Moe Dewing Power Welk Erickson Williams Frank Rudolf Wolf Freadhoff Sailer Wollitz Hammer Schmidt Haugen, McLean Schuler Zurcher

Absent and not voting:

Allen Fuglestad Murray
Baker Klefstad Rolfsrud
Benson Link Sorlie
Brady Maher Stair
Fleck Monson

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

Rep. Wolf moved that the vote by which Senate Bill No. 104 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 130. A Bill for an Act to Amend and Reenact Subsection 2 of Section 20-0507 of the North Dakota Revised Code of 1943, Relating to the Attaching of Seals to the Carcasses of Big Game Animals and the Manner of so Doing, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 12; absent and not voting, 13.

Those voting in the affirmative were:

Hafner Acheson Sailer Halcrow Allen Saumur Anderson, Cass Hammer Schade Anderson, Ransom Haugen, Schmidt Griggs-Steele Schwaitz Anderson Haugen, McLean Eddy-Foster Sellens Anderson, Richl'd Haugland Simenson Arndt Siverson Hegge Baeverstad Heimes Skaar Benson Helling Smart Bentz Hofstrand Snow Solberg Braun Holand Brickner Homelvig Sorlie Bryans Langley Starck Langseth Stevens Bymers Callahan Larsen Sticka Collette Larson Stormon, Ramsey Laske Stormon, Rolette Cote Dalzell Lee Thompson, Richl'd Drawz Leet Thompson, McL'n Einarson Lillehaugen Wadeson Lindberg Ekren Wahl Esterby Locken Wambheim Welk Luick Fitch McInnes Westby Fleck Freadhoff Moerke Williams Fristad Mollett Wollitz Graham Nygaard Yirchott Power Zurcher Gumeringer Mr. Speaker Haedt Rolfsrud

Those voting in the negative were:

Bubel Helm Schuler
Dewing Kleppe Seibel
Erickson Leier Walster
Frank Rudolf Wolf

Absent and not voting:

Baker Kjelgaard Moe
Brady Klefstad Monson
Culver Link Murray
Fuglestad Maher Stair
Johnson

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

Senate Bill No. 131. A Bill for an Act to Amend and Reenact Sections 20-0604 and 20-0605 of the North Dakota Revised Code of 1943, Relating to Creel Limit on Pike, the Size of Protected Fish That May Be Takén; and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 39; absent and not voting, 11.

Those voting in the affirmative were:

Allen Halcrow Locken Anderson, Cass Hammer Luick Anderson, Ransom McInnes Haugen, Griggs-Steele Anderson, Richl'd Nygaard Arndt Haugen, McLean Power Haugland Baeverstad Sailer Benson Heimes Saumur Brady Helling Schade Hofstrand Schmidt **Bymers** Callahan Holand Sellens Homelvig Collette Simenson Siverson Dalzell Johnson Dewing Kjelgaard Skaar Drawz Langley Snow Esterby Larsen Sorlie Fitch Starck Larson Fleck Laske Sticka Wambheim Freadhoff Lee Fristad Leier Williams Lillehaugen Wollitz Graham Zurcher Gumeringer Lindberg Haedt

Those voting in the negative were:

Erickson

Helm Acheson Stevens Stormon, Ramsey Stormon, Rolette Kleppe Anderson Eddy-Foster Langseth Bentz Leet Thompson, Richl'd Moe Thompson, McL'n Braun Wadeson Brickner Moerke Bryans Mollett Wahl Bubel Rolfsrud Walster Cote Rudolf Welk Schuler Westby Culver

Wolf

Schwartz

Frank Hafner Seibel Solberg

Yirchott Mr. Speaker

Hegge

Absent and not voting:

Klefstad Baker Einarson Link Ekren Maher Fuglestad Monson

Murray Smart Stair

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

Senate Bill No. 133. A Bill for an Act to Amend and Reenact Subsection 7 of Section 20-0312 and Subsection 2 of Section 20-0302 of the North Dakota Revised Code of 1943, Relating to the Fee for a Resident Fishing License, Requirements for License; and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 55; absent and not voting, 17.

Those voting in the affirmative were:

Locken Anderson, Ransom Fristad Luick Graham McInnes Anderson, Richl'd Halcrow Nygaard Arndt Haugen, McLean Baeverstad Power Brady Haugland Saumur Bryans Heimes Schmidt Bymers Helling Siverson Collette Hofstrand Skaar Snow Dalzell Homelvig Starck Dewing Langley Drawz Larsen Westby Williams Einarson Lee Fitch Leet

Those voting in the negative were:

Seibel Acheson Haugen, Anderson, Cass Griggs-Steele Sellens Anderson, Hegge Simenson Eddy-Foster Helm Solberg Holand Benson Stevens Kjelgaard Sticka Bentz Stormon, Ramsey Stormon, Rolette Kleppe Braun Brickner Langseth Thompson, Richl'd Callahan Larson Laske Cote Culver Leier Erickson Lillehaugen Wahl Esterby Lindberg Frank Moerke

Thompson, McL'n Wadeson Walster Welk Mollett Wolf Freadhoff Gumeringer Rudolf Wollitz Haedt Sailer Yirchott Hafner Schuler Zurcher Hammer Schwartz Mr. Speaker

Absent and not voting:

Baker Link Schade Bubel Maher Smart

Ekren Moe Sorlie .
Fuglestad Monson Stair
Johnson Murray Wambheim
Klefstad Rolfsrud

So the bill was declared lost.

Rep. Schuler moved that the vote by which Senate Bill No. 133 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 134. A Bill for an Act Authorizing a County Levy of Not to Exceed One Mill for County Agent Work; Amending and Reenacting Sections 4-0802 and 4-0804 of the North Dakota Revised Code of 1943.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 29; absent and not voting, 15.

Those voting in the affirmative were:

Gumeringer Sailer Acheson Allen Haedt Saumur Schade Anderson, Cass . Hafner Anderson, Richl'd Schmidt Halcrow Baeverstad Hammer Schuler Benson Haugen, Seibel Griggs-Steele Bentz Sellens Bryans Haugland Simenson Heimes Bubel Siverson Bymers Holand Skaar Callahan Homelvig Smart Collette Kjelgaard Snow Cote Langley Starck Culver Larsen Sticka Dalzell Larson Stormon, Ramsey Dewing Laske Stormon, Rolette Thompson, Richl'd Drawz Lee Einarson Leet Thompson, McL'n Lindberg Erickson Wahl Esterby Luick Wolf

Graham

Fitch

Freadhoff

Fristad

Those voting in the negative were: Anderson, Ransom Hofstrand Schwartz Arndt . Kleppe Solberg Brady Langseth Stevens Leier Braun Wadeson Brickner Lillehaugen Walster Fleck Locken Welk McInnes Frank Westby Williams Hegge Moe Helling Moerke Wollitz Mollett Helm

Nygaard

Power

Rudolf

Yirchott

Zurcher

Mr. Speaker

Absent and not voting:

Anderson, Johnson Murray
Eddy-Foster Klefstad Rolfsrud
Baker Link Sorlie
Ekren Maher Stair

Fuglestad

Monson

Wambheim

Haugen, McLean

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Erickson 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.

Senate Bill No. 145. A Bill for an Act to Amend and Reenact Subsection 3 of Section 57-1517 of the North Dakota Revised Code of 1943, Relating to Disposition of School Building Fund.

# 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:

Acheson Haedt Power Allen Hafner Rolfsrud Anderson, Cass Halcrow Rudolf Sailer Anderson, Ransom Hammer Anderson, Saumur Haugen, Griggs-Steele Eddy-Foster Schade Haugland Schmidt Anderson, Richl'd Arndt Hegge Schuler Baeverstad Heimes Schwartz Benson Helling Seibel Bentz Helm Sellens Braun Hofstrand Simenson Brickner Homelvig Siverson Bryans Kjelgaard Skaar Kleppe Bubel Smart **Bymers** Langley Snow Solberg Callahan Langseth Collette Larsen Starck Cote Larson Stevens Dalzell Laske Sticka Dewing Lee Stormon, Ramsey Drawz Leet Stormon, Rolette Einarson Leier Thompson, Richl'd Erickson Lillehaugen Wadeson Esterby Lindberg Wahl Welk Fitch Locken Fleck Luick Westby Frank McInnes Williams Freadhoff Moe Wolf Moerke Wollitz Fristad Fuglestad Mollett Yirchott Graham Monson Zurcher Mr. Speaker Gumeringer Nygaard

Absent and not voting:

Baker Johnson Brady Klefstad Culver Link Ekren Maher Haugen, McLean Murray Holand

Sorlie Stair

Thompson, McL'n Walster

Wambheim

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

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 23, 1949

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 134.

W. J. TROUT, Secretary.

Rep. Bubel moved that the House now recess for twenty minutes, which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the recess and the Speaker announced that the House would be on the thirteenth order of business.

The following Senate bills, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 146. A Bill for an Act to Amend and Reenact Section 27-1602 of the North Dakota Revised Code of 1943, Relating to Juvenile Commissioners.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 3; absent and not voting, 25.

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen,	Schade
Anderson, Ransom	Griggs Steele	Schmidt
Anderson,	Haugen, McLean	Schuler
Eddy-Foster	Haugland	Schwartz
Anderson, Richl'd	Hegge	Sellens
Arndt	Helm	Simenson
Baeverstad	Homelvig	Siverson
Bentz	Kjelgaard	Skaar
Brady	Klefstad	Smart
Braun	Kleppe	Snow
Brickner	Langley	Solberg
Bryans	Langseth	Sorlie
Bymers	Larsen	Starck
Callahan	Larson	Stevens
Drawz	Laske	Sticka
Einarson	Lee	Stormon, Ramsey
Ekren	Leet	Thompson, Richl'd
Erickson	Leier	Thompson, McL'n
Esterby	Lillehaugen	Wahl
Fitch	Lindberg	Walster
Fleck	McInnes	Wambheim
Frank	Moe	Westby
Freadhoff	Moerke	Williams
Fuglestad	Mollett	Wolf
Graham	Murray	Yirchott
Gumeringer	Nygaard	Zurcher
Haedt	Power	Mr. Speaker
Those voting in th	e negative were:	10 10 10 10 10 10 10 10 10 10 10 10 10 1

Seibel Helling Locken

Absent and not voting:

Baker Hafner Monson Benson Heimes Sailer Bubel Hofstrand Saumur

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Collette Holand Stair Stormon, Rolette Cote Johnson Culver Link Wadeson Dalzell Welk Luick Dewing Wollitz Maher Fristad

So the bill was declared passed, and the title was agreed to. Rep. Langseth moved that the vote by which Senate Bill No. 146 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 150. A Bill for an Act Validating Sales of Real Estate on Execution and Foreclosure of a Mortgage, and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 51; absent and not voting, 22.

Those voting in the affirmative were:

Allen Halcrow Murray Baeverstad Haugland Nygaard Brady Helm Power Brickner Klefstad Saumur Callahan Sellens Langley Dewing Siverson Larsen Drawz Laske Skaar Einarson Stevens Lee Ekren Leet Wadeson Erickson Wahl Lillehaugen Freadhoff Lindberg Wambheim Fuglestad McInnes Williams Zurcher Graham Mollett Haedt

Those voting in the negative were:

Acheson Haugen, McLean Schuler Anderson, Cass Hegge Helling Schwartz Seibel Anderson, Ransom Simenson Anderson, Homelvig Eddy-Foster Kjelgaard Snow Solberg Anderson, Richl'd Kleppe Sorlie Arndt Langseth Starck Bentz Larson Sticka Braun Leier Bryans Locken Stormon, Ramsey Bymers Moe Thompson, Richl'd Thompson, McL'n Culver Moerke Westby Esterby Monson

Frank Rolfsrud Wolf
Gumeringer Rudolf Wollitz
Hafner Schade Yirchott
Hammer Schmidt Mr. Speaker

Haugen, Griggs-Steele

Absent and not voting:

Baker Fristad Maher
Benson Heimes Sailer
Bubel Hofstrand Smart
Collette Holand Stair

Cote Johnson Stormon, Rolette
Dalzell Link Walster
Fitch Luick Welk
Fleck

So the bill was declared lost.

Rep. Moe moved that the vote by which Senate Bill No. 150 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 168. A Bill for an Act Granting Additional Powers to the State Board of Higher Education Relative to the Issuing of Bonds Under the Provisions of Chapter 154 of the Session Laws of 1947, Providing Additional Sources for the Bond Payment Fund.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 30; absent and not voting, 20.

Those voting in the affirmative were:

Acheson Haugen, Saumur Allen Griggs-Steele Schade Anderson, Richl'd Haugland Schmidt Baeverstad Hegge Schwartz Benson Heimes Sellens Brickner Helling Siverson Callahan Helm Skaar Cote Homelvig -Snow Kjelgaard Dewing Sorlie · Drawz Klefstad Starck Stormon, Ramsey Einarson Kleppe Langley Stormon, Rolette Erickson Larsen Wadeson Esterby Fitch Laske Wahl Walster Lee Frank Wambheim Fuglestad Leet Lillehaugen Graham Welk Wollitz Lindberg Gumeringer McInnes Yirchott Haedt Halcrow Moe Zurcher Nygaard Mr. Speaker Hammer Rolfsrud

Those voting in the negative were:

Anderson, Cass Hafner Seibel Haugen, McLean Anderson, Ransom Simenson Larson Arndt Solberg Bentz Leier Stevens Brady Locken Sticka Moerke Thompson, Richl'd Braun Bryans Mollett Thompson, McL'n Bymers Monson Westby Williams Culver Rudolf Freadhoff Wolf Schuler

Absent and not voting:

Anderson, Fleck Luick
Eddy-Foster Fristad Maher
Baker Hofstrand Murray
Bubel Holand Power
Collette Johnson Sailer

Dalzell Langseth Smart Ekren Link Stair

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

Rep. Saumur moved that the vote by which Senate Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 170. A Bill for an Act to Amend and Reenact Section 54-27092 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Appropriations for Buildings, Additions to Buildings and Permanent Improvements for State Charitable, Penal and Educational Institutions.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 30; absent and not voting, 14.

Those voting in the affirmative were:

Acheson Hammer Nygaard Allen Haugen, Power Anderson, Cass Griggs-Steele Rolfsrud Anderson, Ransom Haugland Sailer Anderson, Hegge Saumur Eddy-Foster Heimes Schmidt Anderson.Richl'd Helling Schwartz Baeverstad Homelvig Sellens Benson Kjelgaard Simenson Brady Klefstad Siverson Braun Langley Skaar Brickner Langseth Sticka

Bymers Larsen Stormon, Ramsey Stormon, Rolette Callahan Larson Cote Laske Wadeson Dalzell Lee Wahl Drawz Leet Walster Lillehaugen Wambheim Einarson Ekren. Lindberg Westby Luick Fitch Williams Freadhoff McInnes Wollitz Fuglestad Moerke Yirchott Mollett Graham Zurcher Halcrow Monson

Those voting in the negative were:

Arndt Hafner Snow
Bentz Haugen, McLean Solberg
Bryans Helm Sorlie
Bubel Kleppe Starck
Culver Leier Stevens

Dewing Locken Thompson, Richl'd Erickson Rudolf Thompson, McL'n Esterby Schade Welk

Frank Schuler Wolf Gumeringer Seibel Mr. Speaker

Absent and not voting:

Baker Hofstrand Moe Collette Holand Murray Fleck Johnson Smart

Stair

Fristad Link Haedt Maher

So the bill was declared passed and the title was agreed to. Rep. Allen moved that the vote by which Senate Bill No. 170 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 183. A Bill for an Act Authorizing the Board of Administration to Convey and Release to the Baptist Old Peoples' Home, a North Dakota Corporation, a Certain Tract in the Southeast Corner of the Capitol Grounds.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 6; absent and not voting, 13.

Those voting in the affirmative were:

Halcrow Sailer Acheson Allen Hammer Schade Schmidt Haugen, Anderson, Cass Griggs-Steele Anderson, Ransom Schuler Anderson, Richl'd Haugen, McLean Schwartz Haugland Seibel Arndt Hegge Sellens Baeverstad Simenson Heimes Benson Helling Siverson Bentz Skaar Brady Helm Homelvig Snow Braun Kielgaard Solberg Brickner Klefstad Sorlie Bryans Starck Langley Bubel Langseth Stevens Bymers Sticka Callahan Larsen Stormon, Ramsey Stormon, Rolette Cote Larson Laske Culver Lee Thompson, Richl'd Dalzell Leet Thompson, McL'n Dewing Wahl Drawz Leier Lillehaugen Walster Einarson Lindberg Wambheim Ekren Welk Erickson Luick McInnes Westby Esterby Williams Fitch Moerke Mollett Wolf Fleck Wollitz Frank Monson Yirchott Freadhoff Nygaard Power Zurcher Fuglestad Rolfsrud Mr. Speaker Gumeringer Haedt Rudolf Those voting in the negative were: Hafner Locken Anderson, Eddy-Foster Kleppe Wadeson Graham Absent and not voting: Johnson Murray Baker Saumur Link

Collette Fristad Maher Smart Moe Hofstrand Stair

So the bill was declared passed and the title was agreed to.

Rep. Fitch requested that the House be on the eighth order of business, which request was granted.

Rep. Fitch moved that the courtesy of the floor be extended to Rev. George Parish, which motion prevailed.

The Speaker announced that the House would return to the thirteenth order of business.

The following Senate bills and concurrent resolutions having been read were placed on

## FINAL PASSAGE

Senate Bill No. 185. A Bill for an Act to Repeal Section 19-0209 of the North Dakota Revised Code of 1943, Relating to the Labeling of Flour, and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 30; absent and not voting, 16.

Those voting in the affirmative were:

Allen	Halcrow	Sailer	
Anderson, Cass	Haugen,	Schade	
Anderson, Richl'd	Griggs-Steele	Schwartz	
Arndt	Haugen, McLean	Sellens	
Benson	Haugland	Simenson	
Bentz	Hegge	Siverson	
Brady	Heimes	Skaar	
Braun	Helling	Snow	
Brickner	Homelvig	Sorlie	
Bryans	Kjelgaard	Starck	
Bubel	Klefstad	Sticka	
Bymers	Kleppe	Stormon, Ramsey	
Callahan	Langley	Stormon, Rolette	
Dalzell	Larsen	Thompson, McL'n	
Drawz	Larson	Wadeson	
Einarson	Laske	Wahl	
Ekren	Lee	Walster	
Fitch	Leet	Westby	
Freadhoff	Locken	Wolf	
Fuglestad	Luick	Yirchott	
Graham	Moerke	Zurcher	
Haedt	Power	Mr. Speaker	
Hafner	Rudolf	22.25 X 3 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	

Those voting in the negative were:

Acheson	Gumeringer	Rolfsrud
Anderson, Ransom	Hammer	Schmidt
Anderson	Helm Seibel	
Eddy-Foster	Leier	Solberg
Baeverstad	Lillehaugen	Stevens
Cote	Lindberg	Thompson, Richl'd
Culver	Moe	Wambheim

Culver Moe Wambheim
Dewing Monson Welk
Erickson Murray Williams
Esterby Nygaard Wollitz
Frank

Absent and not voting:

Baker Johnson Mollett Collette Langseth Saumur Fleck Link Schuler

Fristad Hofstrand Holand

Maher McInnes Smart Stair

Rudolf

Saumur

Schmidt

Schwartz

Simenson

Siverson

Solberg

Skaar

Snow

Sorlie

Starck Sticka

Sailer

Seibel

Sellens

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

Rep. Allen moved that the vote by which Senate Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 187. A Bill for an Act to Amend and Reenact Section 11-1923 of the North Dakota Revised Code of 1943, Relating to Fees Which May Be Charged by Coroners.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 7; absent and not

Those voting in the affirmative were:

Acheson Haedt Allen Hafner Halcrow Anderson, Cass Anderson, Ransom Hammer Anderson Haugen, Eddy-Foster Griggs-Steele Anderson, Richl'd Haugen, McLean Arndt Haugland Baeverstad Hegge Heimes Benson Bentz Helm Brady Homelvig Kjelgaard Braun Brickner Klefstad Bryans Kleppe Bubel Langley Bymers Larsen Callahan Larson Collette Laske Cote Lee Dewing Leet Drawz Leier Einarson Lindberg Luick Ekren Esterby Moerke Fitch Mollett Fleck Monson Frank Murray Freadhoff Nygaard Power Graham Rolfsrud Gumeringer

Wadeson Wahl Walster Wambheim Welk Westby Williams Wolf Wollitz Zurcher Yirchott Mr. Speaker

Stormon, Rolette Thompson, Richl'd

Thompson, McL'n

Those voting in the negative were:

Fuglestad Helling Langseth

Lillehaugen Locken

Stevens Stormon, Ramsey

Absent and not voting:

Baker Holand Johnson Culver Dalzell Link Erickson Maher

Moe Schade Schuler Smart

Fristad Hofstrand

McInnes

Stair

So the bill was declared passed and the title was agreed to.

Senate Bill No. 194. A Bill for an Act to Amend and Reenact Section 15-4701 of the North Dakota Revised Code of 1943, Relating to Schools Free and Accessible, School Ages, and Age of Starting a Child in School.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Acheson · Hafner Rolfsrud Halcrow Rudolf Allen Anderson, Cass Hammer Sailer Anderson, Ransom Haugen, Saumur Griggs-Steele Anderson, Schade Eddy-Foster Haugen, McLean Schmidt Anderson, Richl'd Haugland Schuler Arndt Schwartz Hegge Baeverstad Heimes Seibel Helling Sellens Benson Bentz Simenson Helm Brady Homelvig Siverson Braun Johnson Skaar Kjelgaard Brickner Snow Solberg Klefstad Bryans Bubel Kleppe Sorlie Bymers Langley Starck Callahan Langseth Sticka Collette Larsen Stormon, Ramsey Cote Larson Stormon, Rolette Culver Laske Thompson, Richl'd Thompson, McL'n Dalzell Lee Dewing Leet Wadeson Wahl Drawz Leier Einarson Lillehaugen Walster Wambheim Erickson Lindberg Locken Welk Esterby Luick Fitch Westby Fleck Moe Williams Moerke Wolf Frank Freadhoff Mollett Wollitz Fuglestad Monson Yirchott Graham Murray Zurcher

Absent and not voting:

Gumeringer

Haedt

BakerHolandSmartEkrenLinkStairFristadMaherStevensHofstrandMcInnes

Nygaard Power

So the bill was declared passed and the title was agreed to.

Mr. Speaker

Senate Bill No. 224. A Bill for an Act to Amend and Reenact Section 60-0217 of the North Dakota Revised Code of 1943, Relating to Warehouse and Storage Grain Contracts.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 18; nays, 81; absent and not voting, 14.

Those voting in the affirmative were:

Brady Fitch Sellens
Brickner Fuglestad Skaar
Bymers Johnson Stormon, Ramsey
Callahan Larsen Stormon, Rolette

Dalzell Laske Wadeson Drawz Leet Yirchott

Those voting in the negative were:

Acheson Haugen, Rolfsrud Rudolf Allen Griggs-Steele Anderson, Cass Haugen, McLean Sailer Saumur Anderson, Ransom Haugland Schmidt Anderson, Hegge Eddy-Foster Heimes Schuler Baeverstad Helling Schwartz Benson Helm Seibel Simenson Bentz Homelvig Braun Kjelgaard Siverson Klefstad Snow Bryans Solberg Bubel Kleppe Sorlie Collette Langley Cote Langseth Starck Larson Culver Stevens Dewing Lee Sticka

Leier Thompson, Richl'd Einarson Lillehaugen Thompson, McL'n Erickson Wahl Esterby Lindberg Fleck Locken Walster Wambheim Frank Luick Moe Westby Freadhoff Moerke Williams Graham Wolf Gumeringer Mollett Wollitz Haedt Monson Hafner Murray Zurcher Halcrow Mr. Speaker

Halcrow Nygaard Hammer Power

Absent and not voting:
Anderson, Richl'd Hofstrand Schade
Arndt Holand Smart
Baker Link Stair
Ekren Maher Welk

Fristad McInnes So the bill was declared lost.

Rep. Sticka moved that the vote by which Senate Bill No. 224 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 241. A Bill for an Act to Facilitate the Provisions of Section 25 of the Constitution Relating to the Enactment of Measures by the Initiative Process and to Require That the Proposed Petition be Submitted to the Secretary of State Before Circulation so That the Sufficiency Thereof May Be Determined.

### ROLL CALL

The question being on the final passage of the bill,

Thompson, Richl'd

the roll was called and there were ayes, 24; nays, 75; absent and not voting, 14.

Those voting in the affirmative were:

Allen Heimes Simenson
Anderson, Cass Klefstad Skaar
Anderson, Ransom Laske Sorlie
Anderson, Leet Stormon, Ramsey
Eddy-Foster Nygaard Stormon, Rolette

Arndt Power Wadeson
Brickner Sailer Walster
Callahan Sellens Westby
Fitch

Those voting in the negative were:

Acheson Hammer Monson Murray Baeverstad Haugen. Griggs-Steele Rudolf Benson Bentz Haugen, McLean Schade Braun Haugland Schmidt Schuler Bryans , Hegge Bubel Helling Schwartz Seibel Bymers Helm Collette Siverson Homelvig Cote Kjelgaard Snow Culver Kleppe Solberg Dalzell Langley Stair Starck Dewing Langseth Drawz Larsen Stevens Sticka Einarson Larson

Thompson, McL'n Esterby Leier Wahl Fleck Lillehaugen Wambheim Frank Lindberg Freadhoff Locken Welk **Fuglestad** Luick Williams Wolf Graham McInnes Wollitz Gumeringer Moe Haedt . Moerke Zurcher Mr. Speaker Hafner Mollett

Lee

Halcrow

Erickson

Absent and not voting:

Anderson, Richl'd Hofstrand Rolfsrud
Baker Holand Saumur
Brady Johnson Smart
Ekren Link Yirchott
Fristad Maher

So the bill was declared lost.

Rep. Mollet moved that the vote by which Senate Bill No. 241 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 236. A Bill for an Act Authorizing the State Library Commission to Accept and Disburse Grants of Federal Funds.

#### 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:

Acheson	Hammer	Saumur
Allen	Haugen, McLean	Schade
Anderson, Cass	Haugland	Schmidt
Anderson, Ransom	Hegge	Schwartz
Anderson, Richl'd	Heimes	Seibel
Arndt	Helling	Sellens
Baeverstad	Helm	Simenson
Benson	Homelvig	Siverson
Bentz	Kjelgaard	Skaar
Brady	Klefstad	Snow
Braun	Kleppe	Solberg
Brickner	Langley	Sorlie
Bryans	Langseth	Stair
Bymers	Larsen	Starck
Collette	Larson	Stevens
Cote	Lee	Sticka
Culver	Leet	Stormon, Ramsey
Dalzell	Leier	Stormon, Rolette
Dewing	Lillehaugen	Thompson, Richl'd
Drawz	Lindberg	Thompson, McL'n
Einarson	Luick	Wadeson
Erickson	McInnes	Wahl
Esterby	Moe	Wambheim
Fitch	Moerke	Welk
Fleck	Mollett	Westby
Frank	Monson	Williams
Freadhoff	Murray	Wolf
Fuglestad	Nygaard	Wollitz
Graham	Power	Yirchott
Gumeringer	Rolfsrud	Zurcher
Haedt	Rudolf	Mr. Speaker
Halcrow	Sailer	A STATE OF THE STA

Those voting in the negative were:

Bubel Laske Walster

Haugen, Locken

Griggs-Steele

Absent and not voting:

Anderson, Fristad Link
Eddy-Foster Hafner Maher
Baker Hofstrand Schuler
Callahan Holand Smart
Ekren Johnson

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

Senate Concurrent Resolution "I". A Concurrent Resolution Memorializing Congress to Enact Legislation Providing for the Maintenance of the Government of the Garrison Dam Area.

Rep. Bubel moved that Senate Concurrent Resolution "I" be adopted, which motion prevailed and the concurrent resolution was declared adopted.

Senate Concurrent Resolution "E". A Concurrent Resolution Petitioning the Secretary of the Interior and the Acting Commissioner of Indian Affairs to Take Action With Reference to Claims Awaiting Presentation to the Indian Claims Commission.

Rep. Bubel moved that Senate Concurrent Resolution "E" be adopted, which motion prevailed and the concurrent resolution was declared adopted.

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Senate Concurrent Resolution "F". A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota Pertaining the Appointment of Guardians.

Rep. Stormon of Rolette moved that Senate Concurrent Resolution "F" be re-referred to the Committee on State and Federal Government, which motion prevailed.

The Speaker announced that Senate Concurrent Resolution "F" would be re-referred to the Committee on State and Federal Government.

Senate Concurrent Resolution "N". A Concurrent Resolution Authorizing the State Printing and Publication Commission to Pay Overtime for Work Done by Printers Working for the Bismarck Tribune Company January 28, 29, 30 and 31, 1949, in and About Preparations for the Printing of House and Senate Journals.

#### ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 89; nays, 11; absent and not voting, 13.

Those voting in the affirmative were:

Acheson	Haugen,	Sailer
Allen	Griggs-Steele	Saumur
Anderson, Cass	Haugen, McLean	Schmidt
Anderson, Ransom	Haugland	Schwartz
Anderson,	Hegge	Sellens
Eddy-Foster	Heimes	Simenson
Anderson, Richl'd	Helling	Siverson
Arndt	Kjelgaard	Skaar
Baeverstad	Klefstad	Smart
Bentz	Kleppe	Snow
Brady	Langley	Solberg
Braun	Langseth	Sorlie
Brickner	Larsen	Stair
Bryans	Larson	Starck
Bymers	Laske	Sticka
Callahan	Lee	Stormon, Ramsey
Collette	Leet	Stormon, Rolette
Cote	Leier	Thompson, McL'n
Culver	Lillehaugen	Wadeson
Dalzell	Lindberg	Wahl
Drawz	Locken	Walster
Einarson	Luick	Wambheim
Ekren	McInnes	Welk
Fitch	Moerke	Westby
Freadhoff	Mollett	Williams
Graham	Monson	Wolf
Gumeringer	Murray	Wollitz
Haedt	Nygaard	Yirchott
Halcrow	Power	Zurcher
Hammer	Rolfsrud Rudolf	Mr. Speaker

Those voting in the negative were:

Dewing	Hafner	Seibel
Erickson	Helm	Stevens
Esterby	Moe	Thompson, Richl'

Frank Schuler

Absent and not voting:

Baker Fuglestad Johnson

Hofstrand Benson Link Bubel Holand Maher Fleck Homelvig Schade Fristad

So the concurrent resolution was declared adopted.

Senate Bill No. 36. A Bill for an Act to Amend and Reenact Section 2-0507 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the State Airways

### 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:

Acheson Hafner Saumur Schade Allen Halcrow Anderson, Cass Haugen, Schmidt Anderson, Ransom Griggs-Steele Schwartz Anderson, Richl'd Haugen, McLean Seibel Arndt Haugland Sellens Baeverstad Hegge Simenson Kjelgaard Benson Siverson Klefstad Bentz Skaar Brady Kleppe Smart Langley Braun Snow Bryans Solberg Larsen Bubel Larson Starck Stevens Bymers Laske Collette Lee Sticka Cote Stormon, Ramsey Stormon, Rolette Leet Culver Leier Dalzell Lillehaugen Thompson, Richl'd Dewing Lindberg Thompson, McL'n Drawz Luick Wadeson Einarson McInnes Wahl Ekren Wambheim Moerke Erickson Mollett Welk Westby Esterby Monson Fitch Williams Murray Frank Nygaard Wollitz Freadhoff Power Yirchott Zurcher Fuglestad Rolfsrud Mr. Speaker Gumeringer Sailer Those voting in the negative were: Brickner Helm Rudolf Callahan Langseth Schuler Heimes Locken Wolf Helling

Absent and not voting:

Anderson, Haedt Link Maher Eddy-Foster Hammer Baker Hofstrand Moe Fleck Holand Sorlie Fristad Homelvig Stair Walster Graham Johnson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brady moved that the vote by which Senate Bill No.

36 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 3. A Bill for an Act to Amend and Reenact Sections 61-0503 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 61-0514 of the North Dakota Revised Code of 1943, Relating to Elections in Irrigation Districts.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 21; absent and not voting, 18.

Those voting in the affirmative were:

Acheson	Graham	Rudolf
Allen	Gumeringer	Sailer
Anderson, Cass	Halcrow	Saumur
Anderson, Ransom	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schwartz
Arndt	Haugen, McLean	Seibel
Baeverstad	Haugland	Sellens
Benson	Heimes	Simenson
Bentz	Homelvig	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Solberg
Bubel	Langley	Starck
Bymers	Larsen	Sticka
Collette	Larson	Stormon, Ramsey
Dalzell	Lee	Thompson, Richl'd
Dewing	Leet	Thompson, McL'n
Drawz	Lillehaugen	Wadeson
Einarson	Lindberg	Wahl
Ekren	Luick	Wambheim
Erickson	McInnes	Williams
Esterby	Moerke	Wollitz
Fitch	Mollett	Yirchott
Freadhoff	Monson	Zurcher
Fuglestad	Murray	Mr. Speaker

## Those voting in the negative were:

Brady	Hegge	Power
Callahan	Helling	Schade
Cote	Helm	Schuler
Culver	Laske	Stevens
Frank	Leier	Walster
Haedt	Locken	Welk
Hafner	Moe	$\mathbf{Wolf}$

### Absent and not voting:

Anderson, Eddy-Foster	Holand Johnson		Rolfsrud Snow	
Baker	Langseth		Sorlie	
Fleck	Link		Stair	
Fristad	Maher		Stormon,	Rolette
Hammer	Nygaard	A.	Westby	
Hofstrand				

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

Senate Bill No. 72. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 6; absent and not voting, 17.

Those voting in the affirmative were:

Acheson	Halcrow	Rudolf
Allen	Haugen,	Schade
Anderson, Cass	Griggs-Steele	Schmidt
Anderson, Ransom	Haugen, McLean	Schuler
Anderson, Richl'd	Haugland	Schwartz
Arndt	Heimes	Seibel
Baeverstad	Helling	Sellens
Benson	Holand	Simenson
Bentz	Homelvig	Siverson
Brady	Kjelgaard	Skaar
Braun	Kleppe	Smart
Brickner	Langley	Solberg
Bryans	Langseth	Starck
Bubel	Larsen	Stevens
Bymers	Larson	Sticka .
Callahan	Laske	Stormon, Ramsey
Collette	Lee	Thompson, Richl'd
Cote*	Leet	Thompson, McL'n
Culver	Leier	Wadeson
Dalzell	Lillehaugen	Wahl
Dewing	Lindberg	Walster
Drawz	Locken	Wambheim
Einarson	Luick	Welk
Ekren	McInnes	Westby
Erickson	Moerke	Williams
Esterby	Mollett	Wolf
Fleck	Monson	Wollitz
Freadhoff	Murray	Yirchott
Fuglestad	Power	Zurcher
Gumeringer	Rolfsrud	Mr. Speaker
Haedt		

Those voting in the negative were:

Anderson,	Hafner	Helm
Eddy-Foster	Hegge	Moe
Frank		

Absent and not voting:

Baker	Johnson	Saumur	3.
Fitch	Klefstad	Snow	
Fristad	Link	Sorlie	
Graham	Maher	Stair	
Hammer	Nygaard	Stormon,	Rolette
Hofetrand	Sailer		

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

Senate Bill No. 73. A Bill for an Act Making an Appropriation for Salaries and Expenses of the State Geological Survey and for Cooperation of United States Geological Survey.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 22; absent and not voting, 14.

Stormon, Ramsey

Those voting in the affirmative were:

Acheson Gumeringer Monson Halcrow Murray Allen Power Anderson, Cass Haugen, Rolfsrud Anderson, Richl'd Griggs-Steele Haugen, McLean Rudolf Arndt Baeverstad Haugland Saumur Benson Hegge Schmidt Schwartz Bentz Heimes Sellens Holand Brady Homelvig Simenson Braun Brickner Kjelgaard Siverson Klefstad Skaar Bryans Bubel Kleppe Smart Langley Solberg Bymers Collette Larsen Starck Cote Larson Stevens Culver Sticka Lee

Leet

Thompson, Richl'd Drawz Leier Lillehaugen Einarson Thompson, McL'n Lindberg Wambheim Ekren Erickson Luick Westby Wolf Esterby McInnes Yirchott Fleck Moe Freadhoff Moerke Zurcher Mr. Speaker Fuglestad Mollett

Those voting in the negative were:

Anderson, Ransom Helm Snow Wadeson Callahan Langseth Dewing Wahl Laske Fitch Locken Walster Welk Frank Schade Schuler Williams Haedt Hafner Seibel Wollitz

Helling

Dalzell

Absent and not voting:

Anderson, Hammer Nygaard
Eddy-Foster Hofstrand Sailer
Baker Johnson Sorlie
Fristad Link Stair

Graham Maher Stormon, Rolette

So the bill was declared passed, and the title was agreed to. Rep. Saumur moved that the vote by which Senate Bill No. 73 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 77. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in Postage, Supplies, Printing, Furniture and Fixtures and License Plates of the Registrar of Motor Vehicles; and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 25; absent and not voting, 16.

Those voting in the affirmative were:

Acheson Esterby McInnes Allen Fleck Power

Anderson, Cass	Freadhoff	Rolfsrud
Anderson,	Fuglestad	Saumur
Eddy-Foster	Gumeringer	Schade
Anderson, Richl'd	Hafner	Schmidt
Arndt	Halcrow	Sellens
Baeverstad	Haugen,	Siverson
Benson	Griggs-Steele	Skaar
Brady,	Haugland	Solberg
Braun	Heimes	Starck
Brickner	Holand	Stevens
Bryans	Homelvig	Sticka
Bubel	Klefstad	Stormon, Ramsey
Bymers	Kleppe	Stormon, Rolette
Callahan	Langley	Wadeson
Collette	Langseth	Walster
Cote	Larsen	Wambheim
Culver	Laske	Westby
Dalzell	Lee	Wolf
Dewing	Leet	Wollitz
Drawz	Leier	Yirchott
Einarson	Lillehaugen	Zurcher
Ekren	Lindberg	Mr. Speaker
Erickson	Luick	
Those voting in th	e negative were:	
Anderson, Ransom	Larson	Seibel
Bentz	Locken	Simenson
Fitch	Moerke	Snow
Frank	Mollett	Thompson, Richl'd
Graham	Murray	Thompson, McL'n
Haedt	Rudolf	Wahl
Haugen, McLean	Schuler	Welk
Helling	Schwartz	Williams
Helm		**
Absent and not vot	ing:	
mind mov voc	B	

Baker Kjelgaard Nygaard
Fristad Link Sailer
Hammer Maher Smart
Hegge Moe Sorlie
Hofstrand Monson Stair
Johnson

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

Senate Bill No. 92. A Bill for an Act to Amend and Reenact Section 28-0126 of the North Dakota Revised Code of 1943, Relating to limitation on Actions in Case of Death.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 36; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Freadhoff	McInnes
Allen	Graham	Moe
Anderson, Ransom	Gumeringer	Murray
Anderson,	Halcrow	Nygaard
Eddy-Foster	Haugen,	Schade
Anderson, Richl'd	Griggs-Steele	Schmidt
Arndt	Haugen, McLean	Schwartz

Sellens Benson Hegge Braun Heimes Simenson Skaar . Brickner Helling Bryans Helm Snow Solberg Bymers Holand Stormon, Ramsey Stormon, Rolette Collette Kjelgaard Cote Kleppe Dalzell Thompson, Richl'd Langley Thompson, McL'n Dewing Larsen Drawz Laske Wadeson Westby Einarson Lee Wollitz Ekren Leet Erickson Lindberg Yirchott Esterby Luick Zurcher Frank

Those voting in the negative were:

Anderson, Cass Homelvig Rudolf Baeverstad Schuler Klefstad Bentz Langseth Seibel Brady Larson Starck Callahan Leier Stevens Sticka Culver Lillehaugen Fitch Locken Wahl Fleck Wambheim Moerke Fuglestad Mollett Welk Williams Haedt Monson Hafner Power Wolf Mr. Speaker Haugland Rolfsrud

Absent and not voting:

Baker Johnson Siverson Bubel Link Smart Sorlie Fristad Maher Hammer Sailer Stair Hofstrand Saumur Walster

So the bill was declared passed, and the title was agreed to. Rep. Murray moved that the vote by which Senate Bill No. 92 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 93. A Bill for an Act to Amend and Reenact Sections 30-0219 and 30-1704 of the North Dakota Revised Code of 1943, Relating to Issuance and Service of Citation in Probate Proceedings.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 50; absent and not voting, 15.

Those voting in the affirmative were:

Acheson Erickson Lindberg Fitch Anderson, Cass Luick Fleck McInnes Anderson, Richl'd Freadhoff Arndt Murray **Fuglestad** Baeverstad Sailer Benson Graham Sellens Bentz Gumeringer Simenson Skaar Brady Haedt Brickner Halcrow Smart Snow Bryans Holand

Ekren

Heimes

Helling

Bubel	Kjelgaard	Solberg	
Bymers	Langseth	Stormon,	Ramsey
Cote	Larsen	Stormon,	Rolette
Dewing	Laske	Walster	1
Einarson	Lee	Yirchott	

Zurcher

Mr. Speaker

Those voting in the negative were:

Leet

Anderson, Ransom	Helm	Schmidt
Anderson,	Homelvig	Schuler
Eddy-Foster	Klefstad	Schwartz
Braun	Kleppe	Seibel
Callahan	Larson	Siverson
Culver	Leier	Stevens
Dalzell	Lillehaugen	Sticka
Drawz	Locken	Thompson, Richl'd
Esterby	Moe	Thompson, McL'n
Frank	Moerke	Wadeson
Hafner	Mollett	Wahl
Haugen,	Monson	Welk
Griggs-Steele	Nygaard	Westby
Haugen, McLean	Power	Williams
Haugland	Rolfsrud	Wolf
Hegge	Rudolf	Wollitz

Absent and not voting:

Allen	Hofstrand	Saumur
Baker	Johnson	Sorlie
Collette	Langley	Stair
Fristad	Link	Starck
Hammer	Maher	Wambheim

Schade

So the bill was declared lost.

Rep. Thompson of Richland moved that the vote by which Senate Bill No. 93 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 97. A Bill for an Act Transferring Four Hundred Three Dollars and Ninety-four Cents From the Scale Inspection Fund to the General Fund.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

Haedt	Rudolf
Hafner	Sailer
Halcrow	Saumur
Hammer	Schade
Haugen,	Schmidt
	Schuler
	Schwartz
Haugland	Seibel
Hegge	Sellens
Heimes	Simenson
Helling	Siverson
Helm	Skaar
Holand	Smart
Homelvig	Snow
	Halcrow Hammer Haugen, Griggs-Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Holand

Bubel Klefstad Solberg Bymers Kleppe Starck Callahan Larsen Sticka Stormon, Ramsey Stormon, Rolette Collette Larson Cote Laske Culver Lee Thompson, Richl'd Dalzell Leet Thompson, McL'n Dewing Leier Wadeson Drawz Lillehaugen Wahl Wambheim Einarson Lindberg Ekren Luick Welk Erickson McInnes Westby Esterby Moerke Williams Fleck Wolf Mollett Frank Monson Wollitz Freadhoff Nygaard Yirchott **Fuglestad** Power Zurcher Mr. Speaker Graham Rolfsrud Gumeringer Those voting in the negative were:

Acheson Moe Stevens Locken Murray Walster

Absent and not voting:

BakerJohnsonLinkFitchKjelgaardMaherFristadLangleySorlieHofstrandLangsethStair

So the bill was declared passed, and the title was agreed to. Senate Bill No. 99. A Bill for an Act to Amend and Reenact Section 54-1601 of the North Dakota Revised Code of 1943, Relating to Emergency Commission: Members; Organization; Meetings; Duties.

## 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:

Acheson Gumeringer Saumur Allen Haedt Schmidt Anderson, Cass Halcrow Schwartz Anderson, Ransom Hammer Seibel Anderson, Richl'd Haugen, Sellens Griggs-Steele Haugen, McLean Arndt Simenson Baeverstad Siverson Benson Haugland Skaar Brady Hegge Smart Braun Heimes Solberg Helm Bryans Stair Bubel Holand Starck Homelvig Bymers Sticka Stormon, Ramsey Stormon, Rolette Callahan Klefstad Collette Kleppe Cote Larsen Thompson, Richl'd Culver Thompson, McL'n Larson Wadeson Dalzell Lee Dewing Wahl Leet Walster Drawz Leier Wambheim Einarson Lillehaugen

Ekren Lindberg Welk Erickson Luick Westby McInnes Williams Esterby Fleck Moe Wolf Frank Monson Wollitz Freadhoff Power Yirchett **Fuglestad** Rolfsrud Zurcher Mr. Speaker Graham Rudolf

Those voting in the negative were:

Bentz Laske Murray
Brickner Locken Sailer
Hafner Moerke Schuler
Helling Mollett Stevens

Absent and not voting:

Anderson. Johnson Maher Eddy-Foster Kjelgaard Nygaard Baker Schade Langley Fitch Langseth Snow Fristad Link' Sorlie Hofstrand

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

Senate Bill No. 105. A Bill for an Act for the Retirement of Justices of the Supreme Court and Judges of the District Court; Providing for an Assessment on Salaries of Such Judges; Providing for the Withdrawal of a Portion of the Amount so Assessed on Retirement From Office Without Becoming Eligible for Retirement Salary; Prescribing Duties That Such Retired Judges Shall Be Eligible to Perform and Fixing Their Compensation.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 22; absent and not voting, 13.

Those voting in the affirmative were:

Hammer Sailer Acheson Allen Haugen. Saumur Anderson, Cass Anderson, Richl'd Griggs-Steele Schade Haugen, McLean Schmidt Haugland Arndt Sellens Heimes Baeverstad Simenson Benson Helling Siverson Bentz Holand Skaar Homelvig Smart Braun Kjelgaard Snow Brickner Bymers Langley Solberg Stair Callahan Larsen Collette Larson Starck Laske Stevens Cote Sticka Culver Lee Stormon, Ramsey Stormon, Rolette Dewing Leet Lindberg Drawz Thompson, Richl'd Thompson, McL'n Einarson Locken Ekren Luick Erickson Wadeson Moerke Esterby Mollett Wahl Fleck Monson Welk Fuglestad Westby Murray

Graham Nygaard Wollitz Gumeringer Power Yirchott Haedt Rolfsrud Zurcher Halcrow

Those voting in the negative were:

Anderson, Ransom Hegge Schuler Anderson, Helm Schwartz Klefstad Seibel Eddy-Foster Wambheim Bryans Kleppe Williams Bubel Langseth Wolf Dalzell Leier Freadhoff Lillehaugen Mr. Speaker

Hafner Rudolf

Absent and not voting:

Baker Hofstrand McInnes
Brady Johnson Moe
Fitch Link Sorlie
Frank Maher Walster
Fristad

So the bill was declared passed and the title was agreed to.

Rep. Murray moved that the vote by which Senate Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 142. A Bill for an Act Making an Appropriation for the Deficiency in Salary of an Elected State Official of the State of North Dakota for the Last Six Months of the Biennium Ending June 30, 1949, and Declaring an Emergency.

#### 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:

Halcrow Ridolf Acheson Allen Sailer Hammer Saumur Anderson, Cass Haugen, Anderson, Ransom Griggs-Steele Schmidt Anderson. Haugen, McLean Schuler Schwartz Eddy-Foster Haugland Anderson, Richl'd Hegge Seibel Sellens Arndt Heimes Baeverstad Holand Simenson Homelvig Benson Sivergon Bentz Kjelgaard Skaai Klefstad Smart Braun Solberg Kleppe Brickner Langley Stair Bryans Starck Bubel Larsen Bymers Larson Sticka Stormon, Ramsey Callahan Laske Stormon, Rolette Collette Lee Cote Thompson, Richl'd Leet Culver Leier Thompson, McL'n. Dalzell Lillehaugen Wadeson Wahl Dewing Lindberg Locken Walster Drawz Wambheim Einarson Luick

Welk Ekren Moe Erickson Moerke Westby Esterby Mollett Williams Freadhoff Wollitz Murray Fuglestad Nygaard Yirchott Gumeringer Power Zurcher Mr. Speaker Haedt Rolfsrud

Those voting in the negative were:

Frank Helm Stevens Hafner Langseth Wolf

Helling

Absent and not voting:

Baker Graham McInnes
Brady Hofstrand Monson
Fitch Johnson Schade
Fleck Link Snow
Fristad Maher Sorlie

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

Senate Bill No. 143. A Bill for an Act Amending and Reenacting Section 4-1815 of the North Dakota Revised Code of 1943, Relating to Grades of Cream and Butterfat and Providing for the Addition of a Harmless Vegetable Color to All "Unlawful Cream" Offered for Sale to Persons, Firms or Corporations Authorized to Purchase Cream or Butterfat.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 19; absent and not voting, 13.

Those voting in the affirmative were:

Frank Acheson Murray Allen **Fuglestad** Nygaard Gumeringer Rolfsrud Anderson, Ransom Anderson, Haedt Rudolf Eddy-Foster Hafner Sailer Anderson, Richl'd Halcrow Saumur Arndt Haugen, Schade Griggs-Steele Baeverstad Schmidt Benson Haugland Schuler Heimes Bentz Sellens Helm Brady Simenson Braun Holand Siverson Brickner Kjelgaard Smart Klefstad Bryans Solberg Bubel Langley Stair Bymers Larsen Stormon, Ramsey Collette Larson Stormon, Rolette Laske Thompson, McL'n Cote Lee Wadeson Culver Dalzell Wahl Leet Dewing Leier Walster Wambheim Lillehaugen Drawz Lindberg Westby Einarson Ekren Locken Wollitz Yirchott Erickson Luick Esterby Moerke Zurcher

Fitch Mollett Mr. Speaker Fleck Monson

Those voting in the negative were:

Anderson, Cass Kleppe Stevens
Callahan Moe Sticka
Hammer Schwartz Thompson, Richl'd

Haugen, McLean Seibel Welk
Hegge Snow Williams
Helling Starck Wolf

Homelvig

Absent and not voting:

BakerJohnsonMcInnesFreadhoffLangsethPowerFristadLinkSkaarGrahamMaherSorlie

Hofstrand

So the bill was declared passed and the title was agreed to. Rep. Westby moved that the vote by which Senate Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 151. A Bill for an Act Making an Appropriation for a Deficiency in Travel and Miscellaneous of the Teachers' Insurance and Retirement Fund Budget; and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

Acheson Hammer Rolfsrud Rudolf Allen Haugen, Anderson, Cass Griggs-Steele Sailer Anderson, Richl'd Haugen, McLean Saumur Arndt Haugland Schade Hegge Baeverstad Schmidt Heimes Schwartz Benson Bentz Helm Seibel Brady Holand Sellens Braun Homelvig Simenson Brickner Kjelgaard Smart Klefstad Solberg Bryans Bubel Kleppe Stair Collette Langley Starck Stevens Culver Langseth Dalzell Sticka Larsen Stormon, Ramsey Dewing Larson Stormon, Rolette Drawz Laske Einarson Lee Thompson, McL'n Ekren Leet Wadeson Wahl Erickson Leier Lillehaugen Esterby Walster Fitch

Lindberg Wambheim Frank Luick Welk Freadhoff Moe Westby Fuglestad Moerke Williams Mollett Wollitz Graham Gumeringer Monson Yirchott Haedt Murray Zurcher

Hafner Nygaard Mr. Speaker Halcrow Power

Those voting in the negative were:

Anderson, Ransom Helling Siverson

Callahan Locken Thompson, Richl'd Cote Schuler Wolf

Absent and not voting:

Anderson, Fristad McInnes
Eddy-Foster Hofstrand Skaar
Baker Johnson Snow
Bymers Link Sorlie
Fleck Maher

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

Senate Bill No. 165. A Bill for an Act to Amend and Reenact Section 36-0101 of the North Dakota Revised Cøde of 1943 Relating to the State Livestock Sanitary Board; Providing for the Membership Thereon and the Manner in Which Appointed; Providing for the Terms and Qualifications of the Members Thereof and Providing for the Expiration of Terms of Office of Members of Said Board Existing Prior to the Effective Date of Establishment of the Board Provided for in This Act.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 7; absent and not voting, 14.

Those voting in the affirmative were:

Acheson Hafner Power Allen Halcrew Rudolf Anderson, Cass Hammer Saumur Anderson, Ransom Haugen, Schade Anderson, Griggs-Steele Schuler Eddy-Foster Haugen, McLean Schwartz Anderson, Richl'd Haugland Seibel Arndt Hegge Sellens Baeverstad Heimes Simenson Benson Helling Siverson Bentz Helm Smart Brady Holand Snow Bryans Homelvig Stair Bubel Kjelgaard Starck Bymers Klefstad Stevens Callahan Kleppe Sticka Collette Langseth Stormon, Ramsey Larsen Stormon, Rolette Cote Thompson, McL'n Culver Larson Dalzell Wadeson Laske Wahl Dewing Lee Drawz Walster Leet Wambheim Einarson Leier Welk Ekren Lillehaugen Esterby Lindberg Westby Williams Fitch Luick Wolf Moerke Frank Wollitz Freadhoff Mollett

Monson

Murray

Yirchott

Zurcher

Fuglestad

Graham

Gumeringer

Nygaard

Mr. Speaker

Haedt

Those voting in the negative were:

Erickson

Sailer

Solberg

Locken Schmidt

Thompson, Richl'd

Moe

Absent and not voting:

Baker Braun Brickner Fleck Fristad

Hofstrand Johnson Langley Link Maher

McInnes Rolfsrud Skaar Sorlie

So the bill was declared passed and the title was agreed to. Rep. Sticka moved that the vote by which Senate Bill No.

165 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 15-1803, North Dakota Revised Code of 1943, Relating to Junior Colleges in Special School Districts; Providing for Tuition in Junior Colleges; Providing for a Tax Levy for the Support of Junior Colleges.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 56; nays, 41; absent and not voting, 16.

Griggs-Steele

Haugen, McLean

Halcrow

Haugen,

Haugland

Heimes

Helling

Helm

Those voting in the affirmative were:

Anderson, Richl'd Benson Brady Bubel Bymers Callahan Collette Dalzell Drawz

Homelvig Langley Larsen Einarson Erickson Laske Esterby Leet Fitch Locken Fleck Luick Frank Murray Nygaard Graham Gumeringer Power Sailer Haedt

Saumur Schade Schmidt Sellens Simenson Siverson Smart Snow Starck

Stormon, Ramsey Stormon, Rolette Thompson, McL'n Wadeson Wahl Wambheim Wollitz Yirchott Zurcher

Mr. Speaker

Those voting in the negative were:

Acheson Anderson, Cass Anderson, Ransom Anderson, Eddy-Foster Arndt Baeverstad Braun Bryans Cote Dewing

Hafner Hammer Hegge Holand Kleppe Langseth Larson Lee Leier Lillehaugen Lindberg

Monson Rolfsrud Rudolf Schuler Schwartz Seibel Solberg Stevens Sticka

Thompson, Richl'd

Walster

Ekren Moe Welk Freadhoff Moerke Williams Fuglestad Mollett Wolf

Absent and not voting:

BakerJohnsonMcInnesBentzKjelgaardSkaarBricknerKlefstadSorlieCulverLinkStairFristadMaherWestby

Hofstrand

So the bill was declared lost.

Rep. Schuler moved that the vote by which Senate Bill No. 169 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was withdrawn.

Rep. Fitch moved that the House reconsider the action by which Senate Bill No. 169 was lost, which motion prevailed.

Rep. Fitch moved that Senate Bill No. 169 be placed on the calendar on Thursday, February 24, 1949, which motion prevailed.

Senate Bill No. 211. A Bill for an Act to Amend and Reenact Section 29-2402 of the North Dakota Revised Code of 1943, Relating to Causes for Granting New Trial, and Time of Making Motion on Cause No. 8 in This Section.

#### 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:

Acheson Rolfsrud Hafner Allen Halcrow Rudolf Sailer Anderson, Cass Hammer Anderson, Ransom Haugen. Saumur Griggs-Steele Schade Anderson, Haugen, McLean Eddy-Foster Schmidt Anderson, Richl'd Haugland Schuler Schwartz Arndt Hegge Seibel Baeverstad Heimes Sellens Benson Helling Simenson Bentz Helm Brady Holand Siverson Braun Johnson Smart Snow Brickner Kjelgaard Klefstad Solberg Bryans Kleppe Stair Bubel Langley Starck Bymers Callahan Langseth Stevens Larsen Sticka Collette Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Larson Cote Laske Culver Lee Dalzell Thompson, McL'n Dewing Leet Leier Wadeson Drawz Wahl Lillehaugen Einarson Lindberg Walster ' Ekren Wambheim Erickson Locken

Luick

Esterby

Welk

Fitch Moe Westby Fleck Moerke Williams Mollett Frank Wolf Freadhoff Monson Wollitz Fuglestad Murray Yirchott Nygaard Zurcher Graham Mr. Speaker Gumeringer Power

Haedt

Absent and not voting:

Baker Homelvig McInnes Fristad Link Skaar Hofstrand Maher Sorlie

So the bill was declared passed, and the title was agreed to. Senate Bill No. 212. A Bill for an Act to Amend and Reenact Subsection 8 of Section 28-1902 of the North Dakota Revised Code of 1943, Relating to Causes for New Trial.

#### 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, 6.

Those voting in the affirmative were:

Acheson Hafner Rudolf Allen Halcrow Sailer Anderson, Cass Hammer Saumur Anderson, Ransom Haugen, Schmidt Griggs-Steele Anderson, Richl'd Schuler Arndt Haugen, McLean Schwartz Baeverstad Haugland Sellens Benson Hegge Simenson Bentz Heimes Siverson Brady Helling Smart Braun Helm Snow Brickner Holand Solberg Bryans Homelvig Stair Bubel Johnson Starck Bymers Klefstad Stevens Callahan Kleppe Sticka Langley Collette

Stormon, Ramsey Stormon, Rolette Cote Langseth Thompson, Richl'd Thompson, McL'n Culver Larsen Dalzell Larson Dewing Laske Wadeson Drawz Lee Wahl Einarson Lillehaugen Walster Wambheim Ekren Lindberg Erickson Locken Welk Esterby Luick Westby Fitch Moerke Williams Frank Mollett Wolf

Frank Mollett Wolf
Freadhoff Monson Wollitz
Fuglestad Murray Yirchott
Graham Nygaard Zurcher
Gumeringer Power Mr. Speaker

Haedt Rolfsrud

Absent and not voting:

Anderson, Kjelgaard Moe Eddy-Foster Leet Schade Baker Leier Seibel Fleck Link Skaar Fristad Sorlie Maher

Hofstrand McInnes

So the bill was declared passed, and the title was agreed to. Senate Bill No. 213. A Bill for an Act Making an Appropriation to Pay Administration Expenses in Connection With the Payment of Adjusted Compensation to North Dakota Veterans of World War II and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Acheson Hammer Rudolf Allen Haugen, Sailer Anderson, Cass Griggs-Steele Saumur Anderson, Ransom Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Schuler Arndt Hegge Schwartz Baeverstad Heimes Seibel Benson Helling Bentz Helm Sellens Brady Holand Simenson Siverson Braun Homelvig Johnson Brickner Skaar Bryans Kjelgaard Smart Bymers Snow Klefstad Callahan Solberg Kleppe Collette Langley Stair Cote Langseth Starck Stevens Culver Larsen Dalzell Sticka Larson Stormon, Ramsey Dewing Laske . Drawz Lee Stormon, Rolette Thompson, Richl'd Thompson, McL'n Einarson Leier Ekren Lillehaugen Erickson Lindberg Wadeson Wahl Esterby Locken Walster Fitch Luick Wambheim Fleck Moe Moerke Welk Frank Mollett Westby Freadhoff Monson Wolf Fuglestad Graham Murray Wollitz Gumeringer Yirchott Nygaard Zurcher Haedt Power Mr. Speaker Rolfsrud Hafner Halcrow

Absent and not voting:

Fristad Maher Anderson, Eddy-Foster Hofstrand McInnes Leet Sorlie Baker Williams Bubel Link

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

Senate Bill No. 217. A Bill for an Act to Amend and Reenact Section 35-2013 of the North Dakota Revised Code of 1943, Relating to House Mover's Liens.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 15; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Fuglestad Rolfsrud Allen Graham Sailer Anderson, Cass Gumeringer Saumur Anderson, Hafner Schade Eddy-Foster Halcrow Schmidt Anderson, Ransom Haugen, Schuler Anderson, Richl'd Griggs-Steele Schwartz Arndt Haugland Sellens Baeverstad Hegge Simenson Benson Heimes Siverson Helm Bentz Skaar Brady Johnson Snow Braun Kjelgaard Solberg · Klefstad Brickner Stair Starck Bryans Kleppe Bubel Langley Sticka Stormon, Ramsey Stormon, Rolette Bymers Langseth Collette Larsen Thompson, Richl'd Cote Larson Culver Wadeson Laske Dalzell • Lee Wahl Dewing Leet Wambheim Welk Drawz Leier Einarson Lillehaugen Westby Ekren Lindberg Williams Wolf Erickson Luick Moe Wollitz Esterby Fitch Murray Yirchott Fleck Zurcher Nygaard Frank Mr. Speaker Power Freadhoff

Those voting in the negative were:

CallahanHolandMonsonHaedtHomelvigRudolfHammerLockenSeibelHaugen, McLeanMoerkeStevens

Helling Mollett Thompson, McL'n

Absent and not voting:

BakerLinkSmartFristadMaherSorlieHofstrandMcInnesWalster

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

Senate Bill No. 237. A Bill for an Act to Amend and Reenact Section 39-0606 of the 1947 Supplement to the North Dakota Revised Code of 1943 Requiring Applicant for Motor Vehicle Operator's License to Take Physical, Mental and Driving Tests; Fee for Physical Examination.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 70; absent and not voting, 16.

Those voting in the affirmative were:

Anderson, Richl'd Fleck Lillehaugen Fuglestad Arndt Power Baeverstad Graham Rolfsrud Braun Haugland Sailer Bymers Holand Sellens Einarson Langley Siverson Ekren Skaar Laske Erickson Westby Lee Williams Esterby Leet

Those voting in the negative were:

Haugen, McLean Acheson Schuler Anderson, Cass Schwartz Hegge Anderson, Ransom Heimes Seibel Benson Helling Simenson Bentz Helm Smart Brady Homelvig Snow Brickner Johnson Solberg Starck Bryans Kleppe Bubel Langseth Stevens Callahan Larsen Sticka Stormon, Ramsey Stormon, Rolette Collette Larson Cote Leier Lindberg Thompson, Richl'd Culver Dalzell Locken Thompson, McL'n Dewing Luick Wadeson Wahl Fitch Moe Frank Moerke Walster Welk Freadhoff Mollett Gumeringer Monson Wolf Haedt Murray Wollitz Rudolf Yirchott Hafner Zurcher Halcrow Schade Hammer Schmidt Mr. Speaker Haugen,

Absent and not voting:

Griggs-Steele

Allen Hofstrand Nygaard Kjelgaard Saumur Anderson, Eddy-Foster Klefstad Sorlie Link Stair Baker Wambheim Drawz Maher Fristad McInnes

So the bill was declared lost.

Rep. Sticka moved that the vote by which Senate Bill No. 237 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 240. A Bill for an Act Making an Appropriation for Administrative Expenses of the State Auditor in Connection with the Payment of Adjusted Compensation to North Dakota Veterans of World War II as Provided in Senate Bill Number 2 of the Thirty-first Legislative Assembly of the State of North Dakota; and declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Hammer	Rudolf	
Anderson, Cass	Haugen,	Sailer	
Anderson, Ransom	Griggs-Steele	Saumur	
Anderson, Richl'd	Haugen, McLean	Schade	
Arndt	Haugland	Schmidt	
Baeverstad	Hegge	Schuler	
Benson	Heimes	Schwartz	
Bentz	Helling	Seibel	
Brady	Helm	Simenson	
Braun	Holand	Siverson	
Brickner	Homelvig	Skaar	
Bryans	Johnson	Smart	
Bubel	Klefstad	Snow	
Bymers	Kleppe	Solberg	
Callahan	Langley	Stair	
Collette	Langseth	Starck	
Cote	Larsen	Stevens	
Culver	Larson	Sticka	
Dalzell	Laske	Stormon,	
Danning	Too	Ctoumon	

Stormon, Ramsey Stormon, Rolette Dewing Lee Drawz Leet Thompson, Richl'd Thompson, McL'n Einarson Leier Lillehaugen Wadeson Ekren Erickson Wahl Lindberg Esterby Locken Walster

Luick Fitch Wambheim Fleck Moe Welk Frank Moerke Westby Williams Freadhoff Mollett Fuglestad Monson Wolf Wollitz Graham Murray Gumeringer Nygaard Yirchott Power Zurcher Haedt Hafner Rolfsrud Mr. Speaker

Halcrow Absent and not voting:

Allen Fristad Maher
Anderson, Hofstrand McInnes
Eddy-Foster Kjelgaard Sellens
Baker Link Sorlie

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

Senate Bill No. 242. A Bill for an Act Making an Additional Appropriation for Expenses of the Thirty-first Legislative Assembly, and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Acheson	Haugen, McLean	Sailer
Allen	Haugland	Saumur
Anderson, Cass	Hegge	Schade
Anderson, Ransom	Heimes	Schmidt
Anderson, Richl'd	Helling	Schuler
Arndt	Helm	Schwartz
Baeverstad	Holand	Seibel

Homelvig Benson Bentz Johnson Brady Kjelgaard Klefstad Braun Brickner Kleppe Bryans Langley Bymers Langseth Callahan Larsen Collette Larson Cote Laske Culver Lee Dalzell Leet Dewing Leier Einarson Lillehaugen Ekren Lindberg Locken Erickson Luick Esterby Fleck Moe Frank Moerke Freadhoff Mollett Monson Graham Gumeringer Murray Haedt Nygaard Halcrow Power Rolfsrud Hammer

Simenson Siverson Smart Snow Solberg Stair Starck Stevens Sticka Stormon.

Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n

Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Griggs-Steele

Haugen,

Those voting in the negative were:

Rudolf

Fuglestad Skaar Absent and not voting:

Anderson, Fitch
Eddy-Foster Fristad
Baker Hafner
Bubel Hofstrand
Drawz Link

Maher McInnes Sellens Sorlie

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

Senate Bill No. 39. A Bill for an Act to Amend and Reenact Sections 20-0105, 20-0106 and Subsection 4 of 20-0503 of the North Dakota Revised Code of 1943, Making it Legal to Shine for Raccoon.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 50; absent and not voting, 12.

Those voting in the affirmative were:

Haugland Acheson Heimes Allen Helm Anderson, Cass Anderson, Richl'd Holand Baeverstad Homelvig Brady Johnson Bryans Langley Langseth Bymers Callahan Larsen Dalzell Laske Ekren Lee Erickson Leet

Power Rolfsrud' Sailer Schmidt Simenson Siverson Smart Snow Solberg Starck Sticka

Stormon, Ramsey

Fitch Thompson, McL'n Leier Lillehaugen Williams Frank Fuglestad Locken Wollitz Yirchott Haedt Luick Zurcher Halcrow Mollett

Those voting in the negative were:

Anderson, Ransom Hammer Saumur Schuler Anderson. Haugen, Griggs-Steele Eddy-Foster Schwartz Haugen, McLean Seibel Arndt Bentz Skaar Hegge Braun Stair Helling Brickner Stevens Kjelgaard Klefstad Bubel Stormon, Rolette Cote Thompson, Richl'd Kleppe Culver Wadeson Larson Dewing Wahl Lindberg Walster Einarson Moe Wambheim Esterby Moerke Welk Fleck Monson Freadhoff Westby Murray Graham Wolf Nygaard Mr. Speaker

Gumeringer Rudolf

Hafner

Absent and not voting:

Baker Fristad McInnes Benson Hofstrand Schade Collette Link Sellens Drawz Maher Sorlie

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

Rep. Anderson of Ransom moved that the vote by which Senate Bill No. 39 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 132. A Bill for an Act to Amend and Reenact Section 20-0705 of the North Dakota Revised Code of 1943, Relating to the Methods of Taking Fur-bearing Animals.

## 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:

Allen Haedt Monson Anderson, Ransom Halcrow Nygaard Hammer Power Anderson Eddy-Foster Haugen, Rolfsrud Griggs-Steele Anderson, Richl'd Rudolf Haugen, McLean Sailer Arndt Baeverstad Haugland Saumur Benson Schade Hegge Bentz Heimes Schmidt Brady Helm Schuler Simenson Braun Holand Brickner Smart Homelvig Bryans Kjelgaard Snow Klefstad Solberg Bymers Starck Callahan Kleppe

Collette Langley Stevens Dalzell Sticka Larsen Dewing Larson Stormon, Ramsey Einarson Laske Stormon, Rolette Ekren Lee Thompson, Richl'd Erickson Leet Thompson, McL'n Esterby Leier Welk Fitch Lillehaugen Westby Fleck Williams Lindberg Frank Wollitz Luick Fuglestad Moerke Zurcher Mr. Speaker Gumeringer Mollett Those voting in the negative were:

Acheson Helling Skaar Anderson, Cass Langseth Wadeson Bubel Locken Wahl Cote Murray Walster Schwartz Culver Wambheim Freadhoff Seibel Wolf Graham Siverson Yirchott

Hafner

Collette

Absent and not voting:

BakerJohnsonMoeDrawzLinkSellensFristadMaherSorlieHofstrandMcInnesStair

So the bill was declared passed and the title was agreed to.

Rep. Stormon of Ramsey 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.

Senate Bill No. 192. A Bill for an Act to Amend and Reenact Section 5 of Chapter 256, Session Laws of 1947, Providing for the Suspension of Operators Licenses When Involved in Accidents Unless Security is Deposited, Authorizing the Highway Commissioner to Grant Additional 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, 14; absent and not voting, 11.

Those voting in the affirmative were:

Gumeringer Rolfsrud Acheson Allen Haedt Sailer Anderson, Cass Hafner Schade Anderson, Ransom Halcrew Schmidt Anderson. Haugen, Seibel Griggs-Steele Eddy-Foster Simenson Anderson, Richl'd Haugen, McLean Siverson Haugland Arndt Skaar Heimes Baeverstad Smart Benson Helling Snow Helm Bentz Solberg Braun Holand Stair Brickner Homelvig Starck Bubel Johnson Stevens Bymers Kjelgaard Sticka Callahan Klefstad Stormon, Ramsey

Langley

Stormon, Rolette

Cote Thompson, Richl'd Langseth Culver Larsen Thompson, McL'n Dalzell Laske Wadeson Dewing Lee Wahl Einarson Walster Leet Ekren Leier Wambheim Lillehaugen Erickson Welk Westby Esterby Locken Williams Fitch Luick Fleck Wolf Moe Frank Monson Wollitz Freadhoff Murray Zurcher Graham Power Mr. Speaker Those voting in the negative were:

Bryans Larson Rudolf
Fuglestad Lindberg Saumur
Hammer Moerke Schuler
Hegge Mollett Schwartz
Kleppe Nygaard

Absent and not voting:

Baker Hofstrand Sellens
Brady Link Sorlie
Drawz Maher Yirchott
Fristad McInnes

So the bill was declared passed, as amended, and the title was agreed to.

Senate Concurrent Resolution "M". A Concurrent Resolution Requesting the United States Biological Survey to Control Weeds on Government Game Reserves.

Rep. Erickson moved that Senate Concurrent Resolution "M" be adopted, which motion prevailed.

Senate Bill No. 184. A Bill for an Act to Amend and Re-enact Sections 15-3911, 15-3914, 15-3915, 15-3917, 15-3924, 15-3927, 15-3928, 15-3929, 15-3933, 15-3937, 15-3939, 15-3940 and 15-3941 of the North Dakota Revised Code of 1943, Relating to the Teachers' Insurance and Retirement Fund, Assessments, Matching by School Districts and Educational Institutions, Eligibility for Membership, Amuities, Retirement, Military Service, Defining School "Year", Withdrawal From Fund, Options, and Death of Member.

Rep. Graham moved that further consideration of Senate Bill No. 184 be laid over until Thursday, February 24, 1949, which motion prevailed.

Senate Bill No. 226. A Bill for an Act to Regulate the Handling, Sale, and Distribution of Barbiturates.

Rep. Allen moved that further consideration be laid over until Thursday, February 24, 1949, which motion prevailed.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House return House Bill No. 134 to the Senate in accordance with their request, which motion prevailed.

Rep. Fuglestad moved that the House be on the sixteenth order of business and that on the conclusion of that order of

business, the House stand recessed until 1:00 p. m. February 24, 1949, which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

```
House Bill No.
House Bill No.
                  37
House Bill No.
                  43
                  62
House Bill No.
House Bill No.
                  64
House Bill No.
                  68
House Bill No.
                  69
House Bill No.
                  71
House Bill No.
                  81
House Bill No.
House Bill No.
                  91
House Bill No. 124
House Bill No. 144
House Bill No. 145
House Bill No. 146
House Bill No. 147
House Bill No. 148
House Bill No. 149
House Bill No. 150
House Bill No. 165
House Bill No. 206
House Bill No. 211
House Bill No. 215
House Bill No. 261
House Bill No. 266
House Bill No. 269
House Bill No. 270
House Bill No. 274
House Bill No. 275
House Bill No. 327
House Concurrent Resolution "K"
House Concurrent Resolution "N"
House Resolution "C"
```

And the Speaker signed the same in the presence of the House.

And the House stood recessed until 1:00 p. m. Thursday, February 24, 1949, pursuant to the motion of Rep. Fuglestad.

GEORGE OLSON, Chief Clerk.

# FIFTY-FIRST DAY AFTER RECESS AND FIFTY-SECOND DAY

Bismarck, February 24, 1949
The House reconvened at 1:00 p. m. pursuant to recess taken with Speaker Levin presiding.

# MESSAGES TO THE SENATE

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to return:

Senate Bill No. 30
Senate Bill No. 39
Senate Bill No. 93
Senate Bill No. 104
Senate Bill No. 133
Senate Bill No. 150
Senate Bill No. 152
Senate Bill No. 180
Senate Bill No. 224
Senate Bill No. 237
Senate Bill No. 241
Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to return:

House Bill No. 134

Which the Senate has requested.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to return:

Senate Bill No. 36 Senate Bill No. 65 Senate Bill No. 132 Senate Bill No. 134

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to return:

Senate Bill No. 5

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Senate Bill No.
 Senate Bill No.
 Senate Bill No.
                   8
 Senate Bill No.
                  26
 Senate Bill No.
 Senate Bill No.
 Senate Bill No.
                  44
 Senate Bill No.
                  57
 Senate Bill No.
 Snaete Bill No.
                  59
 Senate Bill No.
 Senate Bill No.
                  73
 Senate Bill No.
                  92
 Senate Bill No.
                  95
 Senate Bill No. 103
 Senate Bill No. 105
 Senate Bill No. 143
 Senate Bill No. 146
 Senate Bill No. 165
 Senate Bill No. 168
 Senate Bill No. 170
Senate Bill No. 185
```

Which the House has passed unchanged.

## GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 24, 1949

GEORGE OLSON, Chief Clerk.

```
Mr. President: I have the honor to transmit:
House Bill No.
                 37
House Bill No.
House Bill No.
                 43
House Bill No.
                 62
House Bill
           No.
                 64
House Bill No.
                 68
House Bill No.
                 69
House Bill No.
                 71
                 81
House Bill No.
House Bill No.
                 82
House Bill
           No.
                 91
House Bill
           No. 124
House Bill No. 144
House Bill No. 145
House Bill No. 146
House Bill No. 147
House Bill
           No. 148
House Bill
           No. 149
House Bill No. 150
House Bill No. 165
House Bill No. 206
House Bill No. 211
House Bill No. 215
House Bill No. 261
House Bill No. 266
House Bill No. 269
House Bill No. 270
House Bill No. 274
House Bill No. 275
House Bill No. 327
Which the Speaker has signed and your signature is respect-
```

fully requested.

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "K" House Concurrent Resolution "N"

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

GEORGE OLSON, Chief Clerk.

# MESSAGE TO THE HOUSE

Amendments to House Bill No. 268:

On line 8, strike out the parenthesis and "pro-", all of line 9 and line 10 up to and including the period and parenthesis.)"

The Speaker announced that the House would be on the fifth order of business.

# REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 167 House Bill No. 170

# REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions and find the same correctly Enrolled:

House Bill No. 6

House Bill No. 169

House Bill No. 187

House Bill No. 210

House Bill No. 239

House Joint Memorial Resolution "A"

House Resolution "G"

### REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

# SIXTH ORDER OF BUSINESS

Rep. Graham moved that the amendments on Senate Bill No. 87, as recommended by the Committee on Judiciary and printed on page 853 of the House Journal, be adopted, which motion prevailed.

Rep. Westby moved that the amendments on Senate Bill No. 118, as recommended by the Committee on Labor Relations and printed on page 853 of the House Journal, be adopted, which motion prevailed.

Rep. Westby moved that the amendments on Senate Bill No. 120 as recommended by the Committee on Labor Relations and printed on page 854 of the House Journal, be adopted, which motion prevailed.

Rep. Braun moved that the amendments on Senate Bill No. 158, as recommended by the Committee on Industry and Business, and printed on page 860 of the House Journal, be adopted, which motion prevailed.

## GENERAL ORDERS

Rep. 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 Rep. Wolf 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. 43 and recommend that the same be amended as follows:

In line 117, after the word "of", add the words "big game".

In line 119, strike out the period and add the following "for big game only".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

Senate Bill No. 117: Recommend that the same be amended as follows:

At the end of line 13, strike out the period and insert a semi-colon and then add the following language: "provided, however, that ledger sheets showing unpaid balances in favor of depositors shall not be destroyed and nothing in this act shall be construed as limiting the time when actions may be brought to recover such balances."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WOLF, Chairman. Committee of the Whole.

Rep. Sticka moved that the report of the Committee of the Whole be adopted, which motion prevailed, and the report was declared adopted.

The Speaker announced that the House would be on the eleventh order of business.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 26, as shown on page 858 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 26 be considered properly reengrossed and placed on Final Passage, as amended by the Senate, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 26. A Bill for an Act to Amend and Reenact Sections 6-0351, 6-0352, 6-0353, 6-0354, 6-0356, 6-0357 and 6-0358 of the North Dakota Revised Code of 1943, Relating to Borrowing, Rediscounting and Pledging of Assets by State Banking Association; Providing for Foreclosures and Prescribing Penalties.

### 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:

	Titobo i come and and		
	Acheson	Haedt	Power
	Allen	Hafner	Rolfsrud
i	Anderson, Cass	Halcrow	Rudolf
	Anderson, Ransom	Haugen,	Sailer
	Anderson,	Griggs-Steele	Saumur
	Eddy-Foster	Haugen, McLean	Schade
	Anderson, Richl'd	Hegge	Schmidt
	Arndt	Heimes	Schwartz
	Baeverstad	Helling	Sellens
	Benson	Hofstrand	Simenson
	Bentz	Holand	Siverson
	Brady	Homelvig	Skaar
	Braun	Johnson	Snow
	Brickner	Kjelgaard	Solberg
	Bryans	Klefstad	Stair
	Bubel	Kleppe	Starck
	Callahan	Langseth	Stevens
	Collette	Larsen	Sticka
	Cote	Larson	Stormon, Ramsey
	Culver	Laske	Stormon, Rolette
	Dalzell	Lee	Thompson, McL'n
	Drawz	Leet	Wadeson
	Einarson	Leier	Wahl
	Ekren	Lillehaugen	Wambheim
	Erickson	Lindberg	Welk
	Esterby	Link	Westby
	Fitch	Locken	Williams
	Frank	Luick	Wolf
	Freadhoff	McInnes	Wollitz
	Fristad	Moerke	Yirchott
	Fuglestad	Mollett	Zurcher
	Graham	Murray	Mr. Speaker
	Gumeringer	Nygaard	45.4
	Those voting in th		
	Hammer	Moe	Thompson, Richl'd
	Helm	Seibel	Walster
	Maher		
	Absent and not vot	ing:	
	Absent and not vot	IIIg.	0.11

Baker Haugland Schuler Langley Smart Bymers Dewing Monson Sorlie Fleck

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House concur in the Senate amendments to House Bill No. 56, as shown on page 858 of the House Journal, which motion prevailed.

Rep. Stair moved that the rules be suspended and House Bill No. 56 be considered properly reengrossed and placed on final passage, as amended by the Senate, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 56. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

# ROLL CALL

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

Haugland

amended, the roll was called and there were ayes, 94; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Acheson	Graham	Power
Allen	Gumeringer	Rolfsrud
Anderson, Cass	Haedt	Rudolf
Anderson, Ransom	Hafner	Sailer
Anderson,	Halcrow	Saumur
Eddy-Foster	Haugen,	Schade
Anderson, Richl'd	Griggs-Steele	Schmidt
Arndt	Haugen, McLean	Schuler
Baeverstad	Hegge	Schwartz
Benson	Heimes	Sellens
Bentz	Helling	Simenson
Brady	Hofstrand	Siverson
Braun	Holand	Skaar
Brickner	Homelvig	Snow
Bryans	Johnson	Solberg
Bubel	Klefstad	Sorlie
Callahan	Langley	Stair
Collette	Langseth	Starck
Cote	Larsen	Stevens
Culver	Larson	Stormon, Ramsey
Dalzell	Laske	Stormon, Rolette
Dewing	Leet	Thompson, McL'n
Drawz	Leier	Wadeson
Einarson	Lillehaugen	Wahl
Ekren	Lindberg	Walster
Erickson	Link	Wambheim
Esterby	Luick	Westby
Fitch	McInnes	Williams
Fleck	Moe	Wolf
Freadhoff	Moerke	Wollitz
Fristad	Murray	Yirchott
Fuglestad	Nygaard	Mr. Speaker
Those voting in th		
Frank	Locken	Sticka
Hammer	Maher	Thompson, Richl'd
Helm	Mollett	Welk
Kleppe	Monson	Zurcher
Absent and not vot	ting:	
Baker	Kjelgaard	Seibel
Bymers	Lee	Smart
	17 7 7 7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House concur in the Senate amendments to House Bill No. 58 as shown on page 858 of the House Journal, which motion prevailed.

Rep. Holand moved that the rules be suspended and House Bill No. 58 be considered properly reengrossed and placed on final passage as amended, by the Senate, which motion prevailed.

## FINAL PASSAGE

House Bill No. 58. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 40; absent and not voting, 6.

Those voting in the	e affirmative were:	
Acheson	Halcrow	Rudolf
Allen	Haugland	Sailer
Anderson, Richl'd	Hegge	Saumur
Arndt	Heimes	Schmidt
Baker	Hofstrand	Schwartz
Benson	Holand	Seibel
Brickner	Homelvig	Sellens
Bryans	Johnson	Siverson
Bubel	Klefstad.	Skaar
Callahan	Langley	Smart
Collette	Larsen	Snow
Cote	Larson	Sorlie
Culver	Laske	Stair
Dalzell	Leet	Stevens
	Leier	Wahl
Dewing	Lillehaugen	
Drawz	Lindberg	Walster
Einarson Ekren	Link	Wambheim
Fleck	Luick	Westby Williams
	McInnes	
Freadhoff	Moerke	Wolf
Fristad		Wollitz Wn Speeken
Fuglestad	Nygaard	Mr. Speaker
Haedt		
Those voting in th	e negative were:	1.20.20
Anderson, Cass	Hammer	Schade
Anderson, Ransom	Haugen,	Schuler
Anderson,	Griggs->teele	Simenson
Eddy-Foster	Haugen, McLean	Solberg
Baeverstad	Helling	Starck
Bentz	Helm	Sticka
Brady	Kjelgaard	Stormon, Ramsey
Erickson	Kleppe	Stormon, Rolette
Esterby	Langseth	Thompson, Richl'd
Fitch	Locken	Thompson, McL'n
Frank	Maher	Wadeson
Graham	Moe	Welk
Gumeringer	Mollett	Yirchott
Hafner	Monson	Zurcher
Absent and not vot		
Braun	Lee	Power
Bymers	Murray	Rolfsrud
		ended, and the title

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House concur in the Senate amendments to House Bill No. 59, as shown on page 858 of the House Journal, which motion prevailed.

Rep. Holand moved that the rules be suspended and House Bill No. 59 be considered properly reengrossed and placed on Final Passage, as amended by the Senate, which motion prevailed.

FINAL PASSAGE

House Bill No. 59. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Dealers Division.

#### ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were ayes, 77; nays, 28; absent and not voting, 8.

Those voting in the affirmative were: Acheson **Fuglestad** Rudolf Anderson, Cass Haedt Sailer Anderson, Halcrow Saumur Eddy-Foster Haugen, Schade Anderson, Richl'd Griggs-Steele Schmidt Arndt Haugland Schwartz Baeverstad Hegge Seibel Baker Heimes Sellens Benson Hofstrand Siverson Bentz Holand Skaar Braun Homelvig Smart Brickner Johnson Snow Bryans Langley Sorlie Bubel Langseth Stair

Callahan Larsen Starck Collette Larson Wadeson Cote Laske Wahl Culver Lee Walster Dalzell Leier Wambheim Dewing Lillehaugen Westby Drawz Lindberg Williams Einarson Link Wolf Ekren Luick Wollitz Erickson McInnes Yirchott

Fleck Freadhoff Fristad

Those voting in the negative were:

Anderson, Ransom Kjelgaard Simenson
Esterby Kleppe Solberg
Frank Leet Stevens
Graham Locken Sticka
Gumeringer Maher Stormon,

Moerke

Nygaard

Gumeringer Maher Stormon, Ramsey
Hafner Mollett Stormon, Rolette
Hammer Monson Thompson, Richl'd
Haugen, McLean Murray Thompson, McL'n
Helling Schuler Welk

Zurcher

Mr. Speaker

Helm

Absent and not voting:

Allen Fitch Power
Brady Klefstad Rolfsrud
Bymers Moe

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Langley moved that the House concur in the Senate amendments to House Bill No. 85, as shown on page 858 of the House Journal, which motion prevailed.

Rep. Langley moved that the rules be suspended and House Bill No. 85 be considered properly reengrossed and placed on final passage, as amended by the Senate, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 85. A Bill for an Act Making an Appropria-

tion to the Superintendent of Public Instruction Out of the State Equalization Fund to Meet Deficiencies in the Per Pupil, High School Tuition and Teacher Unit, for the Biennium Ending June 30, 1949; and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Acheson	Hammer -	Power \
Allen	Haugen,	Rolfsrud
Anderson, Cass	Griggs-Steele	Rudolf
Anderson, Ransom	Haugen, McLean	Sailer
Anderson,	Haugland	Saumur
Eddy-Foster	Hegge	Schade
Anderson, Richl'd	Heimes	Schmidt
Arndt	Helling	Schuler
Baeverstad	Helm	Schwartz
Baker	Hofstrand	Seibel
Benson	Holand	Sellens
Bentz	Homelvig	Simenson
Brady	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Callahan	Langseth	Sorlie
Collette	Larsen	Starck
Cote	Larson	Stevens
Culver	Laske	Sticka
Dalzell	Lee	Stormon, Ramsey
Dewing.	Leet	Stormon, Rolette
Drawz	Leier	Thompson, Richl'd
Einarson	Lillehaugen	Thompson, McL'n
Erickson	Lindberg	Wadeson
Esterby	Link	Wahl
Fitch	Locken	Walster
Fleck	Luick	Wambheim
Frank	Maher	Welk
Freadhoff	McInnes	Westby
Fristad	Moe	Williams
Fuglestad	Moerke	Wolf
Graham	Mollett	Wollitz
Gumeringer	Monson	Yirchott
Haedt	Murray	Zurcher
Hafner	Nygaard	Mr. Speaker
Halcrow		
	•	

Absent and not voting:

Bymers Ekren Stair

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

Rep. Sticka moved that the House concur in the Senate amendments to House Bill No. 105, as shown on page 858 of the House Journal, which motion prevailed.

Rep. Sticka moved that the rules be suspended and House Bill No. 105 be considered properly reengrossed and placed on final passage, as amended by the Senate, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 105. A Bill for an Act Making an Appropriation to the State Historical Society to Defray the Expenses of Repairing, Reconditioning, Improving and of the Upkeep of the Roosevelt Cabin at the State Capitol.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Hafner Nygaard Rolfsrud Allen Halcrow Anderson, Cass Hammer Rudolf Anderson, Ransom Haugen, Saumur Griggs-Steele Schade Anderson, Eddy-Foster Haugen, McLean Schmidt Anderson, Richl'd Haugland Schwartz Arndt Seibel Hegge Baeverstad Heimes Sellens Simenson Baker Helling Benson Hofstrand Siverson Skaar Bentz Holand Brady Homelvig Snow Johnson Solberg Brickner Kjelgaard Bryans Sorlie Bubel Klefstad Stair Callahan Kleppe Starck Collette Langley Stevens Cote Larsen Sticka Culver Stormon, Ramsey Stormon, Rolette Larson Dalzell Laske Thompson, Richl'd Dewing Lee Drawz Thompson, McL'n Leet Wadeson Einarson Leier Wahl Ekren Lillehaugen Erickson Lindberg Walster Wambheim Esterby Link

Fitch Luick Welk Fleck Westby Maher Freadhoff McInnes Williams Fristad Moe Wolf Wollitz Fuglestad Moerke Graham Mollett Yirchott Gumeringer Monson Zurcher Mr. Speaker Haedt Murray

Those voting in the negative were:

Frank Langseth Sailer Helm Locken Schuler

Absent and not voting:

Braun Power Smart

Bymers

So the bill was declared passed, as amended, and the title was agreed to.

The Speaker announced that the House would be on the sixteenth order of business.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 6
House Bill No. 167
House Bill No. 169
House Bill No. 170
House Bill No. 187
House Bill No. 210
House Bill No. 239
House Resolution "G"
House Joint Memorial Resolution "A"

And the Speaker signed the same in the presence of the House.

## MESSAGE TO THE SENATE

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 26, 56, 58, 59, 85, and 105.

# GEORGE OLSON, Chief Clerk.

Rep. Fitch requested that the House be on the eighth order of business, which request was granted.

Rep. Fitch moved that the motion of Rep. Bubel as to Senate Bill No. 30, and the motion of Rep. Baker as to Senate Bill No. 30, on page 856 of yesterday's House Journal, be expunged from the record. Rep. Fitch: "I do this for the reason that I think Mr. Baker inadvertently made a motion which is a motion not very often made in legislative procedure in legislative halls. I do not criticize but I do not think Mr. Baker gave the motion very much thought. By passing my motion, it will put Mr. Bubel again in a position to make his motion to reconsider Senate Bill No. 30, if he so desires."

Rep. Stair requested a call of the House, which was granted. When 113 members were present, the call of the House was dispensed with, on motion of Rep. Stair.

Rep. Sailer moved a substitute motion that Rep. Fitch's motion be laid on the table.

A roll call was requested and granted.

# ROLL CALL

The question being on the motion of Rep. Sailer, the roll was called and there were ayes, 46; nays, 67; absent and not voting, 0.

Those voting in the affirmative were:

Anderson, Cass Hammer Schade Anderson, Ransom Haugen, Sellens Griggs-Steele Simenson Anderson, Richl'd Arndt Haugland Siverson Baeverstad Heimes Skaar Baker Helling Smart Collette Homelvig Snow Sorlie Dalzell Langley Drawz Larsen Sticka Stormon, Ramsey Einarson Lee Leet Wadeson Ekren Erickson Luick Wahl Wambheim Esterby McInnes Westby Fleck Murray Fristad Nygaard Wollitz Halcrow Sailer

Haedt

Those voting in the negative were:

Acheson Hafner Power Rolfsrud Allen Haugen, McLean Anderson, Hegge Rudolf Saumur Eddy-Foster Helm Schmidt Benson Hofstrand Bentz Holand Schuler Schwartz Brady Johnson Braun Kjelgaard Seibel Brickner Klefstad Solberg Stair Bryans Kleppe Bubel Langseth Starck Bymers Larson Stevens Callahan Laske Stormon, Rolette Cote Thompson, Richl'd Leier Culver Lillehaugen Thompson, McL'n Dewing Lindberg Walster Fitch Link Welk Williams Frank Locken Freadhoff Maher Wolf Yirchott **Fuglestad** Moe Moerke Zurcher Graham Gumeringer Mollett Mr. Speaker

Monson So the motion of Rep. Sailer was declared lost.

The question was then on the motion of Rep. Fitch to expunge the motions of Rep. Bubel and Rep. Baker on Senate Bill No. 30 on page 856 of the House Journal.

A roll call was requested and granted.

## ROLL CALL

The question being on the motion of Rep. Fitch, the roll was called and there were ayes, 64; nays, 49; absent and not voting, 0.

Those voting in the affirmative were:

Acheson Haedt Mollett Hafner Allen Monson Halcrow Rolfsrud Anderson. Haugen, McLean Eddy-Foster Rudolf Saumur Benson Hegge Helm Schmidt Bentz Brady Hofstrand Schuler Braun Holand Schwartz Brickner Johnson Seibel Bryans Kjelgaard Solberg Stair Bubel Klefstad Bymers Kleppe Stevens Stormon, Rolette Callahan Langseth Thompson, Richl'd Cote Larson Culver Walster Leier Lillehaugen Welk Dewing Lindberg Fitch Williams Frank Link Wolf Yirchott Locken Freadhoff Maher Zurcher Fuglestad Graham Moe Mr. Speaker Gumeringer Moerke

Those voting in the negative were:

Anderson, Cass Haugland Sellens Anderson, Ransom Heimes Simenson

Anderson, Richl'd Helling. Siverson Homelvig -Arndt Skaar Baeverstad Smart Langley Baker Larsen Snow Collette Laske Sorlie Dalzell Lee Starck Drawz Sticka Leet Einarson Luick Stormon, Ramsey Ekren McInnes Thompson, McL'n Wadeson Erickson Murray Wahl Esterby Nygaard Wambheim Fleck Power Fristad Sailer Westby Hammer Wollitz Schade Haugen,

Griggs-Steele

So the motion of Rep. Fitch carried.

Rep. Bubel moved that the House reconsider the motion by which Senate Bill No. 30 was lost, which motion prevailed on a division vote.

Rep. Bubel moved that Senate Bill No. 30 be placed at the head of the calendar, which motion prevailed.

Rep. Fristad moved that the courtesy of the floor be extended to Mr. Carl Kiedel, a former member of the House in 1935, from Morton County, which motion prevailed.

Rep. Bubel moved that the Senate be requested to return Senate Bill No. 30, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 304

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 2 House Bill No. 10 House Bill No. 84 House Bill No. 214 House Bill No. 237 House Bill No. 238 House Bill No. 319 House Bill No. 329

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9 Senate Bill No. 10 Senate Bill No. 11 Senate Bill No. 12 Senate Bill No. 13

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Senate Bill No.
Senate Bill No.
                 16
Senate Bill No.
                 19
Senate Bill No.
Senate Bill No.
                 22
Senate Bill No.
                 23
Senate Bill No.
                 27
Senate Bill No.
                 41
Senate Bill No.
                 47
Senate Bill No.
                 86
Senate Bill No. 100
Senate Bill No. 108
Senate Bill No. 121
Senate Bill No. 122
Senate Bill No. 138
Senate Bill No. 147
Senate Bill No. 148
Senate Bill No. 156
Senate Bill No. 171
Senate Bill No. 178
Senate Bill No. 179
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Which the President has signed and your signature is respectfully requested.

# W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 1 House Bill No. 23 House Bill No. 90 House Bill No. 92 House Bill No. 97 House Bill No. 119 House Bill No. 120 House Bill No. 166

Which the President has signed.

# W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 32 House Bill No. 190 House Bill No. 256

House Concurrent Resolution "F"

Which the Senate has amended.

W. J. TROUT, Secretary.

### AMENDMENTS TO HOUSE BILLS

House Bill No. 32

Beginning with and including line 63, strike out Subsections "A", "B" and "C" and insert in lieu thereof the following language:

"(A) Any individual or any widow, child, or parent of a deceased individual whose employment has been insufficient to establish benefit rights under this law and who is neither fully nor currently insured may upon request withdraw from

the Fund the total of the employee's individual contributions paid to said Fund without interest.

(B) Request for refunds from the Fund may be made within thirty (30) days after the date of mailing or delivery of a final statement of wages paid to the employee and not thereafter."

House Bill No. 190:

In line 77, after the word "for" strike out the word "two" and insert in lieu thereof the word "one".

House Bill No. 256

On Page 2, Line 12 of the printed bill, strike out the word "and" and insert, in lieu thereof, the words "or which";

On Line 17, after the word "thereof" insert the following language: "or payable from assessments for improvements or revenues of publicly owned utilities therein";

On Line 95 of the printed bill, after the word "association" place a comma and insert the following language: "or savings and loan associations or credit union";

On Line 96 of the printed bill, strike the semicolon after the word "state" and add the following language: "and securities of any corporation, firm or association, subject to examination by the state examiner;"

On Line 111, after the word "senior" insert the word "to". Renumber the lines as required.

House Concurrent Resolution "F"

In the original bill in the title strike out the word "real" In line 15, strike out the word "real"

#### MESSAGE TO THE SENATE

House Chamber Bismarck, February 24, 1949

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 30, which was messaged over in error.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

# FIFTY-SECOND DAY

Bismarck, February 24, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Rev. G. W. Stewart of the Presbyterian Church of Mandan.

The roll was called and all members were present.

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

Page 856, after line 17, insert "Rep. Fitch moved that the report of the majority of the Committee on State and Federal Government on Senate Bill No. 231 be adopted, which motion prevailed."

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A letter from Mr. and Mrs. Joe Wicks and family thanking the members of the House for the floral offerings and memorial fund which were given in behalf of Katherine Anne Wicks, was read by the Chief Clerk.

Rep. Bubel moved that the letter from the Wicks family be printed in the House Journal, which motion prevailed.

February 22, 1949

Hon. Palmer Levin Speaker of the House Bismarck, N. Dak. Dear Mr. Levin:

We wish to thank all the members of the House, and employees, for their beautiful floral offering, and memorial fund which was given in behalf of our dear little departed daughter and sister, Katharine Anne Wicks.

The memorial fund has been gratefully received by the St. Elizabeth Catholic Mission at Cannonball, North Dakota.

Sincerely, JOSEPH WICKS

MARCELLA WICKS JOEY WICKS CHASKE F. WICKS

Rep. Larsen requested that the House be on the eighth order of business, which request was granted.

Rep. Larsen moved that Senate Bill No. 158 be taken off the calendar and re-referred to the Committee on Industry and Business, which motion prevailed.

The Speaker announced that the House would revert to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 15, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 114, have had the same under consideration and recommend that the same be amended as follows:

In Section 15.

In line 275, after the word "property" insert the words "in such district".

In Section 24.

In line 446, after the word "provided," strike out the words "in section"

In line 447, strike out the figures "61-1623" and insert in lieu thereof the word "herein".

Re-number the lines, if necessary.

And when so amended, recommend the same do pass.

REP. MAHER, Chairman.

Rep. Wollitz moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on Senate Bill No. 114 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 207, have had the same under consideration and recommend that the same be amended as follows:

In line 1, Title of the Bill, strike out the words "or mark".

In line 3, Title of the Bill, strike out the words "or marked".

In Section 1, line 2, strike out the words "or mark".

In line 4, strike out the words "or mark".

In Section 2, Line 7, after the word "any" insert the word "registered" and in line 7, after the word "branded" strike out the word "or".

In line 8, strike out the word "marked".

In line 12, after the word "all" insert the word "registered" and insert a comma after the word "brands" and strike out the following words "and man-made marks thereon"

In line 21, at the end of Section 2, strike out the period and insert a semi-colon and add the following:

"Provided, that no such bill of sale shall be required relative to sales of livestock covered by a legal livestock brand inspection."

Re-number the lines, if necessary.

And when so amended, recommend the same do pass.

REP. MAHER, Chairman.

Rep. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Agriculture on Senate Bill No. 207 will be considered in the sixth order of business.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred Senate Bill No. 243, have had the same under consideration and recommend that the same be amended as follows:

In line 16 strike out the words "It Shall be" and strike out all the words in lines 17, 18, and 19. Strike out the word "building" in line 20.

In line 23 insert a "period" after the word "legislator", and strike out the words "in any office in the capitol".

In line 24 strike out the word "building" and the "period". Renumber the lines accordingly.

REP. WOLF REP. ALLEN REP. FREADHOFF REP. HAUGLAND

REP. HEIMES REP. HELM

REP. ROLFSRUD REP. SORLIE REP. STORMON, Rolette REP. WESTBY

REP. YIRCHOTT

REP. WOLF, Chairman

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred Senate Bill No. 243, have had the same under consideration and recommend that the same be amended as follows:

In line one of the Title of the printed bill pluralize the word "section" and after the figures "12-0917" add the following figures, word and punctuation: "comma, 12-0918 and 12-0919". Strike out the words after "1943" in the second line of the Title, and the words in lines three and four of the Title.

In line one of the printed bill after the figures "12-0917" add the following figures, word and punctuation: "comma, 12-0918 and 12-0919". Pluralize the word "Section" in line

Strike out all the words in line three to the end of the Bill.

Renumber the lines accordingly.

#### REP. BRICKNER

And when so amended recommend the same be placed in General Orders.

REP. WOLF, Chairman.

Rep. Brickner moved that the report of the minority of the Committee on State and Federal Government on Senate Bill No. 243 be adopted.

Rep. Brickner: "Mr. Speaker, I would like to have my remarks taken and printed in the House Journal. I don't want to be arrested for contempt tho' I scarcely can conceal it. The bill under discussion refers to a couple of sections of the Code under which a citizen a few days ago, was brought in to the chambers across the hall and a travesty was enacted, one that we as citizens should be ashamed of. While I may speak alone, I think there are plenty of people that would speak the same way, were they given this opportunity. The purpose of my amendments is to expunge from the record that blot; that stain; that travesty on justice in the State of North Dakota.

My amendment would repeal the entire works, and then in a few years if we need an anti-lobbying law along this line, we can get one—that is my only purpose for putting it in, and the amendments that I propose would do that.

We recessed this House, and we all had a grand time—a regular Roman holiday while a victim was thrown to the lions. What crime had he committed? Read the record! He came in the Senate without invitation! All the citizens flocked to the arena and we in the House, recessed and went over there for the trial. We all ogled, and looked and gazed at him. Was it a trial? Was he granted a trial by a jury of his peers? No, but tried before his accusers. The vote of his accuser was the one that convicted him. A jury?—No. The prosecutor moved to suspend his own rules that he had made the day before. Can you imagine a more dastardly travesty on justice?

Yes, he was convicted—that is true, by the judge, jury and prosecutor.

This is a serious matter to me—very serious—if we, in this most beautiful capitol of the United States, in chambers that are said to be the most attractive and beautiful in any capitol in the United States, let this go without protest—the ignomy of such action. Now here is a way to remedy that—we can put it in General Orders. I propose to repeal this entire thing.

Now who are we to be so God-given that people can't speak to us or come on the floor? That is what that law does. There was some kind of a wishy-washy amendment put in so that you could whisper a little louder than you could before perhaps, but I want my constituents (and I don't care if they are lobbyists or who they are), to come on the floor here, or to my home, or to my hotel, or any place in the capitol or any place else. That is my feeling in the matter—I welcome them and I don't care whether they represent Standard Oil, the railroads or anybody else. I am not going to foreclose that right to my constituents whether they are represented by agents or if it comes from the common people themselves by petition. Read the Magna Carta, the constitution of the United States—read the constitution of this state—and that is one of the most fundamental rights of the people—to petition against grievances.

It is no laughing matter—it is very serious and I ask you to support me in expunging, by these amendments, what I consider to be a travesty on justice."

Rep. Wolf moved a substitute motion that the report of the majority of the Committee on State and Federal Government on Senate Bill No. 243 be substituted for the report of the minority, which motion lost.

The question was then on the original motion of Rep. Brickner that the report of the minority of the Committee on State and Federal Government on Senate Bill No. 243 be adopted, which motion prevailed and the report was declared adopted.

The Speaker announced that Senate Bill No. 243 would be placed in General Orders.

Mr. Speaker: A majority of your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "A", have had the same under consideration and recommend that the same do pass.

REP. WOLF
REP. ALLEN
REP. HEIMES
REP. HELM
REP. SORLIE
REP. STORMON, Rollette
REP. YIRCHOTT

REP. WOLF, Chairman.

Mr. Speaker: A minority of your Committee on State and Federal Government to whom was referred Senate Concur-

rent Resolution "A", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRICKNER REP. FREADHOFF REP. HAUGLAND REP. ROLFSRUD REP. WESTBY

REP. WOLF, Chairman.

Rep. Wolf moved that the report of the majority of the Committee on State and Federal Government on Senate Concurrent Resolution "A" be adopted.

Rep. Murray moved a substitute motion that the report of the minority of the Committee on State and Federal Government on Senate Concurrent Resolution "A" be substituted for the report of the majority.

A roll call was requested and granted.

### ROLL CALL

The question was on the substitute motion of Rep. Murray that the report of the minority of the Committee on State and Federal Government on Senate Concurrent Resolution "A" be adopted, the roll was called and there were ayes, 38; nays, 71; absent and not voting, 4.

Those voting in the affirmative were:

Anderson, Ransom	Gumeringer	Saumur
Anderson,	Hafner	Schade
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Seibel
Baker	Haugen, McLean	Siverson
Bentz	Haugland	Snow
Brickner	Kjelgaard	Solberg
Bryans	Larsen	Starck
Bymers	Larson	Stevens
Collette	Link	Thompson, Richl'd
Culver	Maher	Thompson, McL'n
Erickson	Murray	Williams
Esterby	Rolfsrud	Mr. Speaker
Freadhoff		

Those voting in the negative were: Acheson Hammer Nygaard Allen Hegge Power Rudolf Anderson, Cass Heimes Sailer Arndt Helling Baeverstad Helm Schwartz Hofstrand Benson Sellens Johnson Simenson Brady Klefstad Braun Skaar Bubel Kleppe Smart Sorlie Callahan Langley Cote Langseth Stair Dalzel! Laske Sticka Dewing Lee Stormon, Ramsey Stormon, Rolette Drawz Leet Einarson Leier Wadeson Ekren Lillehaugen Wahl Fitch Lindberg Walster

Fleck Locken Wambheim Welk Frank Luick

Fristad McInnes Wolf FuglestadMoeWollitzGrahamMoerkeYirchottHaedtMollettZurcherHalcrowMonson

Absent and not voting:

Holand Schuler Westby

Homelvig

So the motion of Rep. Murray was declared lost.

The question was then on the original motion of Rep. Wolf that the report of the majority of the Committee on State and Federal Government on Senate Concurrent Resolution "A" be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "R", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion lost.

Rep. Thompson of Richland moved that Senate Concurrent Resolution "R" be placed on the calendar, which motion prevailed.

Rep. Bubel requested that the House be on the eighth order of business, which motion prevailed.

Rep. Bubel moved that Senate Bill No. 30 be placed at the foot of the calendar, which motion prevailed.

The Speaker announced that the House would be on the thirteenth order of business.

The following Senate Bills, having been read, were placed on

# FINAL PASSAGE

Senate Bill No. 184. A Bill for an Act to Amend and Re-enact Sections 15-3911, 15-3914, 15-3915, 15-3917, 15-3924, 15-3927, 15-3928, 15-3929, 15-3933, 15-3937, 15-3939, 15-3940 and 15-3941 of the North Dakota Revised Code of 1943, Relating to the Teachers' Insurance and Retirement Fund, Assessments, Matching by School Districts and Educational Institutions, Eligibility for Membership, Annuities, Retirement, Military Service, Defining School "Year", Withdrawal From Fund, Options, and Death of Member.

#### 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:

Aches	Haugen, McLean	Rolfsrud
Ander n. Cass	Haugland	Rudolf
Anders n. Richl'd	Hegge	Sailer
Baeverstad	Heimes	Saumur
Bake	Helling	Schade
Benein	Helm	Schmidt
Bentz	Hofstrand	Schwartz
Bra '	Holand	Seibel
Brister .	Homelvig	Sellens .
Brvan	Johnson	Simenson

Bymers Kjelgaard Callahan Klefstad Collette Langley Langseth. Cote Culver Larsen Dalzell Larson Dewing Laske Einarson Lee Erickson Leier Esterby Lillehaugen Fitch Lindberg Frank Link Freadhoff Luick Fristad Maher Fuglestad McInnes Graham Moe Moerke Gumeringer Haedt Mollett Hafner Monson Halcrow Murray Hammer Nygaard Haugen, Power

Stair Starck Stevens Thompson, McL'n Wadeson Wahl Wambheim Welk Westby Williams Wolf Wollitz Yirchott Zurcher

Mr. Speaker

Siverson

Skaar

Smart

Snow

Sorlie

Solberg

Griggs-Steele

Those voting in the negative were:

Anderson, Ransom Kleppe Stormon, Rolette Thompson, Richl'd Anderson, Locken Eddy-Foster Sticka Walster

Arndt Stormon, Ramsey

Absent and not voting:

Allen Drawz Leet Braun Ekren Schuler Bubel Fleck

So the bill was declared passed and the title was agreed to. Rep. Fristad 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. 50. A Bill for an Act to Amend and Reenact Sections 15-2401, 15-2403, 15-2409 and 15-2501 of the North Dakota Revised Code of 1943 and Subsection 5 of Section 15-5314 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Directors in Common School Districts; Providing Means for Increasing the Number of Directors in Certain Districts, and Providing for Rural Representation.

# 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:	
Acheson	Haugen,	Rolfsrud
Allen	Griggs-Steele	Rudolf
Anderson, Cass	Haugen, McLean	Sailer
Anderson, Ransom	Haugland	Saumur
Anderson, Richl'd	Hegge	Schade
Arndt	Heimes	Schmidt
Baeverstad	Helling	Schuler
Baker .	Helm	Schwartz
Benson	Hofstrand	Seibel
Brady	Holand	Sellens

Homelvig Brickner Kjelgaard Bryans Bymers Klefstad Callahan Kleppe Collette Langley Cote Langseth Culver Larsen Dalzell Larson Dewing Laske Drawz Lee Einarson Leet Ekren Leier Erickson Lillehaugen Esterby Lindberg Frank Link Freadhoff Locken Fristad Luick Fuglestad McInnes Graham Moe Gumeringer Moerke Haedt Mollett Hafner Monson Halcrow Murray Hammer Nygaard Power

Simenson
Siverson
Skaar
Smart
Solberg
Sorlie
Stair
Starck
Stevens
Sticka
Stormon, Ramsey

Stormon, Rolette
Thompson, Richl'd
Wadeson
Wahl
Walster
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Zurcher
Mr. Speaker

Maher

Snow

Absent and not voting:

Anderson, Bubel Eddy-Foster Fitch Bentz Fleck

Bentz Fleck Thompson, McL'n Braun Johnson Yirchott

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 96. A Bill for an Act to Amend and Reenact Section 16-1709 of the North Dakota Revised Code of 1943, Relating to County Committee of Political Parties.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were: Acheson Halcrow Power Hammer Rolfsrud Allen Anderson, Cass Haugen, Rudolf Griggs Steele Anderson, Ransom Sailer Haugen, McLean Anderson, Saumur Eddy-Foster Haugland Schade Schmidt Anderson, Richl'd Hegge Arndt Heimes Schuler Baeverstad Helling Schwartz Baker Helm Seibel Hofstrand Benson Sellens Brady Holand Simenson Brickner Homelvig Siverson Bryans Kjelgaard Skaar Bymers Klefstad Smart Callahan Kleppe Solberg Collette Langley Sorlie Cote Langseth Stair Culver Starck Larsen Dewing Larson Stevens

Dalzell Laske Sticka Stormon, Ramsey Stormon, Rolette Drawz Lee Einarson Leet Ekren Leier Thompson, Richl'd Erickson Wadeson Lillehaugen Esterby Wahl Lindberg Fitch Locken . Walster Frank Luick Wambheim Welk Freadhoff McInnes Fristad Moe Westby Fuglestad Moerke Wolf Graham Mollett Wollitz Gumeringer Monson Zurcher Haedt Murray Mr. Speaker Hafner Nygaard

Those voting in the negative were:

Fleck

Absent and not voting:

Bentz Link Thompson, McL'n
Braun Maher Williams
Bubel Snow Yirchott
Johnson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brady 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.

Senate Bill No. 110. A Bill for an Act Making an Appropriation in the Sum'of Six Hundred Dollars (\$600.00) for the Payment of a Deficiency for Postage, Supplies, Printing, Furniture and Fixtures, in the Office of the Attorney General.

# 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:

Acheson Halcrow Rolfsrud Allen Hammer Rudolf Anderson, Cass Haugen, Saumur Anderson, Ransom Griggs-Steele Schade Anderson Haugen, McLean Schmidt Eddy-Foster Haugland Schwaitz Anderson, Richl'd Hegge Seibel Arndt Heimes Sellens Baeverstad Helling Simenson Baker Hofstrand Siverson Benson Holand Skaar Brady Homelvig Smart Brickne**r** Kjelgaard Solberg Bryans Klefstad Sorlie Bymers Kleppe Stair Callahan Langley Starck Collette Larsen Stevens Cote Larson Stormon, Ramsey Culver Laske Stormon, Rolette Dalzell Lee Thompson, Richl'd Drawz Leet Wadeson Einarson Leier Wahl

Ekren Lillehaugen Walster Esterby Lindberg Wambheim Fitch Luick Welk Fleck McInnes Westby Freadhoff Williams Moe Fuglestad Moerke Wolf Monson Wollitz Graham Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker Hafner Power

Those voting in the negative were:

Erickson Langseth Mollett Frank Locken Schuler Helm

Absent and not voting:

Bentz Johnson Snow Braun Link Sticka

Bubel Maher Thompson, McL'n

Dewing Sailer Yirchott

Fristad

Ekren

Erickson

Esterby

Fitch

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

Senate Bill No. 167. A Bill for an Act to Amend and Reenact Sections 49-0914 and 49-0915 of N. D. Revised Code of 1943 Relating to Public Utility General Property Transfers and the Recording Thereof and Conveyance by Public Utilities of Property Other Than Right-of-way and Recording Thereof.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Acheson Halcrow Monson Nygaard Hammer Anderson, Cass Anderson, Ransom, Haugen, Power Griggs-Steele Rolfsrud Anderson, Haugland Rudolf Eddy-Foster Saumur Anderson, Richl'd Hegge Heimes Schade Arndt Baeverstad Helling Schmidt Schuler Baker Helm Hofstrand Schwartz Bentz Brady Holand Seibel Brickner Homelvig Sellens Johnson Bryans Simenson Kjelgaard Bymers Siverson Klefstad Callahan Skaar Collette Kleppe Snow Cote Langley Solberg Culver Langseth Starck Dalzell Larsen Stevens Drawz Larson Einarson Laske

Lee

Leet

Leier

Lillehaugen

Stormon, Ramsey Stormon, Rolette Wadeson

Wahl Walster Welk

Fleck Lindberg Westby Frank Locken Williams Freadhoff Luick Wolf Graham McInnes Wollitz Gumeringer Zurcher Moe Haedt Moerke Mr. Speaker Hafner Mollett

Those voting in the negative were:
Allen Thompson, Richl'd

Absent and not voting:

Benson Haugen, McLean Sorlie
Braun Link Stair
Bubel Maher Sticka
Dewing Murray Thomps

Dewing Murray Thompson, McL'n Fristad Sailer Wambheim Fuglestad Smart Yirchott

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Baker moved that the House now recess for twenty minutes which motion prevailed and the House stood recessed.

The House reconvened at the expiration of the recess and the Speaker announced that the House would be on the eighth order of business.

Rep. Wolf moved that Senate Bill No. 84 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Wolf requested a Call of the House, which request was granted.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to return Senate Bill No. 30 which the House has requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 24, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 36, 65, 132, and 134.

# W. J. TROUT, Secretary.

When 113 members were present, the Call of the House was dispensed with on motion of Rep. Wolf.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

Rep. Bubel moved that Senate Bill No. 30 be placed at the head of the calendar, which motion prevailed.

The following Senate Bills having been read, were placed on

#### FINAL PASSAGE

Senate Bill No. 30. A Bill for an Act Governing the Production, Processing, Labeling and Sale of Milk, Cream and Liquid Milk Products; Defining Milk, Cream, Liquid Milk Products, Skim Milk, Pasteurization and Pasteurized; Regulating the Pasteurization, Sale, Possession, Advertising, Labeling, and Dealing in Milk, Cream, Liquid Milk Products and Skim Milk; Establishing Grades of Milk and Providing a Penalty for the Violation of This Act.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 56; absent and not voting, 0.

Those	voting	in	the	affirma	tive	were.

Acheson Hegge Rolfsrud Benson Helm Rudolf Brady Hofstrand Saumur Braun Johnson Schmidt Brickner Kjelgaard Schuler Bryans Klefstad Schwartz Bubel Kleppe Seibel Bymers Langseth Solberg Callahan Larson Stair Cote Leier Starck Culver . Lillehaugen Stevens Dewing Lindberg Stormon, Rolette Fitch Link Thompson, Richl'd Frank Locken Walster Freadhoff Maher Welk Fuglestad Moe Williams Moerke Graham Wolf Gumeringer Mollett Zurcher Hafner Monson Mr. Speaker

Those voting in the negative were:

Halcrew Allen Power Anderson, Cass Hammer Sailer Anderson, Ransom Haugen, Schade Anderson, Griggs-Steele Sellens Haugen, McLean Eddy-Foster Simenson Anderson, Richl'd Haugland Siverson Arndt Heimes Skaar Baeverstad Helling Smart Baker Holand Snow Bentz Homelvig Sorlie

Dalzell Larsen Stormon, Ramsey Laske Drawz Thompson, McL'n Einarson Lee Wadeson Ekren Leet Wahl Erickson Luick Wambheim McInnes Esterby Westby Murray Fleck Wollitz Fristad Nygaard Yirchott

Langley

Sticka

Haedt

Collette

So the bill was declared passed and the title was agreed to. Rep. Erickson: "Mr. Speaker, I wish to explain my vote and have it recorded in the journal. I think this is the rottenest deal that has been pulled this session."

Rep. Bentz: "Mr. Speaker, the reason that I voted 'No' on this bill is because I don't feel that you can make a doctor out of a garage mechanic."

Rep. Dalzell: "Mr. Speaker, I want to explain my vote and have it printed in the journal. I voted 'No' on Senate Bill No. 30 for the reason that I never have played dirty politics and I never intend to and I want the members of this House, and the people that read the journal and the newspapers, to know that I have never played dirty politics and I wish to have the word 'dirty' underscored."

Rep. Stair moved that the vote by which Senate Bill No. 30 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 15-1803, North Dakota Revised Code of 1943, Relating to Junior Colleges in Special School Districts; Providing for Tuition in Junior Colleges; Providing for a Tax Levy for the Support of Junior Colleges.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 38; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Frank	Schade
Allen	Fristad	Schmidt
Anderson, Ransom	Graham	Schuler
Anderson,	Gumeringer	Schwartz
Eddy-Foster	Hafner	Sellens
Anderson, Richl'd	Halcrow	Siverson
Baeverstad	Haugen, McLean	Skaar
Baker	Haugland	Smart
Bentz	Heimes	Snow
Brady	Helling	Stair
Brickner	Helm	Starck
Bubel	Johnson	Sticka
Bymers	Langley	Stormon, Ramsey
Callahan	Larsen	Stormon, Rolette
Collette	Lee	Thompson, McL'n
Cote	Leet	Wahl
Culyer	Luick	Wambheim
Drawz	McInnes	Westby
Ekren	Murray	Wolf
Erickson	Nygaard	Wollitz
Esterby	Rudolf	Yirchott
Fitch	Sailer	Mr. Speaker
Fleck	Saumur	and openior

Those voting in the negative were:

Anderson, Cass	Kjelgaard	Monson
Braun	Kleppe	Rolfsrud
Dalzell	Larson	Seibel
Dewing	Laske	Simenson
Einarson	Leier	Solberg
Freadhoff	Lillehaugen	Sorlie
Fuglestad	Lindberg	Stevens
Haedt	Link	Thompson, Richl'd
Hammer	Locken	Wadeson
Haugen,	Maher	Walster
Cuimma Charle	Man	Walle

Haugen, Maher Walster
Griggs-Steele Moe Welk
Hegge Moerke Williams
Holand Mollett Zurcher

Absent and not voting:

Arndt Hofstrand Langseth Benson Homelvig Power Bryans Klefstad

So the bill was declared passed, and the title was agreed to. Rep. Fleck moved that the vote by which Senate Bill No. 169 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed. Senate Bill No. 195. A Bill for an Act to Provide for the Payment of a Deficit in the Expenses of District Judges.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 19; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Nygaard Graham Allen Gumeringer Power Rolfsrud Anderson, Cass Halcrow / Anderson, Ransom Hammer Rudolf Anderson, Sailer Haugen, Eddy-Foster Griggs Steele Saumur Anderson, Richl'd Haugen, McLean Schade Arndt. Haugland Schmidt Baeverstad Hegge Schuler Baker Heimes Schwartz Bentz Helm Sellens Brady Holand Skaar Braun Johnson Smart Bryans Snow Kleppe Sorlie Bubel Langley Bymers Stair Langseth Callahan Larsen Starck Collette Larson Sticka Stormon, Ramsey Stormon, Rolette Cote Laske Lee Culver Dalzell Leet Thompson, McL'n Wahl Dewing Leier Walster Drawz Lillehaugen Einarson Wambheim Lindberg Ekren Link Westby Esterby Luick Wollitz Fitch Maher Yirchott Fleck McInnes Zurcher Frank Mr. Speaker Murray Fristad

Those voting in the negative were:

Moerke Brickner Stevens Erickson Mollett Thompson, Richl'd Freadhoff Seibel Wadeson Fuglestad Simenson Welk Hafner Siverson Williams Helling Solberg Wolf Locken

Absent and not voting:

Benson Homelvig Moe Haedt Kjelgaard Monson Hofstrand Klefstad

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

Senate Bill No. 208. A Bill for an Act Providing an Increase in Compensation to County Commissioners During the Calendar Years 1949, 1950, 1951, and 1952, Making Such Increase Retroactive to January 1, 1949, and Declaring an Emergency.

# ROLL CALL

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

was called and there were ayes, 97; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Haedt Nygaard Hafner Allen Power Anderson, Ransom Halcrow Rolfsrud Anderson, Hammer Rudolf Sailer Eddy-Foster Haugen, Griggs-Steele Anderson, Richl'd Saumur Haugen, McLean Arndt Schade Schmidt Baeverstad Haugland Baker Hegge Schuler Bentz Heimes Schwartz Brady Helling Seibel Braun Helm Sellens Brickner Hofstrand Siverson Holand Bryans Skaar Bubel Johnson Snow Bymers Kjelgaard Solberg Callahan Langley Sorlie Cote Langseth Stair Culver Larsen Starck Dalzell Stevens Larson Dewing Sticka Lee Drawz Leet Stormon, Ramsey Einarson Leier Stormon, Rolette Ekren Lindberg Thompson, McL'n Erickson Link Wahl Esterby Locken Walster Fleck Luick Wambheim Frank Maher Welk Freadhoff McInnes Westby

Graham Monson
Gumeringer Murray
Those voting in the negative were:

Anderson, Cass Laske Thompson, Richl'd Collette Lillehaugen Fitch Moe Wolf Kleppe Simenson Wollitz

Williams

Yirchott

Zurcher Mr. Speaker

Absent and not voting:

Fristad

Fuglestad

Benson Klefstad Smart Homelvig

Moerke

Mollett

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

Senate Bill No. 209. A Bill for an Act Relating to Probate Proceeding and Providing for the Distribution of Estates When an Interested Party Has Died and No Probate Proceedings Have Been Had Upon the Estate of Such Interested Party.

#### 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:

Acheson Hafner Power
Allen Halcrow Rolfsrud
Anderson, Cass Hammer Rudolf

Anderson, Ransom	Haugen,	Sailer
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Arndt	Hegge	Schwartz
Baeverstad	Heimes	Seibel
Baker	Helling	Sellens
Bentz	Helm	Simenson
Brady	Hofstrand	Siverson
Braun	Holand	Skaar
Brickner	Johnson	Smart
Bryans	Kjelgaard .	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Langseth	Starck
Collette	Larsen	Stevens
Cote	Larson	Sticka
Culver	Laske	Stormon, Ramsey
Dalzell	Lee	Stormon, Rolette
Dewing	Leet	Thompson, McL'n
Drawz	Leier	Thompson, Richl'd
Einarson	Lillehaugen	Wadeson
Ekren	Lindberg	Wahl
Erickson	Link	Walster
Esterby	Locken	Wambheim
Fitch	Luick	Welk
Fleck	Maher	Westby
Frank	McInnes	Williams
Freadhoff	Moe	Wolf
Fristad	Moerke	Wollitz
Fuglestad	Mollett	Yirchott
Graham	Monson	Zurcher
Gumeringer	Murray	Mr. Speaker
Haedt		openier

Absent and not voting:

Benson Klefstad Saumur Homelvig Nygaard Stair

So the bill was declared passed, and the title was agreed to. Senate Bill No. 226. A Bill for an Act to Regulate the Handling, Sale, and Distribution of Barbiturates.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Halcrow Murray Nygaard Allen Hammer Anderson, Cass Haugen, Rolfsrud Anderson, Griggs-Steele Saumur Eddy-Foster Haugen, McLean Schmidt Anderson, Richl'd Schwartz Haugland Arndt Sellens Hegge Simenson Baeverstad Helling Baker Hofstrand Siverson Bentz Holand Skaar Smart Bryans Kleppe Snow Bubel Langley Bymers Langseth Solberg

Callahan Sorlie Larsen Collette Larson Starck Stevens Cote Laske Stormon, Ramsey Stormon, Rolette Culver Lee Dewing Leet Thompson, McL'n Einarson Leier Lillehaugen Wadeson Ekren Wahl Erickson Lindberg Esterby Link Walster Fitch Wambheim Luick Fleck Maher Welk McInnes Fristad Westby Fuglestad Moe Williams Graham Moerke Wollitz Zurcher Mollett Gumeringer Mr. Speaker Haedt Monson Hafner

Those voting in the negative were:

Anderson, Ransom Helm Sailer Brady Johnson Schuler Seibel Braun Kjelgaard Klefstad Sticka Brickner

Dalzell Locken Thompson, Richl'd Wolf Drawz Power

Frank Rudolf Yirchott

Freadhoff

Absent and not voting:

Benson Homelvig Stair

Heimes Schade

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bymers moved that the vote by which Senate Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 229. A Bill for an Act to Amend and Re-enact Section 16-0107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Sections 16-0301, 16-0804 and 16-1702 of the North Dakota Revised Code of 1943, Relating to Election Laws.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 15; absent and not voting, 8.

Those voting in the affirmative were:

Allen Hafner Rudolf Halcrow Sailer Anderson, Cass Anderson, Ransom Haugen, Saumur Griggs-Steele Anderson, Schmidt Haugen, McLean Eddy-Foster Schuler Hegge Anderson, Richl'd Schwartz Seibel Arndt Heimes Baeverstad Helm Sellens Simenson Baker Hofstrand Holand Bentz Siverson Johnson Brady Skaar Klefstad Braun Smart Brickner Kleppe Solberg Bubel Langley Sorlie

Larsen Starck Bymers Sticka Callahan Larson Laske Stormon, Ramsey Collette Stormon, Rolette Lee Culver Thompson, Richl'd Leet Dalzell Thompson, McL'n Dewing Leier Wadeson Lindberg Drawz Link Wahl Einarson Walster Ekren Luick Wambheim Maher Erickson Welk McInnes Esterby Westby Fleck Moerke Mollett Williams Frank Wolf Monson Freadhoff Wollitz Nygaard Graham Yirchott Power Gumeringer Rolfsrud Haedt

Those voting in the negative were:

Acheson Haugland Murray
Bryans Helling Stair
Cote Langseth Stevens
Fristad Lillehaugen Zurcher
Hammer Locken Mr. Speaker

Absent and not voting:

Benson Homelvig Schade Fitch Kjelgaard Snow

Fuglestad Moe

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

Senate Bill No. 231. A Bill for an Act Implementing the Constitutional Amendment Adopted in November, 1948, and Directing the Method of Disbursement and the Expenditure of the Proceeds From the One Mill Levy Provided Thereby, Together With Any Other Funds Received, for the Establishment, Development and Maintenance of the North Dakota State Medical Center.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 21; absent and not voting, 4.

Those voting in the affirmative were:

Schade Acheson Haugen, Griggs-Steele Schmidt Allen Anderson, Cass Haugen, McLean Schuler Schwartz Anderson, Hegge Seibel Eddy-Foster Heimes Anderson, Richl'd Helling Sellens Simenson Baeverstad Helm Hofstrand Skaar Baker Bentz Holand Smart Snow Johnson Brady Kjelgaard Solberg Brickner Klefstad Sorlie Bryans Langley Stair Bubel Starck Collette Langseth Stevens Larson Cote Lee Sticka Dalzell Stormon, Ramsey Leet Dewing

Leier

Drawz

Stormon, Rolette

Einarson	Lindberg	Thompson, Richl'd
Ekren	Locken	Thompson, McL'n
Fitch	Luick	Wahl
Fleck	Maher	Wambheim
Frank	McInnes	Welk
Freadhoff	Moerke	Westby
Fuglestad	Mollett	Williams
Graham	Murray	Wolf
Gumeringer	Nygaard	Wollitz
Haedt	Rudolf	Yirchott
Hafner	Sailer	Zurcher
Halcrow	Saumur	Mr. Speaker

Those voting in the negative were:

Anderson, Ransom	Esterby	Link
Arndt	Hammer	Moe
Braun	Haugland	Monson
Bymers .	Kleppe	Power
Callahan	Larsen	Rolfsrud
Culver	Laske	Siverson
Erickson	Lillehaugen	Wadeson

Absent and not voting:

Benson	Homelvig	Walster
Fristad		
C - 11 - 1:11	Jackson Laurel and	41- 4:41

So the bill was declared passed, and the title was agreed to. Rep. Saumur moved that the vote by which Senate Bill No. 231 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 233. A Bill for an Act Providing for Summary Guardianships in Estates of Small Value; and Declaring an Emergency.

# 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:

Acheson	Hafner	Power
Allen	Halcrow	Rolfsrud
Anderson, Cass	Hammer	Rudolf
Anderson, Ransom	Haugen,	Sailer
Anderson,	Griggs-Steele	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Bentz	Hofstrand	Sellens
Brady	Holand	Simenson
Braun	Johnson	Siverson
Brickner	Kjelgaard	Snow
Bryans	Klefstad	Solberg
Bubel	Kleppe	Sorlie
Bymers	Langley	Stair
Callahan	Langseth	Starck
Collette	Larsen	Stevens
Cote	Larson	Sticka
Culver	Laske	Stormon, Ramsey
Dalzell	Lee	Stormon, Rolette

Dewing Leet Thompson, McL'n Drawz Leier Wadeson Lillehaugen Einarson Wahl Ekren Walster Link Erickson Locken Wambheim Esterby Luick Welk Fleck Maher Westby Frank McInnes Williams Freadhoff Moe Wolf Fristad Moerke Wollitz Fuglestad Mollett Yirchott Graham Monson Zurcher Gumeringer Murray Mr. Speaker Haedt Nygaard

# Absent and not voting:

Benson Homelvig Smart

Fitch Lindberg Thompson, Richl'd

Haugen, McLean Skaar

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

Senate Bill No. 234. A Bill for an Act Amending and Reenacting Section 57-3727 of the North Dakota Revised Code of 1943, Relating to Determination of Taxes on Estates When There is no Probate Proceeding Within the State, and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 29; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Haedt Schmidt Allen Halcrow Schuler Anderson, Cass Heimes Schwartz Anderson, Ransom Hofstrand Seibel Anderson, Richl'd Holand Sellens Simenson Baeverstad Johnson Baker . Kleppe Smart Solberg Bentz Langley Brady . Langseth Sorlie Braun Larsen Stair Larson Brickner Starck Laske · Sticka Bymers Stormon, Rolette Collette Lee Leier Thompson, Richl'd Cote Culver Lillehaugen Thompson, McL'n Wadeson Dalzell Lindberg Luick Wahl Dewing Einarson Maher Wambheim Welk Erickson McInnes Murray Westby Esterby Fleck Nygaard Williams Freadhoff Power Wollitz Rolfsrud Yirchott Fristad Fuglestad Rudolf Zurcher Graham Sailer Mr. Speaker Saumur Gumeringer

Those voting in	the negative were:	
Anderson	Haugen,	Locken
Eddy-Foster	Griggs-Steele	Moe
Arndt	Haugen, McLean	Moerke
Bryans	Haugland '	Mollett
Bubel	Hegge	Monson
Callahan	Helling	Schade
Drawz	Helm	Siverson
Ekren	Kjelgaard	Stevens
Frank	Klefstad	Stormon, Ramsey
Hafner	Leet	Wolf
Hammer	1	
Absent and not v	oting:	
Benson	Link	Snow
Fitch	Skaar	Walster
Homelvig		

So the bill was declared passed, and the title was agreed to. Rep. Holand moved that the vote by which Senate Bill No. 234 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Rudolf moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 1:30 p.m. Friday, February 25, 1949, which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

1

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Senate Bill No.
Senate Bill No.
                 10
Senate Bill No.
Senate Bill No.
                 12
Senate Bill
           No.
Senate Bill No.
                 14
Senate Bill No.
Senate Bill No.
                 19
Senate Bill No.
Senate Bill No.
           No.
Senate Bill
Senate Bill
Senate Bill No.
Senate Bill No.
                 47
Senate Bill No.
Senate Bill No. 100
Senate Bill No. 108
Senate Bill No. 121
Senate Bill No. 122
Senate Bill No. 138
Senate Bill No. 147
Senate Bill No. 148
Senate Bill No. 156
Senate Bill No. 171
Senate Bill No. 178
Senate Bill No. 179
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And the Speaker signed the same in the presence of the House.

GEORGE OLSON, Chief Clerk.

And the House stood recessed until 1:30 p. m. Friday, February 25, 1949, pursuant to the motion of Rep. Rudolf.

GEORGE OLSON, Chief Clerk.

# FIFTY-SECOND DAY AFTER RECESS AND FIFTY-THIRD DAY

Bismarck, February 25, 1949
The House reconvened at 1:30 p.m. pursuant to recess taken with Speaker Levin presiding.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 25, 1949

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Mr. Speaker: I have the honor to transmit:

Senate Bill No. 53
Senate Bill No. 54
Senate Bill No. 64
Senate Bill No. 135
Senate Bill No. 136
Senate Bill No. 140
Senate Bill No. 155
Senate Bill No. 162
Senate Bill No. 163
Senate Bill No. 181
Senate Bill No. 196
Senate Bill No. 197
Senate Bill No. 200
Senate Bill No. 210
Senate Bill No. 215
Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.
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Senate Chamber Bismarck, February 25, 1949

Mr. Speaker: I have the honor to transmit: House Bill No. 9 House Bill No. 37

House Bill No. 43 House Bill No. 62 House Bill No. 64 House Bill No. 68 House Bill No. 69 House Bill No. 71 House Bill No. House Bill No. 81 82 House Bill No. 91 House Bill No. 124 House Bill No. 144 House Bill No. 145 House Bill No. 146 House Bill No. 147 House Bill No. 148 House Bill No. 149 House Bill No. 150 House Bill No. 165 House Bill No. 206 House Bill No. 211 House Bill No. 215 House Bill No. 261 House Bill No. 266 House Bill No. 269 House Bill No. 270 House Bill No. 274 House Bill No. 275 House Bill No. 327 House Concurrent Resolution "K"

House Concurrent Resolution "N"

Which the President has signed.

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the fifth order of business.

# REPORTS OF STANDING COMMITTEES

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

REP. WELK, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolution "C" to the office of the Secretary of State at the hour of 1:50 p. m. on February 24, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 112, have had the same under consideration and recommend that the same do pass.

REP. CULVER, Chairman.

Rep. Thompson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 115, have had the same under consideration and recommend that the same be amended as follows:

Line 5 of the title, strike out the comma after the figure "1949" and insert in lieu thereof the word "and"; also in line 5, strike out the figures and word "1951 and 1952" and the comma following.

In line 1 of the bill, strike out the comma after the figure "1949" and insert in lieu thereof the word "and"; and strike out the figures and word "1951 and 1952" in lines 1 and 2. In line 25 of the bill, strike out the words "three thousand four hundred" and insert the words "three thousand one hundred".

In lines 28 and 29, strike out the words "three thousand eight hundred" and insert the words "three thousand five hundred".

In line 37 of the bill, strike out the comma after the figure "1949" and insert the word "and".

In line 38, strike out the figures and word "1951 and 1952" and the comma.

Re-number the lines if necessary.

And when so amended recommend the same do pass.

REP. WELK, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on General Affairs on Senate Bill No. 115 will be considered in the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Thompson of Richland moved that Senate Bill No. 114 be placed in General Orders, which motion prevailed.

Rep. Bymers moved that the amendments on Senate Bill No. 207 as recommended by the Committee on Agriculture and printed on page 929 of the House Journal, be adopted, which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Bill No. 192

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "E"

Senate Concurrent Resolution "I"

Senate Concurrent Resolution "M"

Senate Concurrent Resolution "N"

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Bill No. 3

Senate Bill No. 62

Senate Bill No. 63

Senate Bill No. 66

Senate Bill No. 68

Senate Bill No. 70

Senate Bill No. 72

Senate Bill No. 77

Senate Bill No. 89

Senate Bill No. Senate Bill No. 97 Senate Bill No. 99 Senate Bill No. 130 Senate Bill No. 131 Senate Bill No. 142 Senate Bill No. 145 Senate Bill No. 151 Senate Bill No. 183 Senate Bill No. 187 Senate Bill No. 194 Senate Bill No. 211 Senate Bill No. 212 Senate Bill No. 213 Senate Bill No. 217 Senate Bill No. 236 Senate Bill No. 240 Senate Bill No. 242

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Bill No. 96 Senate Bill No. 226

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Bill No. 30 Senate Bill No. 184 Senate Bill No. 231 Senate Bill No. 234

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to transmit:

House Bill No. 6 House Bill No. 167 House Bill No. 169 House Bill No. 170 House Bill No. 187 House Bill No. 210 House Bill No. 239

House Joint Memorial Resolution "A"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to return:

Senate Bill No. 9 Senate Bill No. 10

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Senate Bill No.
Senate Bill No.
                   11
                   12
Senate Bill No.
                    13
Senate Bill No.
                   14
Senate Bill No.
                   16
Senate Bill No.
Senate Bill No.
                   20
Senate Bill No.
Senate Bill No.
                   22
                    23
Senate Bill No.
Senate Bill No.
                    41
Senate Bill No.
                   47
Senate Bill No.
                   86
Senate Bill No. 100
Senate Bill No. 108
Senate Bill No. 121
Senate Bill No. 122
Senate Bill No. 138
Senate Bill No. 147
Senate Bill No. 148
Senate Bill No. 156
Senate Bill No. 171
Senate Bill No. 178
Senate Bill No. 179
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Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that further action on the report on House Concurrent Resolution "F" be deferred until Monday, February 28, 1949, which motion prevailed.

Rep. Erickson moved that the House concur in the Senate amendments to House Bill No. 256, as shown on page 927 of the House Journal, which motion prevailed.

Rep. Erickson moved that the rules be suspended and House Bill No. 256 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 256. A Bill for an Act to Amend and Reenact Section 10-0403 of the 1947 Supplement to the North Dakota Revised Code of 1943, Defining Securities Exempted From the Provisions of Chapter 10-04 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
	Hammer	Rudolf
Anderson, Cass	Haugen,	Schade
Anderson, Ransom	Griggs-Steele	Schmidt
Anderson, Richl'd	Haugen, McLean	Schuler
Arndt	Haugland	Schwartz
Baeverstad	Hegge	Seibel
Baker	Heimes	Sellens
Benson	Helling	Simenson
Bentz	Helm	Siverson
Brady	Hofstrand	Skaar

Braun Bryans Bubel Bymers Callahan Collette Cote Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Fleck Frank Freadhoff Fristad Fuglestad Graham Gumeringer Hafner

Holand
Kjelgaard
Klefstad
Kleppe
Langley
Larsen
Larson
Laske
Lee
Leet
Leier
Lillehaugen
Lindberg
Link

Locken

McInnes

Moerke

Mollett

Monson

Murray

Nygaard

Luick

Snow
Solberg
Sorlie
Stair
Starck
Stevens
Sticka
Stormon, Ramsey
Stormon, Rolette
Thompson, Richl'd
Thompson, McL'n

Smart

Wadeson
Wahl
Walster
Welk
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

## Absent and not voting:

Anderson, Eddy-Foster Brickner Culver Haedt Homelvig Johnson Langseth Maher Moe Power Sailer Saumur Wambheim Westby

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

Rep. Halcrow moved that the House do not concur in the Senate amendments to House Bill No. 190, as shown on page 927 of the House Journal, and that the Speaker appoint a committee to meet with a like committee of the Senate on House Bill No. 190.

Rep. Thompson of Richland moved a substitute motion that the House concur in the Senate amendments to House Bill No. 190, as shown on page 927 of the House Journal, which motion prevailed.

Rep. Erickson moved that the rules be suspended and House Bill No. 190 be considered properly reengrossed and placed on final passage, which motion was withdrawn.

Rep. Halcrow moved that further action on House Bill No. 190 be deferred until Monday, February 28, 1949, which motion prevailed.

Rep. Thompson of Richland moved that further action on House Bill No. 32 be deferred until Saturday, February 26, 1949, which motion prevailed.

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 268, as shown on page 915 of the House Journal, which motion prevailed.

Rep. Holand moved that the rules be suspended and House Bill No. 268 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 268. A Bill for an Act to Amend and Reenact Section 39-0303 of the 1947 Supplement to the

North Dakota Revised Code of 1943, Relating to Patrolmen: Appointment; Removal; Duties.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 10; absent and not voting, 6.

Those voting in the	affirmative were:	
Acheson	Gumeringer	Saumur
Allen	Haedt	Schade
Anderson, Cass	Hafner	Schmidt
Anderson, Ransom		Schwartz
Anderson, Richl'd	Haugen, McLean	Seibel
Arndt	Haugland	Sellens
Baeverstad	Hegge	Simenson
Baker	Heimes	Siverson
Benson ·	Helling	Skaar
Bentz	Helm	Smart
Braun	Hofstrand	Solberg
Brickner	Holand	Sorlie
Bryans	Homelvig	Stair
Bubel	Johnson	Starck
Bymers	Klefstad	Stevens
Callahan	Langley	Sticka
Collette	Larsen	Stormon, Ramsey
Cote	Larson	Stormon, Rolette
Culver	Laske	Thompson, Richl'd
Dalzell	Lee	Thompson, McL'n
Dewing	Leet	Wadeson
Drawz	Leier	Wahl
Einarson	Lillehaugen	Walster
Ekren	Link	Wambheim
Erickson	Luick	Welk
Esterby -	Maher	Westby
Fitch	McInnes	Williams
Fleck	Murray	Wolf
Frank	Nygaard	Wollitz
Freadhoff	Power	Yirchott
Fristad	Rolfsrud	Zurcher
Fuglestad	Sailer	Mr. Speaker
Graham	1,100,000	
Those voting in th	e negative were:	
Hammer	Moe	Monson
Kleppe	Moerke	Rudolf
Lindberg	Mollett	Schuler
Locken		Donator
Absent and not vot	ing.	
Anderson	Haugen,	Langseth
Eddy-Foster	Griggs-Steele	Snow
Brady	Kjelgaard	~ 110 11
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vas agreed to.	naieu passeu, as am	ended, and the title
as agreed to.		

was agreed to.

Rep. Baeverstad moved that the vote by which House Bill No. 268 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the Senate be requested to return Senate Bill No. 39, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

# FIFTY-THIRD DAY

Bismarck, February 25, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Rev. G. Adolph Johns of the First Lutheran Church of Bismarck.

The roll was called and all members were present, except Reps. Baker, Brickner, Fuglestad, Helm, Luick, and Sticka.

# MESSAGES TO THE SENATE

House Chamber Bismarck, February 25, 1949

Mr. President; I have the honor to request the return of Senate Bill No. 39.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 25, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 256 and 268.

## GEORGE OLSON, Chief Clerk.

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 recommends that the same be corrected as follows:

Page 915, lines 40, 55, 48 and 52, change the word "House" to "Senate"

Page 928, line 35, change the figure "115" to "158"

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 25, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 127

House Bill No. 140

House Bill No. 168

House Bill No. 217

House Bill No. 218

House Bill No. 228

House Bill No. 231

House Bill No. 242

House Bill No. 245 House Bill No. 248

House Bill No. 249 House Bill No. 262

House Bill No. 265

House Bill No. 307 House Bill No. 334 House Bill No. 337 House Bill No. 338

House Bill No. 339 House Bill No. 340

House Bill No. 347

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 25, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 318

House Concurrent Resolution "X"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 25, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 273

Which the Senate has amended.

W. J. TROUT, Secretary.

Amendment to House Bill No. 273:

In line 76 of the engrossed bill strike out the words "time deposit" and substitute the words "investment trust certifiate", which motion prevailed.

## REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1

House Bill No. 23

House Bill No. 90

House Bill No. 92

House Bill No. 97

House Bill No. 119

House Bill No. 120

House Bill No. 166

Were delivered to the Governor for his approval at the hour of 1:35 p.m. o'clock, February 25, 1949.

REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolution "G" to the office of the Secretary of State at the hour of 1:37 p.m. on February 25, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

# FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Bentz, Fristad, Haugen of McLean, Skaar, Link, Hofstrand and Hafner introduced:

House Concurrent Resolution "Z." A Concurrent Resolution Memorializing and Petitioning the Congress of the

United States to Enact Legislation Providing for the Assumption of a Proportionate Share of the Bonded Indebtedness of Local Units of Government When the Assessed Taxable Valuation in Such Units of Government Is Reduced Through Acquisition of Land by the United States.

Was read the first time.

Rep. Fristad moved that House Concurrent Resolution "Z" be adopted, which motion prevailed and House Concurrent Resolution "Z" was declared adopted.

The following Senate bills, and concurrent resolutions, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 87. A Bill for an Act Providing for Survival of Causes of Action.

## 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:

Allen	Haugen,	Saumur
Anderson, Cass	Griggs-Steele	Schade
Anderson, Ransom	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schwartz
Arndt	Heimes	Sellens
Baeverstad	Hofstrand	Simenson
Benson	Holand	Siverson
Bentz	Kjelgaard	Skaar
Brady	Kleppe	Snow
Brickner	Langley	Solberg
Bymers	Larsen	Sorlie
Callahan	Laske	Starck
Collette	Lee	Sticka
Culver	Leet	Stormon, Ramsey
Dalzell	Leier	Stormon, Rolette
Dewing	Lillehaugen	Thompson, Richl'd
Einarson	Link	Wadeson
Ekren	Luick	Wambheim
Esterby	McInnes	Welk
Freadhoff	Moe	Westby
Fristad	Mollett	Williams
Fuglestad	Murray	Wolf
Graham	Nygaard	Wollitz
Gumeringer	Rolfsrud	Yirchott
Hafner	Sailer	Zurcher
Halcrow	,	

Those voting in the negative were:

Acheson	Haugen, McLean	Power
Bryans	Helling	Rudolf
Bubel	Helm	Schuler
Cote	Homelvig	Seibel
Drawz	Langseth	Smart
Erickson	Larson	Stair
Fitch	Lindberg	Stevens
Fleck	Locken	Thompson, McL'n
Frank	Maher	Wahl
Haedt	Moerke	Walster
Hammer	Monson	Mr. Speaker

Absent and not voting:

Anderson, Baker Johnson Eddy-Foster Braun Klefstad

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Graham moved that the vote by which Senate Bill No. 87 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Subsection 8 of Section 65-0102, Sections 65-0207, 65-0428, 65-0512, 65-0527, 65-0801 of the North Dakota Revised Code of 1943; Subsection 5 of Section 65-0102, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-0517, 65-0526, 65-0802 and 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation; and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Acheson Halcrow Power Allen Hammer Rolfsrud Anderson, Cass Rudolf Haugen, Griggs-Steele Anderson, Ransom Sailer Anderson. Haugen. McLean Schade Eddy-Foster Haugland Schmidt Anderson, Richl'd Hegge Schuler Arndt Heimes Schwartz Baeverstad Helling Seibel Baker Helm Sellens Benson Hofstrand Simenson Bentz Holand Siverson Brady Homelvig Skaar Braun Johnson Smart Brickner Kjelgaard Snow Bryans Kleppe Solberg Bubel Langley Sorlie Bymers Langseth Stair Callahan Larsen Starck Collette Larson Stevens

Those voting in the affirmative were:

Cote Laske Sticka Culver Stormon, Ramsey Lee Dalzell Leet Stormon, Rolette Dewing Leier Thompson, Richl'd Drawz Thompson, McL'n Lillehaugen Einarson Wadeson Lindberg Ekren Wahl Link Erickson Locken Walster Esterby Wambheim Luick

Fitch Maher Welk Fleck McInnes Westby Williams Frank Moe Freadhoff Moerke Wolf Fristad Mollett Wollitz Monson Yirchett

Fuglestad Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker

Hafner

Absent and not voting:

Graham

Klefstad

Saumur

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

Rep. Westby moved that the vote by which Senate Bill No. 118 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 120. A Bill for an Act to Amend and Reenact Sections 52-0201 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation Division and North Dakota State Employment Service To Be Divisions of Bureau; Regulations Governing; 52-0413, Priority Rights to Contributions Upon Legal Dissolutions or Distributions; 52-0602, Relating to Disqualification for Benefits; 52-0604, Relating to Amount of Benefits.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Haugen, Rudolf Griggs-Steele Allen Sailer Saumur Haugen, McLean Anderson, Cass Anderson, Richl'd Haugland Schade Arndt Schmidt Hegge Baeverstad Heimes Schuler Baker Helling Schwartz Seibel Benson Helm Bentz Holand Simenson Braun Homelvig Siverson Skaar Brickner Johnson Bryans Kjelgaard Smart Bubel Snow Klefstad Bymers Kleppe Solberg Callahan Langley Sorlie Stair Collette Langseth Cote Starck Larsen Culver Stevens Larson Sticka Dalzell Laske Lee Stormon, Ramsey Dewing Stormon, Rolette Drawz Leet Thompson, McL'n Einarson Leier Thompson, Richl'd Ekren Lillehaugen Erickson Lindberg Wadeson Wahl Esterby Link Walster Fitch Locken Wambheim Fleck Luick Welk Frank Maher Westby Freadhoff McInnes Williams Fristad Moe Wolf Fuglestad Moerke Wollitz Graham Mollett Yirchott Gumeringer Monson Haedt Zurcher Nygaard Hafner Mr. Speaker Power Halcrow Rolfsrud

Those voting in the negative were:

Anderson, Ransom Murray

Absent and not voting:

Anderson, Eddy-Foster Brady Hammer Hofstrand Sellens

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 43. A Bill for an Act to Amend and Reenact Sections 20-0501, 20-0502, 20-0801, 20-0802 and 20-0803 of the North Dakota Revised Code of 1943 and Section 20-0703 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Open Seasons on Game Birds, Fish, and Game Animals and the Variation of Such Open Seasons by Order or Proclamation by the Governor.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Hafner Rudolf Halcrow Sailer Allen Haugen, Anderson, Cass Saumur Anderson, Ransom Griggs-Steele Schade Haugen, McLean Schmidt Anderson, Eddy-Foster Haugland Schuler Anderson, Richl'd Sellens Heimes Arndt Helling Simenson Siverson Baeverstad Helm Baker Holand Skaar Benson Homelvig Smart Bentz Johnson Snow Braun Kjelgaard Solberg Klefstad Sorlie Bymers Callahan Kleppe Stair Collette Langley Starck Cote Langseth Stevens Culver Sticka Larsen Dalzell Larson Stormon, Ramsey Stormon, Rolette Dewing Laske Drawz Lee Thompson, McL'n Einarson Leet Wadeson Ekren Wahl Leier * Erickson Lillehaugen Wambheim Esterby Welk Link Westby Fleck Locken Luick Williams Frank Freadhoff Maher Wolf Fristad McInnes Wollitz Fuglestad Yirchott Moerke Graham Mollett Zurcher

Those voting in the negative were:

Brickner Bryans Fitch Hegge

Gumeringer

Lindberg Monson Murray Nygaard

Power

Schwartz Seibel

Mr. Speaker

Thompson, Richl'd

Absent and not voting:

Brady Hammer Rolfsrud Bubel Hofstrand Walster Haedt Moe

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Heimes moved that the vote by which Senate Bill No. 43 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 117. A Bill for an Act Fixing a Limit on the Time That Old Records Must Be Retained by a Bank, and Limiting the Time in Which an Action May Be Commenced on Accounts.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 99; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Acheson	Graham	Rolfsrud
Allen	Haedt	Sailer
Anderson, Cass	Hafner	Saumur
Anderson, Ransom	Halcrow	Schade
Anderson,	Haugen,	Schmidt
Eddy-Foster	Griggs-Steele	Schwartz
Anderson, Richl'd	Haugen, McLean	Sellens
Arndt	Haugland	Simenson
Baeverstad	Hegge	Siverson
Baker	Heimes	Skaar
Benson	Helling	Smart
Bentz	Helm	Snow
Brady	Holand	Solberg
Braun	Johnson	Sorlie
Brickner	Kjelgaard	Stair
Bryans	Klefstad	Starck
Bubel	Kleppe	Stevens
Bymers	Langley	Sticka
Callahan	Langseth	Stormon, Ramsey
Collette	Larsen	Stormon, Rolette
Cote	Laske	Thompson, McL'n
Culver	Lee	Wadeson
Dalzell	Leet	Wahl
Dewing	Leier	Walster
Drawz	Lillehaugen	Wambheim
Einarson	Lindberg	Welk
Ekren	Link	Westby
Erickson	Locken	Williams
Esterby	Luick	Wolf
Fitch	McInnes	Wollitz
Fleck	Mollett	Yirchott
Frank	Murray	Zurcher
Freadhoff		
Fuglestad	Nygaard Power	Mr. Speaker

Those voting in the negative were:

Gumeringer Moerke Schuler
Hammer Monson Seibel
Larson Rudolf Thompson, Richl'd
Moe

Absent and not voting:

Fristad Homelvig Maher

Hofstrand

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Callahan moved that the vote by which Senate Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "A". A Senate Concurrent Resolution for Ratification Proposed Amendment to the Constitution of the United States Relating to the Terms of Office of the President.

## ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 71; nays, 40; absent and not voting, 2.

Those voting in the affirmative were:

Acheson Halcrow Allen Hegge Heimes Anderson, Cass Anderson. Helling Eddy-Foster Helm Arndt Holand Homelvig Baeverstad Brady Johnson Braun Klefstad Bubel Langley Callahan Langseth Cote Laske Dalzell Lee Dewing Leet Drawz Leier Einarson Lillehaugen Ekren Lindberg Fitch Locken Fleck Luick Frank McInnes Fristad Moe Fuglestad Moerke Graham Mollett Haedt Nygaard

Those voting in the negative were: Anderson, Ransom Hafner Anderson, Richl'd Hammer Baker Haugen, Griggs-Steele Benson Bentz Haugen, McLean Brickner Haugland Bryans Kjelgaard Bymers Kleppe Collette Larsen Culver Larson Erickson Link Esterby Maher Freadhoff Monson Gumeringer Murray

Absent and not voting: Hofstrand Snow

Power Rudolf Sailer Schuler Schwartz Sellens Simenson Skaar Smart Sorlie Stair Starck Sticka Stormon, Ramsey

Stormon, Rolette Wadeson Wahl Walster Wambheim Welk Wolf Wollitz Yirchott Zurcher

Rolfsrud Saumur Schade Schmidt Seibel Siverson Solberg Stevens

Thompson, Richl'd Thompson, McL'n Westby

Williams Mr. Speaker So the concurrent resolution was declared adopted.

Rep. Murray: "Mr. Speaker: I ask that my remarks be recorded in the journal.

Now, Mr. Speaker, I again wish to express my opposition to Senate Resolution "A".

Everyone has their mind made up on this matter, and argument would be futile. I hope, though, that this House knows they are driving one nail into the structure of the United States Constitution, and that is a serious step; to add to or take from that sacred document. It is not a matter to take lightly. It is not just another Senate Bill 30 for us to squabble over—who will have jurisdiction over milk inspection in the State of North Dakota. We are adding to the structure of the Constitution of the United States; and it is the unborn generations of the future who will profit or suffer by what we do here today.

By what right do we arrogate to ourselves the authority to tell the generations of 1960 or 1980 that they cannot elect a man to a third term as president?

George Washington has been cited or quoted on the floor here. George Washington, like other great figures, is misquoted constantly or else remarks are taken out of their proper context. In this connection, I now quote from an editorial in The Leader, dated February 24, 1949, commemorating the birthday of our First President:

'By the way, since there is a law before the legislature to make it illegal for a president to serve more than two terms, we'd like to repeat what Washington said on the subject. He said that he himself didn't want a third term, as he was tired and wanted to go home to his estate in his declining years. But he added another thought as well. He said he thought any such bill would be unwise. He said he did not think the nation should "preclude" itself from the services of the best man available at the moment—whether it was for one, two or ten terms.

We think those are pretty wise words. If we had a Washington or a Lincoln in the White House today, would it be wise to kick him out under a two-term limitation—because of a foolish law—and replace him with a possible Harding or Coolidge? We think not, Great men are rare in any country's history—and The Leader thinks we should use their services as long as they are willing to serve.'

Now, I am under no illusions how this House is going to vote. I hope when you do vote you are not motivated by hatred or vengeance against a dead President, namely Roosevelt; this amendment cannot help or hurt Franklin D. Roosevelt, who is beyond your vengeance. Nor can it hurt or help President Truman, since it is so drawn that it could not apply to him. So make your vote here on the long view. As I said yesterday, your sacred Republican Party may be dead and forgotten when this Amendment first has its real effect, say in some time of crisis, fifty years from now. The Democratic Party too may long since have fallen by the wayside, by that time. New parties may have taken over—let us hope they will be good ones. Here's hoping it won't be Henry Wallace's party.

So don't cast your vote with Roosevelt in mind. Don't cast your vote with Harding, Coolidge or Hoover in mind. Think of the long-term effect of this thing—to take away the right of the people to select who should be their President."

Rep. Wolf moved that the vote by which Senate Concurrent Resolution "A" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "R." A Concurrent Resolution Urging the Use of North Dakota Material in the Construction of the Garrison Dam and Other Projects.

## ROLL CALL

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes 105; nays, 2; absent and not voting, 6.

; absent and not vot	ing, 6.	
Those voting in the		
Acheson	Halcrow	Rudolf
Anderson, Cass	Hammer	Sailer
Anderson, Ransom	Haugen,	Saumur
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Arndt	Hegge	Schwartz
Baeverstad	Heimes	Seibel "
Benson	Helling	Sellens
Bentz	Helm	Simenson
Braun	Holand	Siverson
Brickner	Homelvig	Skaar
Bryans	Johnson	Smart
Bubel	Kjelgaard	Snow
Bymers	Klefstad	Solberg
Callahan	Kleppe	Sorlie
Collette	Langley	Stair
Cote	Langseth	Starck
Culver	Larsen	Stevens
Dalzell	Larson	Sticka
Dewing	Laske	Stormon, Ramsey
Drawz	Lee	Stormon, Rolette
Einarson	Leet	Thompson, Richl'd
Ekren	Leier	Thompson, McL'n
Erickson	Lillehaugen	Wadeson
Esterby	Lindberg .	Wahl
Fitch	Link	Walster
Fleck	Locken	Wambheim
Frank	Luick	Welk
Freadhoff	Maher	Williams
Fristad	McInnes	Wolf
Fuglestad	Moerke	Wollitz
Graham	Mollett	Yirchott
Gumeringer	Monson	Zurcher
Haedt	Murray	Mr. Speaker
Hafner	Nygaard	A CONTRACTOR CONTRACTOR
Those voting in the		
Allen	Westby	
Absent and not voti		
Baker	Hofstrand	Power
Brady	Moe	Rolfsrud
au	MUC	LUIISFUG

# REPORT OF STANDING COMMITTEE

So the concurrent resolution was declared adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. House Bill No. 37 House Bill No. 43 House Bill No. 62 House Bill No. 64 House Bill No. 68 House Bill No. 69 House Bill No. 71 House Bill No. 81 House Bill No. 82 House Bill No. 91 House Bill No. 124 House Bill No. 144 House Bill No. 145 House Bill No. 146 House Bill No. 147 House Bill No. 148 House Bill No. 149 House Bill No. 150 House Bill No. 165 House Bill No. 206 House Bill No. 211 House Bill No. 215 House Bill No. 261 House Bill No. 266 House Bill No. 269 House Bill No. 270 House Bill No. 274 House Bill No. 275 House Bill No. 327

Were delivered to the Governor for his approval at the hour of 3:15 o'clock P. M. February 25, 1949.

REP. FRANK, Chairman.

#### GENERAL ORDERS

Rep. Sticka 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 Rep. Sticka 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. 243 and recommend that the same be amended as follows:

In line 16 strike out the words "It shall be" and strike out all the words in lines 17 and 18.

In line 19 strike out the words "member anywhere within the capitol building".

In line 22, insert a period after the word "legislator" and strike out the word "in".

In line 23, strike out the words "any office in the capitol building".

Renumber the lines accordingly.

And when so amended, recommend the same do pass.

And

Senate Bill No. 114 and recommend that the same be amended as follows:

In Section 15.

In line 275, after the word "property," insert the words "in such district".

In Section 24.

In line 446, after the word "provided," strike out the words "in section"

In line 447, strike out the figures "61-1623" and insert in lieu thereof the word "herein".

In line 297 strike out the word "county" and insert the word "district".

In line 390, after the word "board" insert the following language, "within thirty days after such hearing".

Renumber the lines.

And when so amended, recommend the same do pass.

REP. STICKA, Chairman, Committee of the Whole.

Rep. Bubel moved that the report of the Committee of the Whole be adopted, which motion prevailed, and the report was adopted.

Rep. Bubel moved that the House now recess until 1:30 p.m. Saturday, February 26, 1949, which motion prevailed.

GEORGE OLSON, Chief Clerk.

# FIFTY-THIRD DAY AFTER RECESS AND FIFTY-FOURTH DAY

Bismarck, February 26, 1949

The House reconvened at 1:30 p. m., pursuant to recess taken with Speaker Levin presiding.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 26, 1949

Mr. Speaker: I have the honor to return:

Senate Bill No. 39.

Which the House has requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 26, 1949

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bills 162 and 265.

W. J. TROUT, Secretary.

Further Amendments on House Bill 273 as made by Senate: On Line 77, strike out everything after the word "to", and on Line 78, strike out the words "than five thousand dollars", and insert, in lieu thereof, the words "issue and sell its investment trust certificates;"

On Line 80, strike out the word "deposits" and insert, in lieu thereof, the words "investment trust certificates".

On Line 15, after the word "than" strike the word "Fifty" and insert in lieu thereof, the words "Twenty-five".

Rep. Thompson of Richland requested that the House be on the eighth order of business, which request was granted.

Rep. Thompson of Richland moved that the Senate be requested to return Senate Bill No. 225, which motion prevailed.

Rep. Stormon of Rolette moved that the Senate be requested to return Senate Bill No. 93, which motion prevailed.

Rep. Graham moved that the House reconsider the action by which Senate Bill No. 118 was passed.

Rep. Johnson moved a substitute motion that further action on Senate Bill No. 118 be deferred until Monday, February 28, 1949, which motion prevailed.

Rep. Murray moved that the courtesy of the floor be extended to Mr. Don Holand of Lisbon, which motion prevailed.

Rep. McInnes moved that the courtesy of the floor be extended to Mr. and Mrs. John Wambheim, which motion prevailed.

Rep. Halcrow moved that the courtesy of the floor be extended to Mr. Boyd Renwick, county commissioner from Pembina County, which motion prevailed.

Rep. Bubel moved that the Senate be requested to return Senate Bill No. 125 for correction of message, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 1, have had the same under consideration and recommend that the same be amended as follows:

In Section 2 of the engrossed bill, strike out all of lines 22 and 23 and the first two words and period following in line 24. Insert in lieu thereof the following:

"sell to the Bank of North Dakota at par as soon as practicable after the effective date of this Act all of the bonds authorized to be issued under the provisions of this Act. The Bank of North Dakota is authorized to sell such bonds at private sale to state departments, political subdivisions and residents of the State of North Dakota at not less than par and accrued interest. When no further sales can be had to such purchasers in the state, if found necessary to make further sales of said bonds, they shall be advertised for sale in the Wall Street Journal, New York City; Chicago Journal of Commerce, Chicago, Illinois; The Bond Buyer, New York City; and the Commercial West, Minneapolis, Minnesota; but such bonds shall not be sold at less than par and accrued interest."

In line 38, Section 3 of the engrossed bill, after the word "maturities" insert the following: "and shall bear interest at a rate not to exceed 1.75 per cent per annum."

In Section 3, line 58, of the engrossed bill, strike out everything after the phrase "North Dakota" and add the following:

"or at the Bank of North Dakota. The Bank of North Dakota shall be the fiscal agent of the State of North Dakota in the matter of negotiation, sale and payment of the bonds issued under the provisions of this act."

Strike out all of Section 4 of the engrossed bill and renumber all of the remaining sections and re-number the lines.

Strike out all of Section 7 of the engrossed bill and insert in lieu thereof the following:

"Section 6. APPROPRIATIONS FROM THE GENERAL FUND.) Upon the sale and delivery of the bonds issued under this Act, there is hereby appropriated, and the State Treasurer is hereby authorized on the first day of July of each year after the effective date of this Act, to transfer the first nine hundred thousand dollars (\$900,000.00) from the cigarette tax collected as provided for by Chapter 57-36 of the North Dakota Revised Code of 1943 from the general fund in the state treasury to the sinking fund established under the provisions of this Act for the payment of such bonds. The money so appropriated and transferred shall be a first charge upon any moneys in the general fund. There is also

hereby appropriated and the State Treasurer is authorized in like manner to transfer from the general fund the proceeds of the veterans' adjusted compensation income tax provided for by Senate Bill 214 of the 31st Legislative Assembly of 1949 to the sinking fund established under the provisions of this Act for payment of such bonds.

In addition to the appropriations herein made, there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of two and one-half million dollars (\$2,500,000.00) for the sinking fund established under the provisions of this Act for the payment of the bonds as provided for herein, and the State Treasurer is hereby authorized and directed to transfer said sum of two and one-half million dollars (\$2,500,000.00) into said

In line 119 of Section 8 of the engrossed bill, after the comma following the phrase "North Dakota" insert the following:

"which tax shall be not less than the aggregate of the excise taxes provided for in Section 6 of this Act.'

Re-number the lines accordingly.

And when so amended recommend the same be re-referred to the Committee on Appropriations.

REP. MOLLET, Chairman.

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on Senate Bill No. 1 will be considered in the sixth order of business.

Rep. Lillehaugen moved that the report of the Committee on Social Welfare on Senate Bill No. 127 be delayed until Monday, February 28, 1949, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 204, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following: "For an Act requiring a North Dakota title to a motor vehicle before sale; failure to furnish title voids sale; constituting sale without a North Dakota title a misdemeanor, and repealing Section 39-0516 of the North Dakota Revised Code of 1943.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY

OF THE STATE OF NORTH DAKOTA:

SECTION 1.) No person, firm, association, partnership or corporation shall sell any use motor vehicle until the seller thereof has obtained a North Dakota certificate of title thereto from the motor vehicle registrar. The Sale of a used motor vehicle without a North Dakota certificate of title thereto shall constitute a misdemeanor, and in case the transferee does not obtain a North Dakota title thereto from the seller of such used motor vehicle, the shall be void and of no force and effect, and the purchaser shall be entitled to an immediate refund of the purchase price from the seller.

SECTION 2. REPEAL.) Section 39-0516 of the North Da-

kota Revised Code of 1943 is hereby repealed."

Renumber lines accordingly.

And when so amended recommend the same do pass. REP. GRAHAM, Chairman. Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on Senate Bill No. 204 will be considered in the sixth order of business.

# SIXTH ORDER OF BUSINESS

Rep. Smart moved that Senate Bill No. 115 be placed in General Orders, which motion prevailed.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 32, as shown on page 926 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 32 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 32. A Bill for an Act to Amend and Reenact Sections 52-0909, 52-0910 and 52-0921 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Taxes Levied Under the Old Age Survivor Insurance System and Refunds Thereof.

## 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:	
Acheson	Haugen, McLean	Rudolf
Allen	Haugland	Saumur
Anderson, Cass	Helling	Schade
Anderson, Ransom	Helm	Schmidt
Arndt	Hofstrand	Schuler
Baeverstad	Holand	Schwartz
Benson	Homelvig	Seibel
Bentz	Johnson	Simenson
Brady	Kjelgaard	Siverson
Bryans	Klefstad	Skaar
Bubel	Kleppe	Smart
Bymers	Langley	Snow
Callahan	Langseth	Solberg
Collette	Larsen	Sorlie
Culver	Larson	Stair
Dalzell	Laske	Starck
Dewing	Lee	Stevens
Drawz	Leet	Sticka
Einarson	Leier	Stormon, Ramsey
Ekren	Lillehaugen	Stormon, Rolette
Erickson	Lindberg	Thompson, Richl'd
Esterby	Link	Thompson, McL'n
Frank	Locken	Wadeson
Freadhoff	Luick	Wahl
Fristad	McInnes	Walster
	Moe	Wambheim
Graham	Moerke	Welk
Gumeringer	Mollett	Westby
Haedt	Monson	Williams
Halcrow	Murray	Wolf
Hammer	Nygaard	Wollitz

Power Zurcher Haugen, Griggs-Steele Rolfsrud Mr. Speaker Absent and not voting: Anderson Cote Heimes Eddy-Foster Fitch Maher Anderson, Richl'd Fleck Sailer Baker Hafner Sellens Yirchott Braun Hegge Brickner

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Fuglestad moved that the House comply with the request of the Senate for the return of House Bills Nos. 162 and 265, which motion prevailed.

Rep. Fristad requested that the House return to the eighth order of business.

Rep. Fristad moved that the House reconsider the action by which Senate Bill No. 49 was Indefinitely Postponed, which motion lost.

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed.

GEORGE OLSON, Chief Clerk.

## FIFTY-FOURTH DAY

Bismarck, February 26, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Major H. J. Nicholls of the Salvation Army.

The roll was called and all members were present except Reps. Anderson of Richland, Baker, Braun, Brickner, Cote, Fitch, Fleck, Heimes, McInnes, Sailer, Wahl, Yirchott.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 26, 1949

Mr. Speaker: I have the honor to transmit: Senate Bill No. 26 Senate Bill No. 31 Senate Bill No. 35 Senate Bill No. 36 Senate Bill No. 57 Senate Bill No. 58 Senate Bill No. 59 Senate Bill No. 65 Senate Bill No. 67 Senate Bill No. 73 Senate Bill No. 92 Senate Bill No. 95 Senate Bill No. 103 Senate Bill No. 105

Senate Bill No. 132
Senate Bill No. 134
Senate Bill No. 143
Senate Bill No. 146
Senate Bill No. 165
Senate Bill No. 168
Senate Bill No. 170
Senate Bill No. 185

Senate Concurrent Resolution "B" Senate Memorial Resolution "B"

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

W. J. TROUT, Secretary.

## MESSAGES TO THE SENATE

House Chamber Bismarck, February 26, 1949

Mr. President: I have the honor to return:

Senate Bill No. 169 Senate Bill No. 208 Senate Bill No. 209 Senate Bill No. 229 Senate Bill No. 233

Senate Concurrent Resolution "A".

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 26, 1949

Mr. President: I have the honor to return:

Senate Bill No. 50 Senate Bill No. 87 Senate Bill No. 110 Senate Bill No. 117 Senate Bill No. 167 Senate Bill No. 195

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 26, 1949

Mr. President: I have the honor to return:

Senate Bill No. 15.

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 26, 1949 Mr. President: I have the honor to request the return of Senate Bill No. 93 and Senate Bill No. 225.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 26, 1949

Mr. President: I have the honor to request the return of Senate Bill No. 125 which was messaged over in error. GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 26, 1949

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendments to House Bill No. 32.

GEORGE OLSON, Chief Clerk.

House Chamber

Bismarck, February 26, 1949

Mr. President: I have the honor to inform you that the House herewith returns House Bills Nos. 162 and 265 which the Senate has requested.

GEORGE OLSON, Chief Clerk.

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

Page 966, line 12 from the bottom, change the figure "247" to "243"

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

# MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1949 Mr. Speaker: I have the honor to return: House Bill No. 55 House Bill No. 80 House Bill No. 133 House Bill No. 137 House Bill No. 138 House Bill No. 139 House Bill No. 191 House Bill No. 202 House Bill No. 236 House Bill No. 336 House Bill No. 343

House Concurrent Resolution "T" House Concurrent Resolution "W"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 26, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 108 House Bill No. 121 House Bill No. 135 House Bill No. 309

House Bill No. 310

House Concurrent Resolution "M" House Concurrent Resolution "P"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber

Bismarck, February 26, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 77 House Bill No. 78 House Bill No. 79 House Bill No. 109 House Bill No. 134 House Bill No. 182 House Bill No. 247 House Bill No. 287

House Bill No. 342

House Concurrent Resolution "Q"

Which the Senate has amended.

W. J. TROUT, Secretary.

# AMENDMENTS TO HOUSE BILLS

House Bill No. 77:

In line 9 strike out the figure \$85,000.00 and insert the figure \$82,600.00 in lieu thereof.

After line 22 insert the following two lines and renumber the remaining line:

23 Transfer to General Fund for Assistant

24 Attorney General's Salary ......\$2,400.00

House Bill No. 78:

In line 8 strike out the figure \$22,940.00 and insert the figure \$21,260.00 in lieu thereof.

After line 15 insert the following two lines and renumber the remaining line:

16 Transfer to General Fund for Assistant

17 Attorney General's Salary .....\$1,680.00

House Bill No. 79:

In line 8 strike out the figure \$9,600.00 and insert the figure \$7,920.00 in lieu thereof.

After line 14 insert the following two lines and renumber the remaining line:

15 Transfer to General Fund for Assistant

16 Attorney General's Salary ...... \$1,680.00

House Bill No. 109:

In Line 6, strike out the word "ten" and insert the words "seven and one-half".

House Bill No. 134:

In line 11, at page 2, after the word "dollars" insert the following language: "A like fee shall be paid upon each annual renewal thereof." Strike out the emergency clause both in the Bill and in the title. Add "Section 2. All acts and parts of acts in conflict herewith are hereby repealed." In the title strike out all reference to the emergency and add the following language: "and repealing all acts or parts of acts in conflict herewith."

House Bill No. 182.

At the end of line 12, add the following language:

"Provided, however, that such contracts, agreements or arrangements shall in no way impair the rights, powers, duties or authority of local school districts and school boards in the management and control of their local schools."

Renumber the lines.

House Bill No. 247.

On line 174, strike out the word "prior" and all of line 175 and insert in lieu thereof the following language:

"during the existence of this act."

House Bill No. 287.

On line 11, strike out the word "such" and insert, in lieu thereof, the words "the right of a";

On line 12, strike out the words "from providing" and insert, in lieu thereof, the words "to provide";

Renumber the lines, if necessary.

House Bill No. 342.

On line 22, after the word "patrol" insert the following language: "or cars used principally in institutional, juvenile, parole and placement service";

Renumber the lines, if necessary.

House Concurrent Resolution "Q".

At the end of the Resolution add the following language: "Be it further resolved that copies of this resolution be sent to the members of the North Dakota Industrial Commission and the manager of the Bank of North Dakota by the Secretary of State."

Renumber the lines accordingly.

## REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

```
House Bill No.
House Bill No.
                10
House Bill No.
                58
House Bill No. 59
House Bill No. 84
House Bill No. 85
House Bill No. 105
House Bill No. 127
House Bill No. 140
House Bill No. 168
House Bill No. 214
House Bill No. 218
House Bill No. 237
House Bill No. 238
House Bill No. 319
House Bill No. 329
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## REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed.

House Bill No. 105

#### REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 26 House Bill No. 56

# REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolutions "K", "N" to the office of the Secretary of State at the hour of 3:10 p. m. on February 25, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 26 House Bill No. 56

Gumeringer

Haedt

House Concurrent Resolution "S"

REP. FRANK, Chairman.

Mr. Speaker

Rep. Monson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the House reconsider the action by which Senate Bill No. 39 was lost, which motion prevailed.

Rep. Starck moved that Senate Bill No. 39 be placed on the calendar, which motion prevailed.

The following Senate bills, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 112. A Bill for an Act to Amend and Reenact Section 39-0704, Revised Code of North Dakota for 1943, Defining the Powers of Local Authorities to Regulate and Control Traffic by Ordinance.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were, ayes, 69; nays 28; absent and not voting 16.

Those voting in the affirmative were: Acheson Hafner Nygaard Allen Halcrow Rolfsrud Anderson, Cass Haugen, Saumur Griggs-Steele Anderson, Ransom Schmidt Anderson Hegge Schwartz Eddy-Foster Holand Simenson Arndt Homelvig Siverson Baeverstad Johnson Skaar Brady Kjelgaard Smart Bymers Klefstad Sorlie Callahan Langley Stair Culver Langseth Sticka Dalzell Larsen Stormon, Ramsey Dewing Larson Stormon, Rolette Drawz Laske Thompson, Richl'd Einarson Lee Wadeson Ekren Wahl Leet Erickson Lillehaugen Wambheim Freadhoff Lindberg Westby Williams Fristad Link Luick Fuglestad Wollitz Graham Maher Zurcher

McInnes

Murray

Those voting in the negative were:

Bentz Hofstrand Seibel Bryans Kleppe Snow Bubel Leier Solberg Esterby Locken Starck Frank Moerke Stevens Hammer Mollett Thompson, McL'n

Haugen, McLean Monson Walster Haugland Rudolf Welk Helling Schuler Wolf

Helm

Absent and not voting:

Anderson, Richl'd Power Cote Fitch Baker Sailer Benson Fleck Schade Braun Heimes Sellens Brickner Moe Yirchott Collette

So the bill was declared passed, and the title was agreed to. Rep. Smart moved that the vote by which Senate Bill No. 112 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard requested that the House be on the eighth order of business, which request was granted.

Rep. Nygaard moved that a poem received from one of his constituents, be read from the desk, which motion prevailed. The Speaker announced that the House would return to the thirteenth order of business.

Senate Bill No. 207. A Bill for an Act Declaring the Effect of a Registered Brand or Mark on Livestock; Requiring a Bill of Sale on the Sale of Branded or Marked Livestock; Declaring the Effect Thereof; Providing a Penalty and Repealing Section 36-0907 of the North Dakota Revised Code of 1943.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 16; absent and not voting, 16.

Those voting in the affirmative were:

Allen	Haugen, McLean	Rolfsrud
Anderson, Cass	Haugland	Rudolf
Anderson,	Helling	Saumur
Eddy-Foster	Helm	Schade
Arndt	Hofstrand	Schuler
Baeverstad	Holand	Seibel
Benson	Johnson	Sellens
Bentz	Kjelgaard	Simenson
Brady	Kleppe	Siverson
Bryans	Langley	Skaar
Bubel	Langseth	Smart
Bymers	Larsen	Snow
Callahan	Larson	Sorlie
Collette	Laske	Starck
Dalzell	Lee	Stormon, Ramsey
Dewing	Leet	Stormon, Rolette
Einarson	Leier	Thompson, Richl'd
Ekren	Lillehaugen	Thompson, McL'n
Erickson	Lindberg	Wadeson

Esterby Wahl Link Frank Wambheim Luick Freadhoff Maher Westby McInnes Williams Gumeringer Haedt Moe Wolf Halcrow Moerke Wollitz Mollett Zurcher Hammer Haugen, Monson Mr. Speaker Griggs-Steele Power

Those voting in the negative were:

Acheson Homelvig Solberg
Anderson, Ransom Locken Stevens
Culver Nygaard Sticka
Graham Schmidt Walster
Hafner Schwartz Welk

Hegge

Absent and not voting: Anderson, Richl'd Fitch Klefstad Baker Fleck Murray Fristad Sailer Braun Stair Brickner Fuglestad Cote Heimes Yirchott

Drawz

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Maher moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was withdrawn.

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Section 12-0918 of the North Dakota Revised Code of 1943 Relating to Lobbyists.

Rep. Graham moved that further consideration of Senate Bill No. 243 be Indefinitely Postponed.

Rep. Johnson moved a substitute motion that further consideration of Senate Bill No. 243 be deferred until Monday, February 28, 1949, which motion prevailed.

Senate Bill No. 114. A Bill for an Act Providing for the Creation of Water Conservation and Flood Control Districts; Providing for the Appointment of Boards of Water Conservation and Flood Control Commissioners and Fixing Their Powers and Duties; Providing for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Benefited, Providing for the Levy of Special Assessments, Prescribing the Duties of County Commissioners Relating to Water Conservation and Flood Control Districts; Providing for the Exemption of Federal Projects and Agencies; Providing That Water Conservation and Flood Control Districts May Contract With Federal and State Departments or Agencies, Persons and Corporations and May Acquire Property in Adjoining States, Repealing Chapter 61-16 of the North Dakota Revised Code of 1943, and chapter 373, of the Session Laws of 1947; and Declaring an Emergency.

Rep. Bubel moved that further consideration of Senate Bill No. 114 be deferred until Monday, February 28, 1949, which motion prevailed.

Senate Bill No. 39. A Bill for an Act to Amend and Reenact Sections 20-0105, 20-0106 and Subsection 4 of 20-0503 of the North Dakota Revised Code of 1943, Making it Legal to Shine for Raccoon.

## ROLL CALL

The question now being on the final passage of the bill, as amended, the roll was called and there were ayes, 98; nays, 1; absent and not voting, 15.

mays, 1, absent and		
	e affirmative were:	
Acheson	Haugen, McLean	Rudolf
Allen	Haugland	Saumur
Anderson, Cass	Hegge	Schade
Arndt	Helling	Schmidt
Baeverstad	Helm	Schuler
Benson	Hofstrand	Schwartz
Bentz	Holand	Seibel
Brady,	Homelvig	Simenson
Bryans	Kjelgaard	Siverson
Bubel	Klefstad	Skaar
Bymers	Kleppe	Smart
Callahan	Langley	Snow
Collette	Langseth	Solberg
Culver	Larsen	Sorlie
Dalzell	Larson	Stair
Dewing	Laske	Starck
Drawz	Lee	Stevens
Einarson	Leet	Sticka
Ekren	Leier	Stormon, Ramsey
Erickson	Lillehaugen	Stormon, Rolette
Esterby	Lindberg	Thompson, Richl'd
Frank	Link	Thompson, McL'n
Freadhoff	Locken	Wadeson
Fristad	Luick	Wahl
Fuglestad	Maher	Walster
Graham	McInnes	Wambheim
Gumeringer	Moe	Welk
Haedt	Moerke	Westby
Hafner	Monson	Williams
Halcrow	Murray	Wolf
Hammer	Nygaard	Wollitz
Haugen,	Power	Zurcher
Griggs-Steele	Rolfsrud	Mr. Speaker
Those voting in th	e negative were:	
Anderson, Ransom		
Absent and not vot	ting:	
Anderson,	Brickner	Johnson
Eddy-Foster	Cote	Mollett
A 1 D: 111		G - 11

Braun Heimes Yirchott
So the bill was declared passed, as amended, and the title
was agreed to.

Rep. Murray moved that the vote by which Senate Bill No. 39 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost on a voice vote.

# MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 26, 1949

Sailer

Sellens

Mr. Speaker: I have the honor to return: Senate Bill No. 93

Fitch

Fleck

Anderson, Richl'd

Baker

Senate Bill No. 125 Senate Bill No. 225

Which the House has requested.

W. J. TROUT, Secretary.

## GENERAL ORDERS

Rep. Skaar 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 Rep. Skaar 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. 115 and recommend that the same be amended as follows:

Line 5 of the title, strike out the comma after the figure "1949" and insert in lieu thereof the word "and"; also in line 5, strike out the figures and word "1951 and 1952" and the comma following.

In line 1 of the bill, strike out the comma after the figure "1949" and insert in lieu thereof the word "and"; and strike out the figures and word "1951 and 1952" in lines 1 and 2.

In line 4, between "judge" and the comma, insert the language, "including county judges in counties having increased jurisdiction".

In line 25 of the bill, strike out the words "three thousand four hundred" and insert the words "three thousand one hundred"

In lines 28 and 29, strike out the words "three thousand eight hundred" and insert the words "three thousand five hundred".

In line 37 of the bill, strike out the comma after the figure "1949" and insert the word "and".

In line 38, strike out the figures and word "1951 and 1952" and the comma.

Renumber the lines accordingly.

And when so amended recommend that Senate Bill No. 115 be re-referred to the Committee on Judiciary.

REP. SKAAR, Chairman, Committee of the Whole.

Rep. Leet moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1949

Mr. Speaker: I have the honor to request the return of House Bill No. 309 for reconsideration.

W. J. TROUT, Secretary.

Rep. Thompson of Richland requested that the House be on the eighth order of business, which request was granted.

Rep. Thompson of Richland moved that the House reconsider the action by which Senate Bill No. 225 was Indefinitely Postponed, which motion prevailed.

Rep. Thompson of Richland moved that Senate Bill No. 225 be placed in General Orders, which motion prevailed.

Rep. Thompson of Richland moved that Senate Bill No. 225 be placed in General Orders, which motion prevailed.

Rep. Johnson moved that the amendments offered by Rep. Thompson of Richland be printed in the House Journal, and further action on the bill be delayed until Monday, February 28, 1949, which motion prevailed.

Rep. Thompson's proposed amendments to Senate Bill No. 225:

In Section 6, after line 67 of the engrossed bill, insert subsection 2 to read as follows:

"2. In addition thereto each landowner shall have one additional voice or vote for each \$100.00 or major fraction thereof of assessment that his land is subject to as established by the board under the provisions of Section 4 of this act."

In Line 134 strike out the following sentence: "The provisions of law pertaining to the construction of drains shall govern the drain board in the handling of such repair and construction projects."

Renumber lines accordingly.

Rep. Bubel moved that the House comply with the request of the Senate for the return of Senate Bill No. 309, which motion prevailed.

Rep. Stormon of Rolette moved that the House reconsider the action by which Senate Bill No. 93 was lost, which motion prevailed.

Rep. Stormon of Rolette moved that Senate Bill No. 93 be placed on the calendar on Monday, February 28, 1949, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 26, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 87, and the President has appointed as a conference committee to act with a like committee from the House, Senators: Day, Duffy and Solberg.

W. J. TROUT, Secretary.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, February 26, 1949

Mr. President: I have the honor to return House Bill No. 309 which the Senate has requested.

GEORGE OLSON, Chief Clerk.

Rep. Graham moved the Speaker appoint a committee of three to meet with a like committee of the Senate on Senate Bill No. 87.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 87, Reps. Graham, Bubel, Holand.

Rep. Stormon of Rolette moved that the courtesy of the floor be extended to former Congressman O. B. Burtness of Grand Forks, which motion prevailed.

Rep. Hafner moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 1:30 p. m. Monday, February 28, 1949, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber Bismarck, February 26, 1949

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. 87, Representatives Graham, Bubel and Holand.

GEORGE OLSON, Chief Clerk.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

```
Senate Bill No.
Senate Bill No.
                  6
Senate Bill No.
                  7
Senate Bill No.
                  8
Senate Bill No.
                 26
Senate Bill No.
                 31
Senate Bill No.
                 35
Senate Bill No.
                 36
Senate Bill No.
                 57
Senate Bill No.
                 58
Senate Bill No.
                 59
Senate Bill No.
                 65
Senate Bill No.
                 67
Senate Bill No.
                 73
Senate Bill No.
                 92
Senate Bill No. 95
Senate Bill No. 103
Senate Bill No. 105
Senate Bill No. 132
Senate Bill No. 134
Senate Bill No. 143
Senate Bill No. 146
Senate Bill No. 165
Senate Bill No. 168
Senate Bill No. 170
Senate Bill No. 185
Senate Concurrent Resolution "B"
House Bill No. 10
House Bill No.
                58
House Bill No.
                59
House Bill No.
                84
House Bill No.
                85
House Bill No. 105
House Bill No. 127
House Bill No. 140
House Bill No. 168
House Bill No. 214
House Bill No. 218
House Bill No. 237
House Bill No. 238
House Bill No. 319
House Bill No. 329
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And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Hafner, until 1:30 p.m. Monday, February 28, 1949.

GEORGE OLSON, Chief Clerk.

# FIFTY-FOURTH DAY AFTER RECESS AND FIFTY-SIXTH DAY

Bismarck, February 28, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken with Speaker Levin presiding.

# MESSAGES TO THE SENATE

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to return: Senate Bill No. Senate Bill No. 6 Senate Bill No. 7 Senate Bill No. Senate Bill No. Senate Bill No. Senate Bill No. 35 Senate Bill No. 36 Senate Bill No. 57 Senate Bill No. 58 Senate Bill No. 59 Senate Bill No. 65 Senate Bill No. 67 Senate Bill No. Senate Bill No. Senate Bill No. 95 Senate Bill No. 103 Senate Bill No. 105 Senate Bill No. 132 Senate Bill No. 134 Senate Bill No. 143 Senate Bill No. 146 Senate Bill No. 165 Senate Bill No. 168 Senate Bill No. 170 Senate Bill No. 185 Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to return: Senate Memorial Resolution "B"

Senate Concurrent Resolution "B" Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to transmit:

House Bill No. 10

House Bill No.

House Bill No.

House Bill No. 84

House Bill No. 85

House Bill No. 105

House Bill No. 127

House Bill No. 140

House Bill No. 168

House Bill No. 214

House Bill No. 218

House Bill No. 237 House Bill No. 238

House Bill No. 319 House Bill No. 329

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Z"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "R"

Senate Bill No. 125

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to return:

Senate Bill No. /43

Senate Bill No. 120

Which the House has amended.

GEORGE OLSON, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3

Senate Bill No. 44

Senate Bill No. 62

Senate Bill No. Senate Bill No. 90 Senate Bill No. 96 Senate Bill No. 130 Senate Bill No. 131 Senate Bill No. 142 Senate Bill No. 145 Senate Bill No. 151 Senate Bill No. 183 Senate Bill No. 187 Senate Bill No. 194 Senate Bill No. 211 Senate Bill No. 212 Senate Bill No. 213 Senate Bill No. 217 Senate Bill No. 231 Senate Bill No. 234 Senate Bill No. 236 Senate Bill No. 240 Senate Bill No. 242 Senate Concurrent Resolution "M"

Senate Concurrent Resolution "N"

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

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 32, 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:

"If, upon investigation, the commissioner finds that any insurance company incorporated under the laws of North Dakota is doing business in another state or territory without having first procured a license or authority from such state or territory, if any is required, authorizing it to do business therein, he may revoke the authority of such company to do business in this State."

Renumber lines accordingly.

And when so amended recommend the same do pass.

#### REP. BRAUN, Chairman.

Rep. Kjelgaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Industry and Business on Senate Bill No. 32 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 113, have had the same under consideration and recommend that the same be amended as follows:

In the original Bill strike out the "semi-colon" and in place thereof, put a "period".

Strike out lines 18, 19, 20, 21 and 22 of the original Bill. Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WOLF, Chairman

Rep. Allen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on State and Federal Government on Senate Bill No. 113 will be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Social Welfare to whom was referred Senate Bill No. 127, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WALSTER
REP. WOLLITZ
REP. SIMENSON
REP. GRAHAM
REP. ROLFSRUD
REP. HAUGLAND
REP. LILLEHAUGEN
REP. WILLIAMS
REP. LEIER
REP. ESTERBY
REP. HELM

REP. LILLEHAUGEN, Chairman.

Mr. Speaker: The minority of your Committee on Social Welfare to whom was referred Senate Bill No. 127, have had the same under consideration and recommend that the same do pass.

REP. LANGLEY REP. FUGLESTAD REP. SNOW REP. ALLEN

REP. LILLEHAUGEN, Chairman.

Rep. Johnson moved that the report of the minority of the Committee on Social Welfare on Senate Bill No. 127 be adopted.

Rep. Lillehaugen moved a substitute motion that the report of the majority of the Committee on Social Welfare on Senate Bill No. 127 be substituted for the report of the minority, which motion lost.

The question was then on the original motion of Rep. Johnson that the report of the minority of the Committee on Social Welfare on Senate Bill No. 127 be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 158, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRAUN, Chairman.

Rep. Hammer moved that the report be adopted, which motion prevailed and the report was adopted.

- Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 160, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 191, have had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. BRAUN, Chairman.

Rep. Klefstad moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Wolf moved that Senate Bill No. 191 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 198, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 228, have had the same under consideration and recommend that the same do pass.

REP. BRAUN, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 55 House Bill No. 80 House Bill No. 133 House Bill No. 137 House Bill No. 138 House Bill No. 139 House Bill No. 191 House Bill No. 202 House Bill No. 217 House Bill No. 228 House Bill No. 231 House Bill No. 236 House Bill No. 242 House Bill No. 245 House Bill No. 248 House Bill No. 249 House Bill No. 256 House Bill No. 262 No. 268 House Bill House Bill No. 307 House Bill No. 334 House Bill No. 336 House Bill No. 337 House Bill No. 338 House Bill No. 339 House Bill No. 340 House Bill No. 343 House Bill No. 347 House Concurrent Resolution "W" House Memorial Resolution "A"

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to request the return of House Bill No. 127.

W. J. TROUT, Secretary.

Rep. Baker requested that the House be on the eighth order of business, which request was granted.

Rep. Baker moved that the House reconsider the action by which Senate Bill No. 49 was lost.

Rep. Baker requested a roll call, which was granted.

#### ROLL CALL

The question was on the motion of Rep. Baker that the House reconsider the action by which Senate Bill No. 49 was lost, so the roll was called and there were, ayes, 63; nays 46; absent and not voting, 4.

Those voting in the affirmative were:

Fristad Sailer Anderson, Richl'd Fuglestad Saumur Arndt Gumeringer Schade Baker Haedt Schmidt Benson Hafner Schuler Bentz Halcrow Sellens Brady Haugen, McLean Simenson Braun Haugland Siverson Brickner Holand Skaar Bymers Homelvig Smart Collette Johnson Snow Culver Langley Solberg Dalzell Larsen Starck Drawz Laske Sticka Einarson Stormon, Ramsey Lee Stormon, Rolette Ekren Lindberg Erickson Thompson, McL'n Link

Esterby Moe Wahl
Fitch Nygaard Westby
Fleck Rolfsrud Wolf
Freadhoff Rudolf Yirchott

Those voting in the negative were:

Acheson Helling Mollett Anderson, Cass Helm Monson Anderson, Ransom Hofstrand Murray Anderson, Kjelgaard Power Eddy-Foster Klefstad Schwartz Baeverstad Kleppe Seibel Bryans Langseth Sorlie Bubel Larson Stair Callahan Leet Stevens Cote Leier Thompson, Richl'd

Frank Wadeson Lillehaugen Graham Locken Walster Hammer Luick Welk Haugen, Maher Williams Griggs-Steele McInnes Wollitz Hegge Moerke Zurcher

Absent and not voting:

Dewing Heimes

Wambheim

Mr. Speaker

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

Rep. Wolf moved that the absent members be excused, which motion prevailed.

Rep. Wolf moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

### FIFTY-SIXTH DAY

Bismarck, February 28, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Major H. J. Nicholls of the Salvation Army.

The roll was called and all members were present except Reps. Benson, and Heimes.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-Third Day after Recess and Fifty-Fourth day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 113

House Bill No. 115

House Bill No. 172

House Bill No. 177

House Bill No. 220 House Bill No. 250

House Bill No. 265

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 156

House Bill No. 175

House Bill No. 203

House Bill No. 254

House Bill No. 271

House Bill No. 277

House Bill No. 279

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 61

House Bill No. 65

House Bill No. 67

House Bill No. 70

House Bill No. 126 House Bill No. 162 House Bill No. 195

House Bill No. 204

Which the Senate has amended.

W. J. TROUT, Secretary.

## SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 61

In line 3, strike out the figures \$475,000.00 and insert in lieu thereof the figures \$495,000.00.

In line 16, strike out the figures \$50,000 and insert in lieu thereof the figures \$45,000.00.

In line 17 strike out the figures \$56,000.00 and insert in lieu thereof the figures \$76,000.00.

In line 23-a insert the following: Compiling, printing, mailing and postage of annual report and financial statement giving details of receipts and expenditures, to be mailed to every person, firm or corporation which has paid inspection or other fees to the State Seed Department during the preceding year

In line 24 strike out the figures \$475,000.00 and insert in lieu thereof the figures \$495,000.00.

House Bill No. 65

In line 4 strike out the figure \$1,100,050.00 and insert the figure \$1,140,050.00 in lieu thereof.

In line 60 strike out the figure \$225,000.00 and insert the figure \$265,000.00 in lieu thereof.

In line 65 for Total strike out the figure \$1,897,050.00 and insert the figure \$1,937,050.00 in lieu thereof.

House Bill No. 67

In line 2 strike out the figure \$340,000.00 and insert the figure \$325,000.00 in lieu thereof.

In line 4 strike out the figure \$675,200.00 and insert the figure \$709,200.00 in lieu thereof.

After line 35 insert the following two lines:

"36 3. Additional Appropriation for Remodeling

Old Administration Building .....\$20,000.00"

And renumber the lines accordingly.

In line 45 for Total strike out the figure \$1,014,200.00 and insert the figure \$1,034,200.00 in lieu thereof.

House Bill No. 70.

In line 3 strike out the figure \$40,000.00 and insert the figure \$50,000.00 in lieu thereof.

House Bill No. 126.

In lines 10, 11, 12, 17 and 22, the parenthesis be removed and brackets substituted.

House Bill No. 162.

In the engrossed bill, at the end of line 59, add the words "or community."

House Bill No. 162.

In the last line of the title after the word "county" insert the words "or community".

In lines 1, 16, 19, 28, 46, 47, 59, 61 and 64 between the word "county" and the word "hospital" insert the words "or community".

In line 49, beginning with the words "the secretary" strike out the balance of the section and insert in lieu thereof the following language: "Proper vouchers may be presented by the hospital association to the Board of County Commissioners and with the approval of the board the county auditor shall draw warrants on the separate fund in payment of such vouchers."

In line 62, strike out the period and add the following: "Unless all tax money received by the hospital association has been repaid to the county without interest."

House Bill No. 204.

On line 23, after the period insert the following language: "The aggregate liability of the surety to all persons, however, shall in no event exceed the amount of said bond."

Renumber the lines.

House Bill No. 195

On line 18 of the original bill, after the comma following the word "except" strike out the balance of the bill, and insert, in lieu thereof, the following:

"however, when the offense is committed in any county within an area, where there is in process of construction any federal project of such magnitude as to attract to such area a large number of people from outside the locality, then any person convicted of an offense for which he might have been sentenced to a county jail, and who is not, in the opinion of the court, permanently residing in said area, the cost of care and keep shall be paid by the state out of funds appropriated for that purpose. Provided further that whenever the state farm is filled to capacity and there are no longer adequate facilities for additional inmates, the board of administration shall notify the courts of such facts and after such notice no further commitments shall be made to said institution until such facilities have been provided. The board shall have authority to enter into an arrangement or agreement with the proper authorities of the federal government whereby persons convicted of a crime in the federal court of this state may be committed to said farm, but persons convicted in the federal court shall be admissible to the said farm only if the term of sentence is not less than thirty days nor more than one year.

SECTION 2. AMENDMENT.) Section 12-5109 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

12-5109. BOARD OF ADMINISTRATION MAY TRANS-FER PERSON FROM STATE FARM TO PENITENTIARY OR FROM PENITENTIARY TO STATE FARM.) When the board of administration, either at the time of commitment or at any time thereafter, shall determine that for purposes of safety of other inmates or of the general public or for the purpose of discipline it is necessary or proper that any person committed to the state farm should be transferred to the state penitentiary, such transfer may be made for, such period as the board may deem proper. Where a person who has been committed to the state farm conducts himself in such manner as to interfere with the operation of the farm, or with the welfare or safety of others, and where in the judgment of the board of administration the best interests of such person or the best interests and welfare of other persons committed to the farm so require, the board may direct that such person be removed from the farm and placed in the penitentiary. The board also may direct that persons who have been sentenced to the penitentiary be transferred to the farm, when such action seems desirable and for the best interests of the person so transferred and in no manner detrimental to the welfare of other persons who have been committed to the said farm. The board may cause persons committed to the said farm to be assigned for work incident to the operations of the penitentiary or of any other institution under the control of the said board."

Renumber the lines.

## PETITIONS AND COMMUNICATIONS

A letter to Speaker Levin from Congressman Lemke, regarding the receipt of HCR "C", was read by the Chief Clerk.

A letter of thanks from Mr. and Mrs. Elmer Norgart of Edinburg for the money contributed by the House of Representatives to them, after their fire, was read by the Chief Clerk

Rep. Halcrow moved that the communication from Mr. and Mrs. Norgart be printed in the House Journal, which motion prevailed.

Edinburg, N. D. February 26, 1949

Palmer Levin, Speaker House Chamber North Dakota Legislative Assembly Bismarck, North Dakota

Dear Sir:

We wish to acknowledge receipt of gift of money, contributed by members of the Legislative Assembly.

Please express our deep appreciation for this, to each and everyone here who with word and deed helped us in our hour of sorrow and loss.

Sincerely,

Mr. and Mrs. Elmer Norgart

A letter received by Rep. Murray from Mr. Brooks Hoskins complaining about the pending legislation, was read by the Chief Clerk.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 214, have had the same under consideration and recommend that the same do pass.

REP. MOLLETT, Chairman.

Rep. Wadeson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 218, have had the same under consideration and recommend that the same be amended as follows:

In line 25 of Section 1 of the engrossed bill, at the end of the line, strike out the period and insert in lieu thereof a semicolon; then add the following: "provided, however, that this Act and the provisions thereof shall expire by their own limitation on July 1, 1961."

Re-number the lines.

And when so amended recommend the same do pass.

REP. MOLLET, Chairman.

Rep. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on Senate Bill No. 218 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 219, have had the same under consideration and recommend that the same be amended as follows:

At the end of line 15, Section 1, strike out the period and insert in lieu thereof a semicolon; then add the following:

"provided, however, that this act and the provisions thereof shall expire by their own limitation on July 1, 1961."

Renumber the lines.

And when so amended recommend the same do pass.

#### REP. MOLLET, Chairman.

Rep. Sailer moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on Senate Bill No. 219 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 221, have had the same under consideration and recommend that the same be amended as follows:

In-Section 1 of the engrossed bill, strike out everything after the word "of" in line 5.

Insert in lieu thereof the following:

"two million dollars. Such sum shall be transferred to said sinking fund on order of the State Industrial Commission at or promptly following the issuance of such bonds."

Renumber the lines.

And when so amended recommend the same do pass.

REP. MOLLET, Chairman.

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Finance and Taxation on Senate Bill No. 221 will be considered in the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Erickson moved that the amendments to Senate Bill No. 1, as recommended by the Committee on Finance and Taxation and printed in the House Journal on page 970 be adopted, which motion prevailed.

The Speaker announced that Senate Bill No. 1 would now be referred to the Committee on Appropriations.

Rep. Culver moved that the amendments to Senate Bill No. 204, as recommended by the Committee on Judiciary and printed in the House Journal on page 971 be adopted, which motion prevailed.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Bubel moved that the House comply with the request of the Senate for the return of House Bill No. 127, which motion prevailed.

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 77, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 77 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 77. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 75; nays, 25; absent and not voting, 13.

Those voting in the affirmative were:

Those voting in the	e allimative were.	
Acheson	Fristad	Rudolf
Allen	Fuglestad	Saumur
Anderson, Cass	Gumeringer	Schade
Anderson,	Haedt	Schmidt
Eddy-Foster	Hafner	Schwartz
Anderson, Richl'd	Halcrow	Sellens
Arndt	Haugen,	Simenson
Baeverstad	Griggs-Steele	Smart
Baker	Haugen, McLean	Solberg
Bentz	Haugland	Sorlie
Brady	Hofstrand	Starck
Braun-	Holand	Sticka
Brickner	Homelvig	Stormon, Ramsey
Bryans	Johnson	Stormon, Rolette
Bubel	Kleppe	Thompson, McL'n
Callahan	Langley	Wadeson
Collette	Langseth	Wahl
Cote	Larsen	Walster
Dalzell	Laske	Wambheim
Dewing	Lee	Westby
Drawz	Leet	Wolf

Einarson		Lillehaugen	Wollitz
Ekren		Lindberg	Yirchott
Erickson	1	Luick	Zurcher
Fitch		Nygaard	Mr. Speaker
Fleck		Power	2 4 4 5 CONTRACT
Those voting	n +	he negative were.	

Those voting in the negative were:

Anderson, Ransom	Larson	Rolfsrud	
Bymers	Leier	Schuler	
Esterby	Link	Seibel	
Frank	Locken	Siverson	
Graham	Maher	Snow	
Hammer	Moerke	Stevens	
Helling	Mollett	Thompson, Richl'd	

Helling Mollett Helm Murray

Kjelgaard

Absent and not voting:

Benson	Klefstad	Sailer
Culver	McInnes	Skaar
Freadhoff	Moe	Stair
Hegge	Monson	Welk
Heimes	2,100,582,002	

So the bill was declared passed, as amended, and the title was agreed to.

Williams

Rep. Sticka moved that the House concur in the Senate amendments to House Bill No. 78, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Johnson moved that the rules be suspended and House Bill No. 78 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 78. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

### 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:

Acheson	Haedt	Power
Allen	Hafner	Rolfsrud
Anderson, Cass	Halcrow	Rudolf
Anderson, Ransom	Haugen,	Saumur
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Arndt	Hegge	Schwartz
Baeverstad	Helling	Sellens
Baker	Hofstrand	Simenson
Benson	Holand	Siverson
Bentz	Homelvig	Skaar
Brady	Johnson	Smart
Braun	Kjelgaard	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Sorlie
Bubel	Langseth	Starck
Callahan	Larsen	Sticka
Braun Brickner Bryans Bubel	Kjelgaard Kleppe Langley Langseth	Snow Solberg Sorlie Starck

Collette Stormon, Ramsey Laske Stormon, Rolette Cote Lee Dalzell Leet Thompson, McLin Wadeson Dewing Leier Drawz Lillehaugen Wahl Walster Einarson Lindberg Wambheim Ekren Link Erickson Locken Westby Williams Esterby Luick Fitch Maher  $\mathbf{Wolf}$ Wollitz Fleck Moe Yirchott Freadhoff Moerke Zurcher Fristad Mollett **Fuglestad** Murray Mr. Speaker Gumeringer Nygaard

Those voting in the negative were:

Bymers Hammer Seibel Frank Helm Stevens

Graham Larson Thompson, Richl'd

Absent and not voting:

Culver McInnes Stair Heimes Monson Welk Klefstad Sailer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Sticka moved that the House concur in the Senate amendments to House Bill No. 79, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Sticka moved that the rules be suspended and House Bill No. 79 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 79. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 17; absent and not voting, 14.

Those voting in the affirmative were:

Acheson Fristad Rudolf Allen Fuglestad Saumur Anderson, Cass Gumeringer Schmidt Anderson, Ransom Hafner Schuler Anderson, Halcrow Sellens Haugen, Eddy-Foster Simenson Griggs-Steele Haugen, McLean Anderson, Richl'd Siverson Arndt Skaar Baeverstad Haugland Smart Hegge Baker Snow Benson Helling Solberg Bentz Holand Sorlie Brady Homelvig Starck Brickner Johnson Stevens Bryans Kleppe Sticka Bubel Langley Stormon, Ramsey

Callahan Stormon, Rolette Langseth Thompson, McL'n Collette Larsen Laske Wadeson Cote Wahl Dalzell Lee Drawz Leet Walster Wambheim Einarson Leier Ekren Lillehaugen Westby Esterby Locken Wolf Luick Fitch Wollitz Fleck Moe Yirchott Frank Nygaard Zurcher Freadhoff Power Mr. Speaker

Those voting in the negative were:

Bymers Helm Mollett Dewing Rolfsrud Kjelgaard Erickson Larson Seibel Thompson, Richl'd Graham Lindberg Haedt Link Williams Hammer Moerke

Absent and not voting:

Braun Schade Maher Culver McInnes Schwartz Heimes Monson Stair Welk Hofstrand Murray Klefstad Sailer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 109, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 109 be considered properly reengrossed and placed on final passage.

Rep. Baker moved a substitute motion that further action on House Bill No. 109 be delayed one legislative day, which motion lost on a division vote.

The question was now on the original motion of Rep. Bubel that the rules be suspended and House Bill No. 109 be considered properly reengrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 109. A Bill for an Act to Amend and Reenact Section 15-2205, North Dakota Revised Code of 1943, Fixing Mileage and Travel Expense, Amount, and How Paid for County Superintendents of Schools, and Repealing Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 9; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Graham Murray Allen Gumeringer Nygaard Anderson, Cass Haedt Power Anderson, Ransom Halcrow Rudolf

Anderson,	Hammer	Saumur
Eddy-Foster	Haugen,	Schmidt
Arndt	Griggs-Steele	Schuler
Baeverstad .	Haugen, McLean	Schwartz
Baker	Haugland	Seibel
Benson	Hegge	Sellens
Bentz	Helling	Siverson
Brady	Helm	Skaar
Braun	Holand	Solberg
Brickner	Johnson	Sorlie
Bryans	Kleppe	Stair
Bubel	Langley	Starck
Bymers	Langseth	Stevens
Callahan	Larsen	Stormon, Ramsey
Collette	Larson	Stormon, Rolette
Cote	Lee	Thompson, Richl'd
Dalzell	Leet	Thompson, McL'n
Dewing	Leier	Wadeson
Drawz	Lillehaugen	Wahl
Einarson	Lindberg	Walster
Ekren	Link	Wambheim
Erickson	Locken	Westby
Esterby	Luick	Williams
Fitch	Maher	Wolf
Fleck	Moe	Wollitz
Frank	Moerke	Yirchott
Freadhoff	Mollett	Zurcher
Fuglestad	Monson	Mr. Speaker
Those voting in th	e negative were:	
Anderson, Richl'd	Kjelgaard	Simenson
Hafner	Laske	Smart
Homelvig	Schade	Sticka
Absent and not vot	ting:	1007/07
Culver	Klefstad	Sailer
Fristad	McInnes	Snow
Heimes	Rolfsrud	Welk
77 4	TOTAL MA	11 0416

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

Hofstrand

Rep. Johnson moved that the House concur in the Senate amendments to House Bill No. 134 as shown on page 976 of the House Journal, which motion was withdrawn.

Rep. Langseth moved that the House do not concur in the Senate amendments to House Bill No. 134, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Johnson moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 134, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 134, Reps. Culver, Cote, Walster.

Rep. Leet moved that the House concur in the Senate amendments to House Bill No. 182, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Leet moved that the rules be suspended and House Bill No. 182 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 182. A Bill for an Act Authorizing the Superintendent of Public Instruction and School Districts to Enter Into Certain Agreements Pertaining to Public Education.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 102; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

THOUSE TOURING IN ONE	dilliamoric more.	
Acheson	Haedt	Nygaard
Allen	Hafner	Rolfsrud
Anderson, Cass	Halcrow	Rudolf
Anderson, Ransom	Hammer	Saumur
Anderson,	Haugen,	Schade
Eddy-Foster	Griggs-Steele	Schmidt
Anderson, Richl'd	Haugen, McLean	Schwartz
Arndt	Haugland	Seibel
Baeverstad	Hegge	Sellens
Baker	Helling	Simenson
Bentz	Helm	Siverson
Brady	Hofstrand	Skaar
Braun	Holand	Smart
Brickner	Homelvig	Snow
Bryans	Kjelgaard	Solberg
Bubel	Klefstad	Sorlie
Bymers	Kleppe	Stair
Callahan	Langley	Starck
Collette	Langseth	Stevens
Cote	Larsen	Sticka
Culver	Larson	Stormon, Ramsey
Dalzell	Laske	Stormon, Rolette
Dewing	Lee	Thompson, Richl'd
Drawz	Leet	Thompson, McL'n
Einarson	Leier	Wadeson
Ekren	Lillehaugen	Wahl
Erickson	Lindberg	Wambheim
Esterby	Link	Westby
Fleck	Locken	Williams
Frank	Luick	Wolf
Freadhoff	McInnes	Wollitz
Fristad	Moe	Yirchott
Fuglestad	Moerke	Zurcher
Graham	Mollett	Mr. Speaker
Gumeringer	Monson	
Those voting in th	e negative were:	`
Maher	Schuler	Walster
Absent and not vot	ing:	
Benson	Johnson	Sailer
Fitch	Murray	Welk
Heimes	Power	
		TO THE LOCAL CONTROL OF THE PARTY OF THE PAR

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Hegge moved that the House concur in the Senate amendments to House Bill No. 247, as shown on page 976 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House

Bill No. 247 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 247. A Bill for an Act to Amend and Reenact Sections 23-1131, 23-1132, 23-1133, 23-1134 and 23-1135 of the North Dakota Revised Code of 1943, to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-defense Activities and Veterans of World War I and World War II; to Authorize housing Authorities to Cooperate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; Defining "Veteran", and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes 106; nays, 0, absent and not voting, 7.

Those voting in the affirmative were:

Acheson	Halcrow	Nygaard
Anderson, Cass	Hammer	Power
Anderson, Ransom	Haugen,	Rolfsrud
Anderson,	Griggs-Steele	Rudolf
Eddy-Foster	Haugen, McLean	Saumur
Anderson, Richl'd	Haugland	Schmidt
Arndt	Hegge	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Callahan	Langley	Sorlie
Collette	Langseth	Stair
Cote	Larsen	Starck
Culver	Larson	Stevens
Dalzell	Laske	Sticka
Dewing	Lee	Stormon, Ramsey
Drawz	Leet	Stormon, Rolette
Einarson	Leier	Thompson, Richl'd
Ekren	Lillehaugen	Thompson, McL'n
Erickson	Lindberg	Wadeson
Esterby	Link .	Wahl
Fleck	Locken	Walster
Frank	Luick	Wambheim
Freadhoff	Maher	Westby
Fristad	McInnes	Williams
Fuglestad	Moe	Wolf
Graham	Moerke	Wollitz
Gumeringer	Mollett	Yirchott
Haedt	Monson	Zurcher
Hafner	Murray	Mr. Speaker

Absent and not voting:

Allen Heimes Schade Bymers Sailer Welk Fitch

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

Rep. Sticka moved that the House concur in the Senate amendments to House Bill No. 287, as shown on page 977 of the House Journal, which motion prevailed.

Rep. Sticka moved that the rules be suspended and House Bill No. 287 be considered properly reengrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 287. A Bill for an Act Requiring Municipalities to Maintain in Sanitary Condition Roads Leading to Grounds for the Disposal of Garbage, and Setting Forth Exceptions to the Application of Said Act.

#### 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:

Acheson	Halcrow	Power
Anderson, Cass	Haugen,	Rolfsrud
Anderson, Ransom	Griggs-Steele	Rudolf
Anderson,	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt	Helling	Schuler
Baeverstad	Helm	Schwartz
Baker	Hofstrand	Seibel
Benson	Holand	Sellens
Bentz	Homelvig	Simenson
Brady	Johnson	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Langseth	Sorlie
Callahan	Larsen	Stair
Collette	Larson	Starck
Cote	Laske	Stevens
Culver	Lee	Sticka
Dalzell	Leet	Stormon, Ramsey
Dewing	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, McL'n
Einarson	Lindberg	Wadeson
Ekren	Link	Wahl
Erickson	Locken	Walster
Esterby	Luick	Wambheim
Fleck	Maher	Westby
Frank	McInnes	Williams
Freadhoff	Moerke	Wolf
Fuglestad	Mollett	Wollitz
Graham	Monson	Yirchett
Gumeringer	Murray .	Zurcher
Haedt	Nygaard	Mr. Speaker
Hafner		
J102,000-177-77		

Absent and not voting:

Allen Hammer Sailer

Fitch Heimes Thompson, Richl'd Fristad Moe Welk

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Johnson moved that the House concur in the Senate amendments to House Bill No. 342, as shown on page 977 of the House Journal, which motion prevailed.

Rep. Johnson moved that the rules be suspended and House Bill No. 342 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 342. A Bill for an Act to Amend and Reenact Sections 39-0102 and 39-0103 of the North Dakota Revised Code of 1943, Providing for the Names To Be Printed on State-owned Motor Vehicles; Providing a Penalty and Prohibiting the Use of any State-owned Motor Vehicle for Private Use or Political Activities, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Hafner Power Acheson Halcrow Hammer Rudolf Anderson, Cass Anderson, Ransom Saumur Schade Anderson, Haugen, Griggs-Steele Schmidt Eddy-Foster Haugen, McLean Schuler Anderson, Richl'd Haugland Schwartz Arndt Hegge Seibel Baeverstad Simenson Helling Baker Helm Siverson Bentz Braun Hofstrand Skaar Holand Smart Brickner Johnson Snow Bryans Kjelgaard Solberg Bubel Klefstad Sorlie Bymers Stair Callahan Kleppe Starck Langley Collette Cote Larsen Stevens Sticka Larson Culver Stormon, Ramsey Stormon, Rolette Dalzell Laske Dewing Lee Thompson, Richl'd Leet Drawz Leier Thompson, McL'n Einarson Ekren Lillehaugen Wadeson Lindberg Wahl Erickson Walster Link Esterby Locken Wambheim Fitch Luick Westby Fleck Williams Frank McInnes Freadhoff Moe Wolf Wollitz Moerke Fristad Mollett Yirchott Fuglestad . Monson Zurcher Graham

Gumeringer Murray Mr. Speaker Haedt Nygaard

Absent and not voting:

Allen Homelvig Sailer Benson Langseth Sellens Brady Maher Welk Heimes Rolfsrud

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

Rep. Maher moved that the House concur in the Senate amendments to House Concurrent Resolution "Q", as shown on page 977 of the House Journal, which motion prevailed.

Rep. Maher moved that the rules be suspended and House Concurrent Resolution "Q" be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Concurrent Resolution "Q". A Concurrent Resolution Recommending that the Industrial Commission Adopt Rules and Regulations for the Loaning of Money by the Bank of North Dakota to Soil Conservation Districts.

#### ROLL CALL

The question being on the adoption of the concurrent resolution, as amended, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were: Rudolf Acheson Haugen, Griggs-Steele Saumur Anderson, Cass Haugen, McLean Schade Anderson, Ransom Schmidt Anderson, Haugland Hegge Schuler Eddy-Foster Anderson, Richl'd Helling Schwartz Helm Seibel Arndt Simenson Hofstrand Baeverstad Baker Holand Siverson Johnson Skaar Bentz Braun Kjelgaard Smart Brickner Kleppe Snow Bryans Langley Solberg Sorlie Bymers Langseth Stair Callahan Larsen Starck Collette Larson Laske Stevens Cote Sticka Culver Lee Stormon, Ramsey Dalzell Leet Leier Stormon, Rolette Dewing Drawz Lillehaugen Thompson, Richl'd Thompson, McL'n Lindberg Einarson Ekren Link Wadeson Locken Wahl Erickson Luick Walster Frank Freadhoff Maher Wambheim Westby Fristad McInnes Moerke Williams Fuglestad Wolf Graham Mollett Wollitz Gumeringer Monson Haedt Murray Yirchott Zurcher Nygaard Hafner Halcrow Power Mr. Speaker Hammer Rolfsrud

Absent and not voting:

Allen Fitch Moe
Benson Fleck Sailer
Brady Heimes Sellens
Bubel Homelvig Welk
Esterby Klefstad

So the concurrent resolution was declared adopted.

Rep. Helling moved that the House do concur in the Senate amendments to House Concurrent Resolution "F", as shown on page 927 of the House Journal.

Rep. Erickson moved a substitute motion that the House do not concur in the Senate amendments to House Concurrent Resolution "F", as shown on page 927 of the House Journal, which motion prevailed on a division vote.

Rep. Lillehaugen moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Concurrent Resolution "F", which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Concurrent Resolution "F", Reps. Lillehaugen, Wollitz and Hofstrand.

### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, February 28, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to: Senate Bills Nos. 43, 50 and 120.

W. J. TROUT, Secretary.

The following Senate Bills, having been read, were placed on

#### FINAL PASSAGE

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Section 12-0918 of the North Dakota Revised Code of 1943 Relating to Lobbyists.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 50; absent and not voting, 14.

Those voting in the affirmative were:

Anderson, Ransom Holand Sellens Anderson, Langley Siverson Eddy-Foster Larsen Skaar Laske Smart Baeverstad Baker Leet Sorlie Callahan Stevens Leier Collette Lillehaugen Sticka Stormon, Ramsey Stormon, Rolette Dalzell Lindberg Dewing Locken Thompson, Richl'd Fleck Moerke Frank Mollett Thompson, McL'n Freadhoff Power Wadeson Halcrow Rolfsrud Westby Haugen, McLean Wolf Rudolf Yirchott Haugland Saumur Helm Schuler Mr. Speaker Hofstrand Schwartz

Those voting in the negative were:

Gumeringer Acheson Moe Anderson, Cass Hafner Monson Anderson, Richl'd Hammer Murray Arndt Haugen, Nygaard Griggs-Steele Benson Schade Bentz Helling Schmidt Brady Homelvig Seibel Braun Johnson Simenson Kjelgaard Klefstad Brickner Snow Solberg Bryans Bymers Kleppe Stair Cote Larson Starck Culver Walster Lee Drawz Link Wambheim Esterby Luick Williams Maher Fristad Wollitz Fuglestad McInnes Zurcher

Absent and not voting:

Allen Fitch Langseth
Bubel Graham Sailer
Einarson Haedt Wahl
Ekren Hegge Welk
Erickson Heimes

So the bill was declared lost.

Rep. Brickner moved that the vote by which Senate Bill No. 243 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed, on a division vote.

Senate Bill No. 114. A Bill for an Act Providing for the Creation of Water Conservation and Flood Control Districts; Providing for the Appointment of Boards of Water Conservation and Flood Control Commissioners and Fixing Their Powers and Duties; Providing for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Benefited, Providing for the Levy of Special Assessments, Prescribing the Duties of County Commissioners Relating to Water Conservation and Flood Control Districts; Providing for the Exemption of Federal Projects and Agencies; Providing That Water Conservation and Flood Control Districts May Contract With Federal and State Departments or Agencies, Persons and Corporations and May Acquire Property in Adjoining States, Repealing Chapter 61-16 of the North Dakota Revised Code of 1943, and chapter 373, of the Session Laws of 1947; and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Hammer	Saumur
Haugen,	Schmidt
Griggs-Steele	Schuler
Haugen, McLean	Schwartz
Haugland	Seibel
Helling	Sellens
Hofstrand	Simenson
	Haugen, Griggs-Steele Haugen, McLean Haugland Helling

Benson	Holand	Siverson
Bentz	Homelvig	Skaar
Braun	Johnson	Smart
Brickner	Kjelgaard	Solberg
Bryans	Klefstad	Sorlie
Bubel	Kleppe	Stair
Bymers	Langley	Starck
Callahan	Larsen	Stevens
Collette	Larson	Sticka
Cote	Laske	Stormon, Ramsey
Culver	Lee	Stormon, Rolette
Dalzell	Leet	Thompson, Richl'd
Dewing	Leier	Thompson, McL'n
Drawz	Lillehaugen	Wadeson
Einarson	Lindberg	Wahl
Ekren /	Link	Walster
Erickson	Luick	Wambheim
Esterby	Maher	Westby
Fleck	McInnes	Wolf
Freadhoff	Moe	Wollitz
Fristad	Monson	Yirchott
Fuglestad	Murray	Zurcher
Gumeringer	Power	Mr. Speaker
Halcrow	Rudolf	
Those voting in th	e negative were:	•
Frank	Locken	Mollett
Helm	Moerke	Williams
Absent and not vo	ting:	
Allen	Haedt	Rolfsrud
Anderson,	Hafner	Sailer
Eddy-Foster	Hegge	Schade
Brady	Heimes	Snow
Fitch	Langseth	Welk

Graham Nygaard
So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause carried.

Rep. Anderson of Richland moved that the vote by which Senate Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 93. A Bill for an Act to Amend and Reenact Sections 30-0219 and 30-1704 of the North Dakota Revised Code of 1943, Relating to Issuance and Service of Citation in Probate Proceedings.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 29; absent and not voting, 13.

Those voting in the affirmative were:

Acheson	Fuglestad	Rolfsrud
Allen	Graham	Saumur
Anderson, Cass	Gumeringer	Schade
Anderson, Richl'd	Halcrow	Schmidt
Arndt	Haugen,	Sellens
Baeverstad	Griggs-Steele	Siverson
Baker	Haugland	Skaar
Benson	Hofstrand	Smart
Bentz	Holand	Snow

Brady Homelvig Solberg Braun Johnson Sorlie Kjelgaard Brickner Stair Bymers Klefstad Starck Callahan Stormon, Ramsey Langley Stormon, Rolette Collette Larsen Cote Laske Wadeson Culver Lee Wahl Dalzell Walster Leet Leier Einarson Wambheim Lindberg Westby Erickson Esterby Maher Wollitz Yirchott Fleck McInnes Freadhoff Zurcher Murray Mr. Speaker Fristad Power Those voting in the negative were:

Anderson, Ransom Helling Helm Anderson, Eddy-Foster Kleppe Bubel Larson Lillehaugen Dewing Drawz Link Frank Locken Moe Hafner Hammer Moerke Haugen, McLean Mollett

Monson Rudolf Schuler Schwartz Seibel Simenson Stevens Sticka

Thompson, Richl'd

Wolf

Absent and not voting:

Bryans Ekren Fitch Haedt Hegge

Heimes Langseth Luick Nygaard

Sailer Thompson, McL'n Welk

Williams

So the bill was declared passed, and the title was agreed to. Rep. Halcrow moved that the rules be suspended and House Bill No. 190 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 190. A Bill for an Act Providing for the Cleaning and Repairing of Drains by Boards of County Commissioners; Providing for the Levy of Special Assessments; Repealing Section 61-2142 of the North Dakota Revised Code of 1943 as Amended, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Hafner Acheson Rolfsrud Rudolf Halcrow Allen Hammer Sailer Anderson, Cass Anderson, Ransom Haugen, Saumur Griggs-Steele Schmidt Anderson, Haugen, McLean Schuler Eddy-Foster Anderson, Richl'd Helling Schwartz Arndt Hofstrand Seibel Sellens Baeverstad Holand Simenson Baker Homelvig

Benson Siverson Johnson Bentz Kjelgaard Skaar Brady Klefstad Smart Braun Kleppe Snow Solberg Brickner Langley Bryans Sorlie Larsen Bubel Stair Larson Bymers Laske Starck Callahan Sticka Lee Stormon, Ramsey Stormon, Rolette Collette Leet Culver Leier Dalzell Lillehaugen Thompson, Richl'd Thompson, McL'n Dewing Lindberg Drawz Wadeson Link Wahl Einarson Locken Luick Walster Ekren Erickson Maher Wambheim Esterby McInnes Westby Fitch Moe Williams Fleck Moerke Wolf Freadhoff Mollett Wollitz Fristad Yirchott Monson Zurcher Fuglestad Murray Graham Power Mr. Speaker

Those voting in the negative were:

Frank Helm Absent and not voting:

Gumeringer

CoteHeimesSchadeHaedtLangsethStevensHauglandNygaardWelkHegge

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

Rep. Halcrow moved that the vote by which House Bill No. 190 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Graham moved that the House reconsider the action by which Senate Bill No. 118 was passed, which motion prevailed.

Rep. Holand asked the unanimous consent of the House to amend Senate Bill No. 118 which consent was given.

Rep. Holand moved that Senate Bill No. 118 be amended as follows: In line 525, strike out the following "Section 28-3201" and add the following "Chapter 28-32", which motion prevailed.

Rep. Holand moved that the rules be suspended and Senate Bill No. 118 be placed on final passage, which motion prevailed.

### FINAL PASSAGE

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Subsection 8 of Section 65-0102, Sections 65-0207, 65-0428, 65-0512, 65-0527, 65-0801 of the North Dakota Revised Code of 1943; Subsection 5 of Section 65-0102, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-0517, 65-0526, 65-0802 and 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation; and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended the roll was called and there were, ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Gumeringer	Monson
Allen	Haedt	Murray
Anderson, Cass	Hafner	Nygaard
Anderson, Ransom	Halcrow	Power
Anderson, Richl'd	Hammer	Rolfsrud
Arndt	Haugen,	Rudolf
Baeverstad	Griggs-Steele	Sailer
Baker	Haugland	Saumur
Benson	Hegge	Schade
Bentz	Helling	Schmidt
Brady	Helm	Schuler
Brickner	Hofstrand	Schwartz
Bryans	Holand	Sellens
Bubel	Johnson	Simenson
Bymers	Kjelgaard	Siverson
Callahan	Klefstad	Skaar
Collette	Kleppe	Snow
Cote	Langley	Solberg
Culver	Larsen	Stair
Dalzell	Larson	Stevens
Dewing	Laske	Stormon, Ramsey
Drawz	Lee	Stormon, Rolette
Einarson	Leet	Thompson, Richl'd
Ekren	Leier	Wadeson
Erickson	Lillehaugen	Wahl
Esterby	Lindberg	Walster
Fitch	Link	Welk
Fleck	Locken	Westby
Frank	Luick	Wolf
Freadhoff	Maher	Wollitz
Fristad	Moe	Yirchott
Fuglestad	Moerke	Zurcher
Graham	Mollett	Mr. Speaker
		P.,

Absent and not voting:

Anderson, Langseth Starck Eddy-Foster McInnes Sticka Braun Thompson, McL'n Seibel. Haugen, McLean Smart Wambheim Heimes Sorlie Williams Homelvig

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

Rep. Westby moved that the vote by which Senate Bill No. 118 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

# MESSAGES TO THE SENATE

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 77 House Bill No. 78

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House Bill No. 79 House Bill No. 109

House Bill No. 182

House Bill No. 190

House Bill No. 247

House Bill No. 287

House Bill No. 342

House Concurrent Resolution "Q".

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 134 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Culver, Cote, and Walster.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, February 28, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Concurrent Resolution "F" and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Lillehaugen, Wollitz, and Hofstrand.

GEORGE OLSON, Chief Clerk.

## GENERAL ORDERS

Rep. Baker 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 Rep. Baker 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. 225 and recommend that the same beamended as follows:

In Section 6, after line 67 of the engrossed bill, insert subsection 2 to read as follows:

"2. In addition thereto each landowner shall have one additional voice or vote for each \$100.00 or major fraction thereof of assessment that his land is subject to as established by the board under the provisions of Section 4 of this act."

In Line 134 strike out the following sentence: "The provisions of law pertaining to the construction of drains shall govern the drain board in the handling of such repair and construction projects."

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. BAKER, Chairman, Committee of the Whole. Rep. Thompson of Richland moved that the report of the Committee of the Whole be adopted, which motion prevailed and the report was declared adopted.

Rep. Fitch moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 1:30 p.m. Tuesday, March 1, 1949, which motion prevailed.

# SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. House Bill No. 32 House Bill No. House Bill No. 55 House Bill No. 56 House Bill No. 80 House Bill No. 133 House Bill No. 137 House Bill No. 138 House Bill No. 139 House Bill No. 191 House Bill No. 202 House Bill No. 217 House Bill No. 228 House Bill No. 231 House Bill No. 236 House Bill No. 242 House Bill No. 245 House Bill No. 248 House Bill No. 249 House Bill No. 256 House Bill No. 262 House Bill No. 268 House Bill No. 307 House Bill No. 334 House Bill No. 336 House Bill No. 337 House Bill No. 338 House Bill No. 339 House Bill No. 340 House Bill No. 343 House Bill No. 347 Senate Bill No. Senate Bill No. Senate Bill No. 53 Senate Bill No. 54 Senate Bill No. 62 Senate Bill No. 64 Senate Bill No. 89 90 Senate Bill No. Senate Bill No. 96 Senate Bill No. 130 Senate Bill No. 131 Senate Bill No. 135 Senate Bill No. 136 Senate Bill No. 140 Senate Bill No. 142 Senate Bill No. 145

Senate Bill No. 151

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Senate Bill No. 155
Senate Bill No. 162
Senate Bill No. 163
Senate Bill No. 181
Senate Bill No. 183
Senate Bill No. 187
Senate Bill No. 194
Senate Bill No. 196
Senate Bill No. 197
Senate Bill No. 200
Senate Bill No. 210
Senate Bill No. 211
Senate Bill No. 212
Senate Bill No. 215
Senate Bill No. 217
Senate Bill No. 231
Senate Bill No. 234
Senate Bill No. 236
Senate Bill No. 240
Senate Bill No. 242
Senate Concurrent Resolution "M"
Senate Concurrent Resolution "N"
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And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Fitch until 1:30 p.m. Tuesday, March 1, 1949.

GEORGE OLSON, Chief Clerk.

# FIFTY-SIXTH DAY AFTER RECESS AND FIFTY-SEVENTH DAY

## Bismarck, March 1, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

## MESSAGES TO THE SENATE

House Chamber Bismarck, March 1, 1949

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Mr. President: I have the honor to return:
Senate Bill No.
                    3
Senate Bill No.
Senate Bill No.
Senate Bill No.
                    44
                    54
Senate Bill No.
                    62
Senate Bill No. 64
Senate Bill No. 89
Senate Bill No. 90
Senate Bill No. 96
Senate Bill No. 130
Senate Bill No. 131
Senate Bill No. 135
Senate Bill No. 136
Senate Bill No. 140
Senate Bill No. 142
Senate Bill No. 145
Senate Bill No. 151
Senate Bill No. 155
Senate Bill No. 162
Senate Bill No. 163
Senate Bill No. 181
Senate Bill No. 183
Senate Bill No. 187
Senate Bill No. 194
Senate Bill No. 196
Senate Bill No. 197
Senate Bill No. 200
Senate Bill No. 210
Senate Bill No. 211
Senate Bill No. 212
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Senate Bill No. 213 Senate Bill No. 215 Senate Bill No. 217 Senate Bill No. 231

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Senate Bill No. 234
 Senate Bill No. 236
 Senate Bill No. 240
  Senate Bill No. 242
  Senate Concurrent Resolution "M"
  Which the Speaker has signed.
                         GEORGE OLSON, Chief Clerk.
                                      House Chamber
                               Bismarck, March 1, 1949
 Mr. President: I have the honor to transmit:
 House Bill No. 2
  House Bill No.
 House Bill No.
  House Bill No.
                  55
  House Bill No.
                  56
  House Bill No.
                  80
 House Bill No. 133
 House Bill No. 137
 House Bill No. 138
  House Bill No. 139
 House Bill No. 191
  House Bill No. 202
 House Bill No. 217
  House Bill No. 228
  House Bill No. 231
 House Bill No. 236
 House Bill No. 242
 House Bill No. 245
 House Bill No. 248
 House Bill No. 249
 House Bill No. 256
 House Bill No. 262
  House Bill No. 268
  House Bill No. 307
 House Bill No. 334
 House Bill No. 336
 House Bill No. 337
  House Bill No. 338
  House Bill No. 339
 House Bill No. 340
  House Bill No. 343
 House Bill No. 347
  Which the Speaker has signed and your signature is
respectfully requested.
                          GEORGE OLSON, Chief Clerk.
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Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the House reconsider the action by which a motion was passed to return House Bill No. 127 to the Senate, which motion prevailed.

Rep. Bubel moved that the House do not comply with the Senate request for the return of House Bill No. 127, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to inform you that the

President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 134, Senators Duffy, Stucke and Bridston.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 66 Senate Bill No. Senate Bill No. 68 Senate Bill No. 70Senate Bill No. 72Senate Bill No. 77 Senate Bill No. 97 Senate Bill No. 99 Senate Bill No. 110

Senate Bill No. 117 Senate Bill No. 167

Senate Bill No. 169 Senate Bill No. 184

Senate Bill No. 192 Senate Bill No. 195

Senate Bill No. 208 Senate Bill No. 209

Senate Bill No. 226 Senate Bill No. 229

Senate Bill No. 233

Senate Concurrent Resolution "A" Senate Concurrent Resolution "E"

Senate Concurrent Resolution "I"

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Concurrent Resolution "F", Senators Brant, Brunsdale and Spiekermeier.

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the fifth order of business.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly engrossed:

House Bill No. 32

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly enrolled:

House Bill No. 32 House Bill No. 156 House Bill No. 175

House Bill No. 203

House Bill No. 254

House Bill No. 271

House Bill No. 277

House Bill No. 279

House Concurrent Resolution "T"

House Concurrent Resolution "Q"

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 28, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

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

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 56, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Stormon, Ramsey, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 74, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 75, have had the same under consideration and recommend that the same do pass.

PEP. STAIR, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 76, have had the same under consideration and recommend that the same be amended as follows:

In line 9 strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$8,400.00"

In line 19 strike out the total "\$360,500.00" and insert in lieu thereof the figures "\$362,900.00"

In line 4 strike out the figures "\$360,500.00" and insert in lieu thereof the figures "\$362,900.00"

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 76 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 79, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Stormon, Ramsey, moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 157, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 161, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Smart moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 203, have had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. CULVER, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Fitch moved that Senate Bill No. 203 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 223, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Leier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 238, have had the same under consideration and recommend that the same do pass.

REP. WOLF, Chairman.

Rep. Brickner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "F", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WOLF, Chairman.

Rep. Stormon of Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

## SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the House do not adopt the amendments on Senate Bill No. 32 as recommended by the Committee on Industry and Business and printed on page 987 of the House Journal, which motion prevailed.

Rep. Link moved that Senate Bill No. 32 be Indefinitely Postponed, which motion was withdrawn.

The Speaker announced that Senate Bill No. 32 would be placed on the calendar.

Rep. Wolf moved that the amendments on Senate Bill No. 113 as recommended by the Committee on State and Federal Government and printed on page 987 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf asked the uanimous consent of the House to further amend Senate Bill No. 113 on the committee report by inserting the words "line 17 of the", after the word "in," in the first line, of the amendment. Unanimous consent was given to Rep. Wolf's request and the report was so amended.

Rep. Erickson moved that the amendments on Senate Bill No. 218 as recommended by the Committee on Finance and Taxation and printed on page 995 of the House Journal, be adopted, which motion prevailed.

Rep. Mollet moved that the amendments on Senate Bill No. 219 as recommended by the Committee on Finance and Taxation and printed on page 995 of the House Journal, be adopted, which motion prevailed.

Rep. Dewing moved that the amendments on Senate Bill No. 221 as recommended by the Committee on Finance and Taxation and printed on page 995 of the House Journal, be adopted, which motion prevailed.

The Speaker announced that Senate Bill No. 221 would now be referred to the Committee on Appropriations.

Rep. Braun moved that the absent members be excused, which motion prevailed.

Rep. Braun moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

#### FIFTY-SEVENTH DAY

Bismarck, March 1, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Father Adolph Pribyl of the Cathedral of the Holy Spirit of Bismarck.

The roll was called and all members were present except Rep. Zurcher.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-Fourth Day after recess and Fifty-Sixth Day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

# MESSAGES TO THE SENATE

House Chamber Bismarck, March 1, 1949

Mr. President: I have the honor to return:

Senate Bill No. 49

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 1, 1949

Mr. President: I have the honor to return:

Senate Bill No. 39 Senate Bill No. 207

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 1, 1949

Mr. President: I have the honor to return:

Senate Bill No. 112

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

A letter from Col. J. S. Seybold, thanking the members of the House for House Resolution "G" was read by the Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Stair moved that the House concur in the Senate amendments to House Bill No. 61, as shown on page 992 of the House Journal, which motion prevailed.

Rep. Stair moved that the rules be suspended and House Bill No. 61 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 61. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 61; nays, 37; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Fuglestad	Rudolf
Anderson, Cass	Hafner	Sailer
Anderson, Richl'd	Haugen,	Saumur
Arndt	Griggs-Steele	Sellens
Baeverstad	Haugland	Siverson
Baker	Hegge	Skaar
Benson	Heimes	Smart
Brady	Hofstrand	Sorlie
Braun	Homelvig	Stair
Brickner	Klefstad	Sticka

Stormon, Ramsey Bryans Langley Bubel Langseth Stormon, Rolette Bymers Larsen Wadeson Wahl Callahan Lee Collette Leet Wambheim Westby Dalzell Link Wolf Drawz Luick Wollitz Einarson McInnes Ekren Yirchott Moerke Fleck Murray Mr. Speaker Power Fristad

Those voting in the negative were:

Anderson, Ransom Helm Schade Bentz Holand Schuler Cote Kleppe Seibel Simenson Dewing Larson Snow Erickson Leier Solberg Esterby Lillehaugen Fitch Lindberg Starck Frank Locken Stevens Thompson, Richl'd Freadhoff Maher Thompson, McL'n Gumeringer Mollett Walster Hammer Monson Haugen, McLean Welk Rolfsrud

Absent and not voting:

Helling

Allen Halcrow Nygaard Anderson, Johnson Schmidt Eddy-Foster Kjelgaard Schwartz Culver Laske* Williams Graham Moe Zurcher Haedt

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House do not concur in the Senate amendments to House Bill No. 67 as shown on page 992 of the House Journal, which motion prevailed.

Rep. Stair moved that the House do not concur in the Senate amendments to House Bill No. 65 as shown on page 992 of the House Journal, which motion prevailed.

Rep. Stair moved that the House reconsider the action by which the House did not concur with the Senate amendments to Senate Bill No. 67, which motion prevailed.

Rèp. Stair moved that the House concur in the Senate amendments to House Bill No. 67, as shown on page 992 of the House Journal, which motion prevailed.

Rep. Stair moved that the rules be suspended and House Bill No. 67 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 67. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

# 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:

Acheson Haugen, Saumur Anderson, Cass Griggs-Steele Schade Haugland Schmidt Anderson, Eddy-Foster Hegge Schuler Anderson, Richl'd Heimes Schwartz Arndt Hofstrand Seibel Baeverstad Holand Sellens Baker Homelvig Simenson Johnson Siverson Benson Bentz Kjelgaard Skaar Brady Klefstad Smart Braun Solberg Langley Brickner Langseth /Sorlie Stair Bubel Larsen Starck Bymers Larson Callahan Stevens Laske Collette Lee Sticka Cote Leet Stormon, Ramsey Culver Stormon, Rolette Leier Dalzell Lillehaugen Thompson, McL'n Drawz Locken Wadeson Einarson Luick Wahl Walster Ekren Maher Fleck Wambheim McInnes . Westby Freadhoff Mollett Williams Fristad Murray Wolf Fuglestad Nygaard Wollitz Gumeringer Power Yirchott Hafner Rolfsrud Mr. Speaker Halcrow Rudolf Sailer

Those voting in the negative were:

Anderson, Ransom
Bryans
Dewing
Erickson
Esterby
Hander
Hammer
Haugen, McLean
Helling
Helm
Kleppe
Lindberg
Moerke
Thompson, Richl'd
Welk

Fitch

Absent and not voting:

Allen Link Snow Graham Moe Zurcher

Haedt Monson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stair moved that the House do not concur in the Senate amendments to House Bill No. 70 as shown on page 992 of the House Journal, which motion prevailed.

Rep. Stair moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bills Nos. 65 and 70, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bills Nos. 65 and 70, Reps. Stair, Johnson and Hegge.

Rep. Bubel moved that the House concur in the Senate

amendments to House Bill No. 126, as shown on page 993 of the House Journal, which motion prevailed.

Rep. Erickson moved that the rules be suspended and House Bill No. 126 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 126. A Bill for an Act to Amend and Reenact Section 65-0109 of the North Dakota Revised Code of 1943, Relating to Injury Through Negligence of Third Person.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 107; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Hafner Murray Allen Halcrow Nygaard Anderson, Cass Hammer Power Anderson, Ransom Haugen, Rolfsrud Anderson. Griggs-: teele Rudolf Eddy-Foster Haugen, McLean Sailer Anderson, Richl'd Haugland Saumur Arndt Hegge Schade Baeverstad . Heimes Schmidt Helling Baker Schwartz Benson Helm Seibel Hofstrand Bentz Sellens Brady Holand Simenson Homelvig Braun Siverson Brickner Johnson Skaar Kjelgaard Bryans Smart Bubel Klefstad Snow Bymers * Kleppe Solberg Callahan Langley Sorlie Collette Langseth Starck Larsen Cote Stevens Culver Larson Stormon, Ramsey Dalzell Laske Stormon, Rolette Lee Dewing Thompson, Richl'd Leet Thompson, McL'n Drawz Einarson Leier Wadeson Lillehaugen Wahl Ekren Lindberg Walster Erickson Link Wambheim Esterby Locken Welk Fitch Fleck Luick Westby Maher Williams Frank McInnes Freadhoff WolfMoerke Wollitz Fristad Fuglestad Mollett Yirchott Monson Mr. Speaker Gumeringer Haedt

Those voting in the negative were:

Schuler

Absent and not voting:

Graham Stair Moe Sticka Zurcher

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Fuglestad moved that the House concur in the Senate amendments to House Bill No. 162, as shown on page 993 of the House Journal, which motion prevailed.

Rep. Fuglestad moved that the rules be suspended and House Bill No. 162 be considered properly reengrossed and placed on final passage.

# FINAL PASSAGE

House Bill No. 162. A Bill for an Act Authorizing the County Commissioners in Any County in This State, Upon Application by a Duly Organized County Hospital Association, to Make a Levy Not to Exceed Eight Mills Upon the Assessed Valuation of the Property in the County for the Erection and Construction of a County Hospital, Providing for an Election To Be Held; Also Providing for Special Fund Derived From Such Tax Levy and Disbursements Thereof, Providing for Donations to Said Hospital or Community Association, and Providing for the Disposition of Said County or Community Hospital and Limiting the Number of Hospitals or Community Associations in Each County Provided for in This Act.

## 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:

Acheson	Halcrow	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Sailer
Anderson,	Haugen, McLean	Saumur
Eddy-Foster	Haugland	Schade-
Anderson, Richl'd	Hegge	Schmidt
Arndt	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Benson	Hofstrand	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bubel	Klefstad	Snow
Bymers	Kleppe	Solberg
Callahan	Langley	Sorlie
Collette	Langseth	Stair
Cote	Larsen	Starck
Culver	Larson ·	Stevens
Dalzell	Laske	Sticka
Dewing	Lee	Stormon, Ramsey
Drawz	Leet	Stormon, Rolette
Einarson	Leier	Thompson, Richl'd
Ekren	Lillehaugen	Thompson, McL'n
Erickson	Lindberg	Wadeson
Esterby	Link	Wahl
Fitch	Locken	Walster
Fleck	Luick	Wambheim
Frank	Maher	Welk

Freadhoff McInnes Westby Fristad Moerke Williams Fuglestad Mollett Wolf Gumeringer Monson Wollitz Haedt Yirchott Murray Hafner Mr. Speaker Nygaard

Absent and not voting:

Bryans Moe Zurcher Graham

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Sailer moved that the House concur in the Senate amendments to House Bill No. 195, as shown on page 993 of the House Journal, which motion prevailed.

Rep. Sailer moved that the rules be suspended and House Bill No. 195 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 195. A Bill for an Act to Amend and Reenact Section 12-5108 of the North Dakota Revised Code of 1943 Providing for the Cost of Transportation and the Care of Persons Committed to State Farm and the Payment of Such Expense and the Handling of Federal Prisoners.

## 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:

Haugen, Rolfsrud Anderson, Cass Griggs-Steele Rudolf Anderson, Ransom Haugen, McLean Sailer Anderson, Haugland Saumur Hegge Eddy-Foster Schade Anderson, Richl'd Heimes Schmidt Arndt Helling Schuler Baeverstad Helm . Schwartz Baker Hofstrand Seibel Benson Holand Sellens Bentz Homelvig Simenson Brady Kjelgaard Siverson Braun Klefstad Skaar Brickner Kleppe Smart Bryans Langley Snow Bubel Langseth Solberg Bymers Larsen Sorlie Callahan Larson Starck Collette Laske Stevens Culver Lee Sticka Dalzell Stormon, Ramsey Stormon, Rolette Leet Dewing Leier Thompson, Richl'd Drawz Lillehaugen Einarson Lindberg Thompson, McL'n Ekren Link Wadeson Erickson Locken Wahl Esterby Luick Walster Fitch Maher Wambheim Frank McInnes Welk

Freadhoff Moerke Westby Fristad Mollett Williams Gumeringer Monson Wolf Haedt Murray Wollitz Hafner Nygaard Yirchott Power Mr. Speaker Halcrow

Hammer

Those voting in the negative were:

Acheson Cote
Absent and not voting:

Fleck Johnson Stair Fuglestad Moe Zurcher

Graham

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bentz moved that the vote by which House Bill No. 195 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fitch moved that the House concur in the Senate amendments to House Bill No. 204, as shown on page 993 of the House Journal, which motion prevailed.

Rep. Fitch moved that the rules be suspended and House Bill No. 204 be considered properly reengrossed and placed on

#### FINAL PASSAGE

House Bill No. 204. A Bill for an Act Requiring a Bond To Be Furnished by Applicants for a License as a Dealer in Motor Vehicles, Conditioned Upon Compliance With the Law by Such Applicant, and Providing the Manner of Obtaining Certificates of Title by Dealers to Used Motor Vehicles Originating From Another State.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 15; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Gumeringer Murray Nygaard Allen Haedt Anderson, Cass Halcrow Power Rudolf Anderson, Ransom Haugen, Griggs-Steele Sailer Anderson, Eddy-Foster Haugen, McLean Saumur Schwartz Anderson, Richl'd Haugland Hegge Sellens Arndt Simenson Baeverstad Heimes Hofstrand Baker Siverson Benson Holand Skaar Bentz Homelvig Smart Brady Johnson Snow Kjelgaard Solberg Braun Klefstad Sorlie Brickner Bubel Langley Starck Sticka Callahan Langseth Stormon, Ramsey Stormon, Rolette Collette Larsen Cote Laske Lee Culver Thompson, McL'n Dalzell Leet Wadeson Wahl Drawz Leier

Einarson Lillehaugen Walster Wambheim Ekren Link Welk Erickson Locken Westby Esterby Luick Fitch Maher Wolf Wollitz Fleck McInnes Freadhoff Moerke Yirchott Fristad Mollett Mr. Speaker

Those voting in the negative were:

Dewing Helm
Frank Kleppe
Hafner Larson
Hammer Lindberg
Helling Monson

Lindberg Stevens Monson Thompson, Richl'd

Schmidt

Schuler

Seibel

Wahl

Absent and not voting:

Bryans Moe Stair
Bymers Rolfsrud Williams
Fuglestad Schade Zurcher
Graham

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brady moved that the House concur in the Senate amendments to House Bill No. 273, as shown on pages 957 and 969 of the House Journal, which motion prevailed.

Rep. Brady moved that the rules be suspended and House Bill No. 273 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 273. A Bill for an Act Authorizing the Creation, Establishment and Operation of Investment Trust Banks in the State of North Dakota, Providing for the Supervision Thereof by the State Examiner, and Regulating the Business To Be Conducted by Such Banks.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 25; absent and not voting, 8.

Those voting in the affirmative were:

Einarson

Allen Halerow Nygaard Anderson, Cass Hammer Rolfsrud Anderson Haugen, Sailer Griggs-Steele Eddy-Foster Saumur Anderson, Richl'd Haugen, McLean Schmidt Haugland Arndt Schwartz Baker Hegge Sellens Benson Heimes Simenson Hofstrand Bentz Siverson Brady Holand Skaar Braun Johnson Smart Brickner Kjelgaard Solberg Bubel Klefstad Sorlie Bymers Starck Langley Collette Langseth Sticka Culver Larsen Stormon, Ramsey Dalzell Laske Stormon, Rolette Lee Wadeson Drawz

Leet

Ekren Leier Walster Erickson Lillehaugen Wambheim Welk Esterby Link Westby Fitch Locken Wolf Fleck Luick Frank Maher Wollitz Yirchott Freadhoff McInnes Fristad Murray Mr. Speaker

Gumeringer

Those voting in the negative were:

Acheson Helling Monson Anderson, Ransom Helm Rudolf Baeverstad Homelvig Schuler Seibel Bryans Kleppe Callahan Stevens Larson Thompson, Richl'd Thompson, McL'n Cote Lindberg Dewing Moerke Haedt Mollett Williams

Hafner

Absent and not voting:

Fuglestad Power Stair Graham Schade Zurcher Moe

Snow

So the bill was declared passed, as amended, and the title was agreed to.

The following Senate Bills, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 127. A Bill for an Act Providing for the Establishment and Regulation of Rural Hospitals, Community Clinics, Health Stations, First Aid Stations, and Providing for the Training of Internes, Nurses and Other Health Workers and Facilitating the Placement and Training of Physicians and Surgeons in the State of North Dakota.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 56; absent and not voting, 5.

Those voting in the affirmative were:

Fitch Nygaard Acheson Allen Fleck Sailer Fristad Saumur Anderson. Fuglestad Eddy-Foster Schmidt Anderson, Richl'd Hafner Schwartz Halcrew Sellens Arndt Haugen, McLean Smart Bentz Brady Hegge Stair Brickner Heimes Sticka Bryans Hofstrand Bubel

Stormon, Rolette Holand Thompson, McL'n Wahl Callahan Johnson Wambheim Collette Klefstad Welk Langley Dalzell Langseth Westby Dewing Wolf Drawz Laske Yirchott Luick Einarson

McInnes Ekren

Those voting in the negative were:

Homelvig Rudolf Anderson, Cass Anderson, Ransom Kielgaard Schade Schuler Baeverstad Kleppe Baker Larsen Seibel Larson Simenson Benson **Bymers** Lee Siverson Cote Leet Skaar Erickson Leier Snow Lillehaugen Solberg Esterby Frank Lindberg Sorlie Freadhoff Link Starck Gumeringer Locken Stevens Haedt Maher Stormon, Ramsey Moerke

Thompson, Richl'd Hammer Wadeson Mollett Haugen, Walster Griggs-Steele Monson Murray Williams Haugland Wollitz Helling Power Rolfsrud Mr. Speaker

Absent and not voting:

Helm

Braun Graham Zurcher

Culver Moe

So the bill was declared lost.

Rep. Lillehaugen moved that the vote by which Senate Bill No. 127 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division

Rep. Bentz requested that the House be on the eighth order of business, which request was granted.

Rep. Bentz moved that courtesy of the floor be extended to Mr. H. T. Burns of Garrison, North Dakota, which motion prevailed.

The Speaker announced that the House would revert to the thirteenth order of business.

The following Senate Bills, having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 160. A Bill for an Act to Amend and Reenact Section 6-0816 of the North Dakota Revised Code of 1943, Relating to Issuing Checks, Drafts or Order Without Sufficient Funds or Credits.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 73; absent and not voting, 9.

Those voting in the affirmative were:

Fuglestad Saumur Arndt Halcrow Sellens Baeverstad Haugland Bentz Siverson Brady Hegge Smart Snow Callahan Klefstad Dalzell Langley Sticka Stormon, Rolette Drawz Larsen

Laske Wadeson Einarson Fitch Leet Williams Fleck Sailer Mr. Speaker, Fristad

Those voting in the negative were:

Acheson Haugen, McLean Rolfsrud Allen Heimes Rudolf Anderson, Cass Schade Helling Schmidt Anderson, Ransom Helm Holand Schuler Anderson. Eddy-Foster Homelvig Schwartz Anderson, Richl'd Johnson Seibel Simenson Baker Kjelgaard Braun -Kleppe Skaar Solberg Brickner Langseth Sorlie Bryans Larson Bubel Lee Stair Bymers Starck Leier Stevens Cote Lillehaugen

Stormon, Ramsey Dewing Lindberg Thompson, Richl'd Thompson, McL'n Ekren Locken Erickson Luick Wahl Esterby Maher Frank McInnes Walster Freadhoff Wambheim Moerke Gumeringer Mollett Welk

Freadhoff Moerke Wambhein
Gumeringer Mollett Welk
Haedt Monson Wolf
Hafner Murray Wollitz
Hammer Nygaard Yirchott

Haugen, Power Griggs-Steele

Absent and not voting:

Benson Graham Moe
Collette Hofstrand Westby
Culver Link Zurcher

So the bill was declared lost.

Rep. Thompson of Richland moved that the vote by which Senate Bill No. 160 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed, on a division vote.

Senate Bill No. 191. A Bill for an Act to Amend and Reenact Section 5-0304 of the North Dakota Revised Code of 1943 With Reference to Wholesale Liquor Licenses, and to Prohibit the Issuance of Wholesale Liquor Licenses to Persons or Partnerships Who Have Not Been Residents of North Dakota for a Period of Five Years, or to Corporations Unless All Officers and Directors and the Holders of Not Less than 75% of the Value of the Stock and 75% of the Voting Rights of the Corporation Have Been Residents of North Dakota for a Period of Five Years Excepting License Holders as of Date February 1, 1949, and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and the were ayes, 81; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Fuglestad Sailer Allen Graham Saumur

Anderson, Cass	Gumeringer	Schmidt
Anderson,	Haedt	Schuler
Eddy-Foster	Halcrow	Schwartz
Anderson, Ransom	Haugen, McLean	Sellens
Anderson, Richl'd	Haugland	Simenson
Arndt	Hegge	Skaar
Baeverstad	Heimes	Smart
Baker	Helm	Snow
Benson	Hofstrand	Sorlie
Bentz	Holand	Stair
Brady	Homelvig	Starck
Braun	Klefstad	Sticka
Brickner	Kleppe	Stormon, Ramsey
Callahan	Langley	Stormon, Rolette
Collette	Larson	Thompson, McL'n
Cote	Laske	Wadeson
Culver	Lee	Wahl
Dalzell	Leet	Walster
Drawz	Luick	Wambheim
Einarson	Maher	Welk
Ekren	McInnes	Westby
Fitch	Murray	Wolf
Fleck	Nygaard	Wollitz
Frank	Power	Yirchott
Freadhoff	Rudolf	Mr. Speaker
Fristad		
Those voting in th	e negative were:	

Those voting in the negative were:

Helling Monson Bryans Johnson Rolfsrud Bubel Kjelgaard Schade Bymers Dewing Langseth Seibel Erickson Leier Siverson Solberg Esterby Lillehaugen Hafner Lindberg Stevens Thompson, Richl'd Hammer Link Williams Moe Haugen,

Griggs-Steele Mollett

Absent and not voting:

Larsen Moerke Zurcher Locken

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

Rep. Wolf moved that the vote by which Senate Bill No. 191 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

be laid on the table, which motion prevailed.

Senate Bill No. 198. A Bill for an Act to Amend and Reenact Sub-Section 1, Section 39-0401 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Definition of Dealer.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were, ayes, 98; nays, 8, absent and not voting, 7.

Those voting in the affirmative were:

Acheson Gumeringer Rolfsrud Allen Haedt Rudolf Anderson, Cass Halcrow Sailer Anderson, Ransom Haugen, Schmidt Griggs-Steele Anderson, Schuler Eddy-Foster Haugen, McLean Schwartz

Haugland Seibel Anderson, Richl'd Hegge Sellens Arndt Simenson Baeverstad Heimes Helm Siverson Baker Holand Skaar Bentz Brady Homelvig Smart Snow Braun Johnson Kjelgaard Solberg Brickner Klefstad Sorlie Bryans Stair Kleppe Bymers Callahan Starck Langley Collette Langseth Sticka Stormon, Ramsey Stormon, Rolette Cote Larson Culver Laske Thompson, Richl'd Dalzell Lee Thompson, McL'n Dewing Leet Wadeson Leier Drawz Lillehaugen Wahl Einarson Walster Ekren Lindberg Wambheim Erickson Link Welk Esterby Locken Westby Fitch Luick Wolf Fleck Maher Wollitz Frank McInnes Yirchott Freadhoff Moerke Mr. Speaker Fristad Mollett Fuglestad Murray Graham Nygaard Those voting in the negative were: Helling Stevens Bubel Williams Hafner Moe Monson Hammer Absent and not voting: Benson Power Schade Hofstrand Saumur Zurcher

Larsen
So the bill was declared passed, and the title was agreed to.
Senate Bill No. 204. A Bill for an Act Amending and
Reenacting Section 39-0516 of the North Dakota Revised
Code of 1943, Pertaining to Titles to Motor Vehicles, and
Declaring an Emergency.

Rep. Graham moved that further consideration of Senate Bill No. 204 be Indefinitely Postponed, which motion prevailed.

Senate Bill No. 214. A Bill for an Act Providing for a Temporary Increase in Income Taxes, to Remain in Effect Until the Bonds Issued in Connection With the Adjusted Compensation to Veterans of World War II Have Been Paid.

Rep. Fugelstad moved that Senate Bill No. 214 be placed in General Orders.

Rep. Fitch moved that further consideration of Senate Bill No. 214 be Indefinitely Postponed, which motion was ruled out of order by the Speaker.

The question was now on the motion of Rep. Fuglestad to place Senate Bill No. 214 in General Orders, which motion lost on a voice vote.

Rep. Fitch moved that further consideration of Senate Bill No. 214 be Indefinitely Postponed, which motion lost on a voice vote.

# ROLL CALL

The question was now on the final passage of Senate Bill No. 214, the roll was called and there were, ayes, 85; nays, 20; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Hammer	Monson
Allen	Haugen,	Murray
Anderson, Cass	Griggs-Steele	Rolfsrud
Anderson, Richl'd	Haugen, McLean	Rudolf
Baeverstad	Haugland	Schade
Baker	Hegge	Schmidt
Benson	Heimes	Schuler .
Bentz	Helling	Seibel
Braun	Helm	Simenson
Bryans	Hofstrand	Siverson
Bubel	Holand	Skaar
Bymers	Kjelgaard	Smart
Collette	Klefstad	Snow
Cote	Kleppe	Solberg
Culver	Langley	Starck
Dalzell	Langseth	Stevens
Dewing	Larson	Stormon, Ramsey
Einarson	Laske	Stormon, Rolette
Erickson	Lee	Thompson, Richl'd
Esterby	Leet	Thompson, McL'n
Frank	Leier	Wadeson
Freadhoff	Lillehaugen	Wahl
Fristad	Lindberg	Walster
Fuglestad	Link	Welk
Graham	Locken	Williams
Gumeringer	Luick	Wolf
Haedt	Maher	Wollitz
Hafner	Moerke	Mr. Speaker
Halcrow	Mollett	

Those voting in the negative were:

Anderson, Ransom Fleck Saumur Arndt Homelvig Sellens Brady Johnson Sorlie Brickner McInnes Wambheim Callahan Moe Westby Ekren Nygaard Yirchott Fitch Power

Absent and not voting:

Anderson, Larsen Stair
Eddy-Foster Sailer Sticka
Drawz Schwartz Zurcher

So the bill was declared passed, and the title was agreed to. Rep. Halcrow moved that the vote by which Senate Bill No. 214 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 228. A Bill for an Act to Amend and Reenact Section 10-0513 of the North Dakota Revised Code of 1943, Providing the Place of Holding Stockholders' and Directors' Meetings of Corporations; Providing for Place of Keeping Minutes and Providing for Appointment of Resident Agency When Directors' Meeting Held Outside State.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 68; nays, 30; absent and not voting, 15.

Those voting in the affirmative were:

Allen Rolfsrud Haugen, Griggs-Steele Anderson, Cass Rudolf Anderson, Ransom Haugen, McLean Saumur Anderson, Hegge Schmidt Eddy-Foster Heimes Schwartz Anderson, Richl'd Helling Simenson Arndt Holand Skaar Baker Homelvig Smart Benson Johnson Starck Bentz Klefstad Stevens Braun Stormon, Ramsey Langseth Brickner Stormon, Rolette Larson Callahan Laske Thompson, McL'n Collette Wadeson Lee Culver Leet Wahl Dalzell Lillehaugen Walster Drawz Welk Link Einarson Locken Westby Ekren Luick Williams Fitch Mollett Wolf Murray Freadhoff Wollitz

Fristad Halcrow

Gumeringer

Those voting in the negative were:

Acheson Graham Maher Baeverstad Haedt Moe Brady Hafner Moerke Bryans Hammer Monson Schade Cote Haugland Dewing Helm Schuler Erickson Hofstrand Seibel Siverson Esterby Kleppe Frank Leier Solberg

Nygaard

Power

Yirchott

Mr. Speaker

Thompson, Richl'd Fuglestad. Lindberg

Absent and not voting:

Bubel Sorlie Larsen Bymers McInnes Stair Fleck Sticka Sailer Sellens Wambheim Kjelgaard Langley Snow Zurcher

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

Rep. Klefstad moved that the vote by which Senate Bill No. 228 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 225. A Bill for an Act to Amend and Reenact Subsection 1 of Section 61-2133 and Section 61-2148 of the North Dakota Revised Code of 1943 and Sections 61-2135 and 61-2142 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Drainage Projects.

# 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:

Acheson Haedt Mollett Hafner Monson Allen Anderson, Cass Halcrow Nygaard Power Anderson, Ransom Hammer Rolfsrud Anderson, Richl'd Haugen, Griggs-Steele Rudolf Arndt Haugen, McLean Baeverstad Saumur Baker Haugland Schmidt Benson Hegge Schuler Bentz Heimes Schwartz Helling Seibel Brady Helm Simenson Braun Brickner Hofstrand Siverson Skaar Holand Bryans Bubel Homelvig Smart Bymers Johnson Snow Callahan Kjelgaard Solberg Klefstad Collette Stair Cote Kleppe Starck Culver Stevens Langley Stormon, Ramsey Stormon, Rolette Dalzell Langseth Dewing Larson Thompson, Richl'd Drawz Laske Einarson Lee Thompson, McL'n Ekren Leet Wadeson Leier Wahl Erickson Lillehaugen Walster Esterby Lindberg Welk Fitch Frank Link Westby Freadhoff Locken Williams Fristad Luick Wolf Wollitz Fuglestad Maher Moe . Yirchott Graham Gumeringer Moerke Mr. Speaker Absent and not voting: Sorlie Anderson, Murray Eddy-Foster Sailer Sticka Fleck Schade Wambheim Larsen Sellens Zurcher

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

McInnes

Rep. Collette moved that the vote by which Senate Bill No. 225 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 1, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bills No. 65 and 70 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Stair, Johnson and Hegge.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 1, 1949

Mr. President; I have the honor to inform you that the

House has concurred in the Senate amendments to House Bills Nos. 61, 67, 126, 162, 195, 204 and 273.

GEORGE OLSON, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 173

House Concurrent Resolution "Z"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 44

House Bill No. 45

House Bill No. 309

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 1, 1949

Mr. Speaker: I have the honor to return:

House Bill No.

House Bill No. 21

House Bill No. 63

House Bill No. 282

House Bill No. 288

House Bill No. 344

House Concurrent Resolution "Y"

Which the Senate has amended.

W. J. TROUT, Secretary.

# SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 5

In line 192, strike out the word "tuition" and insert, in lieu thereof, the word "equalization"; at the end of the same line, strike out the word "equalization" and insert, in lieu thereof, the word "tuition".

House Bill No. 21

In lines 7 and 16 of the original bill strike out the brackets. In lines 16 and 17 of the original bill, strike out "for the general fund of the state and"

In line 17 of the original bill capitalize the word "the".

In line 24 after the word "municipalities" strike out the period and add the following language: "to be used exclusively by such municipalities for airport purposes."

House Bill No. 63

In line 4 strike out the figure \$297,750.00 and insert the figure \$342,750.00 in lieu thereof.

In line 12 strike out the figure \$190,000.00 and insert the figure \$200,000.00 in lieu thereof.

After, line 33 insert the following two lines and renumber the lines accordingly:

"34 2. Additional Appropriation for Gymnasium

35 & School House Addition \$35,000.00"

In line 41 for Total strike out the figure \$365,750.00 and insert the figure \$410,750.00 in lieu thereof.

House Bill No. 282

After line 58, add the following amendment:

"An elementary student who lives in a county in this state bordering on another state and who, because of more convenient roads, distances or other circumstances, has the recommendation of the county superintendent of schools to attend a public school in an adjoining state, may attend such public school. The home county shall pay the school district in such neighboring state the amount of \$70.00 toward the elementary tuition for such pupil. Such elementary students attending public schools in a foreign state shall be counted in the county from which they come in calculating the obligations of said county. The payment of such foreign elementary tuition shall be paid by the home county."

#### House Bill No. 288

At the end of line 36 of the engrossed bill insert the following language: "provided, however, that the provisions of this chapter shall not apply to any person operating eight millimeter or sixteen millimeter moving picture machines and using non-combustible and non-inflamable safety film exclusively;" and renumber the lines accordingly.

In line 46 of the engrossed bill, following the first word "of" strike out the remainder of the line;

In line 48, strike out the word "four" and insert, in lieu thereof, the word "five";

After the period in line 50, insert the following language: "One member of the board shall be a farmer."

In line 52, after the colon, insert the following words: "consumer members of";

In line 54, strike out the comma at the end of the line and insert a period, in lieu thereof;

In line 55, strike out everything up to and including the word "farmer.";

In line 67, strike out the words "ex officio";

In line 153, following the word "authority" strike out the remainder of the line and all of line 154, and insert, in lieu thereof, the following language: "under the contract, undertaking or agreement is limited to the actual installation by him of farmstead electrical wiring, the installation of electrical equipment, appliances and apparatus used on farmsteads.";

After Section 8, add the following section:

"SECTION 9. SPECIAL EMERGENCY.) In the case of an emergency, as determined by the manager and board of directors of the local rural electric co-operative, where sufficient licensed electricians are not available for the

installation, maintenance or repair of farmstead electrical wiring where current is being supplied or is to be supplied by a rural electric co-operative, or other public utility, any competent workman who has had at least eighteen months experience in farmstead wiring may enter into a contract, undertaking, or agreement for installation, maintenance, or repair of farmstead electrical wiring, if the contract is approved by the manager and board of directors of the cooperative, and no license shall be required for the performance of work under such contract, undertaking, or agreement, provided the provisions of this emergency shall expire July 1, 1951."

Following Section 9, add the following section:

"SECTION 10. CONSTITUTIONALITY.) If any section, subsection, clause, sentence or physics of this Act is for any reason held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portions of this Act."

In line 155 of the engrossed bill, strike out "SECTION 9." and insert, in lieu thereof, "SECTION 11.";

Add Section 12, as follows:

"SECTION 12. 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."

At the end of the title of the bill, change the period to a comma, and add the following: "and declaring an emergency." Renumber the lines.

House Bill No. 344

After the word "the" in the 4th line of the title, strike out the words "fire department" and insert in lieu thereof the words "firemen's relief association".

After the word "city" in the 5th line of the title, strike out the word "shall" and insert in lieu thereof the word "may".

On line 5 of the printed bill, after the word "AND" strike out the word "FIREMEN" and insert in lieu thereof the words "MEMBERS OF FIREMEN'S RELIEF ASSOCIATIONS".

On line 17 of the printed bill, strike out the words "and of the fire department".

On line 18 of the printed bill, change the period after the word "city" to a comma, and add the words "and members of a firemen's relief association shall not be considered employees of the city, if by a majority vote of the members thereof, they exclude themselves."

House Concurrent Resolution "Y"

After the period on line 16, strike out the balance of the Resolution, and insert, in lieu thereof, the following:

"BE IT FURTHER RESOLVED that the North Dakota secretary of state be requested to send a copy of this resolution to the President of the United States, to the United States Secretary of State, to the President of the United States Senate, and to the Speaker of the United States House of Representatives, and to each of the senators and representatives of the State of North Dakota."

Renumber the lines.

## MESSAGES FROM THE GOVERNOR

# State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 26, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota Gentlemen:

Today I have approved House Bills Numbers 1, 23, 90, 92, 97, 119, 120, 166, 9, 37, 43, 62, 64, 68 and 69.

These bills have been filed with the Secretary of State.

Sincerely yours,

FRED G. AANDAHL, Governor.

# State of North Dakota OFFICE OF THE GOVERNOR Bismarck

February 28, 1949

Members of the House of Representatives Thirty-First Legislative Assembly House Chambers Bismarck, North Dakota Gentlemen:

Today I have approved House Bills Numbers 71, 81, 82, 91, 124, 144, 145, 146, 147, 148, 149, 150, 165, 206, 211, 215, 261, 266, 269, 270, 274, 275 and 327.

These bills have been filed with the Secretary of State.

Sincerely yours, FRED G. AANDAHL Governor

The Speaker announced that the House would return to the fifth order of business.

Rep. Stair moved that further consideration of committee reports be deferred until Wednesday, March 2, 1949, which motion prevailed.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the completion of that order of business, the House stand recessed until 1:30 p.m., March 2, 1949, which motion prevailed.

# SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 156 House Bill No. 175 House Bill No. 203 House Bill No. 254 House Bill No. 271 House Bill No. 277 House Bill No. 279

House Memorial Resolution "A" House Concurrent Resolution "Q" House Concurrent Resolution "S"

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House Concurrent Resolution "T"
House Concurrent Resolution "W"
Senate Bill No. 63
Senate Bill No.
                       66
Senate Bill No.
                        68
Senate Bill No.
Senate Bill No.
Senate Bill No.
Senate Bill No.
                       97
Senate Bill No. 99
Senate Bill No. 110
Senate Bill No. 117
Senate Bill No. 167
Senate Bill No. 169
Senate Bill No. 184
Senate Bill No. 192
Senate Bill No. 195
Senate Bill No. 208
Senate Bill No. 209
Senate Bill No. 226
Senate Bill No. 229
Senate Bill No. 233
Senate Concurrent Resolution "A"
Senate Concurrent Resolution "E"
Senate Concurrent Resolution "I"
```

And the Speaker signed the same in the presence of the House.

And the House stood recessed pursuant to the motion of Rep. Bubel until 1:30 p.m. March 2, 1949.

GEORGE OLSON, Chief Clerk.

# FIFTY-SEVENTH DAY AFTER RECESS' AND FIFTY-EIGHTH DAY

## Bismarck, March 2, 1949

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Levin presiding.

# MESSAGES TO THE SENATE

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to transmit: House Bill No. 156

House Bill No. 175 House Bill No. 203 House Bill No. 254 House Bill No. 271

House Bill No. 277 House Bill No. 279

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to return:

Senate Bill No. 63

Senate Bill No. 66 Senate Bill No. 68

Senate Bill No. 70 Senate Bill No. 72

Senate Bill No. 77

Senate Bill No. 97 Senate Bill No. 99

Senate Bill No. 110

Senate Bill No. 117

Senate Bill No. 167 Senate Bill No. 169

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to return:

Senate Bill No. 184

Senate Bill No. 192

Senate Bill No. 195

Senate Bill No. 208

Senate Bill No. 209

Senate Bill No. 226 Senate Bill No. 229

Senate Bill No. 233

Senate Concurrent Resolution "A" Senate Concurrent Resolution "E" Senate Concurrent Resolution "I" *

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

# MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 207, and the President has appointed as a conference committee to act with a like committee from the House, Senators Troxel, Wahlund and Pyle.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 244

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill Nos. 65 and 70, Senators Rue, Morgan and Nordhougen.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 39.

W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eleventh order of business, which request was granted.

Rep. Bubel moved that joint rule No. 7 be suspended for the purpose of accepting Senate Bill No. 244 which has just been received from the Senate, which motion prevailed.

Rep. Bubel requested that the House Journal show that the rules were suspended for only Senate Bill No. 244, which request was granted.

Rep. Bubel moved that Senate Bill No. 244 be placed in General Orders, which motion prevailed.

Rep. Erickson moved that the House reconsider the action by which they refused to concur in the Senate amendments to House Concurrent Resolution "F", which motion prevailed. Rep. Erickson moved that the House concur in the Senate amendments to House Concurrent Resolution "F", which motion prevailed.

Rep. Erickson moved that the rules be suspended and House Concurrent Resolution "F" be considered properly reengrossed and placed on final passage, which motion was withdrawn.

The Speaker announced that the House would be on the fifth order of business.

# REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 61 House Bill No. 67 House Bill No. 126 House Bill No. 162 House Bill No. 195 House Bill No. 204 House Bill No. 273

## REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly enrolled:

House Bill No. 61
House Bill No. 67
House Bill No. 126
House Bill No. 162
House Bill No. 173
House Bill No. 195
House Bill No. 204
House Bill No. 273

House Concurrent Resolution "Z"

REP. FRANK, Chairman. -

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to return:

Senate Bill No. 158

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Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to return:

Senate Bill No. 114 Senate Bill No. 118

Senate Bill No. 243

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to return:

Senate Bill No. 93

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Q"

House Concurrent Resolution "S" House Concurrent Resolution "T"

House Concurrent Resolution "W"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

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

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on Senate Bill No. 207, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 207, Reprentatives Maher, Thompson of Richland and Bentz.

# MESSAGE TO THE SENATE

House Chamber Bismarck, March 2, 1949

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. 207, Reps. Maher, Thompson of Richland, and Bentz.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House recess to the Call of the Chair, which motion prevailed.

The House reconvened at the call of the Chair.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Concurrent Resolution "M".

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 112 House Bill No. 132

House Bill No. 253

House Bill No. 258

House Bill No. 330 House Bill No. 331

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 30

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

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 163

House Bill No. 194

House Bill No. 224

House Bill No. 284

House Bill No. 314 House Bill No. 335

House Concurrent Resolution "L"

Which the Senate has amended.

W. J. TROUT, Secretary.

## SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 163

In line 150 of the engrossed bill strike out the period and add the following language:

"unless such special tax is refunded"

Beginning with line 189 of the engrossed bill strike out the balance of the section and insert in lieu thereof the following language:

"Agreements between competing retailers, or the adoption of appropriate rules and regulations by organizations or associations of retailers to provide uniform methods for adding such tax or the average equivalent thereof, and which do not involve price fixing agreements otherwise unlawful, and which shall first have the approval of the commissioner, are expressly authorized and shall be held not to be in violation of any anti-trust laws of this state."

In line 150 of the engrossed bill after the word "tax" strike out the words "unless such special tax is refunded."

House Bill No. 194

In Section 1 of the engrossed bill strike out everything after the first parenthesis and insert in lieu thereof the following language:

"The funds so received, as in said Public Law 526 set forth, by any county in this state, the treasurer of the state of North Dakota shall pay over to the county or counties entitled thereto any sums so received by him as in said public law set forth. One half of such funds shall be paid to the school districts in the area of the county or counties where lands have been acquired by the United States, and

one half shall be expended by such county or counties for road purposes as the county commissioners may determine."

Renumber the lines.

In line 6, Section 1, of the engrossed bill beginning with the word "One" strike out the remainder of the section and insert the following:

"The first one-half of such funds shall be paid to the county or counties affected and by them to be distributed to the school districts which suffered a reduction in assessed valuation because of the acquisition of lands by the United States so that the districts will be reimbursed on a per pupil basis for the net loss of revenue resulting from such reduction in valuation, the determination of net loss per pupil to be the income received from all sources by the school districts divided by the number of pupils in the grades and high school thereof in 1947 subtracted from the per pupil cost arrived at in like manner for the current year; and the remainder of the first one-half of such funds to be distributed to the schools of the county on a per pupil basis and second half of such funds shall be paid to such county or counties for road purposes to be expended as the county commissioners may determine."

House Bill No. 224

On line 7, strike out the words "the same" and insert, in lieu thereof, the words "a certified copy thereof";

Strike out all of lines 11 and 12.

House Bill No. 284

In line 7 of the title add the letter "s" to the word "Act".

In line 8 of the title add the letter "s" to the word "Act".

In line 19 add the letter "s" to the word "Act".

House Bill No. 314

In line ten strike out the word "sixty" and in lieu thereof insert the word "fifty".

In line twelve strike out the word "forty-five" and in lieu thereof insert the word "thirty seven & 50/100"

House Bill No. 335

In line 2 of the title before the word "Revised" insert the words "North Dakota", and in line 2 of the printed bill before the word "Revised" insert the words "North Dakota,".

House Concurrent Resolution "L"

In the second line of the title after the word "procedure" insert a comma and the words "amount of compensation paid"

Strike out lines 8 to 23 inclusive and insert the following:

- "1. That representatives of the Government have persuaded some farmers to sell their land at less than fair and reasonable prices, when they were not fully aware of their rights, and in some cases where they thought it would be useless to resist the Government, not knowing or realizing that land of equal value or less value would be purchased for higher prices where the owner was better able to represent his own interest.
- 2. That the result of litigation has now proved that some land was purchased too cheaply, with the result that

those who sold voluntarily and without causing the Government any expense have been discriminated against.

- 3. That the government did not sufficiently take into account the hardship visited upon families required to relocate, where they had struggled for two or more generations to build a home which could not in any case be duplicated, and which consisted in many cases of buildings and improvements invaluable to the owner but of no value to the government.
- 4. That the difficulty and expense of relocation was not in all cases given fair consideration.
- 5. That persons were forced to sell their property and in many cases thus exposed to income tax liability which they should not under the circumstances be required to suffer.
- 6. That an unreasonable policy with respect to renting land to former owners during a delayed period before the land is flooded has worked an unnecessary hardship."

Strike out everything after the last comma on line 30 and all of lines 31, 32 and 33 and insert: "to take the necessary steps to compensate persons equitably entitled even though there may no longer be legal liability so to do; to pay additional sums to those who voluntarily accepted less than fair prices; to reconsider the equities of those injured through force of circumstance in the difficulties of relocation; and to establish fair and equitable rules for dealing with tenants."

# SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 30

And the Speaker signed the same in the presence of the House.

The Speaker announced that the House would be on the eighth order of business.

Rep. Bubel moved that the House comply with the request of the Senate for the return of House Concurrent Resolution "M", which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber Bismarck, March 2, 1949

Mr. President: I have, the honor to return:

Senate Bill No. 30

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to inform you that the House is returning House Concurrent Resolution "M" which the Senate has requested.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

#### REPORTS OF STANDING COMMITTEE

Mr. Speaker: A majority of your Committee on Appro-

priations to whom was referred Senate Bill No. 51, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figures "\$73,800.00" and insert in lieu thereof the figures "\$49,150.00"

In line 9 strike out the figures "40,000.00" and insert in lieu thereof the figures "20,000.00"

In line 10 strike out the figures "10,000.00" and insert in lieu thereof the figures "8,400.00"

In line 11 strike out the figures "6,000.00" and insert in lieu thereof the figures "4,800.00"

In line 12 strike out the figures "3,000.00" and insert in lieu thereof the figures "3,400.00"

Strike out all of line 14

In line 16 strike out the figures "2,500.00" and insert in lieu thereof the figures "1,250.00"

In line 19 strike out the figures "\$73,800.00" and insert in lieu thereof the figures "\$49,150.00"

Renumber the lines accordingly

REP. CULVER REP. HALCROW REP. HEGGE REP. JOHNSON REP. LILLEHAUGEN

REP. LINDBERG

REP. SMART REP. STAIR

REP. STEVENS

REP. STORMON, Ramsey

REP. WAMBHEIM

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Mr. Speaker: A minority of your Committee on Appropriations to whom was referred Senate Bill No. 51, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BRADY REP. BRYANS

REP. CALLAHAN

REP. KLEPPE

REP. LEIER

REP. LUICK

REP. MONSON

REP. SAUMUR

REP. SOLBERG

REP. STAIR, Chairman.

Rep. Bubel requested a call of the House, which was granted.

When 112 members were present, Rep. Bubel moved that the call of the House be dispensed with, which motion prevailed.

Rep. Lillehaugen moved that the report of the majority of the Committee on Appropriations on Senate Bill No. 51 be adopted.

Rep. Wolf moved a substitute motion that Senate Bill No. 51 be placed in General Orders, which motion prevailed.

Rep. Westby requested that the House be on the eighth order of business, which request was granted.

Rep. Westby moved that Senate Bill No. 56 be placed in General Orders, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was re-referred Senate Bill No. 1, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Memorial Resolution "A" to the office of the Secretary of State at the hour of 2:20 p.m., on March 2, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 69, have had the same under consideration and recommend that the same be amended as follows:

In line three strike out "\$376,200.00" and insert in lieu thereof "\$377,400.00".

In line eight strike out "\$7,200.00" and insert in lieu thereof "\$8,400.00".

In line twenty-four strike out "\$376,200.00" and insert in lieu thereof "\$377,400.00".

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Culver moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 69 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 78, have had the same under consideration and recommend that the same be amended as follows:

Line 20, strike out the figure "\$10,000.00" and insert in lieu thereof the figure "\$13,000.00".

Strike out the line 21 in its entirety.

Line 22, strike out the figure "189,000.00" and insert in lieu thereof the figure "187,000.00".

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee

on Appropriations on Senate Bill No. 78 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 81, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the bill, strike out the figure "\$648,700.00" and insert in lieu thereof the figure "\$686,900.00".

In line 10, strike out the figure "7,200.00" and insert in lieu thereof the figure "8,400.00".

In line 12 strike out the figure "12,000.00" and insert in lieu thereof the figure "13,200.00".

Between lines 30 and 31 insert the following item: "Predatory Animal Control under supervision of the Director of Predatory Animal Control 25,000.00".

In line 35, strike out the figure "648,700.00" and insert in lieu thereof the figure "686,900.00".

Re-number the lines.

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Wambheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 81 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 82, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Brady moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: A majority of your Committee on Appropriations to whom was referred Senate Bill No. 84, have had the same under consideration and recommend that the same do pass.

REP. BRYANS REP. CULVER REP. HEGGE

REP. KLEPPE REP. LEIER

REP. LILLEHAUGEN

REP. LINDBERG REP. MONSON

REP. SOLBERG REP. STAIR REP. STORMON, Ramsey

REP. STEVENS

REP. STAIR, Chairman.

Mr. Speaker: A minority of your Committee on Appropriations to whom was referred Senate Bill No. 84, have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title change the "semi-colon" to a "period" and strike out the remainder of the title

Strike out everything after line 25 of the bill

REP. BRADY
REP. CALLAHAN
REP. HALCROW
REP. JOHNSON
REP. LUICK
REP. SAUMUR
REP. SMART
REP. WAMBHEIM

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Holand moved that the report of the majority of the Committee on Appropriations on Senate Bill No. 84 be adopted.

Rep. Johnson moved a substitute motion that the report of the minority of the Committee on Appropriations on Senate Bill No. 84 be substituted for the report of the majority.

Rep. Fitch moved a substitute motion that Senate Bill No. 84, be Indefinitely Postponed, which motion was ruled out of order by the Speaker.

The question was then on the substitute motion of Rep. Johnson that the report of the minority of the Committee on Appropriations on Senate Bill No. 84 be adopted, which motion lost.

The question was now on the motion of Rep. Holand that the report of the majority of the Committee on Appropriations on Senate Bill No. 84 be adopted, which motion prevailed.

Rep. Fitch moved that further consideration of Senate Bill No. 84 be indefinitely postponed.

Rep. Fitch requested a roll call, which was granted.

# ROLL CALL

The question being on the motion of Rep. Fitch that Senate Bill No. 84 be indefinitely postponed, the roll was called and there were, ayes, 36; nays, 73; and absent and not voting, 4.

Those voting in the affirmative were:

Fuglestad Sailer Heimes Saumur Anderson, Cass Homelvig Sellens Anderson, Ransom Simenson Anderson, Richl'd Johnson Baker Larsen Smart Brady Laske Sorlie Sticka Brickner Lee Luick Stormon, Rolette Callahan McInnes Walster Collette Wambheim Dalzell Moe Nygaard Wollitz Fitch Power Yirchott Fleck Those voting in the negative were:

Hammer Monson Acheson Arndt Haugen, Rolfsrud Griggs-Steele Baeverstad Rudolf Haugen, McLean Schade Benson Bentz Haugland Schmidt Schuler Braun Hegge

Bryans Helling Schwartz Bubel Helm Seibel Bymers Hofstrand Siverson Cote Holand Skaar Culver Kjelgaard Snow Dewing Klefstad Solberg Drawz Kleppe Starck Einarson Langley Stevens Ekren Langseth Stormon, Ramsey Erickson Larson Thompson, Richl'd Esterby Leet Thompson, McL'n Frank Leier Wadeson Freadhoff Welk Lillehaugen Fristad Lindberg Westby Graham Link Williams Gumeringer Locken Wolf Haedt Maher Zurcher Hafner Mr. Speaker Moerke Halcrow Mollett

Absent and not voting:

Anderson, Murray Eddy-Foster Stair

Wahl

So the motion of Rep. Fitch was declared lost.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 111, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 115, have had the same under consideration and recommend that the same be amended as follows:

After line 22 insert the following:

6". In counties having a county court of increased jurisdiction the county judge shall receive the salary he would receive if such court did not have increased jurisdiction and, in addition, the sum of one hundred dollars for each one thousand inhabitants or fraction thereof in such county; provided that in no case shall the maximum of such compensation exceed the sum of three thousand three hundred dollars in counties having a population of thirty thousand or less and in no case shall the maximum of such compensation exceed the sum of three thousand five hundred dollars in counties having a population exceeding thirty thousand based on this United States government census of 1940."

In line 23 strike out the figure "6" and insert in lieu thereof the figure "7".

In line 35 after the figure "1943" insert "or section 27-0808 of the 1947 Supplement to the North Dakota Revised Code of 1943."

In line 37 change the word "section" to "sections". Renumber the lines.

And when so amended recommend the same do pass. REP. GRAHAM, Chairman.

Rep. Stormon of Rolette moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Judiciary on Senate Bill No. 115 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 126, have had the same under consideration and recommend that the same be amended as follows:

In line 17 after the word "made" insert the following words: "for this purpose".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEGGE, Chairman.

Rep. Schuler moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Veterans and Military Affairs on Senate Bill No. 126 will be considered in the sixth order of business.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 220, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GUMERINGER

REP. DEWING

REP. BYMERS

REP. SIVERSON

REP. LINK REP. SCHMIDT REP. MOLLET REP. ERICKSON

REP. HAEDT

REP. SEIBEL

REP. ACHESON

REP. MOLLET, Chairman.

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 220, have had the same under consideration and recommendthat the same do pass.

REP. SAILER

REP. WADESON

REP. ARNDT

REP. HOMELVIG REP. EINARSON REP. McINNES REP. BAEVERSTAD REP. LEE

REP. BRAUN

REP. MOLLET, Chairman.

Rep. Wolf moved that Senate Bill No. 220 be placed in General Orders.

Rep. Bubel moved a substitute motion that the report of the majority of the Committee on Finance and Taxation on Senate Bill No. 220 be adopted, which motion was ruled out of order by the Speaker.

The question was then on the motion of Rep. Wolf that Senate Bill No. 220 be placed in General Orders, which motion lost on a division vote.

Rep. Mollet moved that the report of the majority of the Committee on Finance and Taxation on Senate Bill No. 220 be adopted, which motion prevailed.

Rep. Erickson moved that the vote by which the report of the majority of the Committee on Finance and Taxation on Senate Bill No. 220 was passed be reconsidered and the motion to reconsider be laid on the table.

Rep. Bubel moved that the motion of Rep. Erickson, be Indefinitely Postponed, which motion carried on a division vote.

Mr. Speaker: Your Committee on Appropriations to whom was re-referred Senate Bill No. 221, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Lillehaugen moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Fitch requested that the House be on the eighth order of business, which request was granted.

Rep. Fitch moved that the Chief Clerk of the House be instructed to retain Senate Bill No. 220 in the possession of the House, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 66

Which the Senate has amended.

W. J. TROUT, Secretary.

#### SENATE AMENDMENTS TO HOUSE BILL NO. 66

In line 4, strike out the figure "419,455.00" and insert, in lieu thereof the figure "\$437,854.00"; in line 11, strike out the figure "\$1,181,601.00" and insert, in lieu thereof the figure "\$1,200,000.00"; in line 72, strike out the figure "\$2,717,556.00" and insert in lieu thereof, the figure "\$2,735,955.00", which motion prevailed.

In line 72 of the bill as amended by the Senate, strike out the figures "\$2,735,955.00" and insert the figure "\$2,739,-255.00".

# SIXTH ORDER OF BUSINESS

Rep. Lillehaugen moved that the amendments on Senate Bill No. 76, as recommended by the Committee on Appropriations, on page 1018 of the House Journal, be adopted, which motion prevailed.

## CONSIDERATION OF MESSAGE FROM THE SENATE

Rep. Hofstrand moved that the House concur in the Senate amendments to House Bill No. 5, as shown on page 1037 of the House Journal, which motion prevailed.

Rep. Hofstrand moved that the rules be suspended and

House Bill No. 5 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 5. A Bill for an Act Providing for Payments from the State Equalization Fund to the County Tuition Funds and for High School Tuition; Providing for Determination of Sums To Be Paid and Manner of Payment; Amending and Reenacting Subsection 1 of Section 15-4007 and Section 15-4014 of the 1947 Supplement to the North Dakota Revised Code of 1943, and Subsection 1 of Section 15-4008 and Sections 15-4013, 15-4015, 15-4019, 15-4020, 15-4021 and 15-4024 of the North Dakota Revised Code of 1943 and Repealing Sections 15-4011, 15-4012 and 15-4018 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Section 15-4017 of the North Dakota Revised Code of 1943.

#### 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:

Acheson	Haedt	Power
Allen	Hafner	Rolfsrud
Anderson, Cass	Halcrow	Rudolf
Anderson, Ransom	Haugen,	Sailer
Anderson,	Griggs-Steele	Schade
Eddy-Foster	Haugen, McLean	Schmidt
Anderson, Richl'd	Haugland	Schuler
Arndt	Hegge	Schwartz
Baeverstad	Heimes	Seibel
Baker	Helling	Sellens
Bentz	Helm	Simenson
Brady	Hofstrand	Siverson
Braun	Holand	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bymers	Kleppe	Solberg
Callahan	Langley	Stevens
Collette	Langseth	Stormon, Ramsey
Cote	Larsen	Stormon, Rolette
Culver	Larson	Thompson, Richl'd
Dalzell	Laske	Thompson, McL'n
Dewing	Lee	Wadeson
Drawz	Leet	Wahl
Einarson	Leier	Walster
Ekren	Lillehaugen	Welk
Erickson	Lindberg	Westby
Esterby	Locken	Williams
Frank	Luick	Wolf
Freadhoff	Maher	Wollitz
Fristad	Moe	Yirchott .
Fuglestad	Moerke	Zurcher
Graham	Mollett	Mr. Speaker
Gumeringer	Murray	
Absent and not vo	ting:	
Benson	Johnson	Sorlie
Bubel	Link	Stair
Tall 1	7.7	Ct1-

McInnes

Fitch

Starck

Fleck Monson Sticka Hammer Nygaard Wambheim Homelvig Saumur

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brickner moved that the House concur in the Senate amendments to House Bill No. 21, as shown on page 1037 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 21 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 21. A Bill for an Act to Amend and Reenact Section 57-3204 of the North Dakota Revised Code of 1943, Relating to Allocation of Taxes Imposed Upon Car Line, Express and Air Transportation Companies.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 96; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Acheson Gumeringer Murray Allen Haedt Power Anderson, Cass Hafner Rolfsrud Anderson, Ransom Halcrow Rudolf Anderson, Hammer Sailer Eddy-Foster Haugen, Schade Anderson, Richl'd Griggs-Steele Haugen, McLean Schmidt Arndt Schuler Haugland Baeverstad Schwartz Baker Hegge Sellens Bentz Heimes Simenson Brady Helling Siverson Helm Braun Skaar Brickner Johnson Smart Bryans Kjelgaard Snow Klefstad Bubel Solberg Bymers Kleppe Stevens Callahan Langley Sticka Langseth Cote Stormon, Ramsey Larsen Thompson, Richl'd Culver Larson Dalzell Thompson, McL'n Laske Wadeson Dewing Lee Wahl Drawz Leet Walster Einarson Ekren Leier Welk Lillehaugen Erickson Westby Lindberg Williams Esterby Locken Wolf Fitch Luick Wollitz Frank Maher Yirchott Freadhoff Moe Fristad Zurcher Moerke Mr. Speaker Fuglestad Mollett Graham

Those voting in the negative were:

Monson

Absent and not voting:

Benson Link Sorlie
Collette McInnes Stair
Fleck Nygaard Starck
Hofstrand Saumur Stormon, Rolette
Holand Seibel Wambheim

Homelvig

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Stormon of Ramsey moved that the House concur in the Senate amendments to House Bill No. 63, as shown on page 1037 of the House Journal, which motion lost on a division vote.

Rep. Erickson moved that the House do not concur in the Senate amendments to House Bill No. 63, as shown on page 1037 of the House Journal, which motion prevailed.

Rep. Wolf moved that the Speaker appoint a committee of three to meet with a like committee from the Senate on House Bill No. 63, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 63, Representatives Stair, Stormon of Ramsey and Kleppe.

Rep. Hofstrand moved that the House concur in the Senate amendments to House Bill No. 282, as shown on page 1038 of the House Journal, which motion prevailed.

Rep. Hofstrand moved that the rules be suspended and House Bill No. 282 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 282. A Bill for an Act to Amend and Reenact Sections 57-1524 and 57-1525 of the North Dakota Revised Code of 1943, Relating to County School Funds.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 103; nays, 0; absent and not voting, 10.

[1] 하면 10명(c.) 4명(c.) 전략 10g(c.) 이 보고 10g(c.) 10g(c.) 10g(c.) 10g(c.)	0.	
Those voting in the	affirmative were:	
Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Hammer	Rolfsrud
Anderson, Ransom	Haugen,	Rudolf
Anderson,	Griggs-Steele	Sailer
Eddy-Foster	Haugen, McLean	Saumur
Anderson, Richl'd	Haugland	Schade
Arndt	Hegge	Schmidt
Baeverstad	Heimes	Schuler
Baker	Helling	Schwartz
Benson	Helm	Seibel
Bentz	Hofstrand	Sellens
Brady	Holand	Simenson
Braun	Johnson	Siverson
Brickner	Kjelgaard	Skaar
Bryans	Klefstad	Smart
Bubel	Kleppe	Snow
Bymers	Langley	Solberg
Callahan	Langseth	Stair
Collette	Larsen	Stevens

Cote Larson Stormon, Ramsey Culver Laske Stormon, Rolette Thompson, Richl'd Dalzell Lee Thompson, McL'n Dewing Leet . Leier Wadeson Drawz Einarson Lillehaugen Wahl Walster Ekren Lindberg Wambheim Esterby Link Fleck Locken Welk Frank Luick Westby Fristad Maher Wolf Fuglestad Moe Wollitz Moerke Yirchott Graham Mollett Zurcher Gumeringer Mr. Speaker Haedt Monson Absent and not voting: Erickson McInnes Starck

Erickson McInnes Starck
Fitch Murray Sticka
Freadhoff Sorlie Williams

Homelvig

So the bill was declared passed as amended and the title was agreed to.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 118, and the President has appointed as a conference committee to act with a like committee from the House, Senators Day, Schoeder and Coghlan.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 114.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 63, Senators Nordhougen, Morgan and Freed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 243, and the President has appointed as a conference committee to act with a like committee from the House, Senators Duffy, Shure and Day.

W. J. TROUT, Secretary.

## MESSAGE TO THE SENATE

House Chamber Bismarck, March 2, 1949

Mr. President: I have the honor to inform you that the

House has refused to concur in the Senate amendment to House Bill No. 63 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Stair, Stormon of Ramsey, and Kleppe.

GEORGE OLSON, Chief Clerk.

Rep. Holand moved that the House do not concur in the Senate amendments to House Bill No. 288, as shown on page 1038 in the House Journal.

Rep. Langseth moved a substitute motion that the House concur in the Senate amendments to House Bill No. 288, as shown on page 1038 of the House Journal, which motion prevailed, on a division vote.

Rep. Langseth moved that the rules be suspended and House Bill No. 288 be considered properly re-engrossed and placed on final passage, which motion lost on a division vote.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that the Senate be requested to return Senate Bill No. 243, which motion prevailed.

Rep. Power moved that the courtesy of the floor be extended to Mr. and Mrs. Pfliiger, which motion prevailed.

The Speaker announced that the House would return to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 46, have had the same under consideration and recommend that the same do pass.

REP. STAIR, Chairman.

Rep. Luick moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 52, have had the same under consideration and recommend that the same be amended as follows:

In line 11 strike out the figures "3,193,750.00" and insert in lieu thereof the figures "3,247,750.00".

In line 15 strike out the figures "198,150.00" and insert in lieu thereof the figures "284,866.00".

In line 16 strike out the figures "656,050.00" and insert in lieu thereof the figures "681,050.00".

In line 19 strike out the figures "785,780.00" and insert in lieu thereof the figures "810,780.00".

In line 22 strike out the figures "263,995.00" and insert in lieu thereof the figures "298,795.00".

In line 108 strike out the figures "\$3,193,750.00" and insert in lieu thereof the figures "\$3,247,750.00".

Between lines 156 and 157 insert lines 12, 13 and 14 as follows:

 In line 157 strike out the figures "\$198,150.00" and insert in lieu thereof the figures "\$284,866.00".

In line 176 strike out the figures "275,000.00" and insert in lieu thereof the figures "300,000.00"

In line 177 strike out the figures "\$656,050.00" and insert in lieu thereof the figures "\$681,050.00"

In line 229 strike out the figures "75,000.00" and insert in lieu thereof the figures "100,000.00"

Between lines 229 and 230 insert the following:

"The appropriation made in 1947 for the Power House Conversion from Direct to Alternating Current is hereby declared to be made available for the purchase of light and power in such amounts as may be necessary."

In line 230 strike out the figures "\$785,780.00" and insert in lieu thereof the figures "\$810,780.00"

In line 268 strike out the figures "\$83,000.00" and insert in lieu thereof the figures "\$87,000.00"

In line 270 strike out the figures "22,345.00" and insert in lieu thereof the figures "23,145.00"

In line 278 strike out the figures "193,395.00" and insert in lieu thereof the figures "198,195.00"

Between lines 284 and 285 insert a new line as follows:

"Towner Nursery .......30,000.00"

In line 280 strike out the figures "133,395.00" and insert in lieu thereof the figures "138,195.00"

In line 285 strike out the figures "\$263,995.00" and insert in lieu thereof the figures "\$298,795.00"

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 52 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 80, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figures "\$321,640.00" and insert in lieu thereof the figures "\$345,640.00"

In line 8 strike out the figures "\$18,000.00" and insert in lieu thereof the figures "\$24,000.00"

In line 23 strike out the total "\$321,640.00" and insert in lieu thereof the figures "\$345,640.00"

And when so amended recommend the same do pass.

REP. STAIR, Chairman.

Rep. Callahan moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that the report of the Committee on Appropriations on Senate Bill No. 80 will be considered in the sixth order of business.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 222, have had the same

under consideration and recommend that the same do pass. REP. STAIR, Chairman.

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

# MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 154

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 2, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 54

House Bill No. 223

House Bill No. 272

House Bill No. 290 House Bill No. 291 House Bill No. 292

House Bill No. 324

Which the Senate has amended.

W. J. TROUT, Secretary.

## SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 324

On Line 31, strike out the comma following the word "jail" and strike out the balance of the line.

House Bill No. 54

In line 28 strike out the figure \$2,000.00 and insert the figure \$4,000.00 in lieu thereof.

In line 31 for Total strike out the figure \$44,600.00 and insert the figure \$46,600.00 in lieu thereof.

In line 76 strike out the figure \$7,253.20 and insert the figure \$8,753.20 in lieu thereof.

In line 82 for Total strike out the figure \$36,889.20 and insert the figure \$38,389.20 in lieu thereof.

Strike out all of line 119 and renumber the lines accordingly. In line 120 for Total strike out the figure \$146,100.00 and

insert the figure \$126,100.00 in lieu thereof. In line 123 strike out the figure \$9,600.00 and insert the

figure \$16,000.00 in lieu thereof. In line 131 for Total strike out the figure \$26,700.00 and

insert the figure \$33,100.00 in lieu thereof. In line 140 strike out the figure \$2,000.00 and insert the

figure \$2,500.00 in lieu thereof.

In line 143 for Total strike out the figure \$95,000.00 and insert the figure \$95,500.00 in lieu thereof.

In line 150 strike out the figure \$8,500.00 and insert the figure \$10,800.00 in lieu thereof.

In line 152 strike out the figure \$35,300.00 and insert the figure \$40,000.00 in lieu thereof.

In line 155 strike out the figure \$2,000.00 and insert the figure \$3,500.00 in lieu thereof.

In line 158 for Total strike out the figure \$176,200.00 and insert the figure \$184,700.00 in lieu thereof.

In line 159 after "11b." insert the following: "to be appropriated out of the State Equalization Fund".

In line 174 strike out the figure \$37,500.00 and insert the figure \$40,000.00 in lieu thereof.

In line 176 strike out the figure \$700.00 and insert the figure \$1,200.00 in lieu thereof.

In line 178 for Total strike out the figure \$206,601.00 and insert the figure \$209,601.00 in lieu thereof.

In line 196 strike out the figure \$7,500.00 and insert the figure \$9,000.00 in lieu thereof.

In line 205 for Total strike out the figure \$167,100.00 and insert the figure \$168,600.00 in lieu thereof.

In line 223 strike out the figure \$18,000.00 and insert the figure \$21,000.00 in lieu thereof.

In line 229 for Total strike out the figure \$78,540.00 and insert the figure \$81,540.00 in lieu thereof.

In line 238 strike out the figure \$17,760.00 and insert the figure \$12,760.00 in lieu thereof.

In line 239 strike out the figure \$5,000.00 and insert the figure \$6,000.00 in lieu thereof.

After line 242 insert the following line and renumber the lines accordingly:

\$5,000.00"

"243 Air marking

In line 243 for Total strike out the figure \$41,260.00 and insert the figure \$42,260.00 in lieu thereof.

In line 246 strike out the figure \$7,200.00 and insert the figure \$9,600.00 in lieu thereof.

In line 257 for Total strike out the figure \$139,200.00 and insert the figure \$141,600.00 in lieu thereof.

In line 260 strike out the figure \$8,000.00 and insert the figure \$9,600.00 in lieu thereof.

In line 261 strike out the figure \$8,000.00 and insert the figure \$8,400.00 in lieu thereof.

In line 272 for Total strike out the figure \$464,500.00 and insert the figure \$466,500.00 in lieu thereof.

In line 275 strike out the figure \$19,800.00 and insert the figure \$25,200.00 in lieu thereof.

In line 282 strike out the figure \$3,000.00 and insert the figure \$4,000.00 in lieu thereof.

Strike out all of line 284 and renumber the lines accordingly. In line 288 for Total strike out the figure \$531,248.00 and insert the figure \$437,648.00 in lieu thereof.

After line 302 insert the following two lines and renumber the lines accordingly:

"303 Cost of Issuing & Selling Veterans'

304 Adjusted Compensation Bonds \$25,000.00"

In line 303 for Total strike out the figure \$1,190.00 and insert the figure \$26,190.00 in lieu thereof.

In line 306 strike out the figure \$6,600.00 and insert the figure \$7,200.00 in lieu thereof.

In line 307 strike out the figure \$33,600.00 and insert the figure \$36,000.00 in lieu thereof.

In line 311 strike out the figure \$1,000.00 and insert the figure \$1,500.00 in lieu thereof.

In line 314 for Total strike out the figure \$59,500.00 and insert the figure \$63,000.00 in lieu thereof.

In line 317 strike out the figure \$6,600.00 and insert the figure \$8,000.00 in lieu thereof.

In line 323 for Total strike out the figure \$11,525.00 and insert the figure \$12,925.00 in lieu thereof.

In line 326 strike out the figure \$6,600.00 and insert the figure \$8,000.00 in lieu thereof.

After line 331 insert the following three lines and renumber the lines accordingly:

"332 Emergency for Disaster Relief to become

333 Available upon passage and approval of

334 this Act \$10,000.00"

After line 332 insert the following four lines and renumber the lines accordingly:

"333 Death indemnity payment to Sarah Burger Jones

334 for death of Major Donald C. Jones

335 killed while serving with North Dakota

336 National Guard, February 19, 1949 \$7,500.00"

In line 333 for Total strike out the figure \$32,800.00 and insert the figure \$51,700.00 in lieu thereof.

In line 340 strike out the figure \$35,000.00 and insert the figure \$40,000.00 in lieu thereof.

In line 341 for Total strike out the figure \$35,000.00 and insert the figure \$40,000.00 in lieu thereof.

In line 348 strike out the figure \$48,600.00 and insert the figure \$100,000.00 in lieu thereof.

In line 349 for Total strike out the figure \$212,600.00 and insert the figure \$264,000.00 in lieu thereof.

In line 410 strike out the figure \$5,000.00 and insert the figure \$6,000.00 in lieu thereof.

In line 411 for Total strike out the figure \$55,980.00 and insert the figure \$56,980.00 in lieu thereof.

In line 414 strike out the figure \$2,000.00 and insert the figure \$1,500.00 in lieu thereof.

In line 415 for Total strike out the figure \$2,000.00 and insert the figure \$1,500.00 in lieu thereof.

In line 424 for Grand Total strike out the figure \$3,735,898.20 and insert the figure \$3,759,798.20 in lieu thereof.

House Bill No. 223

On line 13 of the engrossed bill, strike out the word "to" and insert, in lieu thereof, the word "shall";

On line 15 of the engrosped bill, strike out the word "to" and insert, in lieu thereof, the word "shall";

On line 15 of the engrossed bill, strike out the comma, insert a period, in lieu thereof, and capitalize the word "a".

House Bill No. 272

In the last line of the title of the bill, after the word "memorials" strike out the period and insert the words "and declaring an emergency".

After line 15 of the printed bill, insert the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines.

House Bill No. 290

On lines 8 and 9, strike out the brackets;

On line 12, after the word "board" strike out the period, insert a comma, in lieu thereof, and add the words "or waived by order of the court.";

On line 24, after the word "court" insert the words "or juvenile commissioner";

On line 25, after the word "judge" insert the words "or juvenile commissioner";

On line 53, strike out the word "county" and insert, in lieu thereof, the words "judicial district";

On lines 70 and 71, strike out the brackets;

On line 79, after the word "child" strike out the balance of the line;

On line 80, strike out the first word "or".

Renumber the lines, if necessary.

House Bill No. 291

In the title of the bill, strike out everything after the semicolon on the first line, down to and including the semicolon on the last line, and insert, in lieu thereof, the following: "providing conditions under which adoption proceedings will be conclusively presumed valid, and the relation of parent and child established:"

On line 2, after the word "court" insert the words "or in a county court having increased jurisdiction".

House Bill No. 292

Strike out everything after the words "A BILL" and insert the following:

"For an Act to authorize the juvenile court to terminate parental rights in certain cases; providing the procedure therefor; providing for the supervision, custody, and consent to adoption of children in such cases; providing for the appointment of guardians ad litem; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. TERMINATION OF PARENTAL RIGHTS IN JUVENILE PROCEEDINGS: TRANSFER OF CONTROL AND CUSTODY OF CHILD.) Whenever in the course of a proceeding instituted under sections 27-1611, 27-1612, and 27-1621, of the North Dakota Revised Code of 1943, or otherwise, it shall appear to the court that the parent or parents of a child have abandoned such child or have substantially and continuously or repeatedly refused, or being financially able, have neglected to give such child parental care and

protection, or whenever at any time it shall appear to the court that the parents or surviving parent are not fit or proper parents by reason of any of the grounds set forth in section 27-1627 of the North Dakota Revised Code of 1943, and said conduct is found by the court as likely to be detrimental to the health, morals, or well-being of said child, a juvenile court in the judicial district of the parents' residence or of the county where the child is born or is found shall have jurisdiction to transfer the care, control, and custody of such child to the director of the division of child welfare of the public welfare board, to a licensed child-placing agency, or to some suitable adult person named by the court, and in the exercise of such jurisdiction the court may terminate all rights of the parents with reference to such child. A termination of the rights of one parent may be made without affecting the rights of the other parent should the evidence so warrant.

SECTION 2. HEARING AND SERVICE OF NOTICE THEREON.) Such transfer of the permanent care, control, and custody of a child and the termination of the rights of the parents with reference to the child shall be made only after a special hearing before the court and the court shall cause notice of the time, place, and purpose of such hearing to be served within or without the state on the parents or surviving parent or the father of an illegitimate child against whom paternity has been duly adjudged, upon the general guardian of any such child, upon a general guardian of the mother of an illegitimate child, the general guardian of the father of an illegitimate child against whom paternity has been duly adjudged and on the director of the division of child welfare of the public welfare board for at least ten days prior to the date of the hearing. When it appears to the satisfaction of the court that personal service cannot be obtained, then by publication thereof in a newspaper in the county once a week for three consecutive weeks prior to the date of the hearing.

SECTION 3. TERMINATION OF PATERNAL RIGHTS UPON APPLICATION OF PARENTS.) Upon the application of the parents or of the surviving parent of any child, or of the mother of an illegimate child, when paternity has not been adjudicated, a juvenile court in the judicial district of the parents' residence or of the county where the child is born or is found may, after notice to the director of the division of child welfare of the public welfare board, upon good cause shown, order the transfer of the care, control, and custody of such child to the director of the division of child welfare of the public welfare board, to a licensed child-placing agency, or to some suitable adult person named by the court, and if it appears to be for the best interests of the child, the court may order the termination of all rights of a parent with reference to such child.

SECTION 4. GENERAL GUARDIAN AND GUARDIAN AD LITEM, SERVICE ON.) In any proceeding had under any of the provisions of this Act in which a parent is a minor or incompetent and for whom no general guardian has been appointed, the court shall appoint a guardian ad litem. All notices required to be served under the provisions of this Act upon the parent or parents of such minor or incompetent, or upon the mother of an illegitimate child

shall be served also upon such general guardian or guardian ad litem.

SECTION 5. PROCEEDING UPON TERMINATION OF PARENTAL RIGHTS.) Upon the termination of all parental rights, the child shall become a ward of the state and the director of the division of child welfare of the public welfare board shall be the representative of the state in all matters concerning said child. He shall have authority to give consent to the adoption of said child with the same force and effect as a consent given by the legal parent or parents. Where the custody of the child is placed with a licensed child-placing agency or some suitable person named by the court, due regard shall be given to the religious faith held by the parent or parents of the child and so far as it is practicable the child shall be placed with a child-caring agency or adult person of the same religious faith as that held by the parent or parents of the child. The jurisdiction of the court shall continue until the child is adopted or becomes of age.

SECTION 6. ORDER UPON TRANSFERRING CUSTODY AND TERMINATING PARENTAL RIGHTS.) Every order of the juvenile court transferring the care, control, and custody of a child and terminating the rights of the parents or either parent with reference to a child shall be in writing and shall recite all the jurisdictional facts, and every such order shall be filed forthwith with the clerk of the juvenile court of such county, and two certified copies thereof sent to the director of the division of child welfare of the public welfare board.

SECTION 7. APPEAL AND STAY OF EXECUTION.) In every case where the juvenile court shall determine and adjudge the transfer of the care, control, and custody of a child or the termination of the rights of a parent or the parents with reference to such child, appeal may be taken in the manner as provided for appeals in civil actions except that no undertaking shall be required. On appeal, the case shall be triable anew in the supreme court. The judgment of said juvenile court shall stand, pending the determination of such appeal, but the court may stay the execution of said judgment pending such appeal, upon such conditions as the court may prescribe.

SECTION 8. RECORDS NOT OPEN TO INSPECTION.) The files and records of the court in any proceedings had under any of the provisions of this Act shall not be open to inspection or copy by persons other than the parties interested, their attorneys, and representatives of the division of child welfare of the public welfare board, except upon an order of the court expressly permitting same.

SECTION 9. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Number the lines.

Rep. Bubel moved that the absent member be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

## FIFTY-EIGHTH DAY

Bismarck, March 2, 1949

The House convened at two o'clock p. m., with Speaker Levin presiding.

Prayer was offered by Father Adolph Pribyl of the Cathedral of the Holy Spirit of Bismarck.

The roll was called and all members were present except Reps. Fristad, Hofstrand and Murray.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth day after recess and Fifty-seventh day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the House now stand recessed until ten o'clock a.m. March 3, 1949, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

# FIFTY-EIGHTH DAY AFTER RECESS AND FIFTY-NINTH DAY

## Bismarck, March 3, 1949

The House reconvened at 10:00 a.m. pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Saumur moved that the amendments to Senate Bill No. 52, as recommended by the Committee on Appropriations, and printed in the House Journal on page 1061, be adopted.

Rep. Thompson of Richland moved a substitute motion that the amendments to Senate Bill No. 52, as recommended by the Committee on Appropriations, be not adopted.

Rep. Stair requested a Call of the House, which request was granted.

When 111 members were present, the Call of the House was dispensed with, on motion of Rep. Stair.

A roll call was requested by Rep. Thompson of Richland, which request was granted.

#### ROLL CALL

The question being on the substitute motion of Rep. Thompson of Richland that the House do not adopt the amendments on Senate Bill No. 52, as recommended by the Committee on Appropriations, the roll was called and there were, ayes, 37; nays, 74; absent and not voting 2.

Those voting in the affirmative were:

Anderson, Ransom	Haugen,	Locken
Bryans	Griggs-Steele	Moe
Bymers	Haugen, McLean	Moerke
Dewing	Helling	Mollett
Erickson	Helm	Monson
Esterby	Hofstrand	Schuler
Frank	Kjelgaard	Seibel
Freadhoff	Klefstad	Siverson
Graham	Kleppe	Thompson, Richl'd
Gumeringer	Larson	Thompson, McL'n
Haedt	Leier	Welk
Hafner	Lillehaugen	Williams
Hammer	Lindberg	

Those voting in the negative were:

Fuglestad Acheson Allen Halcrow Anderson, Cass Haugland Anderson Hegge Eddy-Foster Heimes Anderson, Richl'd Holand Baeverstad Homelvig Baker Johnson Benson Langley Bentz Langseth Larsen Brady Braun Laske Brickner Lee Leet Bubel Callahan Link Collette Luick Maher Cote Culver McInnes Dalzell Murray Nygaard Drawz Einarson Power Ekren Rolfsrud Fitch Rudolf

Schmidt Schwartz Sellens Simenson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka Stormon,

Schade

Stormon, Ramsey
Stormon, Rolette
Wadeson
Wahl
Walster
Wambheim
Westby
Wolf
Wollitz
Yirchott
Zurcher

Absent and not voting:

Fleck

Fristad

Arndt Mr. Speaker

So the motion of Rep. Thompson of Richland was declared lost.

Sailer

Saumur

The question was then on the original motion of Rep. Saumur that the amendments to Senate Bill No. 52, as recommended by the Committee on Appropriations be adopted, which motion prevailed.

Rep. Larsen moved that the amendments to Senate Bill No. 69, as recommended by the Committee on Appropriations and printed in the House Journal on page 1051, be adopted, which motion prevailed.

Rep. Lillehaugen moved that the amendments to Senate Bill No. 78, as recommended by the Committee on Appropriations and printed in the House Journal on page 1051, be adopted, which motion prevailed.

Rep. Smart moved that the amendments to Senate Bill No. 80, as recommended by the Committee on Appropriations and printed in the House Journal on page 1062, be adopted, which motion prevailed.

Rep. Johnson moved that the amendments to Senate Bill No. 81 as recommended by the Committee on Appropriations, and printed in the House Journal, on page 1052, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to Senate Bill No. 115, as recommended by the Committee on Judiciary, and printed in the House Journal, on page 1054, be adopted, which motion prevailed, and Senate Bill No. 115 then be referred to General Orders for further amendment, which motion prevailed.

Rep. Fitch moved that the amendments to Senate Bill

No. 126, as recommended by the Committee on Veterans and Military Affairs, and printed in the House Journal, on page 1054, be adopted, which motion prevailed.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that Senate Bill No. 111 be placed in General Orders, which motion prevailed.

#### GENERAL ORDERS

Rep. Bubel 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 Rep. Bubel 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. 51 and recommend that the same be amended by changing the figure in line 3, to \$23,500.00.

Eliminate line 9.

That the figure 10,000.00 in line 10, be changed to 5,000.00. That the figure "6,000.00" in line 11, be changed to 4,800.00.

That the item "3,000.00" in line 12, under "travel expense" be changed to "2,000.00" and that the total in line 19, be changed to \$23,500.00.

And when so amended, recommend the same do pass.

And Senate Bill No. 56 and recommend that:

In line 3, strike out the figure \$21,550.00, and insert in lieu thereof the figure \$23,950.00.

In line 9, strike out the figure \$6,000.00 and insert in lieu thereof \$8,400.00.

In the total strike out the figure \$21,550.00 and insert the figure \$23,950.00 in lieu thereof.

And when so amended, recommend the same do pass.

And Senate Bill No. 244, and recommend the same for passage.

And Senate Bill No. 115 and recommend that the same be amended in the title, after the word "sheriff" and the comma, insert the words "county superintendent of schools" and a comma.

In Section 1, line 2, after the word "sheriff" and the comma, insert the words "county superintendent of schools"

In the third line of sub-section 7 of section 1 of the amended bill, strike out the word "one" and insert in lieu thereof, the word "two".

In line 5 of amended title, strike out the word "and" following the figures "1949" and insert a comma; and following the figures "1950" insert the word and figures "and 1951"

In line 2 of Section One of amended bill strike out the word "and" following the figure "1949" and insert a comma, and following the figure "1950" insert the word and figures "and 1951"

In the sixth line of Section Two, strike out the word "and" and insert a comma, and in the seventh line of Section Two,

after the figures "1950" insert the word and figures "and 1951"

Renumber the lines.

And when so amended, recommend the same for passage.

And Senate Bill No. 111 and recommend that further action be deferred at this time.

REP. BUBEL, Chairman. Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole, be adopted, which motion prevailed and the report was declared adopted.

Rep. Erickson moved that the House now recess until 1:30 p.m., which motion prevailed and the House stood re-

The House reconvened at 1:30 p.m. pursuant to the recess taken, with Speaker Levin presiding.

## MESSAGES TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to request the Senate to return Senate Bill No. 243 which was messaged over in error.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 5, 21, 282, 288.

GEORGE OLSON, Chief Clerk.

Rep. Lillehaugen requested that the House be on the eighth order of business, which request was granted.

Rep. Lillehaugen moved that the courtesy of the floor be extended to Mr. P. J. Flaten, a former member of the House, O. E. Walstad, N. G. Bronneby and Carl Rinde, all of Walsh County, which motion prevailed.

Rep. Moerke moved that the courtesy of the floor be extended to Mr. Louis Moe of Hoople, N. Dakota, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. House Bill No. House Bill No. 10 House Bill No.

1

House Bill No.

House_Bill No. House Bill No.

House Bill No.

House Bill No. 59

House Bill No. 80 84

House Bill No. House Bill No. 85

House Bill No. 105

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House Bill No. 133
House Bill No. 137
House Bill No. 138
House Bill No. 139
House Bill No. 140
House Bill No. 156
House Bill No. 167
House Bill No.,168
House Bill No. 169
House Bill No. 170
House Bill No. 175
House Bill No. 187
House Bill No. 191
House Bill No. 202
House Bill No. 203
House Bill No. 210
House Bill No. 214
House Bill No. 217
House Bill No. 218
House Bill No. 228
House Bill No. 231
House Bill No. 236
House Bill No. 237
House Bill No. 238
House Bill No. 239
House Bill No. 242
House Bill No. 245
House Bill No. 248
House Bill No. 249
House Bill No. 254
House Bill No. 256
House Bill No. 262
House Bill No. 268
House Bill No. 271
House Bill No. 277
House Bill No. 279
House Bill No. 307
House Bill No. 319
House Bill No. 329
House Bill No. 334
House Bill No. 336
House Bill No. 337
House Bill No. 338
House Bill No. 339
House Bill No. 340
House Bill No. 343
House Bill No. 347
House Concurrent Resolution "Q"
House Concurrent Resolution "S"
House Concurrent Resolution "T"
House Concurrent Resolution "W"
House Joint Memorial Resolution "A"
Which the President has signed.
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W. J. TROUT, Secretary. Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 39 Senate Bill No. 43 Senate Bill No. 50

Senate Bill No. 112 Senate Bill No. 120

Senate Bill No. 125

Senate Concurrent Resolution "R"

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

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the seventh order of business.

## REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 207 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 207, have had the same under consideration and recommend:

That the House amendment to Line 7, Section 2, be revised to read: "In Section 2, line 7, after the second word 'any' insert the word 'registered' and in line 7, after the word 'branded' strike out the word 'or'".

For the Senate:
WALTER TROXEL
KENNETH K. PYLE
OSCAR WAHLUND

For the House:
A. A. BENTZ
JAMES J. MAHER
RAY THOMPSON

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on Senate Bill No. 207 and the President has appointed as a new conference committee to act with a like committee from the House, Senators Troxel, Wahlund and Pyle.

W. J. TROUT, Secretary.

Rep. Bubel moved that the Speaker appoint a new committee of three to meet with a like committee of the Senate on Senate Bill No. 207, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 207, Reps. Maher, Thompson of Richland and Bentz.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 87, have had the same under consideration and recommend:

That the House recede from its amendment to Senate Bill No. 87 and that the bill as passed by the Senate be amended as follows:

On line 1, after the second word "action" insert the following language: "except for breach of promise, alienation of affections, libel and slander."

For the Senate:
CARROLL E. DAY
CLYDE DUFFY
IVER SOLBERG

For the House:
F. J. GRAHAM
ROY HOLAND
WALTER BUBEL

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Graham moved that the rules be suspended and Senate Bill No. 87 be placed on final passage, which motion prevailed.

Senate Bill No. 87. A Bill for an Act Providing for Survival of Causes of Action.

Which had been read.

## 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:

Allen	Helling	Siverson
Anderson, Ransom	Kjelgaard '	Skaar
Anderson, Richl'd	Langley	Smart
Brady	Larsen	Snow
Brickner	Laske	Sorlie
Bubel	Lee	Starck
Bymers	Leet	Stormon, Ramsey
Collette .	Leier	Stormon, Rolette
Freadhoff	Lillehaugen	Thompson, Richl'd
Fristad	Link	Thompson, McL'n
Graham	Luick	Wadeson
Haedt	Maher	Wahl
Hafner	McInnes	Wambheim
Halcrow	Murray	Welk
Haugen,	Rolfsrud	Westby
Griggs-Steele	Schmidt	Williams
Haugland	Schwaitz	Zurcher
Hegge	Sellens	Mr. Speaker
Heimes	Simenson	
***		

Those voting in the negative were:

Acheson	Esterby	Monson
Anderson, Cass	Fitch	Nygaard
Arndt	Frank	Power
Baker	Fuglestad	Rudolf
Benson	Gumeringer	Sailer
Bentz	Hammer	Schade
Braun	Haugen, McLean	Schuler
Bryans	Helm	Seibel
Cote	Johnson	Solberg
Dewing	Kleppe	Stevens
Drawz	Larson	Walster
Einarson	Lindberg	Wolf
Ekren	Locken	Wollitz
Erickson	Moerke	Yirchott

Absent and not voting:

Anderson	Fleck	Moe
Eddy-Foster	Hofstrand	Mollett

Baeverstad Holand Saumur Callahan Homelvig Stair Culver Klefstad Sticka Dalzell Langseth

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

Rep. Graham: "Mr. Speaker, I serve notice of reconsideration."

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 207, have had the same under consideration and recommend:

That the House amendment to line 7, Section 2, be revised to read: "In Section 2, line 7, after the second word 'any' insert the word 'registered' and in line 7, after the word 'branded' strike out the word 'or' " and that the Senate concur in all other House amendments.

For the Senate:
WALTER TROXEL
KENNETH K. PYLE
OSCAR WAHLUND

For the House:
A. A. BENTZ
RAY THOMPSON
JAMES J. MAHER

Rep. Bentz moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the rules be suspended and Senate Bill No. 207 be placed on final passage, which motion prevailed.

Senate Bill No. 207. A Bill for an Act Declaring the Effect of a Registered Brand or Mark on Livestock; Requiring a Bill of Sale on the Sale of Branded or Marked Livestock; Declaring the Effect Thereof; Providing a Penalty and Repealing Section 36-0907 of the North Dakota Revised Code of 1943.

Which had been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 95; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

Acheson	Haugen,	Rudolf
Allen	Griggs-Steele	Sailer
Anderson, Cass	Haugen, McLean	Schade
Anderson,	Haugland	Schmidt
Eddy-Foster	Hegge	Schuler
Anderson, Richl'd	Heimes	Schwartz
Arndt	Helling	Seibel
Baker	Helm	Sellens
Bentz	Hofstrand	Simenson
Brady	Homelvig	Siverson
Braun	Kjelgaard	Skaar
Brickner	Klefstad	Smart
Bryans	Kleppe	Snow
Bubel	Langley	Solberg
Bymers	Larsen	Sorlie
Collette	Larson	Starck

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Cote Laske Dalzell Lee Dewing Leet Drawz Leier Einarson Lillehaugen Ekren Lindberg Esterby Link Frank Luick Freadhoff Maher Fristad McInnes Fuglestad Moe Graham Moerke Gumeringer Monson Haedt Murray Hafner Power Rolfsrud Halcrow

Stevens
Stormon, Ramsey
Stormon, Rolette
Thompson, Richl'd
Thompson, McL'n
Wadeson

Wadeson
Wahl
Wambheim
Welk
Westby
Williams
Wolf
Wollitz
Yirchott
Zurcher
Mr. Speaker

Hammer

Those voting in the negative were:

Anderson, Ransom Fitch Benson Locken Sticka Walster

Absent and not voting:

Baeverstad Fleck
Callahan Holand
Culver Johnson
Erickson Langseth

Mollett Nygaard Saumur Stair

So the bill was declared passed, as amended, and the title was agreed to.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Brickner moved that the House concur in the Senate amendments to House Bill No. 344, as shown on page 1039 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 344 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 344. A Bill for an Act to Amend and Reenact Section 40-4601 of the North Dakota Revised Code of 1943 with Reference to Pensions for City Employees and Providing that Members of the Police Force and the Fire Department of Any City Shall Not Be Considered Employees of Said City for the Purpose of the Provisions of Chapter 40-46 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 6; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Halcrow	Rudolf
Allen	Hammer	Sailer
Anderson, Cass	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Arndt	Haugen, McLean	Schwartz
Baker	Haugland	Sellens
Benson	Hegge	Simenson
Bentz	Heimes	- Siverson
Brady	Helm	Skaar
-		

Smart Braun Homelvig Brickner Johnson Snow Bryans Kjelgaard Sorlie Bymers Klefstad Stair Callahan Kleppe Starck Stevens Collette Langley Cote Larsen Sticka Stormon, Ramsey Culver Laske Dalzell Lee Stormon, Rolette Thompson, Richl'd Thompson, McL'n Dewing Leet Drawz Leier Wadeson Einarson Lillehaugen Ekren Lindberg Wahl Esterby Link Walster Wambheim Fitch Luick Frank Maher Welk Freadhoff McInnes Westby Fuglestad Williams Moerke Graham Murray Wollitz Yirchott Gumeringer Nygaard Haedt Power Zurcher Mr. Speaker Hafner Rolfsrud Those voting in the negative were: Anderson, Ransom Larson Monson Helling Locken Seibel Absent and not voting: Anderson, Fristad Mollett Eddy-Foster Hofstrand Saumur Baeverstad Holand Schade Bubel Langseth Solberg Erickson Moe Wolf

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

Fleck

Rep. Bubel moved that the House concur in the Senate amendments to House Concurrent Resolution "Y," as shown on page 1039 of the House Journal, which motion prevailed.

House Concurrent Resolution "Y". A House Concurrent Resolution Memorializing Congress and the President of the United States Not to Support Any Proposition Disturbing the Rural Electrification Administration as it is Presently Set Up and Not to Disturb the Existing Power Agencies or the Government's Power Policy to the Detriment of the People.

Rep. Bubel moved that House Concurrent Resolution "Y" be adopted, as amended, which motion prevailed and the concurrent resolution was declared adopted.

Rep. Johnson moved that the House concur in the Senate amendments to House Bill No. 54, as shown on page 1063 of the House Journal.

Rep. Langley moved a substitute motion that the House do not concur in the Senate amendments to House Bill No. 54, as shown on page 1063 of the House Journal, which motion prevailed.

Rep. Langley moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 54, which motion prevailed.

The Speaker announced that he would appoint as a com-

mitte of three to meet with a like committee from the Senate on House Bill No. 54, Reps. Stair, Johnson, Culver.

Rep. Johnson moved that the House concur in the Senate amendments to House Bill No. 66, as shown on page 1056 of the House Journal, which motion prevailed.

Rep. Smart moved that the rules be suspended and House Bill No. 66 be considered properly re-engrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 66. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 19; absent and not voting, 11.

Those voting in the affirmative were:

Those voting in the	allirmative were:	
Acheson	Haugen, McLean	Sailer
Allen	Haugland	Saumur
Anderson, Cass	Hegge	Schmidt
Anderson,	Heimes	Schuler
Eddy-Foster	Holand	Seibel
Anderson, Richl'd	Homelvig	Sellens
Arndt	Johnson	Simenson
Baeverstad	Kjelgaard	Skaar
Baker	Klefstad	Smart
Brady	Kleppe	Snow
Brickner	Langley	Solberg
Bryans	Larsen	Sorlie
Bubel	Larson	Stevens
Callahan	Laske	Sticka
Collette	Lee	Stormon, Ramsey
Dalzell	Leet	Stormon, Rolette
Drawz	Leier	Thompson, Richl'd
Einarson	Lillehaugen	Wadeson
Ekren	Link	Walster
Fitch	Luick	Wambheim
Fleck	Maher	Welk
Freadhoff	McInnes	Westby
Fristad	Monson	Williams
Fuglestad	Murray	Wolf
Gumeringer	Nygaard	Wollitz
Hafner	Power	Yirchott
Halcrow	Rolfsrud	Zurcher
Haugen, Griggs-Steele	Rudolf	Mr. Speaker
Those voting in th	e negative were:	
Anderson, Ransom	Graham	Moerke
Benson	Haedt	Mollett

Anderson, Ransom	Graham		Moerke	
Benson	Haedt		Mollett	
Cote	Hammer	,	Schwartz	
Dewing	Helling		Siverson	
Erickson	Lindberg		Starck	
Esterby	Moe		Thompson,	McL'n
Frank				C0115 0

Absent and not voting:

Bentz Helm Schade

Braun Bymers Culver Hofstrand Langseth Locken Stair Wahl

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Ekren moved that the vote by which Senate Bill No. 66 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fitch requested that the House be on the eighth order of business, which request was granted.

Rep. Fitch moved that the Chair appoint a committee of two to escort a former member of the House, Mr. Wm. Crockett to the rostrum, which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 207.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 3, 1949

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 Stair, Johnson and Culver.

GEORGE OLSON, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 158

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

The Speaker announced that the House would return to the eleventh order of business.

Rep. Mollet moved that the House do not concur in the Senate amendments to House Bill No. 163, as shown on page 1047 of the House Journal, which motion prevailed.

Rep. Mollet moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 163, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 163, Representatives Mollet, Wadeson and Erickson.

## MESSAGE TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 163 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Mollet, Wadeson, Erickson.

GEORGE OLSON, Chief Clerk.

Rep. Sailer moved that the House concur in the Senate amendments to House Bill No. 194, as shown on page 1047 of the House Journal, which motion prevailed.

Rep. Sailer moved that the rules be suspended and House Bill No. 194 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 194. A Bill for an Act Providing for the Distribution of Funds Received From the Federal Government in Counties Where the Federal Government Has Acquired Land for the Development of Projects for Public Uses.

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:

Anderson, Ransom Frank

Anderson,

Haugen	Rolfsrud
Grigge-Steele	Rudolf
	Sailer
	Saumur .
	Schade
negge	Schmidt
	Schuler
Hoistrand	Schwartz
	Seibel
	Sellens
	Simenson
	Siverson
Kleppe	Skaar
Langley	Smart
Langseth	Solberg
Larsen	Sorlie
	Stair
Laske	Starck
Lee	Stevens
Leet	Sticka
Leier	Stormon, Ramsey
Lindberg	Stormon, Rolette
Link	Thompson, Richl'd
Locken	Thompson, McL'n
Luick	Wadeson
	Wambheim
	Welk
	Westby
	Wolf
	Wollitz
	Yirchott -
Murray	Zurcher
	Mr. Speaker
Power	. bpeaker
	Lee Leet Leier Lindberg Link Locken Luick Maher McInnes Moe Moerke Mollett Monson Murray Nygaard

Freadhoff

Snow

Wahl

Eddy-Foster Braun Bubel

Helm Klefståd Lillehaugen Walster Williams

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

Rep. Graham moved that the House concur in the Senate amendments to House Bill No. 223, as shown on page 1065 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 223 be considered properly reengrossed and placed on

#### FINAL PASSAGE

House Bill No. 223. A Bill for an Act to Amend and Reenact Section 35-0313 of the North Dakota Revised Code of 1943, Relating to Discharge of Real Estate Mortgage Not Renewed or Extended of Record.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hammer. Anderson, Cass Haugen, Anderson, Griggs-Steele Eddy-Foster Haugen, McLean Hegge Anderson, Richl'd Arndt Heimes Baeverstad Helling Baker Helm Benson Hofstrand Bentz Holand Homelvig Brady Johnson Braun Brickner Kjelgaard Bryans Kleppe Langley Bymers Callahan Langseth Larsen Cote Culver Larson Laske Dalzell Lee Dewing Leet Drawz Einarson Leier Ekren Lillehaugen Erickson Lindberg Esterby Link Locken Fitch Fleck Luick Maher Frank Fristad McInnes Moe **Fuglestad** Moerke Graham Mollett Gumeringer

Monson

Murray

Nygaard

Haedt

Hafner

Halcrow

Power Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens Sticka

Stormon, Ramsey Stormon, Rolette Thompson, McL'n Wadeson Wahl Wambheim Welk Westby Wolf Wollitz Yirchott Zurcher Mr. Speaker Absent and not voting:

Allen / Freadhoff Thompson, Richl'd Malster Williams
Collette Williams

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Graham moved that the House concur in the Senate amendments to House Bill No. 224, as shown on page 1048 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 224 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 30-2111 of the North Dakota Revised Code of 1943, Relating to Recording Certified Copy of Decree of Distribution When It Affects the Title to Real Estate.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Acheson Hammer Rolfsrud Anderson, Cass Rudolf Haugen, Anderson, Griggs-Steele Sailer Eddy-Foster Haugen, McLean Saumur Anderson, Richl'd Haugland Schade Arndt Hegge Schmidt Baeverstad Heimes Schuler Helling Schwartz Baker Benson Helm Seibel Bentz Hofstrand Sellens Brady Holand Simenson Braun Homelvig Siverson Brickner Kjelgaard Skaar Kleppe Smart Bryans Bymers Langley Snow Callahan Langseth Solberg Cote Larsen Sorlie Culver Larson Stair Dalzell Laske Starck Lee Stevens Dewing Sticka Drawz Leet Einarson Leier Stormon, Ramsey Lillehaugen Stormon, Rolette Ekren Thompson, McL'n Erickson Lindberg Wadeson Esterby Link Fitch Wahl Locken Fleck Wambheim Luick Frank Maher Welk Fristad McInnes Westby Moerke Wolf Fuglestad Graham Mollett Wollitz Yirchott Gumeringer Monson Haedt Zurcher Murray Hafner Mr. Speaker Nygaard Halcrow Power

Those voting in the negative were:

Thompson, Richl'd

Absent and not voting:

Allen Freadhoff Moe
Anderson, Ransom Johnson Walster
Bubel Klefstad Williams
Collette

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brickner moved that the House concur in the Senate amendments to House Bill No. 272, as shown on page 1066 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 272 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 272. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 125 of the North Dakota Session Laws of 1947, Relating to the Erection and Operation of War Memorials; Authorizing a County to Join With a City, School District, or Other Public or Private Non-profit Corporation or Agency in the Erection and Operation of Such War Memorials.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 101; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Acheson Halcrow Nygaard Allen Hammer Power Anderson, Cass Rolfsrud Haugen, Griggs-Steele Anderson Rudolf Eddy-Foster Haugen, McLean Sailer Anderson, Richl'd Haugland Saumur Arndt Hegge Schmidt Heimes Schuler Baeverstad Baker Helling Schwartz Helm Seibel Benson Hofstrand Sellens Bentz Simenson Brady Holand Braun Homelvig Siverson Johnson Smart Brickner Bryans Kjelgaard Snow Kleppe Solberg Bymers Sorlie Callahan Langley Cote Larsen Stair Culver Larson Starck Laske Stevens Dalzell Dewing Lee Sticka Drawz Leet Stormon, Ramsey Einarson Stormon, Rolette Leier Ekren Lillehaugen Thompson, McL'n Wadeson Erickson Lindberg Link Wahl Esterby Wambheim Locken Fitch Welk Fleck Luick Westby Frank Maher Wolf Fristad McInnes

Fuglestad Moerke Wollitz
Graham Mollett Yirchott
Gumeringer Monson Zurcher
Haedt Murray Mr. Speaker

Hafner

Those voting in the negative were:

Langseth Skaar Thompson, Richl'd

Absent and not voting:

Anderson, Ransom Freadhoff Schade
Bubel Klefstad Walster
Collette Moe Williams

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

Rep. Brickner moved that the House concur in the Senate amendments to House Bill No. 284, as shown on page 1048 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 284 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 284. A Bill for an Act to Provide for the Consolidation of School Districts When the Assessed Valuation of Any District Is Diminished by the Acquisition of Property Under Eminent Domain; the Consolidation of the Remaining Portion With Adjoining Districts; Requiring Notice Before Action Is Taken; Making the Action of the County Commissioners Final; and Repeal Act or Parts of Act in Conflict Therewith, and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Nygaard Acheson Haugen. Griggs-Steele Haugen, McLean Power Allen Rolfsrud Anderson, Cass Rudolf Anderson, Haugland Eddy-Foster Heimes Sailer Anderson, Richl'd Helling Saumur Baeverstad Helm Schuler Schwartz Hofstrand Baker Benson Holand Seibel Bentz Homelvig Sellens Johnson Simenson Brady Kjelgaard Siverson Braun Kleppe Brickner Skaar Bryans Langley Smart Callahan Langseth Solberg Larsen Sorlie Cote Larson Starck Culver Dalzell Laske Stevens Stormon, Ramsey Dewing Leet Drawz Leier Stormon, Rolette Einarson Lillehaugen Thompson, McL'n Lindberg Wadeson Ekren Fitch Link Wahl Fleck Locken Walster

Frank	Luick	Wambheim
Fristad	Maher	Welk
Fuglestad	McInnes	Westby
Graham	Moe	Wolf
Gumeringer	Moerke	Wollitz
Haedt	Mollett	Yirchott
Hafner	Monson	Zurcher
Halcrow	Murray	Mr. Speaker
Hammer		

Absent and not voting:

Anderson, Ransom Esterby Schmidt Freadhoff Snow Arndt Bubel Hegge Stair Bymers Sticka Klefstad Thompson, Richl'd Collette Lee Erickson Schade Williams

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

Rep. Stormon of Rolette moved that the House concur in the Senate amendments to House Bill No. 290, as shown on page 1066 of the House Journal, which motion prevailed.

Rep. Stormon of Rolette moved that the rules be suspended and House Bill No. 290 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE

House Bill No. 290. A Bill for an Act to Amend and Reenact Sections 14-1104, 14-1105, 14-1110, and 14-1111 of the North Dakota Revised Code of 1943, and Section 14-1108 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adoption of Children, and Declaring an Emergency.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

		Production and the
Acheson	Halcrew	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Sailer
Anderson,	Griggs-Steele	Saumur
Eddy-Foster	Haugen, McLean	Schade
Anderson, Richl'd	Haugland	Schmidt
Arndt	Hegge	Schwartz
Baeverstad	Heimes	Seibel
Benson	Helm	Sellens
Bentz	Hofstrand	Simenson
Brady	Holand	Siverson
Braun	Homelvig	Skaar
Brickner	Kjelgaard	Smart
Bryans	Langley	Snow
Bymers	Langseth	Solberg
Callahan	Larsen	Sorlie
Cote	Larson	Starck
Culver	Laske	Stevens
Dalzell	Leet	Stormon, Ramsey
Dewing	Leier	Stormon, Rolette
Drawz	Lillehaugen	Thompson, Richl'd
~	• • • • • • • • • • • • • • • • • • • •	

Lindberg Thompson, McL'n Einarson Wadeson Ekren Link Luick Wahl Erickson Maher Walster Fitch Fleck McInnes Wambheim Westby Frank Moe Fristad Mollett Wollitz Fuglestad Monson Yirchott Murray Zurcher Graham Gumeringer Nygaard Mr. Speaker

Those voting in the negative were:

HafnerLockenSchulerHellingMoerkeStickaKleppeRudolfWolf

Absent and not voting:

Anderson, Ransom Freadhoff Lee
Baker Haedt Stair
Bubel Johnson Welk
Collette Klefstad Williams
Esterby

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

Rep. Graham moved that the House concur in the Senate amendments to House Bill No 291, as shown on page 1066 of the House Journal, which motion prevailed.

Rep. Lillehaugen moved that the rules be suspended and House Bill No. 291 be considered properly reengrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 291. A Bill for an Act Relating to Adoption; Providing That Where a Decree of Adoption Has Been Rendered in a District Court in This State and the Child Named in Such Decree Has Been Under the Care and in the Custody of the Person or Persons Named in Such Decree as Adoptive Parent or Parents for at Least Two Years Immediately Following the Rendition of Such Decree and for at Least One Year After This Act Became Effective; and That Said Adoptive Parent or Parents During Said Period of Time Have Supported, Cared for, and Maintained a Home for Such Child, and That the Natural Parent or Parents of Said Child Have Not Nor Headers of Said Child Have Nor Headers of Said Child Have Not Nor Headers of Said Child Have Not Nor Headers of Said Child Have Nor Headers of Said Child Have Not Nor Headers of Said Child Have Nor Headers of Said Child Have Not Nor Headers of Said Child Have Nor Header Parents of Said Child Have Not, Nor Has Any Other Person. Supported or Contributed to the Support or Care of Such Child or Asserted Any Right to the Care, Custody, and Control of Such Child, It Shall Be Conclusively Presumed That Such Natural Parent or Parents and All Other Persons Claiming to Have Any Right of Custody of, or Control Over, Such Child Have Abandoned Such Child and Have Consented to the Adoption of Such Child by the Adoptive Parents Named in Said Decree of Adoption; and Said Child Shall Be Deemed To Be the Duly and Legally Adopted Child of the Person or Persons Named in Such Decree as Adoptive Parent or Parents and the Relation of Parent and Child Shall Be Deemed to Have Come Into Existence as of the Date When the Said Decree of Adoption Was Rendered Without Regard to Whether Such Decree Was Valid or Invalid; and Declaring an Emergency.

ROLL CALL
The question being on the final passage of the bill.

as amended, the roll was called and there were ayes, 87; nays, 9; absent and not voting, 17.

Those voting in the affirmative were:

Acheson	Haugen,	Murray
Allen	Griggs-Steele	Nygaard
Anderson, Cass	Haugen, McLean	Power
Anderson, Richl'd	Haugland	Rolfsrud
Arndt	Hegge	Saumur
Baeverstad	Heimes	Schade
Benson	Helm	Schmidt
Bentz	Hofstrand	Schwartz
Braun	Holand	Seibel
Brickner	Homelvig	Sellens
Bryans	Kjelgaard	Simenson
Bubel	Kleppe	Siverson
Callahan	Langley	Skaar
Cote	Larsen	Smart
Culver	Larson	Snow
Dalzell	Laske	Solberg
Dewing	Leet	Sorlie
Drawz	Leier	Stevens
Einarson	Lillehaugen	Stormon, Ramsey
Ekren	Lindberg	Stormon, Rolette
Erickson	Link	Wadeson
Esterby	Locken	Wahl
Fitch	Luick	Walster
Frank	Maher	Wambheim
Fristad	McInnes	Welk
Fuglestad	Moe	Williams
Graham	Moerke	Yirchott
Gumeringer	Mollett	Zurcher
Halcrow	Monson	Mr. Speaker
Hammer		A STATE OF THE STA

Those voting in the negative were:

Hafner Sailer Sticka

Helling Schuler Thompson, Richl'd

Rudolf Starck Wolf

Absent and not voting:

Anderson, Ransom Collette Langseth Anderson, Fleck Lee Eddy-Foster Freadhoff Stair

Baker Haedt Thompson, McL'n Brady Johnson Westby

Brady Johnson Westby Bymers Klefstad Wellitz

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

Rep. Stormon of Rolette moved that the reading of amendments to House Bill No. 292 be dispensed with as it has been entirely rewritten and is printed in the House Journal, which motion prevailed.

Rep. Graham moved that further consideration of House Bill No. 292 be deferred for one day, which motion prevailed.

Rep. Graham moved that the House do not concur in the Senate amendments to House Bill No. 314, as shown on page 1048 of the House Journal, and that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 314.

Rep. Walster moved a substitute motion that the House concur in the Senate amendments to House Bill No. 314, as shown on page 1048 of the House Journal, which motion lost.

The question was now on the original motion of Rep. Graham that the House do not concur in the Senate amendments to House Bill No. 314, as shown on page 1048 of the House Journal, and that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 314, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 314, Reps. Graham, Haugland and Lillehaugen.

Rep. Bubel moved that the House concur in the Senate amendments to House Bill No. 324, as shown on page 1063 of the House Journal, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Bill No. 324 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 324. A Bill for an Act to Amend and Reenact Section 39-0803 of the North Dakota Revised Code of 1943 Relating to Reckless Driving. Defining Aggravated Reckless Driving, and Prescribing Penalties.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Acheson	Hammer	Power
Allen	Haugen,	Rolfsrud
Anderson, Cass	Griggs-Steele	Rudolf
Anderson, Ransom	Haugen, McLean	Sailer
Anderson,	Haugland	Saumur
Eddy-Foster	Hegge	Schade
Anderson, Richl'd	Heimes	Schmidt
Arndt	Helling	Schuler
Baeverstad	Hofstrand	Schwartz
Baker	Holand	Seibel
Bentz	Homelvig	Sellens
Braun	Johnson	Simenson
Brickner	Kjelgaard	Siverson
Bryans	Kleppe -	Skaar
Bubel	Langley	Smart
Callahan	Langseth	Snow
Collette	Larsen	Solberg
Cote	Larson	Sorlie
Culver	Laske	Starck
Dalzell	Lee	Stevens
Dewing	Leet	Stormon, Ramsey
Drawz	Leier	Stormon, Rolette
Einarson	Lillehaugen	Thompson, Richl'd
Ekren	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Esterby	Locken	Wahl
Fleck	Luick	Walster
Freadhoff	Maher	Wambheim
Fristad	McInnes	Welk
Fuglestad	Moe	Williams
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Graham Moerke Wolf
Gumeringer Mollett Wollitz
Haedt Monson Yirchott
Hafner Murray Zurcher
Halcrow Nygaard Mr. Speaker

Those voting in the negative were:

Fitch Frank Helm

Absent and not voting:

Benson Klefstad Sticka
Brady Stair Westby
Bymers

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Holand moved that the House concur in the Senate amendments to House Bill No. 335, as shown on page 1048 of the House Journal, which motion prevailed.

Rep. Holand moved that the rules be suspended and House Bill No. 335 be considered properly reengrossed and placed on final passage.

## FINAL PASSAGE

House Bill No. 335. A Bill for an Act to Amend Subparagraph Numbered 2 of Section 11-1701 of the Revised Code of 1943, Relating to the Duties of the Clerk of Court; and to Provide for the Appointment of Deputies in Certain Counties, Official Bonds for Such Deputies, and Providing for Fixing Salaries, and Prescribing Duties for Such Deputies, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 103; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

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Acheson Graham Power Allen Gumeringer Rolfsrud Anderson, Cass Haedt Rudolf Anderson, Ransom Hafner Sailer Anderson, Halcrow Saumur Eddy-Foster Hammer Schade Anderson, Richl'd Haugen, Schmidt Griggs-Steele Arndt Schuler Baeverstad Haugen, McLean Schwartz Baker Heimes Sellens Benson Helling Simenson Bentz Helm Siverson Hofstrand Brady Skaar Braun Holand Smart Brickner Homelvig Snow Bryans Johnson Solberg Bubel Kjelgaard Sorlie Bymers Kleppe Starck Callahan Langley Stevens Collette Langseth Sticka Cote Larsen Stormon, Ramsey Culver Laske Stormon, Rolette Dalzell Lee Thompson, Richl'd

Leet

Leier

Thompson, McL'n

Wadeson

Wahl Einarson Lillehaugen Lindberg Ekren Walster Wambheim Erickson Link Locken Welk Esterby Williams Fitch Luick Wolf Maher Fleck Frank McInnes Wollitz Yirchott Freadhoff Moe Zurcher Fristad Murray Mr. Speaker **Fuglestad** Nygaard

Those voting in the negative were:

Larson Mollett Seibel

Moerke Monson

Absent and not voting:

Haugland Klefstad Westby

Hegge Stair

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

Rep. Sailer moved that the House concur in the Senate amendments to House Concurrent Resolution "L", as shown on page 1048 of the House Journal, which motion prevailed.

Rep. Sailer moved that the rules be suspended and House Concurrent Resolution "L" be adopted, which motion prevailed.

# FIRST READING OF A HOUSE RESOLUTION AND HOUSE CONCURRENT RESOLUTIONS

Reps. Maher, Thompson of Richland, Freadhoff, Wadeson and Power introduced:

House Resolution "I". A Resolution Directing the Legislative Research Committee to Prepare Legislation in Aid of Agricultural Pursuits for Consideration by the 32nd Legislative Assembly.

Was read the first time.

Rep. Bubel moved that House Resolution "I" be printed in the House Journal and be adopted, which motion prevailed, and the resolution was declared adopted.

# HOUSE RESOLUTION "I"

Introduced by Reps. Maher, Thompson of Richland, Fread-hoff, Wadeson and Power.

A Resolution Directing the Legislative Research Committee to Prepare Legislation in Aid of Agricultural Pursuits for Consideration by the 32nd Legislative Assembly.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

WHEREAS, the members of the Farm Bloc of the House of Representatives deem it highly desirable that a thorough and complete study of all problems pertaining to agriculture should be made, and

WHEREAS, we of the Farm Bloc feel that the next legislative session should have a comprehensive plan laid before it, prepared by the Legislative Research Committee for bills to be presented to the next legislative assembly, giving the Agricultural Extension Service proper funds and facilities for the study of new varieties of disease resistant grains and potatoes, livestock breeding, and study of livestock disease, and

WHEREAS, we believe that the Agricultural College of the state should offer a full course in veterinary training and should offer scholarships as an inducement to farm boys to take up the study of veterinary science, and

WHEREAS, the Legislative Research Committee should work in direct cooperation with the Soil Conservation Administration in preparing legislation on weed control, land classification and such other legislation as the aforesaid Soil Conservation Administration may deem desirable, and

WHEREAS, we believe there could be some improvement in land tenure laws in the State of North Dakota, we direct the Legislative Research Committee to make an investigation of tenure laws in other states and prepare bills for presentation to the next legislative assembly improving relations between owners and tenants.

NOW THEREFORE, BE IT RESOLVED by the House of Representatives of the Thirty-first Legislative Assembly of the State of North Dakota, that the Legislative Research Committee be directed to take such action as may be necessary and expedient to carry out the provisions of this resolution; and

BE IT FURTHER RESOLVED, that the Secretary of State forward copies of this resolution to the National Secretary of Agriculture at Washington, D. C.; to the Commissioner of Agriculture and Labor of the State of North Dakota; to the State Land Department; to the President of the North Dakoto Agricultural College; to the Director of Extension Service of the Agricultural College; to the State Soil Conservationist; to the State Director of the Farm and Home Administration, and to the Executive Secretary of the Legislative Research Committee.

Rep. Fristad introduced:

House Concurrent Resolution "AA". A Concurrent Resolution Requesting the Congress of the United States to Create a National Monetary Commission.

Was read the first time.

Rep. Fristad moved that House Concurrent Resolution "AA" be printed in the House Journal, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION AA

## Introduced by Representative Fristad

A concurrent resolution requesting the Congress of the United States to create a National Monetary Commission.

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

- 1 That the Congress of the United States be, and it
- 2 is, requested to provide for the creation of a National 3 Monetary Commission by the enactment of a joint
- 3a resolu-4 tion as follows:
- JOINT RESOLUTION
- 6 To create a National Monetary Commission.
- 7 RESOLVED BY THE SENATE AND HOUSE OF 7a REPRESENTATIVES OF
- 8 THE UNITED STATES OF AMERICA IN CON-8a GRESS ASSEMBLED.

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That in order to assist the Congress and the federal government in developing a complete and 10 11 effective program for controlling the excessive money supply and other factors which have helped 12 13 to bring about and aggravate a serious inflationary 14 situation in this country, and to aid in providing 15 a more stable credit and monetary system, there is hereby created a National Monetary Commission, hereinafter referred to as the "Commission", to 17 be composed of three members of the Senate to be 18 appointed by the President of the Senate, three -19 members of the House of Representatives to be 21 appointed by the Speaker thereof, and three 22 persons to be appointed by the President, one of whom shall be designated at the time of nomination as chairman of the Commission. A vacancy occurring in the membership of the Commission 26 shall be filled in the same manner as in the case 27 of an original appointment. 28

SECTION 2.)

a. It shall be the duty of the Commission to make a thorough and complete investigation and study of the financial policies of the federal government, the public debt, and governmental expenditures, the expansion of money and credit, price controls and purchasing power, and all other factors which, in the opinion of the Commission, have a bearing upon or are related to the control or prevention of inflation and the establishment of a sound and stable credit and monetary system.

b. The commission shall report to the President and to the Congress as soon as practicable but not later than..... the results of such investigation and study, together with its recommendations, if any, for necessary remedial legislation.

c. The Commission is authorized to appoint such personnel, without regard to the civil service laws, and to make such expenditures, including expenditures for personal services, without regard to the classification act of 1923, as amended, as may be necessary to carry out its

functions under this joint resolution.
d. For the purposes of this joint resolution, the Commission is authorized to request information from any governmental agency, and all such agencies are hereby directed to cooperate with the Commission to the fullest practicable extent in supplying such information as the Commission may require in carrying out its functions under this joint resolution.

62 SECTION 3.) There is hereby authorized to 63 be appropriated out of any money in the treasury, not otherwise appropriated, the sum of \$....., 64 65 to carry out the purposes of this joint resolution. BE IT FURTHER RESOLVED, that the Secretary 66a of State be,

and he hereby is, directed to send a duly certified copy

of this resolution to the presiding officers of the 68

Senate of the United States and the House of Representatives of the United States and to the North Dakota delegation in Congress.

The Joint Committee on Employment introduced:

House Concurrent Resolution "BB." A Concurrent Resolution Providing for the Retaining of Certain Employees of the Senate and the House After the Legislative Session for the Purpose of Completing Legislative Work.

Rep. Bubel moved that House Concurrent Resolution "BB" be printed in the House Journal and action delayed one day, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "BB"

Introduced by Joint Committee on Employment

## A CONCURRENT RESOLUTION

A concurrent resolution providing for the retaining of certain employees of the Senate and the House after the legislative session for the purpose of completing legislative work.

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

- That Miles Nelson, Thorwald Mostad, Kate Smith, 1 1a and
- Gunder Wolseth, mailing clerks of the Thirty-first Legis-
- lative Assembly, be retained for five days after the
- close of this session to complete sending Senate and
- House Journals of the last days of the session; that
- Gerald Saxerud, proofreader for the House, and Oscar A. Olson and John W. Benson, proofreaders for the Senate,
- 7
- be retained for two days after the close of the session
- to finish proofreading the Journals of the House and Senate for the last day of this Thirty-first Legislative
- 10
- Assembly; that Robert Madland and James Klesalek, 11
- 11a pages
- 12 of the House, and Betty Pavlik and Doris King, pages of
- 13 the Senate, be retained for two days after the close of
- 14 the Session for the purpose of wrapping and either mail-
- 15 ing or expressing to the members of the Senate and the
- House, bill books, journals, reports and files; and that Nellie Olson and Nels Johnson, postmistress and 16
- 17
- 17a postmaster
- of the House and Senate, respectively, be retained for 18
- one day after the close of this session for the purpose 19
- of disposing of any mail coming in after the close of 20
- 21 the session.

22 BE IT FURTHER RESOLVED, that each of the

- 22a above-named
- 23 employees, to-wit: Miles Nelson, Mail Clerk, to be
- 24 paid for said addition five days the sum of nine
- dollars per day and that Thorwald Mostad, Catherine Smith and Gunder Wolseth, mail clerks, be paid for 25
- 26
- 27 said additional five days the sum of seven dollars
- 28 per day; that Gerald Saxerud, Oscar A. Olson and John
- W. Benson, proofreaders, be paid the sum of eight
- dollars per day for two days; that Robert Madland and
- James Klesalek, pages of the House, be paid the sum of

- eight dollars per day for said additional two days,
- and Betty Pavlik and Doris King, pages of the Senate,
- be paid the sum of seven dollars per day for said addi-
- tional two days; and that Nellie Olson and Nels John-
- son, postmistress and postmaster, respectively, be paid the sum of eight dollars per day for said addi-
- tional one day; all of the above expenses to be paid
- as other legislative expense and paid when the respec-
- tive claims are verified by the affidavits of said
- parties named herein at the completion of said work.

The Joint Committee on Employment introduced:

House Concurrent Resolution "CC." A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

Rep. Bubel moved that House Concurrent Resolution "CC" be printed in the House Journal and action delayed one day, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "CC"

Introduced by Joint Committee on Employment. (Moerke.) A CONCURRENT RESOLUTION

A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES OF THE STATE OF NORTH DAKOTA, THE SEN-ATE CONCURRING THEREIN:

- WHEREAS, a complete record of action upon and disposal of all bills introduced in the House and Senate dur-
- ing 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, with-
- drawn or passed with notation of Journal date and page
- of amendment thereto; NOW, THEREFORE BE IT RESOLVED by the House of Representatives of the state of North Dakota, the Sen-
- ate concurring therein, that such compilation be at once
- prepared in a pamphlet similar in size to the House and 11
- Senate Journals; that George Olson, Chief Clerk of the 12
- 13 House, be employed for the House and W. J. Trout, Sec-
- retary of the Senate, be employed for the Senate, they 14
- 15
- working together to prepare such compilation immediately, a copy of the same to be mailed as speedily as
- possible to each member of the House and Senate, at the 17
- 18
- home address thereof. That the said George Olson and 19
- W. J. Trout be and they are hereby respectively retained
- on this work for the House and for the Senate for the
- period of six days after the adjournment of this legisla-
- tive assembly, at their present pay, such compensation with the printing expense of such pamphlet and of mail-
- ing the same to be charged and paid as legislative expense.

The Joint Committee on Employment introduced:

House Concurrent Resolution "DD." A Concurrent Resolution Providing for the Completion of the Legislative Journals of the Senate and the House.

Rep. Graham moved that House Concurrent Resolution

"DD" be printed in the House Journal and action delayed one day, which motion prevailed.

# HOUSE CONCURRENT RESOLUTION "DD"

Introduced by Joint Committee on Employment.

A Concurrent Resolution Providing for the compilation of the legislative journals of the Senate and the House.

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES OF THE STATE OF NORTH DAKOTA, THE SEN-ATE CONCURRING THEREIN:

WHEREAS, W. J. Trout, Secretary of the Senate, and George Olson, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of the Thirty-first Legislative Assembly, and the said W. J. Trout, Secretary of the Senate, and George Olson, Chief Clerk of the House, are hereby directed and required at their own cost and expense to arrange for and procure sufficient assistance to insure that the said work shall be completed within twenty days after the adjournment of the session,

after the adjournment of the session,
BE IT FURTHER RESOLVED, that for the services of
the said W. J. Trout, Secretary of the Senate, and George
Olson, Chief Clerk of the House, as above set forth, that
they be paid the sum of four hundred fifty dollars each,
which shall include compensation for an assistant to be
selected by each, all to be paid as other legislative ex-

penses, and paid when the respective claims are verified by the affidavits of the said W. J. Trout and George Ol-

19 son showing completion of such work.

Reps. Graham, Schade, Snow, Cote, Monson, Hammer, Erickson, Haugen of Griggs-Steele, Maher, Freadhoff, Swenson, Esterby, Kjelgaard, Haugen of McLean, Helling, Thompson of McLean, Anderson of Ransom, Dewing, Lindberg, Bymers introduced:

House Concurrent Resolution "EE." A Concurrent Resolution Requesting the Calling of a Special Session by the Governor for the Purpose of Reducing the Excessive Appropriations at Least 15% or in the Alternative That the Governor Reduce the Appropriations at Least 15% Through His Veto Power.

Was read for the first time.

Rep. Graham moved that House Concurrent Resolution "EE" be printed in the House Journal and further action delayed one day.

Rep. Fitch moved a substitute motion that further consideration of House Concurrent Resolution "EE" be indefinitely postponed.

Rep. Thompson of Richland requested a roll call, which was granted.

Rep. Erickson requested a Call of the House, which was granted.

When 113 members were present, the Call of the House was dispensed with on motion of Rep. Wolf.

Rep. Wollitz requested that the House be on the fourth order of business, which request was granted.

#### PETITIONS AND COMMUNICATIONS

Rep. Wollitz presented a telegram from Mr. Willard Strege,

president of the Richland County Farmers Union, regarding appropriations, which was read by the Chief Clerk.

Rep. Fitch moved that the telegram from Mr. Willard Strege be printed in the House Journal, which motion prevailed.

Lidgerwood, N. Dak.

# Rep. Chas. Wollitz:

I am astounded at the large appropriations and would be for them if they all did some good but I suggest that you try to cut these appropriations in some way without hurting our state educational institutions and necessary functions of the departments in the state.

> WILLARD STREGE President Richland County Farmers Union

### ROLL CALL

The question was now on the motion of Rep. Fitch that further consideration of House Concurrent Resolution "EE" be indefinitely postponed. The roll was called and there were ayes, 67; nays, 45; absent and not voting, 1.

Those voting in the affirmative were:

Allen	Fuglestad	Sau	ımur
Anderson, Cass	Hafner		nuler
Anderson,	Halcrow	Sel	lens
Eddy-Foster	Hegge		nenson
Anderson, Richl'd	Heimes	Ska	aar
Arndt	Holand		art
Baeverstad	Homelvig	Sol	berg
Baker .	Johnson	Sor	
Benson	Langley	Sta	ir
Brady	Larsen	Sti	cka
Braun	Laske		rmon, Ramsey
Brickner	Lee		rmon, Rolette
Bubel	Leet		deson
Callahan	Link	Wa	
Collette	Locken	Wa	lster
Culver	Luick		mbheim
Dalzell	McInnes		stby
Drawz	Murray	Wo	
Einarson	Nygaard		ollitz
Ekren	Power		chott
Fitch	Rolfsrud		rcher
Fleck	Rudolf		. Speaker
Fristad	Sailer	0.000	

Those voting in the negative were:

Acheson	Haugen,	Moerke
Anderson, Ransom	Griggs-Steele	Mollett
Bentz	Haugen, McLean	Monson
Bryans	Haugland	Schade
Bymers	Helling	Schmidt
Cote	Helm	Schwartz
Dewing	Hofstrand	Seibel
Erickson	Kjelgaard	Siverson
Esterby	Klefstad	Snow
Frank	Kleppe	Starck
Freadhoff	Larson	Stevens
Graham	Leier	Thompson, Richl'd
Gumeringer	Lillehaugen	Thompson, McL'n

Haedt Hammer Lindberg Maher Moe Welk Williams

Absent and not voting:

Langseth

So the motion of Rep. Fitch carried.

## MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 54, Senators Morgan, Nelson of McKenzie and Shure.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 163, Senators Brant, Striebel and Feton.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 207.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

Senate Bill No. 243

Which the House has requested.

W. J. TROUT, Secretary.

## MESSAGES TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 314, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Graham, Haugland, Lillehaugen.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 344, 66, 194, 223, 224, 272, 284, 290, 291, 324, 335, House Concurrent Resolutions "Y" and "L."

GEORGE OLSON, Chief Clerk.

The Speaker announced that Rep. Hofstrand would take the place of Rep. Stair on the Conference Committee on House Bill No. 54.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned. GEORGE OLSON, Chief Clerk.

#### FIFTY-NINTH DAY

Bismarck, March 3, 1949

The House convened at two o'clock p.m. with Speaker Levin presiding.

Prayer was offered by Father Adolph Prybl of the Cathedral of the Holy Spirit of Bismarck.

The roll was called and all members were present.

Rep. Halcrow requested that the House be on the eighth order of business, which request was granted.

Rep. Halcrow moved that the courtesy of the floor be extended to Mr. Harvey A. Bloomquist of Drayton, North Dakota, which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that there has been a change made in the membership of the conference committee which was to consider House Bill No. 54 and the Speaker has appointed Rep. Hofstrand replacing Rep. Stair. GEORGE OLSON, Chief Clerk.

> House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to return:

Senate Concurrent Resolution "F"

Senate Bill No. 204 Senate Bill No. 160 Senate Bill No. 127

Senate Bill No. 243

Which the House has indefinitely postponed.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to return:

Senate Bill No. 225

Senate Bill No. 228

Senate Bill No. 214

Senate Bill No. 198

Senate Bill No. 191

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that the House do now recess for twenty minutes, which motion prevailed and the House stood

Rep. Bubel requested a call of the House, which was granted.

When 106 members were present, the call of the House was dispensed with, on motion of Rep. Bubel.

Rep. Graham requested that the House be on the eighth order of business, which request was granted.

Rep. Graham moved that House Concurrent Resolution "EE" be printed in the House Journal, which motion prevailed.

### HOUSE CONCURRENT RESOLUTION "EE"

Introduced by Representatives Graham, Schade, Snow, Cote, Monson, Hammer, Erickson, Haugen, Maher, Freadhoff, Swenson, Esterby, Kjelgaard, Haugen of Griggs-Steele, Helling, Thompson, Anderson, Dewing, Lindberg, Bymers.

A Concurrent Resolution Requesting the Calling of a Special Session by the Governor for the Purpose of Reducing the Excessive Appropriations at Least 15% or in the Alternative that the Governor Reduce the Appropriations at Least 15% Through His Veto Power.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SEN-ATE CONCURRING THEREIN:

WHEREAS, appropriations made during this 31st legislative session are the highest in the history of the state, and may be 50% higher than the appropriations for the past biennium, and,

WHEREAS, the Governor, in his message to the legislature, stated, in regard to budget board estimates, that the recommendation "is dangerously near the present maximum taxability of the state", and,

WHEREAS, the present appropriations are far in excess of the budget board's recommendation, and

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WHEREAS, we believe that such appropriations are excessive, and will place an unreasonable burden upon the taxpayers of this state, particularly in view of the fact that we are in a period of farm deflation, and,

WHEREAS, the basic welfare of the state would be affected through a reduction of funds for old age assistance, health and education, however, we believe that at least a 15% reduction in the appropriations can be affected without impairing the efficient operation of State functions, and,

WHEREAS, we believe that in the interests of the people, a re-examination of the appropriations is imperative, and that because of the parliamentary and time situation prevailing, such re-examination cannot be made during this regular session, and,

WHEREAS, the cost of a special session would be small in comparison to the savings which could result from the

re-examination of said appropriations, NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING 28 29 30 31 THEREIN, that it be the desire and wish of the Legis-3233 lature to be called into Special Session, to commence the 34 day of the adjournment of the Regular Session, for the purpose of re-examining and re-considering appropria-35 tions made during this 31st Legislative Session, or in the 36 37 alternative, it is the desire and wish of the Legislature, that the Governor employ his power of veto to affect at 38 least a 15% reduction in said appropriations.

Rep. Bubel moved that Senate Bill No. 1 be placed at the head of the calendar, which motion prevailed.

The Speaker announced that the House would be on the third order of business.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-seventh day after recess and Fifty-eighth day and find the same correct.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 314, Senators Olson of Barnes, O'Brien and Nelson of Griggs-Steele.

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the thirteenth order of business.

The following Senate Bills, having been read were placed on

#### FINAL PASSAGE

Senate Bill No. 1. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota in the Principal Amount Not Exceeding Twenty-seven Million Dollars for Payment of Adjusted Compensation to North Dakota Veterans of World War II; to Provide Tax Levies and Transfers of Moneys to Pay Such Bonds, Making Appropriations, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Acheson	Halcrow	Rolfsrud
Allen	Hammer	Rudolf
Anderson, Cass	Haugen,	Saumur
Anderson, Ransom	Griggs-Steele	Schade
Anderson,	Haugen, McLean	Schmidt
Eddy-Foster	Haugland	Schuler
Anderson, Richl'd	Hegge	Schwartz
Baeverstad	Heimes	Seibel
Baker	Helling	Sellens
Benson	Helm	Simenson
Bentz	Hofstrand	Siverson
Brady	Holand	Skaar
Braun	Homelvig	Smart
Brickner	Johnson	Snow
Bryans	Kjelgaard	Solberg
Bubel	Klefstad	Sorlie
Bymers	Kleppe	Stair
Callahan	Langley	Starck
Collette	Langseth	Stevens
Cote	Larsen	Sticka -
Culver	Larson	Stormon, Ramsey
Dalzell	Laske	Thompson, Richl'd

Dewing Lee Thompson, McL'n Drawz Leier Wadeson Einarson Wahl Lillehaugen Ekren Lindberg . Walster Erickson Wambheim Link Esterby Welk Locken Westby Fitch Luick Frank Williams Maher Freadhoff McInnes Wolf Fristad Moerke Wollitz Graham Mollett Yirchott Monson Gumeringer Zurcher Mr. Speaker Haedt Nygaard Hafner Power Those voting in the negative were:

Arndt Fuglestad Stormon, Rolette

Absent and not voting:

Fleck Moe Sailer

Leet Murray

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

Rep. Mollet moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that Senate Bill No. 1 be messaged to the Senate, immediately, which motion prevailed.

Senate Bill No. 28. A Bill for an Act Relating to Prevention of Congenital Syphillis; Providing for the Taking of a Sample of Blood of Pregnant Women for Submission to an Approved Laboratory for a Standard Serological Test for Syphillis; Defining Approved Laboratory and Standard Serological Test; Defining Duties of All Physicians and Non-licensed Practitioners in Attendance of Such Women; Requiring Report and Certificate of Every Birth and Stillbirth by Physician or Others, Providing Penalties for Violation and Making an Appropriation for the State Department of Health to Enable it to Comply With the Provisions Hereof.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 29; absent and not voting, 7.

Those voting in the affirmative were: Allen Haedt Moerke Anderson, Cass Halcrew Mollett Anderson, Ransom Hammer Monson Nygaard Anderson. Haugen, Griggs-Steele Eddy-Foster Power Haugen, McLean Anderson, Richl'd Rolfsrud Arndt Haugland Saumur Baeverstad Hegge Sellens Baker Heimes Simenson Braun Helling Siverson Bryans Hofstrand Skaar Bubel Smart Holand Bymers Homelvig Snow Solberg Collette Kjelgaard Cote Stair Klefstad Culver Kleppe Stevens

Dalzell	Langley	Stormon, Ramsey
Dewing	Larsen	Stormon, Rolette
Einarson	Laske	Thompson, Richl'd
Ekren	Lee	Thompson, McL'n
Erickson	Leier	Wadeson
Esterby	Lillehaugen	Wambheim
Fleck	Lindberg	Westby
Freadhoff	Locken	Wollitz
Fristad	Luick	Zurcher
Fuglestad	McInnes	Mr. Speaker
Gumeringer		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1

Those voting in the negative were:

Acheson	Hafner	Seibel
Benson	Helm	Sorlie
Bentz	Johnson	Starck
Brady	Langseth	Sticka
Brickner	Larson	Walster
Callahan	Maher	Welk .
Drawz	Rudolf	Williams
Fitch	Schmidt	Wolf
Frank	Schuler	Yirchott
Graham	Schwartz .	

Absent and not voting:

Leet	Murray	Schade
Link	Sailer	Wahl
Moo		

So the bill was declared passed, and the title was agreed to. Senate Bill No. 55. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Haedt	Nygaard
Halcrow	Power
	Rolfsrud
Haugen,	Rudolf
Griggs-Steele	Saumur
	Schade
	Schmidt
	Schuler
Heimes	Schwartz
Helling	Sellens
Helm	Simenson
Hofstrand	Siverson
Holand	Skaar
Homelvig	Smart
Johnson	Solberg
Kjelgaard	Sorlie
Klefstad	Stair
Kleppe	Starck
Langley	Stevens
Langseth	Sticka
Larsen	Stormon, Ramsey
Laske	Stormon, Rolette
	Halcrow Hammer Haugen, Griggs-Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Hofstrand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langley Langseth Larsen

Thompson, Richl'd Dalzell Lee Drawz Leet Thompson, McL'n Wadeson Einarson Leier Ekren Lillehaugen Wahl Wambheim Erickson Lindberg Esterby Locken Welk Westby Fitch Luick Fleck Wolf McInnes Wollitz Frank Moe Freadhoff Moerke Yirchott Fristad Mollett Zurcher Mr. Speaker Fuglestad Monson

Gumeringer

Dalzell

Dewing

Drawz

Those voting in the negative were:

Larson Dewing Snow Graham Maher Walster Hafner Williams Seibel

Absent and not voting:

Link Sailer Murray

So the bill was declared passed, and the title was agreed to. Senate Bill No. 74. A Bill for an Act Making an Appropriation for the Disbursement by the Public Welfare Board in Providing Public Assistance to Dependent Children and to Needy Blind and Providing Child Welfare Services and Services to Crippled Children, also for Providing Assistance to the Needy Aged and General Assistance for Relief to Destitute and Necessitous Persons, and for the Necessary Costs of Administration of All of the Programs Above Mentioned.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Haedt Power Allen Hafner Rolfsrud Anderson, Cass Halcrow Rudolf Anderson, Ransom Hammer Saumur Anderson, Schade Haugen, Eddy-Foster Griggs-Steele Schmidt Anderson, Richl'd Haugland Schuler Arndt Schwartz Hegge Baeverstad Seibel Heimes Baker Sellens Helling Benson Helm Simenson Bentz Hofstrand Siverson Brady Holand Skaar Smart Braun Homelvig Brickner Johnson Snow Solberg Bryans Kjelgaard Bubel Klefstad Sorlie Bymers Kleppe Stair Starck Callahan Langley Stevens Collette Langseth . Cote Larsen Sticka Culver Larson

Laske

Lee

Leet

Stormon, Ramsey Stormon, Rolette Thompson, Richl'd

Thompson, McL'n

Einarson Leier Wadeson Ekren Lillehaugen Wahl Erickson Lindberg Wambheim Esterby Link Welk Fitch Locken Westby Maher Williams Fleck Wolf Frank McInnes Freadhoff Moe Wollitz Moerke Yirchott. Fristad Mollett Zurcher **Fuglestad** Graham Monson Mr. Speaker

Gumeringer Nygaard
Those voting in the negative were:

Walster

Freadhoff

Absent and not voting:

Haugen, McLean Murray

Luick

Sailer

Wollitz

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

Senate Bill No. 75. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and Its Subdivisions, of the State of North Dakotá, Designating and Appropriating the Funds From Which Paid; Providing for the Payment of Said Collection Into the Special Fund in the State Treasury; Providing for Repeal of Acts.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Rudolf Allen Gumeringer Anderson, Cass Halcrow Saumur Anderson, Hammer Schmidt Eddy-Foster Schuler Haugen, Griggs-Steele Anderson, Richl'd Sellens Arndt Haugland Simenson Baeverstad Siverson Heimes Baker Holand Skaar Benson Homelvig Smart Bentz Snow Johnson Kjelgaard Brady Solberg Braun Klefstad Sorlie Brickner Starck Kleppe Bryans Langley Stevens Bubel Larsen Sticka Stormon, Ramsey Stormon, Rolette Bymers Larson Callahan Laske Collette Lee Thompson, Richl'd Culver Leet Thompson, McL'n Wadeson Lillehaugen Dalzell Dewing Lindberg Wahl Drawz Walster Link Einarson Locken Wambheim Welk Ekren Luick Esterby McInnes Westby Fitch Williams Moe Moerke Fleck Wolf

Mollett

Fristad Monson Yirchott Fuglestad Nygaard Zurcher Graham Power Mr. Speaker

Those voting in the negative were:

Acheson Hafner Langseth
Anderson, Ransom Hegge Leier
Cote Helling Maher
Erickson Helm Schwartz
Frank Hofstrand Seibel

Absent and not voting:

Haedt Rolfsrud Schade Haugen, McLean Sailer Stair

Murray

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

Senate Bill No. 79. A Bill for an Act Making an Appropriation Out of the Highway Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Highway Patrol Branch.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 26; absent and not voting, 6.

Those voting in the	affirmative were:	
Acheson	Halcrow	Rudolf
Allen	Haugen,	Saumur
Anderson, Cass	Griggs-Steele	Schade
Anderson, Ransom	Haugland	Schmidt
Anderson, Richl'd	Hegge	Sellens
Arndt	Heimes	Simenson
Baeverstad	Helling	Siverson
Baker \	Hofstrand	Skaar
Bentz	Holand	Smart
Brady	Johnson	Snow
Braun	Kjelgaard	Solberg
Brickner	Klefstad	Sorlie
Bubel	Langley	Stevens
Bymers	Langseth	Sticka
Callahan	Larsen	Stormon, Ramsey
Collette	Laske	Stormon, Rolette
Culver	Lee	Wadeson
Dalzell	Leet	Wahl
Dewing	Leier	Walster
Drawz	Lillehaugen	Wambheim
Einarson	Lindberg	Welk
Ekren	Link	Westby
Fleck	Luick	Wolf
Freadhoff	Maher	Wollitz
Fristad	McInnes	Yirchott
Fuglestad	Nygaard	Zurcher
Graham	Power	Mr. Speaker
^		

Those voting in the negative were:

Gumeringer

Benson Hammer Monson
Bryans Haugen, McLean Schuler
Cote Helm Schwartz
Erickson Kleppe Seibel
Esterby Larson Starck

Fitch Locken Thompson, Richl'd

Frank Moe Thompson, McL'n Moerke Williams

Hafner Mollett

Absent and not voting:
Anderson, Murray Sai

Anderson, Murray Sailer Eddy-Foster Rolfsrud Stair

Homelvig

So the bill was declared passed, and the title was agreed to. Senate Bill No. 157. A Bill for an Act Appropriating the Sum of \$500,000 Out of Any Monies in the State Treasury Not Otherwise Appropriated, or so Much Thereof as May Be Necessary to Match Federal Funds of Like Amount Now Available or Hereafter to Become Available for a Bridge To Be Constructed Across the Yellowstone River in McKenzie County, North Dakota, on Highway No. 23; Authorizing and Directing the State Highway Commissioner and His Officers and Engineers to Prepare Plans and Specifications for Such Bridge and to Proceed with the Construction Thereof as soon as Convenient; and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were: Rolfsrud Acheson Hammer Allen Haugen, Rudolf Griggs-Steele Anderson, Cass Sailer Saumur Haugland Anderson, Ransom Anderson, Richl'd Hegge Schade Arndt Heimes Schmidt Baeverstad Helling Schuler Helm Schwartz Baker Hofstrand Bentz Seibel Holand Sellens Brady Homelvig Braun Simenson Siverson Brickner Johnson Bryans Kjelgaard Skaar Klefstad Smart Bubel Solberg Bymers Kleppe Sorlie Callahan Langley Collette Langseth Starck Culver Larsen Stevens Sticka Dalzell Larson Dewing Laske Stormon, Ramsey Stormon, Rolette Lee Drawz Einarson Leet Thompson, McL'n Ekren Leier Wadeson Wahl Lillehaugen Erickson Lindberg Walster Esterby Link Wambheim Fitch Fleck Luick Welk Maher Westby Frank Freadhoff McInnes Williams Moe Wolf Fuglestad Moerke Graham Wollitz Mollett Gumeringer Yirchott Haedt Monson Zurcher Hafner Nygaard Mr. Speaker Power Halcrow

Those voting in the negative were:

Benson Cote Locken

Absent and not voting:

Anderson Haugen, McLean Stair

Eddy-Foster Murray Thompson, Richl'd

Fristad Snow

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Sticka moved that the vote by which Senate Bill No. 157 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 Making an Emergency Appropriation for the Period From January 1, to June 30, 1949, Out of Moneys in the Retail Sales Tax Fund Created by Chapter 344, Laws of 1947, to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations; Providing for the Distribution of This Appropriation by the Public Welfare Board of North Dakota to Counties in Which There Are Indian Reservations; and Declaring an Emergency.

#### 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:

Frank

Fristad

Freadhoff

Fuglestad

Halcrow Acheson Nygaard Hammer Power Anderson, Cass Rudolf Anderson, Ransom Haugen. Griggs-Steele Anderson, Sailer Eddy-Foster Haugen, McLean Saumur Anderson, Richl'd Haugland Schade Schmidt Arndt Hegge Baeverstad Heimes Schuler Baker Helling Schwartz Benson Helm Seibel Bentz Hofstrand Sellens Brady Holand Simenson Homelvig Siverson Braun Brickner Johnson Skaar Bryans Kjelgaard Smart Bubel Klefstad Snow Callahan Solberg Kleppe Collette Langley Sorlie Cote Langseth Starck Culver Larsen Stevens Sticka Dalzell Larson Stormon, Ramsey Dewing Laske Stormon, Rolette Drawz Lee Thompson, McL'n Einarson Leet Ekren Leier Wadeson Lillehaugen Wahl Erickson Walster Esterby Lindberg Wambheim Fitch Link Welk Fleck Locken

Luick

Maher

Moe

McInnes

Westby

Wollitz

Wolf

Williams

Graham Mcerke Yirchott
Gumeringer Mollett Zurcher
Haedt Monson Mr. Speaker
Hafner Murray

Absent and not voting:

Allen Rolfsrud Thompson, Richl'd Bymers Stair

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

Rep. Maher 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.

Senate Bill No. 186. A Bill for an Act Creating the North Dakota Indian Affairs Commission, Prescribing Duties, Making an Appropriation and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 20; absent and not voting, 9.

Those voting in the affirmative were: Anderson, Cass Anderson, Ransom Haugen, Rudolf Griggs-Steele Sailer Anderson, Richl'd Haugen, McLean Schade Arndt Haugland Schmidt Baeverstad Hegge Schuler Baker Heimes Schwartz Seibel Helling Bentz Brady Hofstrand Sellens Holand Simenson Braun Siverson Brickner Homelvig Kjelgaard Skaar Callahan Klefstad Smart Collette Solberg Culver Langley Dalzell Larsen Sorlie Starck Dewing Larson Laske Stevens Drawz Stormon, Ramsey Einarson Lee Stormon, Rolette Ekren Leet Wadeson Esterby Leier Fitch Lindberg Wahl Walster Fleck Luick Wambheim Fristad Maher Welk Fuglestad McInnes Wolf Moe Graham Monson Wollitz Gumeringer Yirchott Haedt Murray Zurcher Hafner Nygaard Power Mr. Speaker

Those voting in the negative were:

Halcrow Hammer

Helm Mollett Acheson Rolfsrud Benson Kleppe Bubel Langseth Snow Lillehaugen Thompson, Richl'd Cote Thompson, McL'n Erickson Link Williams Frank Locken Freadhoff Moerke

Absent and not voting:

Allen Bymers Stair
Anderson Johnson Sticka
Eddy-Foster Saumur Westby

Bryans

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

Rep. Stormon of Rolette moved that the vote by which Senate Bill No. 186 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Dewing requested that the House be on the eighth order of business, which request was granted.

Rep. Dewing moved that the courtesy of the floor be extended to a former member of the House in 1909, Mr. Staale Hendrickson, which motion prevailed.

Rep. Wolf requested that the House be on the ninth order of business, which request was granted.

The Committee on State and Federal Government introduced:

House Resolution "J"

Which was read for the first time.

Rep. Wolf moved that House Resolution "J" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Brickner moved that the vote by which House Resolution "J" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to return:

Senate Bill No. 1

Which the House has amended.

GEORGE OLSON, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 57

House Bill No. 101

House Bill No. 183

House Bill No. 241

Which the Senate has amended.

W. J. TROUT, Secretary.

### SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 57

In line 5 strike out the figure \$8,445,000.00 and insert the figure \$11,145,000.00 in lieu thereof.

After line 16 strike out all of the remaining lines and insert in lieu thereof the following:

17 Resident, Non-Resident, & Out-of-State

18 High School Tuition ...... 5,050,000.00

19	Resident Elementary Aid	5.300,000.00
20	Vocational Agriculture	50,000.00
21	Vocational Home Economics	68,000.00
22	Occupational Information & Guidance	15,000.00
23	Business Education	12,000.00

24 Total ......\$11,145,000.00 House Bill No. 101

On line 6 of the engrossed bill, after the word "thousand" insert the words "five hundred";

Strike out all of Section 1 and renumber the sections and

In line 7 strike out the words "shall be" and insert in lieu thereof the following: "is hereby established".

In line 133 after the word and period "completed." strike out the remainder of the line and strike out all of lines 134, 135, 136, 137 and strike out the first three words and period "by the recipient." in line 138.

In line 97, strike out the word "registrar" and insert, in lieu thereof, the word "secretary";

In line 119, strike out the word "registrar" and insert, in lieu thereof, the word "secretary".

House Bill No. 241

Strike out everything after the words "A BILL" and insert the following:

"For an Act relating to the amendment of by-laws of cooperative marketing associations.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) The stockholders of a cooperative marketing association shall have the power at their annual meeting, or at any special meeting called for that purpose, to amend, modify, or change existing by-laws or to make new by-laws for the management and conduct of the association, nothwithstanding any provisions in the by-laws to the contrary. In an association consisting of fifty or more stockholders, a quorum at such stockholders' meeting shall consist of at least twenty-five stockholders. In an association consisting of less than fifty stockholders, a quorum at such stockholders' meeting shall consist of a majority of the stockholders present in person with at least twenty per cent of its stock-holders present. The certification and recording of by-laws and amendments thereto, and the effective date of amendmnts and repeals of by-laws shall be governed by section 10-

> Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 227 House Bill No. 264

House Concurrent Resolution "M"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

The Speaker announced that the House would return to the thirteenth order of business.

The following Senate Bills, having been read, were placed on

### FINAL PASSAGE

Senate Bill No. 203. A Bill for an Act to Amend and Reenact Section 39-0518 of the North Dakota Revised Code of 1943, Relating to Forwarding Certificate of Title to Department Not Required When Transferee is a Dealer; Exception.

### 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:

Acheson Haedt Power Hafner Allen Rolfsrud Anderson, Cass Halcrow Rudolf Anderson, Ransom Haugen, Sailer Griggs-Steele Anderson Saumur Eddy-Foster Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Arndt Hegge Schuler Baeverstad Heimes Schwartz Baker Helling Sellens Benson Helm Simenson Hofstrand Bentz Siverson Brady Holand Smart Braun Homelvig Snow Brickner Solberg Kjelgaard Bryans Sorlie Klefstad Bubel Kleppe Stair Bymers Langley Starck Callahan Sticka Larsen Cote Laske Stormon, Ramsey Culver Lee Stormon, Rolette Thompson, Richl'd Dalzell Leet Dewing Leier Thompson, McL'n Drawz Lillehaugen Wadeson Ekren Lindberg Wahl Erickson Locken Walster Esterby Luick Wambheim Fitch Maher Welk Fleck McInnes Westby Wolf Frank Moe Freadhoff Moerke Wollitz Fristad Mollett Yirchott Zurcher Fuglestad Murray Mr. Speaker Graham Nygaard Gumeringer

Those voting in the negative were:

Hammer Monson Skaar Langseth Seibel Stevens

Larson

Absent and not voting:

Collette Johnson Williams

Einarson Link

So the bill was declared passed, and the title was agreed to. Senate Bill No. 223. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1949, and Ending June 30, 1951, for the Disbursement by the Public Welfare Board of North Dakota to Counties in Which are Located Indian Reservations to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations Within the State of North Dakota.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 27; absent and not voting, 8.

Those voting in the affirmative were:

Acheson Haugen, McLean Sailer Haugland Anderson, Cass Saumur Anderson, Ransom Heimes Schmidt Anderson, Richl'd Hofstrand Schuler Baker Schwartz Holand Bentz Homelvig Seibel Braun Klefstad Sellens Brickner Kleppe Siverson Bryans Langley Skaar Bymers Larsen Smart Callahan Larson Solberg Collette Lee Sorlie Dalzell Leet Stair Dewing Leier Starck Drawz Lillehaugen Sticka Stormon, Ramsey Stormon, Rolette Einarson Lindberg Esterby Maher Fleck Thompson, Richl'd McInnes Wahl Fristad Moe Fuglestad Moerke Walster Graham Mollett Wambheim Gumeringer Monson Wolf Murray Wollitz Hafner Halcrow Nygaard Yirchott Hammer Power' Zurcher Haugen, Rudolf Mr. Speaker Griggs-Steele

Those voting in the negative were:

Allen Fitch Locken Anderson. Frank Rolfsrud Eddy-Foster Freadhoff Simenson Arndt Helling Snow Baeverstad Helm Stevens Benson Johnson Wadeson Brady Langseth Welk Cote Laske Westby Ekren Link Williams Erickson

Absent and not voting:

Bubel Hegge Schade
Culver Kjelgaard Thompson, McL'n
Haedt Luick

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

Rep. Solberg moved that the vote by which Senate Bill No. 223 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 238. A Bill for an Act Creating the Missouri-Souris Conservancy and Reclamation District in Order to Facilitate the Establishment and Construction of the Missouri-Souris Unit of the Missouri Basin Project as Approved by Act of Congress of December 22, 1944, (58 Stat. 887), Amendatory Thereof and Supplementary Thereto, and Defining Its Purposes, Functions, Powers, and Duties.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100 nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Halcrow Hammer Haugen, Griggs-Steele Haugland Helling Helm Hofstrand	Sailer Saumur Schmidt Schuler Schwartz Seibel Sellens
Haugen, Griggs-Steele Haugland Helling Helm	Schmidt Schuler Schwartz Seibel
Griggs-Steele Haugland Helling Helm	Schuler Schwartz Seibel
Haugland Helling Helm	Schwartz Seibel
Helling Helm	Seibel
Helm	
	Sellens
Hafatuand	
	Simenson
Holand	Siverson
Homelvig	Skaar
Kjelgaard	Smart
	Snow
Kleppe	Solberg
Langley	Sorlie
Larsen	Stair
	Starck
Laske	Stevens
Lee	Sticka
Leet	Stormon, Ramsey
Leier	Stormon, Rolette
Lillehaugen	Thompson, Richl'd
Lindberg	Thompson, McL'n
Locken	Wadeson
	Wahl
	Walster
	Wambheim
	Welk
	Westby
	Wolf
Nygaard	Wollitz
Power	Yirchott
	Zurcher
	Mr. Speaker
Rudoll	MI. Speaker
1	
	Kjelgaard Klefstad Kleppe Langley Larsen Larson Laske Lee Leet

Those voting in the negative were:

Hafner Langseth Williams

Haugen, McLean

Absent and not voting:

Anderson, Hegge McInnes
Eddy-Foster Heimes Moe
Bubel Johnson Schade
Haedt Link

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

Rep. Westby moved that the vote by which Senate Bill

No. 238 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 32. A Bill for an Act to Prohibit Domestic Insurers From Doing Certain Insurance Business in States Outside of North Dakota, Unless Authorized in Such Other States.

Rep. Graham moved that further consideration of Senate Bill No. 32 be indefinitely postponed, which motion lost on a division vote.

Rep. Baker requested a call of the House, which request was granted.

When 110 members were present, the Call of the House was dispensed with on motion of Rep. Baker.

#### ROLL CALL

The question now being on the final passage of the bill, the roll was called and there were ayes, 56; nays, 56; absent and not voting, 1.

Those voting in the affirmative were:

Those voting in the	affirmative were:	
Allen	Fristad	Schuler
Anderson, Ransom	Fuglestad	Sellens
Anderson,	Halcrow	Simenson
Eddy-Foster	Heimes	Skaar
Anderson, Richl'd	Homelvig	Smart
Arndt	Johnson	Sorlie
Baeverstad	Klefstad	Stair
Baker	Langley	Starck
Brady	Larsen	Sticka
Brickner	Laske .	Stormon, Ramsey
Bubel	Lee	Stormon, Rolette
Callahan	Leet	Wadeson
Collette	Luick	Wahl
Dalzell	McInnes	Walster
Drawz	Murray	Wambheim
Einarson	Nygaard	Westby
Ekren	Power	Wollitz
Fitch	Sailer	Yirchott
Fleck	Saumur	Zurcher
Those voting in the	e negative were:	
Acheson	Haugen, McLean	Mollett

the negative wer
Haugen, McL
Haugland
Hegge
Helling
Helm
Hofstrand
Holand
Kjelgaard
Kleppe
Langseth
Larson
Leier
Lillehaugen
Lindberg
Link
Locken
Maher
Moe
Moerke

Monson Rolfsrud Rudolf Schade Schmidt Schwartz Seibel Siverson Snow Solberg Stevens

Thompson, Richl'd Thompson, McL'n Welk Williams

Welk Williams Wolf Mr. Speaker

Griggs-Steele

Absent and not voting:

Braun

So the bill was declared lost.

Rep. Fitch: "Mr. Speaker, I am serving notice of reconsideration."

Senate Bill No. 113. A Bill for an Act to Amend and Reenact Section 19-1012 of the North Dakota Revised Code of 1943, Relating to Specifications for Diesel Fuel.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Haugland Saumur Allen Hegge Schade Anderson, Richl'd Heimes Schmidt Arndt Helling Schuler Baker Hofstrand Schwartz Benson Holand Seibel Sellens Bentz Homelvig Siverson Brady Kjelgaard Brickner Klefstad Skaar Bubel Langley Smart Bymers Langseth Snow Callahan Solberg Larsen Sorlie Collette Larson Cote Starck Lee Dalzell Leet Stevens Dewing Sticka Leier Stormon, Ramsey Drawz Lillehaugen Stormon, Rolette Ekren Lindberg Thompson, McL'n Erickson Link Esterby Locken Wahl Fitch Luick Walster Fleck Maher Wambheim Freadhoff McInnes Welk Westby Fuglestad Moe Graham Moerke Williams Wolf Gumeringer Mollett Hafner Murray Wollitz Halcrow Power Yirchott Zurcher Haugen. Rolfsrud Griggs-Steele Mr. Speaker Rudolf

Those voting in the negative were:

Anderson, Cass Hammer Monson Anderson, Ransom Haugen, McLean Sailer Baeverstad Helm Simenson

Culver Johnson Thompson, Richl'd Einarson Kleppe Wadeson

Frank Laske

Absent and not voting:

Anderson Bryans Nygaard
Eddy-Foster Fristad Stair
Braun Haedt

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Moe moved that the vote by which Senate Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 218. A Bill for an Act Imposing Separate and Additional Taxes on the Sale of Liquor, Providing for Collection Thereof, Providing a Penalty for Violation and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 100; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Acheson	Hammer	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugen, McLean	Saumur
Anderson,	Haugland	Schmidt
Eddy-Foster	Hegge	Schuler
Anderson, Richl'd	Heimes	Seibel
Arndt	Helling	Sellens
Baeverstad	Helm	Simenson
Baker	Hofstrand	Siverson
Bentz	Holand	Skaar
Brady	Johnson	Smart
Brickner	Kjelgaard	Snow
Bryans	Klefstad	Solberg
Bubel	Kleppe	Sorlie
Bymers	Langley	Stair
Callahan	Larsen	Stevens
Collette	Larson	Sticka
Dalzell	Laske	Stormon, Ramsey
Dewing	Lee	Stormon, Rolette
Drawz	Leet	Thompson, Richl'd
Einarson	Leier	Thompson, McL'n
Ekren	Lillehaugen	Wadeson
Erickson	Lindberg	Wahl
Esterby	Link	Walster
Fleck	Locken	Wambheim
Frank	Luick	Welk
Freadhoff	McInnes	Westby
Fuglestad	Moe	Williams
Graham	Moerke	Wolf
Gumeringer	Mollett	Wollitz
Haedt	Monson	Yirchott
Hafner	Nygaard	Zurcher
Halcrow	Power	Mr. Speaker
		ET 17 1 17 17 17 17 17 17 17 17 17 17 17 1

Those voting in the negative were:

Benson Fristad Schade
Cote Maher Schwartz
Culver Murray Starek
Fitch

Absent and not voting:

Braun Homelvig Langseth

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

Rep. Mollet 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 Imposing a Separate Additional Tax on Sale of Beer, Providing for Collection

Thereof into the General Fund, Providing a Penalty for Violation Thereof and Declaring an Emergency.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 62; nays, 49; absent and not voting, 2.

Those voting in the affirmative were:

Halcrow Acheson Moerke Allen Hammer Mollett Anderson, Cass Haugen, Monson Anderson, Richl'd Griggs-Steele Power Rolfsrud Arndt Helling Baeverstad Hofstrand Saumur Bryans Holand Seibel Bubel Sellens Johnson Collette Klefstad Simenson Dalzell Langley Siverson Dewing Langseth Smart Laske Drawz Solberg Einarson Lee Sorlie Erickson Leier Stevens Esterby Lillehaugen Thompson, Richl'd Freadhoff Lindberg Wadeson Fuglestad Link Walster Graham Locken Wambheim Gumeringer Luick Wollitz Haedt McInnes Zurcher Hafner Mr. Speaker Moe

Those voting in the negative were:

Anderson, Ransom Fristad Schade Haugen, McLean Anderson, Schmidt Eddy-Foster Haugland Schuler Baker Hegge Schwartz Benson Skaar Heimes Bentz Helm Snow Homelvig Brady Stair Braun Kjelgaard Starck Brickner Kleppe Sticka Bymers Larsen Stormon, Ramsey Callahan Larson Stormon, Rolette Cote Leet Thompson, McL'n Culver Maher Wahl Ekren Murray Welk Fitch Nygaard Wolf Fleck Rudolf Yirchott

Absent and not voting:

Frank

Westby Williams

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

Sailer

Senate Bill No. 46. A Bill for an Act Making an Emergency Appropriation for State Matching of Federal Funds Which Have Been Made Available by the Department of the Interior, Fish and Wildlife Service, Known as the Federal Aid Funds and for Which Matching Funds Are Not Now Available and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 27; absent and not voting, 9.

Those voting in the affirmative were:

Allen	Graham	Moerke
Anderson, Cass	Hafner	Nygaard
Anderson, Ransom	Halcrow	Power
Anderson,	Haugen,	Rudolf
Eddy-Foster	Griggs-Steele	Sailer
Anderson, Richl'd	Haugland	Saumur
Arndt	Hegge	Schmidt
Baeverstad	Heimes	Schwartz
Baker	Hofstrand	Sellens
Bentz	Holand	Simenson
Brady	Homelvig	Siverson
Braun	Johnson	Skaar
Brickner	Kjelgaard	Smart
Bryans	Klefstad	Snow
Bubel	Kleppe	Solberg
Bymers	Langley	Sorlie
Callahan	Langseth	Stair
Culver	Larsen	Starck
Dalzell	Laske	Sticka
Drawz	Lee	Stormon, Ramsey
Einarson	Leet	Stormon, Rolette
Ekren	Leier	Walster
Esterby	Lindberg	Wambheim
Fitch	Link	Wollitz
Fleck	Luick	Yirchott
Fristad	McInnes	Mr. Speaker

Those voting in the negative were:

Acheson	Helling	Schuler
Cote	Helm	Seibel
Dewing	Larson	Stevens
Erickson	Lillehaugen	Thompson, Richl'd
Frank	Locken	Thompson, McL'n
Freadhoff	Maher	Wadeson
Gumeringer	Mollett	Welk
Hammer	Murray	Wolf
Haugen, McLean	Schade	Zurcher

Absent and not voting:

Fuglestad

Benson Moe Wahl
Collette Monson Westby
Haedt Rolfsrud Williams

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

Rep. Frank: "Mr. Speaker, I wish to explain my vote and have my remarks recorded in the Journal. Do we need two Game and Fish Departments in North Dakota to spend this Game and Fish Appropriation? It sure looks like it, as this Game Department appropriation is \$307,000.00 bigger than it was two years ago.

Two years ago this Department received \$382,900.00 plus a deficiency appropriation of \$8,200.00. Now they are asking for \$648,700.00, plus a deficiency of \$50,000.00, making a total of \$698,700.00.

I ask any man in this house what the state of North Dakota received for the \$391,100.00 we gave this Department two years ago?

Now we are giving them \$307,600.00 more than they received two years ago. In the name of common sense I must ask For What?

Senate Bill No. 46 this session gave this Department \$50,000.00 for matching Federal funds and now this appropriation bill calls for another \$90,000.00, a total of \$140,000.00 for matching funds. If there is any man that can justify this, in the light of Value Received by the State of North Dakota, it would be mighty interesting to hear.

Senate Bill No. 82. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the Teachers' Insurance and Retirement Fund.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Allen	Halcrow	Power
Anderson, Cass	Haugen,	Rolfsrud
Anderson, Ransom	Griggs-Steele	Rudolf
Anderson, Richl'd	Haugen, McLean	Sailer
Arndt	Haugland	Saumur
Baeverstad	Hegge	Schmidt
Baker	Heimes	Schuler
Bentz	Helling	Schwartz
Brady	Helm	Seibel
Braun	Hofstrand	Sellens
Brickner	Holand	Simenson
Bryans	Homelvig	Siverson
Bubel	Johnson	Skaar
Bymers	Kjelgaard	Smart
Callahan	Klefstad	Solberg
Collette	Kleppe	Sorlie
Cote	Langley	Starck
Culver	Langseth	Stevens
Dalzell	Larsen	Stormon, Ramsey
Dewing	Larson	Stormon, Rolette
Drawz	Laske	Thompson, Richl'd
Einarson	Lee	Wadeson
Ekren	Leet	Wahl
Erickson	Leier	Walster
Esterby	Lillehaugen	Wambheim
Fitch	Lindberg	Welk
Fleck	Link	Westby
Frank	Locken	Williams
Freadhoff	Luick	Wolf
Fristad	Maher	Wollitz
Fuglestad	McInnes	Yirchott
Graham	Moe	Zurcher
Gumeringer Haedt	Murray	Mr. Speaker
Those voting in th	o negotive were:	

Those voting in the negative were:

Moerke Mollett Monson

Absent and not voting:

Anderson, Hammer Stair Eddy-Foster Schade Sticka

Benson Snow Thompson, McL'n

So the bill was declared passed, and the title was agreed to. Senate Bill No. 84. A Bill for an Act to Provide for a Survey by Research Foundation to Determine Feasibility of Establishing State-owned Cement Plant, and Providing Appropriation for Such Survey; Authorizing Industrial Commission to Establish a State-owned Cement Plant if Deemed Feasible; Providing that Said State-owned Cement Plant Be Designated as "The State of North Dakota, Doing Business as the North Dakota State Cement Plant"; Granting Power and Authority to the Industrial Commission to Manage and Operate Said Plant, Acquire Property Therefor by Purchase, Lease or Eminent Domain, and Do All Other Acts Necessary in the Management Thereof; Providing for Maintenance of Civil Actions by or Against the State in Connection With Said State-owned Cement Plant; Providing for Annual Audits of the Operations of Said Plant; Providing for Bond Issue of Not to Exceed Five Million (\$5,000,000.00) Dollars for the Constructon of Said Plant; Providing for the Execution of Mortgages on Properties of the State Acquired for Said State-owned Cement Plant to be Held in Trust by the State Treasurer as Security for Payment of Bonds Issued; Providing for Recording of Said Mortgages; Authorizing Issuance of Bonds, Amount, Series, Manner of Execution, Sale, to Whom Payable, Maximum Interest Thereon, Manner of Payment, Establishing Fund for Payment Thereof in State Treasurer's Office; Providing for Levies for Interest and Principal of Said Bonds; Making Appropriations for Payment of the Bonds and for Payment of Expenses to Put This Act Into Effect; Providing for Investment of Sinking Fund, and Exempting Said Bonds From State, County and Municipal Taxes.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 44; absent and not voting, 2.

Those voting in the affirmative were:

Graham

Acheson Haugen, McLean Monson Arndt Haugland Murray Baeverstad Hegge Rolfsrud Bentz Helm Rudolf Hofstrand Schmidt Braun Bryans Holand Schuler Homelvig Schwartz Bubel Kjelgaard Bymers Seibel Klefstad Siverson Cote Culver Kleppe Skaar Dewing Langley Snow Ekren Langseth Solberg Larson Erickson Starck Esterby Leet Stevens Frank Leier Stormon, Ramsey Freadhoff Lillehaugen Thompson, Richl'd Lindberg Fristad Thompson, McL'n

Link

Wadeson

Gumeringer Locken Welk
Haedt Maher Williams
Hafner Moerke Wolf
Hammer Mollett Mr. Speaker

Haugen,

Griggs-Steele
Those voting in the negative were:

Allen Fleck Saumur
Anderson, Cass Fuglestad Schade
Anderson, Ransom Halcrow Sellens
Anderson, Heimes Simenson
Eddy-Foster Helling Smart

Anderson, Heimes Simenson
Eddy-Foster Helling Smart
Anderson, Richl'd Johnson Sorlie
Baker Larsen Sticka
Brady Laske Stormon, Rolette
Brickner Lee Wahl

Luick Walster Callahan Collette McInnes Wambheim Westby Dalzell Moe Wollitz Drawz Nygaard Yirchott Einarson Power Zurcher Fitch Sailer

Absent and not voting: Benson Stair

So the bill was declared passed, and the title was agreed to. Rep. Graham moved that the vote by which Senate Bill No. 84 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 3, 1949

Mr. President: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 1 and the President has appointed as a conference committee to act with a like committee from the House, Senators Braun, Wolf and Bridston.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 226

Which the Senate has amended.

W. J. TROUT, Secretary.

Senate Amendment to House Bill No. 226.

"In line 39 of the printed bill, strike out the words "owners of", which motion prevailed.

Senate Chamber Bismarck, March 3, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 240 House Bill No. 143

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Rep. Bubel requested that the House be on the eighth order of business, which request was granted.

Rep. Bubel moved that a Conference Committee be appointed to meet with a like committee from the Senate on Senate Bill No. 1, which motion prevailed.

The Speaker announced that he would appoint as such committee to meet with a like committee from the Senate on Senate Bill No. 1, Reps. Bymers, Dewing and Einarson.

### MESSAGE TO THE SENATE

House Chamber Bismarck, March 3, 1949

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. 1, Reps. Bymers, Dewing and Einarson.

GEORGE OLSON, Chief Clerk.

Senate Bill No. 221. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Acheson	Hammer	Rolfsrud
Allen	Haugen,	Rudolf
Anderson, Cass	Griggs-Steele	Sailer
Anderson, Ransom	Haugen, McLean	Saumur
Anderson	Haugland	Schade
Eddy-Foster	Hegge	Schmidt
Anderson, Richl'd	Heimes	Schuler
Baeverstad	Helling	Schwartz
Baker	Helm	Seibel
Bentz	Hofstrand	Sellens
Brady	Holand	Simenson
Braun	Homelvig	Siverson
Brickner	Johnson	Skaar
Bryans	Klefstad	Smart
Bubel	Kleppe	Snow
Callahan	Langseth	Solberg
Collette	Larsen	Sorlie
Cote	Larson	Starck
Culver	Laske	Stevens
Dalzell	Lee	Sticka
Dewing	Leet	Stormon, Ramsey
Drawz	Leier	Stormon, Rolette
Einarson	Lillehaugen	Thompson, Richl'd
Ekren	Lindberg	Thompson, McL'n
Erickson	Link	Wadeson
Esterby	Locken	Wahl
Fitch	Luick	Walster
Fleck	Maher	Wambheim
Frank	McInnes	Welk
Freadhoff	Moe	Williams
Fristad /	Moerke	Wolf
Graham	Mollett	Wollitz
Gumeringer	Monson	Yirchott
Haedt	Murray	Zurcher

Hafner Halcrow Nygaard

Mr. Speaker

Halcrow Power

Those voting in the negative were:

Arndt

Absent and not voting:

Benson Bymers Fuglestad Kjelgaard Langley Stair Westby

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

Rep. Mollet 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. 222. A Bill for an Act Appropriating Surplus Funds of the North Dakota Mill and Elevator Association to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were, ayes, 112; nays, 0; absent and not voting, 1.

Halcrow

Hammer

Those voting in the affirmative were:

Acheson Allen Anderson, Cass Anderson, Ransom Anderson Eddy-Foster Anderson, Richl'd Arndt Baeverstad Baker Bentz Brady Braun Brickner Bryans Bubel **Bymers** Callahan Collette Cote Culver Dalzell Dewing Drawz Einarson Ekren Erickson Esterby Fitch Fleck

Frank

Fristad

Freadhoff

**Fuglestad** 

Haugen, Griggs-Steele Haugen, McLean Haugland Hegge Heimes Helling Helm Hofstrand 4 Holand Homelvig Johnson Kjelgaard Klefstad Kleppe Langley Langseth Larsen Larson Laske Lee Leet Leier Lillehaugen Lindberg Link Locken Luick Maher McInnes

Moe

Moerke

Rolfsrud Rudolf Sailer Saumur Schade Schmidt Schuler Schwartz Seibel Sellens Simenson Siverson Skaar Smart Snow Solberg Sorlie Stair Starck Stevens

Power

Sticka
Stormon, Ramsey
Stormon, Rolette
Thompson, Richl'd
Thompson, McL'n
Wadeson
Wahl
Walster
Wambheim
Welk
Westby

Williams

Wolf

Graham Mollett Woll tz
Gumeringer Monson Yirchott
Haedt Murray Zurcher
Hafner Nygaard Mr. Speaker

Absent and not voting:

Benson

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

Rep. Mollet moved that the vote by which Senate Bill No. 222 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 76. 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.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 21; absent and not voting, 8.

Those voting in the affirmative were:

		Control of the Contro
Acheson		Rolfsrud
Allen	Halcrow	Rudolf
Anderson, Cass	Haugen,	Sailer
Anderson,	Griggs-Steele	Schuler
Eddy-Foster		Schwartz
Anderson, Richl'd		Sellens
Arndt		Simenson
Baeverstad	Heimes	Siverson
Baker	Hofstrand	Skaa:
Brady	Holand	Smart
	Homelvig	Solberg
	Klefstad	Sorlie
	Kleppe	Stair
	Langley	Starck
Callahan		Sticka
Collette	Larsen	Stormon, Ramsey
Cote	Laske	Stormon, Rolette
Culver	Lee	Wadeson
Dalzell	Leet	Walster
Drawz	Leier	Wambheim
Einarson	Lillehaugen	Welk
	Link	Westby
	Luick	Williams
	Maher	Wolf
Freadhoff	McInnes	Wollitz
Fristad	Moerke	Yirchott
	Mollett	Zurcher
Graham	Nygaard	Mr. Speaker
Gumeringer	Power	
	Allen Anderson, Cass Anderson, Eddy-Foster Anderson, Richl'd Arndt Baeverstad Baker Brady Braun Brickner Bubel Bymers Callahan Collette Cote Culver Dalzell Drawz Einarson Ekren Fitch Fleck Freadhoff Fristad Fuglestad Graham	Allen Anderson, Cass Anderson, Eddy-Foster Anderson, Richl'd Arndt Baeverstad Baker Brady Brickner Bubel Bymers Callahan Collette Cote Dalzell Drawz Einarson Ekren Fitch Fitch Fitch Fieck Fleck Fleck Fleck Fleck Fleck Fuglestad Anderson, Cass Haugen, McLean Haugland Heugeg Haugen, McLean Haugland Heimes Halcrow Haugen, McLean Klegge Heimes Halcrow Haugen, McLean Haugen, McLean Haugen Haugen, McLean Haugen, Halcrow Haugen, Halcrow Haugen, Halcrow Haugen, Halcrow Haugen, Hacrow Haugen, Halcrow Haugen, Hacrow Haugen, Haugen, Haugen, Haugen, Haugen, Hacrow Haugen, Haugen, Haugen, Haugen, Haugen, Haugen, Haugen, Hacrow Haugen Haugen, Haugen Haugen, Haugen Haugen, Haugen Haugen Haugen Hems Haugen Hems Haugen Haugen Hems Haugen Haugen Hems Hacrow Haugen Haugen Homelvig Hems Haugen Homelvig Hems Haugen Haugen Homelvig Hems Hems Haugen Haugen Haugen Hems Haugen Haugen Hems Haugen Hems Haugen Hems Haugen Hems Haugen Hems Haugen Hems Hems Haugen Hems Hems Hems Hems Hems Hems Hems Hems

#### Those voting in the negative were:

Hammer		Schade
Helling		Schmidt
Helm		Seibel
Kjelgaard		Snow
Larson		Stevens*
Locken		Thompson, Richl'd
Murray		Thompson, McL'n
	Helling Helm Kjelgaard Larson Locken	Helling Helm Kjelgaard Larson Locken

Absent and not voting:

Benson Lindberg Saumur Bryans Moe Wahl Johnson Monson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Anderson of Richland moved that the vote by which Senate Bill No. 76 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly Engrossed.

House Bill No. 288

### REP. FRANK, Chairman.

Rep. Monson moved that the report be adopted, which motion prevailed, and the report was adopted.

The Speaker announced that the House would be on the tenth order of business.

The following House Bill, having been read, was placed on

## FINAL PASSAGE

House Bill No. 288. A Bill for an Act to Amend and Reenact Sections 43-0901, 43-0902, 43-0904, 43-0905, 43-0911, 43-0913, 43-0914 and 43-0920 of the North Dakota Revised Code of 1943 and Repealing Section 43-0903 of the North Dakota Revised Code of 1943, Relating to Electricians.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 20; absent and not voting, 7.

Those voting in the affirmative were:

Acheson Graham Murray Allen Gumeringer Nygaard Anderson, Cass Haedt Power Anderson, Ransom Hafner Rolfsrud Anderson, Rudolf Haugen, Griggs-Steele Eddy-Foster Schade Anderson, Richl'd Haugen, McLean Schmidt Schuler Arndt Hegge Schwartz Baeverstad Heimes Bentz Helling Seibel Brady Helm Sellens Braun Hofstrand Simenson Brickner Homelvig Siverson Bryans Kjelgaard Solberg Bubel Klefstad Sorlie Bymers Kleppe Starck Callahan Langley Stevens Langseth Collette Stormon, Rolette Cote Lee Thompson, Richl'd Culver Leier Thompson, McL'n Dewing Lillehaugen Wadeson Drawz Lindberg Wahl Ekren Link Wambheim Erickson Locken Welk

Williams Esterby Luick Fitch Maher Wolf Fleck McInnes Wollitz Moerke -Yirchott Frank Freadhoff Mollett Mr. Speaker Fuglestad

Those voting in the negative were:

Baker Holand Smart
Dalzell Larsen Sticka

Einarson Larson Stormon, Ramsey
Fristad Laske Walster
Halcrow Leet Westby
Hammer Sailer Zurcher

Haugland Skaar Absent and not voting:

Benson Monson Snow Johnson Saumur Stair

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

Rep. Langseth moved that the vote by which House Bill No. 288 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker announced the House would be on the thirteenth order of business.

The following Senate Bills having been read, were placed on

## FINAL PASSAGE

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 31; absent and not voting, 7.

Those voting in the affirmative were:

Collette

Graham Acheson Power Hafner Allen Sailer Anderson, Cass Halcrow Saumur Haugen, McLean Sellens Anderson, Eddy-Foster Haugland Simenson Anderson, Richl'd Hegge Siverson Skaar Arndt Heimes Baeverstad Hofstrand Smart Baker Holand Solberg Bentz Homelvig Sorlie Brady Johnson Starck Braun Klefstad Sticka Brickner Langley Stormon, Ramsey Bubel Stormon, Rolette Langseth Bymers Thompson, McL'n Larsen Callahan Laske Wadeson

Leet

Wahl

Walster Culver Link Dalzell Luick Wambheim Drawz Maher Westby Einarson McInnes Wolf . Moerke Wollitz Ekren Fitch Yirchott Mollett Fleck Murray Zurcher Fristad Mr. Speaker Nygaard Fuglestad

Those voting in the negative were:

Anderson, Ransom Haugen, Schade Schmidt Bryans Griggs-Steele Cote Helling Schuler Schwartz Dewing Helm Kjelgaard Erickson Seibel Esterby Kleppe Snow Frank Larson Stevens Freadhoff Thompson, Richl'd Leier

Gumeringer Lillehaugen Welk
Haedt Lindberg Williams
Hammer Locken

Absent and not voting:

Benson Monson Rudolf Lee Rolfsrud Stair

Moe

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Graham: "Mr. Speaker, I desire to explain my vote. I voted for Senate Bill No. 52, notwithstanding the fact that I believe it is from fifteen to twenty percent too high and should have been reduced that amount."

Rep. Yirchott 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.

Senate Bill No. 69. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 16; absent and not voting, 11.

Those voting in the affirmative were:

Acheson	Haugen,	Rolfsrud
Allen	Griggs-Steele	Rudolf
Anderson, Cass	Haugen, McLean	Saumur
Anderson, Ransom	Haugland	Schmidt
Anderson, Richl'd	Hegge	Schuler
Arndt	Heimes	Sellens
Baeverstad	Helling	Simenson
Baker	Homelvig	Siverson
Bentz	Johnson	Skaar
Brady	Kjelgaard	Smart
Braun	Klefstad	Solberg
Brickner	Kleppe	Sorlie
Bryans	Langley	Starck
Bubel	Larsen	Stevens

Bymers Laske Sticka Callahan Lee Stormon, Ramsey Collette Leet Stormon, Rolette Thompson, Richl'd Cote Leier Lillehaugen Culver Thompson, McL'n Dalzell Link Wadeson Wahl Drawz Locken Einarson Luick Walster Ekren McInnes Welk Fitch Westby Moe Fristad Moerke Wolf Wollitz Graham Mollett Yirchott Gumeringer Murray Haedt Zurcher Nygaard Halcrow Mr. Speaker Power

Those voting in the negative were: .

DewingHafnerLindbergEricksonHammerMaherEsterbyHelmSchadeFrankHolandSnowFreadhoffLarsonWilliams

Fuglestad

Absent and not voting:

Anderson, Hofstrand Schwartz
Eddy-Foster Langseth Seibel
Benson Monson Stair
Fleck Sailer Wambheim

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 78. 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.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 29; absent and not voting, 13.

Those voting in the affirmative were:

Saumur Acheson Haedt Allen Schmidt Halcrow Anderson, Cass Haugen, Sellens Griggs-Steele Anderson, Ransom Simenson Anderson, Haugland Siverson Eddy-Foster Heimes Skaar Anderson, Richl'd Holand Smart Arndt Homelvig Solberg Baeverstad Sorlie Johnson Baker Klefstad Starck Bentz Langley Stevens Brady Larsen Sticka Stormon, Ramsey Stormon, Rolette Braun Laske Lee Brickner Callahan Leet Wadeson Collette Lillehaugen Wahl Culver Lindberg Walster Dalzell Link Welk Drawz Luick Westby Einarson McInnes Wolf

Ekren Moe Wollitz
Fitch Nygaard Yirchott
Freadhoff Power Zurcher
Fristad Rolfsrud Mr. Speaker
Fuglestad

Those voting in the negative were:

Bryans Helling Moerke Cote Helm Murray Rudolf Dewing Hofstrand Erickson Kjelgaard Schuler Kleppe Seibel Esterby -Langseth Snow Frank

Graham Larson Thompson, Richl'd Gumeringer Leier Thompson, McL'n Hafner Locken Williams Haugen, McLean Maher

Absent and not voting:

Benson Hegge Schade
Bubel Mollett Schwartz
Bymers Monson Stair
Fleck Sailer Wambheim
Hammer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Thompson of Richland: "Mr. Speaker, I wish to explain my vote and have it recorded. I voted 'No' on this bill because it raises the salary of the highway commissioner to five hundred dollars more than the governor."

Rep. Ekren moved that the vote by which Senate Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 80. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries and Miscellaneous Expenses of the Workmen's Compensation Bureau.

#### 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:

Halcrow Power Anderson, Cass Haugen, Saumur Griggs-Steele Schmidt Anderson, Eddy-Foster Haugland Sellens Anderson, Richl'd Heimes Simenson Siverson Arndt Hofstrand Baeverstad Holand Skaar Homelvig Baker Smart Brady Johnson Solberg Braun Kjelgaard Sorlie Brickner Klefstad Starck Callahan Langley Sticka Stormon, Ramsey Collette Larsen Laske Stormon, Rolette Culver Dalzell Wadeson Lee Drawz Leet Wahl Walster Leier Einarson Lillehaugen Ekren Wambheim

Hammer

Fitch Locken Westby Fleck Yirchott Luick Fristad McInnes Zurcher Fuglestad Nygaard Mr. Speaker Gumeringer Those voting in the negative were: Haugen, McLean Helling Acheson Schade Anderson, Ransom Schuler Bentz Helm Seibel Cote Kleppe Snow Dewing Langseth Stevens Thompson, Richl'd Erickson Larson Thompson, McL'n Esterby Lindberg Frank Maher Welk Freadhoff Williams Moerke Wolf Mollett Graham Haedt Wollitz Murray Hafner Rudolf Absent and not voting: Benson Hegge Rolfsrud Sailer Bryans Link Moe Schwartz Bubel Stair Bymers Monson

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Westby moved that the vote by which Senate Bill No. 80 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 81. 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.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 61; nays, 42; absent and not voting, 10.

Those voting in the affirmative were: Fristad Allen Nygaard Anderson, Cass Anderson, Ransom Fuglestad Power Halcrow Saumur Anderson, Richl'd Haugland Schmidt Arndt Heimes Sellens Baeverstad Hofstrand Siverson Holand Smart Baker Homelvig Snow Bentz Brady Johnson Solberg Klefstad Sorlie Braun Brickner Kleppe Starck Bymers Langley Sticka Stormon, Ramsey Stormon, Rolette Callahan Larsen Collette Lee

Leet

Walster

Westby

Wollitz

Yirchott

Wambheim

Mr. Speaker

Dalzell Leier
Drawz Link
Einarson Luick
Ekren Maher
Fitch McInnes
Fleck

Culver

Those voting in the negative were:

Acheson Haugen, McLean Rudolf Helling Anderson, Schade Eddy-Foster Helm Schuler Cote Kjelgaard Seibel Dewing Langseth Simenson Erickson Skaar Larson Esterby Laske Stevens Frank Lillehaugen Thompson, Richl'd Freadhoff Lindberg Wadeson Graham Locken Wahl Gumeringer Welk Moe Haedt Moerke Williams Wolf Hafner Mollett Haugen, Murray Zurcher

Griggs-Steele Rolfsrud

Absent and not voting:

Benson Hegge Schwartz Bryans Monson Stair

Bubel Sailer Thompson, McL'n

Hammer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Sticka moved that the vote by which Senate Bill No. 81 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 115. A Bill for an Act to Increase the Salaries of County Auditors, County Treasurers, Sheriffs, Register of Deeds, County Judges, State's Attorneys, and Clerks of the District Court During the Calendar Years 1949, 1950, 1951, and 1952, Making Such Increase Retroactive to January 1, 1949 and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 86; nays, 13; absent and not voting, 14.

Those voting in the affirmative were:

Acheson Gumeringer Nygaard Haedt Allen Rolfsrud Anderson, Richl'd Hafner Rudolf Arndt Halcrew Saumur Baeverstad Haugen, Schade Griggs-Steele Baker Schmidt Bentz Haugen, McLean Schuler Haugland Brady Sellens Braun Heimes Siverson Brickner Hofstrand Skaar Bryans Holand Smart Bymers Homelvig Snow Callahan Johnson Solberg Starck Collette Kjelgaard Cote Klefstad Sticka Culver Kleppe

Culver Kleppe Stormon, Ramsey
Dalzell Langley Stormon, Rolette
Dewing Larsen Thompson, Richl'd

Drawz Lee Wahl Einarson Leet Walster Ekren Leier Wambheim Erickson Lillehaugen Welk Westby Esterby Lindberg Fitch Link Williams Fleck Luick Wolf Wollitz Freadhoff Maher Fristad McInnes Yirchott Fuglestad Zurcher Moe Graham Murray Mr. Speaker

Those voting in the negative were:

Anderson, Cass Langseth Mollett
Anderson, Ransom Larson Simenson
Anderson, Laske Stevens
Eddy-Foster Locken Wadeson
Helling Moerke

Absent and not voting:

Benson Helm Seibel
Bubel Monson Sorlie
Frank Power Stair

Hammer Sailer Thompson, McL'n.

Hegge Schwartz

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

Rep. Brickner: "Mr. Speaker, I desire to explain my vote and have it recorded. I thoroughly agree with what Rep. Holand has said about this matter of paying county officials, that no one knows what we are actually paying our county officials. I recommend that the Research Committee investigate and arrive at some solution as to what the county officials are really being paid. Some get emoluments for fees and certificates and collection of taxes and collection of motor vehicle licenses and it is impossible to intelligently find out what we are paying them."

Rep. Langseth: "Mr. Speaker, I want to explain my vote. I was in favor of this bill until it was amended here this morning, but I cannot support it in its present form."

Rep. Graham moved that the vote by which Senate Bill No. 115 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 126. A Bill for an Act Amending and Reenacting Section 37-0301 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to the Office of the Adjutant General.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 82; nays, 17; absent and not voting, 14.

Those voting in the affirmative were:

Acheson	Fristad	Murray
Allen	Fuglestad	Nygaard
Anderson, Cass	Graham	Power
Anderson, Ransom	Gumeringer	Rudolf
Anderson,	Halcrow	Saumur
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Arndt	Haugland	Sellens
Baeverstad	Heimes	Simenson

Baker Holand Siverson Bentz Homelvig Skaar Smart Brady Johnson Brickner Kjelgaard Snow Bryans Klefstad Stair Bubel Kleppe Starck Bymers Sticka Langley Callahan Larsen Stormon, Ramsey Collette Stormon, Rolette Larson Thompson, McL'n Cote Lee Culver Walster Leet Dalzell Wambheim Leier Lindberg Dewing Welk Drawz Locken Westby Einarson Wolf Luick Ekren Maher Wollitz Fitch McInnes Yirchott Fleck Moerke Zurcher Freadhoff Mr. Speaker Mollett Those voting in the negative were: Braun Helling Seibel Erickson Stevens Helm Esterby Langseth Thompson, Richl'd Frank Laske Wadeson Hafner Lillehaugen Williams Haugen, McLean Schade Absent and not voting: Benson Link Schwartz

Hofstrand Sailer
So the bill was declared passed, as amended, and the title was agreed to.

Moe

Monson

Rolfsrud

Solberg

Sorlie

Wahl

Rep. Murray moved that the vote by which Senate Bill No. 126 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Board of School District Reorganization.

Rep. Stormon of Rolette asked the unanimous consent of the House to further amend Senate Bill No. 51 by correcting the total from \$23,500.00 to \$26,600.00, which consent was granted.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 24; absent and not voting, 10.

Those voting in the affirmative were:

Haedt

Hegge

Hammer

Acheson Haedt Moe Power Allen Halcrow Rolfsrud Anderson, Cass Haugen, Griggs-Steele Anderson, Richl'd Saumur Haugen, McLean Arndt Schade Schmidt Baeverstad Haugland Sellens Baker Heimes

Bentz	Helling	Simenson
Brady	Hofstrand	Siverson
Brickner	Holand	Skaar
Bryans	Homelvig	Smart
Bubel	Kjelgaard	Snow
Bymers	Klefstad	Stair
Collette	Langley	Stevens
Cote	Larson	Stormon, Ramsey
Culver	Larsen	Stormon, Rolette
Dalzell	Laske	Thompson, Richl'd
Dewing	Lee	Thompson, McL'n
Drawz	Leet	Wadeson
Einarson	Leier	Walster
Ekren	Lillehaugen	Wambheim
Erickson	Lindberg	Westby
Esterby	Link	Williams
Fitch	Locken	Wollitz
Freadhoff	Luick	Yirchott
Fuglestad	Maher	Zurcher
Graham	McInnes	DE WASHINGS
Those wating i	n the negative works	

Those voting in the negative were:

Anderson, Ransom	Helm	Rudolf
Anderson	Johnson	Schuler
Eddy-Foster	Kleppe	Seibel
Braun	Langseth	Solberg
Fleck	Moerke	Starck
Frank	Mollett	Sticka
Fristad	Murray	Welk
Gumeringer	Nygaard	Wolf
Hafner	• •	

Absent and not voting:

Benson	Monson	Sorlie
Callahan	Sailer	Wahl
Hammer	Schwartz	Mr. Speaker
Hegge		

So the bill was declared passed; as amended, and the title was agreed to.

Rep. Wollitz moved that the vote by which Senate Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 56. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspector and Coal Mine Safety Work.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

Acheson	Gumeringer	Moerke
Allen	Haedt	Mollett
Anderson, Cass	Hafner	Nygaard
Anderson, Ransom	Halcrow	Power
Anderson, Richl'd	Haugen,	Rolfsrud
Arndt	Griggs-Steele	Saumur
Baeverstad	Haugen, McLean	Schmidt
Baker	Haugland	Sellens

Bentz Heimes Simenson Brady Siverson Helling Braun Helm Skaar Brickner Hofstrand Smart Bryans Holand Solberg Bubel Homelvig Sorlie Bymers Johnson Stair Callahan Kjelgaard Starck Collette Klefstad Stevens Cote Kleppe Sticka Stormon, Ramsey Stormon, Rolette Culver Langley Dalzell Langseth Dewing Larsen Thompson, McL'n Wadeson Drawz Larson Einarson Laske Walster Wambheim Ekren Lee Erickson Leet Welk Westby Esterby Leier Fitch Lillehaugen Williams Fleck Lindberg Wolf Frank Link Wollitz Freadhoff Yirchott Locken Fristad Luick Zurcher Fuglestad McInnes Mr. Speaker Graham Moe

Those voting in the negative were:

Anderson Murray Schuler
Eddy-Foster Rudolf Seibel
Maher Schade Snow

Absent and not voting:

Benson Monson Thompson, Richl'd Hammer Sailer Wahl Hegge Schwartz

So the bill was declared passed, as amended, and the title was agreed to.

Senate Bill No. 244. A Bill for an Act Providing That Gain Shall Not Be Recognized for Income Tax Purposes on Property Involuntarily Converted, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Halcrow Acheson Power Haugen, Rudolf Allen Griggs-Steele Saumur Anderson, Cass Anderson, Ransom Haugen, McLean Schade Haugland Schmidt Anderson, Richl'd Schwartz Arndt Heimes Baeverstad Helling Seibel Helm Sellens Baker Bentz Hofstrand Simenson Brickner Holand Siverson Skaar Homelvig Bryans Bubel Johnson Smart Bymers Kjelgaard Snow Solberg Callahan Kleppe

Collette Langley Langseth Cote Dalzell Larsen Dewing Larson Drawz Laske Einarson Lee Ekren Leet Erickson Leier Esterby Lillehaugen Fitch Lindberg Link Fleck Frank Locken Freadhoff Luick Fristad Maher Fuglestad McInnes Graham Moerke Gumeringer Mollett Haedt Murray Hafner Nygaard Absent and not voting:

Sorlie Starck Stevens Sticka Stormon, Ramsey Stormon, Rolette Thompson, Richl'd Thompson, McL'n Wadeson Walster Wambheim Welk Westby Wolf

Yirchott Zurcher Mr. Speaker

Wollitz

Anderson, Hammer Eddy-Foster Hegge Benson Klefstad Moe Brady Braun Monson Culver Rolfsrud Sailer Schuler Stair Wahl Williams

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

Rep. Bentz moved that the vote by which Senate Bill No. 244 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the rules be suspended and House Concurrent Resolution "F" be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Ekren moved that further consideration of House Concurrent Resolution "F" be indefinitely postponed, which motion was withdrawn.

House Concurrent Resolution "F". A Concurrent Resolution Providing for an Amendment to the Constitution of the State of North Dakota, Relating to Taxation and Authorizing the People or the Legislature to Subject Real Property to a Progressive Graduated Tax Increasing According to Area or Value or Both.

#### ROLL CALL

The question being on the adoption of the concurrent resolution, as amended, the roll was called and there were ayes, 59; nays, 45; absent and not voting, 9.

Those voting in the affirmative were:

Acheson	Haugen, McLean	Rolfsrud
Anderson, Ransom	Haugland	Rudolf
Baker	Helling	Schade
Bentz	Helm	Schmidt
Braun	Hofstrand	Schuler
Bryans	Holand	Seibel
Bymers	Kjelgaard	Siverson
Cote	Klefstad	Snow
Culver	Kleppe	Solberg

Dewing Langseth Starck Erickson Larson Stevens Thompson, Richl'd Esterby Leier Frank Lillehaugen Thompson, McL'n Freadhoff Lindberg Wadeson Link Welk Graham Gumeringer Locken Westby Maher Haedt Williams Hafner Moerke Wolf Wollitz Mollett Haugen, Griggs-Steele Mr. Speaker Murray Those voting in the negative were: Fleck Allen Power Anderson, Cass Fristad Saumur Fuglestad Sellens

Anderson, Eddy-Foster Halcrow Simenson Anderson, Richl'd Heimes Skaar Arndt Johnson Smart Langley Baeverstad Sorlie Brady Larsen Stair Laske Brickner Sticka Stormon, Ramsey Stormon, Rolette Callahan Lee Leet Collette Luick Dalzell Walster McInnes Wambheim Drawz

Dalzell Luick Walster
Drawz McInnes Wambheim
Einarson Moe Yirchott
Ekren Nygaard Zurcher
Fitch

Absent and not voting:

Benson Hegge Sailer
Bubel Homelvig Schwartz
Hammer Monson Wahl

So the concurrent resolution was declared adopted.

Rep. Bymers moved that the vote by which House Concurrent Resolution "F" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Engrossed:

House Bill No. 5 House Bill No. 21 House Bill No. 247 House Bill No. 282

House Concurrent Resolution "F"

# REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 5 House Bill No. 21 House Bill No. 154 House Bill No. 247 House Bill No. 264 House Bill No. 282

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand recessed until 10:00 a.m., March 4, 1949, which motion prevailed.

# SIGNING OF BILLS

The Chief Clerk announced the Speaker was about to sign:

House Bill No. 5 House Bill No. House Bill No. House Bill No. 67 House Bill No. 126 House Bill No. 154 House Bill No. 162 House Bill No. 173 House Bill No. 195 House Bill No. 204 House Bill-No. 247 House Bill No. 264 House Bill No. 273 House Bill No. 282 House Concurrent Resolution "Z" Senate Bill No. 39 Senate Bill No. 43 Senate Bill No. 50 Senate Bill No. 112 Senate Bill No. 120 Senate Bill No. 125 Senate Concurrent Resolution "R"

and the Speaker signed the same in the presence of the House.

And the House stood recessed until 10:00 a.m. March 4,
1949, pursuant to the motion of Rep. Bubel.

GEORGE OLSON, Chief Clerk.

# FIFTY-NINTH DAY AFTER RECESS AND SIXTIETH DAY

Bismarck, March 4, 1949

The House reconvened at 10:00 a.m., pursuant to recess taken, with Speaker Levin presiding.

The Speaker announced that the House would be on the seventh order of business.

Rep. Bubel requested a call of the House.

When 88 members were present, the Call of the House was dispensed with, on motion of Rep. Bubel.

#### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 134 made th following report:

Mr. Speaker: Your conference committee to whom was referred House Bill No. 134, have had the same under consideration and recommend that the House concur in the Senate amendments.

For the Senate:
CLYDE DUFFY
O. C. STUCKE
J. B. BRIDSTON

For the House:
E. D. CULVER
E. C. WALSTER
EMERY COTE

Rep. Fitch moved that the report be adopted.

Rep. Walster moved a substitute motion that further consideration of House Bill No. 134 be Indefinitely Postponed, which motion lost on a division vote.

The question was now on the motion of Rep. Fitch that the report of the conference committee on House Bill No. 134 be adopted, which motion prevailed.

Rep. Fitch moved that the rules be suspended and House Bill No. 134 be considered properly reengrossed and placed on final passage.

#### FINAL PASSAGE

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 43-1534 of the North Dakota Revised Code of 1943, Relating to Operation of Pharmacy, Permit Required, Application and Fee; and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 80; nays, 18; absent and not voting, 15.

Those voting in the affirmative were:

Acheson	Graham	Murray
Allen	Gumeringer	Nygaard
Anderson, Cass	Hafner	Sailer
Anderson, Ransom	Halcrow	Saumur
Anderson,	Hammer	Schade
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schuler
Baeverstad	Haugen, McLean	Sellens
Baker	Haugland	Simenson
Benson	Hegge	Siverson
Bentz	Helm	Skaar
Brady	Holand	Smart
Braun	Homelvig	Snow
Brickner	Johnson	Sorlie
Bryans	Kjelgaard	Stair
Bubel	Langley	Sticka
Callahan	Larsen	Stormon, Ramsey
Collette	Larson	Stormon, Rolette
Culver	Laske	Thompson, McL'n
Dalzell	Lee	Wadeson
Dewing	Leet	Wahl
Einarson	Leier	Wambheim
Erickson	Lindberg	Westby
Esterby	Luick	Wolf
Fitch	McInnes	Wollitz
Fleck	Moerke	Yirchott
Frank	Mollett	Zurcher
Fuglestad		

Those voting in the negative were:

Arndt	Lillehaugen	Stevens
Ekren	Locken	Thompson, Richl'd
Helling	Monson	Walster .
Klefstad	Rolfsrud	Welk
Kleppe	Solberg	Williams
Langseth	Starck	Mr. Speaker

# Absent and not voting:

Bymers	Haedt	Moe .
Cote	Heimes	Power
Drawz	Hofstrand	Rudolf
Freadhoff	Link	Schwartz
Fristad	Maher	Seibel

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bentz moved the vote by which House Bill No. 134 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Brickner moved that the Conference Committee on House Bill No. 134 be discharged, which motion prevailed.

Rep. Leet moved that the House reconsider the action by which House Bill No. 66 was passed, which motion prevailed.

Rep. Leet moved that House Bill No. 66 be returned to

the Senate for correction of amendment, which motion prevailed.

# SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "BB." A Concurrent Resolution Providing for the Retaining of Certain Employees of the Senate and the House After the Legislative Session for the Purpose of Completing Legislative Work.

Rep. Bubel moved that House Concurrent Resolution "BB" be placed on second reading and final passage, which motion prevailed.

# ROLL CALL

The question being on the final passage of House Concurrent Resolution "BB", the roll was called and there were, ayes, 90; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Acheson	Hammer	Power
Anderson, Cass	Haugen,	Rudolf
Anderson, Ransom	Griggs-Steele	Saumur
Anderson, Richl'd	Haugen, McLean	Schade
Baeverstad	Haugland	Seibel
Baker	Hegge	Simenson
Benson	Heimes	Siverson
Bentz	Helling	Skaar
Brady	Hofstrand	Smart
Braun	Holand	Snow
Brickner	Johnson	Solberg
Bryans	Kjelgaard	Stair
Bymers	Kleppe	Starck
Callahan	Langley	Stevens
Cote	Langseth	Sticka
Culver	Larsen	Stormon, Ramsey
Dewing	Larson	Stormon, Rolette
Drawz	Laske	Thompson, Richl'd
Einarson	Lee	Thompson, McL'n
Ekren	Leet	Wadeson
Erickson	Leier	Wahl
Esterby	Lillehaugen	Walster
Fitch	Link	Wambheim -
Frank	Locken	Welk
Freadhoff	Maher	Westby
Fristad	McInnes	Williams
Graham	Moe	Wollitz
Gumeringer	Moerke	Yirchett
Haedt	Murray	Zurcher
Hafner	Nygaard	Mr. Speaker
Halcrow	712.27	

# Absent and not voting:

Allen	Fuglestad	Rolfsrud
Anderson,	Helm	Sailer
Eddy-Foster	Homelvig	Schmidt
Arndt	Klefstad	Schuler '
Bubel	Lindberg	Schwartz
Collette	Luick	Sellens
Dalzell	Mollett	Sorlie
Fleck	Monson	Wolf

So the Concurrent Resolution was declared adopted.

Rep. Fitch moved that House Concurrent Resolution "CC" be placed on second reading and final passage, which motion prevailed.

House Concurrent Resolution "CC." A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

# ROLL CALL

The question being on the adoption of the Concurrent Resolution, the roll was called and there were, ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Acheson	Haugen,	Nygaard
Anderson, Cass	Griggs-Steele	Power
Anderson, Ransom	Haugen, McLean	Rudolf
Anderson, Eddy-Foster	Haugland Hegge	Schade Schmidt
Anderson, Richl'd	Heimes	Schwartz
Baker	Helling	Seibel
Benson	Helm	Simenson
Bentz	Hofstrand	Siverson
Brady	Holand	Skaar
Braun	Homelvig	Snow
Brickner	Johnson	Stair
Bryans	Kjelgaard	Starck
Cote	Klefstad	Stevens
Culver	Kleppe	Sticka
Dewing	Langley	Stormon, Ramsey
Drawz	Langseth	Stormon, Rolette
Einarson	Larsen	Thompson, McL'n
Ekren	Larson	Thompson, Richl'd
Erickson	Laske	Wadeson
Esterby	Lee	Wahl
Fitch	Leet	Walster
Fleck	Leier	Wambheim
Frank	Lillehaugen	Welk
Fristad	Lindberg	Westby
Fuglestad	Link	Williams
Graham	Locken	Wolf
Gumeringer	Maher	Wollitz
Haedt	McInnes	Yirchott
Hafner	Moe	Zurcher
Halcrow	Moerke	Mr. Speaker
Hammer	Murray	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
Absent and not vot	ting:	
A 11	D 1 11	2

Allen	Dalzell	Saumur
Arndt	Freadhoff	Schuler
Baeverstad	Luick	Sellens
Bubel	Mollett	Smart
Bymers	Monson	Solberg
Callahan	Rolfsrud	Sorlie
Collette	Sailer	A-24-4-4

So the Concurrent Resolution was declared adopted.

Rep. Bubel moved that House Concurrent Resolution "DD" be placed on second reading and final passage ,which motion prevailed.

House Concurrent Resolution "DD." A Concurrent Reso-

lution Providing for the Completion of the Legislative Journals of the Senate and the House.

#### ROLL CALL

The question being on the adoption of the concurrent resolution, the roll was called and there were, ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Acheson	Hafner	Nygaard
Anderson, Cass	Halcrow	Power
	Hammer	Rolfsrud
Anderson, Ransom Anderson,		Sailer
Eddy Foston	Haugen,	Schade
Eddy-Foster	Griggs-Steele	Schmidt
Anderson, Richl'd Arndt	Haugen, McLean	
7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	Haugland	Schuler Seibel
Baeverstad	Heimes	
Baker	Hegge	Sellens
Benson	Helling	Simenson
Bentz	Helm	Siverson
Brady	Holand	Skaar
Braun	Homelvig	Smart
Brickner	Johnson	Snow
Bryans	Kjelgaard	Solberg
Bubel	Kleppe	Sorlie
Bymers	Langley	Starck
Collette	Langseth	Stevens
Culver	Larsen	Sticka
Dalzell	Larson	Stormon, Ramsey
Dewing	Laske	Stormon, Rolette
Drawz	Lee	The mpson, Richl'd
Einarson	Leet	Thompson, McL'n
Ekren	Leier	Wadeson
Erickson	Lillehaugen	Wahl
Esterby	Lindberg	Walster
Fitch	Link	Wambheim
Frank	Locken	Welk
Freadhoff	Luick	Westby
Fristad	McInnes	Wolf
Fuglestad	Moe	Wollitz
Graham	Moerke	Yirchott
Gumeringer	Mollett	Zurcher
Haedt	Monson	2 di chei
Absent and not vot		
Allen	Klefstad	Schwartz
Callahan	Maher	Stair
Canallali	maner	Diali

Saumur So the concurrent resolution was declared adopted.

Murray

Rudolf

Cote

Fleck

Hofstrand

Rep. Fristad moved that House Concurrent Resolution "AA" be adopted, which motion was declared lost.

Williams

Mr. Speaker

The Speaker announced that the House would be on the seventh order of business.

#### COMMITTEE REPORT

(Pursuant to House Resolution "F")

On February 18 the Speaker of the House of Representatives appointed three members, Rep. Hofstrand, Rep. Haugland, and Rep. Langseth, to investigate the conditions surrounding the old people at the State Hospital in Jamestown. The Committee left immediately after being appointed so as to arrive at the hospital unexpectedly, and thereby get a true picture of the conditions as they exist without the staff being ready for an inspection.

The Committee met with Dr. A. M. Fisher, Superintendent of the hospital, who introduced them to Mr. Andrew J. Roggy, and asked Mr. Roggy to accompany them on their tour of inspection through the hospital. This tour took four and one-half hours, from 1 p. m. until after 5:30 p. m. Six buildings were covered and all accommodations and facilities at the disposal of the old people living at the hospital were viewed and discussed.

While in conference with Dr. Fisher, he said that there is a staff of seven doctors, including himself, and one dentist. All these men are experienced doctors, some of whom have had ten to twenty years experience in mental hospitals. Mr. Fisher said that his medical staff was adequate. There are three graduate nurses and an adequate number of practical nurses who had received their training there in the hospital. The attendants are recruited from local people. No attendant is hired who has had previous experience in other states in mental hospitals. It is felt that bad practices may be carried over into our state hospital, and it has been proven that the local people take a greater interest in the welfare of the patients and the good reputation of the State Hospital.

Attendants in the hospital are paid about \$100.00 a month and all subsistence, including room, board, and laundry. (Some attendants who are residents of the town of Jamestown do not take advantage of the board and room). Where expedient, a husband and wife may both be employed by the hospital. One couple has been employed by the state hospital at Jamestown for twenty-seven years.

The doctors are paid about \$305.00 per month plus all subsistence.

During the tour of inspection, it was pointed out that all of the patients in the hospital are segregated according to their behavior, degree of sanity, and/or competency in handling themselves. The old people are placed in wards with other patients in like condition.

There were on that day 2,087 patients, 1126 men. Of this group, 60% were over 60 years of age. All old people are classified and placed in groups of similar behavior. Fifty or sixty of these old people were not mentally incapacitated but senile and could have been cared for in old peoples homes.

Some of these old people have had to have constant care and supervision. Of this group there were two divisions. One ward for the semi-tidy and one ward for the untidy. Some of the folks in the untidy ward were so incompetent that they had to be given baths up to seven or eight times a day. The committee was satisfied that these patients were well-cared for and that the cleanliness and odorlessness of this ward was exemplary, and that the patients were getting all the treatment necessary and required.

A congenial atmosphere prevailed between the management and employees. Also the attendants appeared to be genuinely interested in the welfare of the patients. The

patients appeared to be happy and no one evidenced any fear of any attendant.

Each ward is supposed to have and is equipped with recretion rooms, known as day rooms, and sun parlors. Radios are allowed, and even pets, such as dogs and cats. However, where the wards have become crowded, beds have been placed in the day rooms. Most of the patients have complete freedom in the corridors of the hospital and when the weather permits, freedom of the grounds. Movies and church services are provided at frequent intervals for the patients and they are allowed to play cards and games.

Exercise is emphasized as a part of the treatment. Idle hours are few because each patient has duties to perform according to his ability and competency. Where possible the patients work on the farm, in the laundry, in the kitchen, in the dining room, and on cleaning details. For the more closely confined, when weather does not permit exercise out of doors, there is forced exercise inside, e.g. marching, so that the patients will keep physically fit.

There are some patients who have been bedridden for years. One as long as thirty years. Yet, the members of the committee were urged to lift the covers of the bed in order to see that the patients were not suffering from bed sores.

It was noted that besides one large dining room, there are 26 smaller dining rooms. In the dining rooms viewed, the tables were covered with spotless white table cloths, and, as everywhere else, the rooms were exceptionally clean.

The Committee was particularly impressed by the cleanliness of the entire hospital, especially in view of the handicap of overcrowded conditions. Many of the wards had three beds in a room besides the extra beds placed in the recreation rooms.

# SUMMARY:

All patients are adequately cared for, well and kindly treated and the old people get care and attention that may not be available at some of the smaller homes for the aged.

The facilities for laundry, kitchen, and farm are adequate to care for the patients. The plant itself is efficient.

The staff is competent and adequate, and should be especially complimented for the cleanliness of the entire hospital.

Recreation and supervised activity is very fine considering overcrowded conditions.

The hospital is short room for about 120 to 150 people.

#### RECOMMENDATIONS:

- 1. That the County Boards be more discreet in their selection of patients to go to the State Hospital in Jamestown, and only those old people be sent to said hospital that cannot be cared for at the various old people's homes that are set up for the express purpose of taking care of these old people; and said homes can get up to 50% of their old age assistance grants for said people.
- 2. That the County Boards use discretion in moving old people to the State Hospital when they are sick. Too many persons arrive at the hospital only to die within the first day or shortly after they arrive.

3. That quarters should be made available for 200 more people at the State Hospital in Jamestown, because in the last ten years there has been an increase of 26 patients each year in spite of the fact that our state population has been decreasing.

REP. HOFSTRAND, Chairman REP. HAUGLAND REP. LANGSETH.

Rep. Westby moved that the report be adopted and printed in the House Journal, which motion prevailed.

# MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return: Senate Bill No. 28 Senate Bill No. 46 Senate Bill No. 55 Senate Bill No. Senate Bill No. 75 Senate Bill No. 79 Senate Bill No. 82 Senate Bill No. 84 Senate Bill No. 157 Senate Bill No. 161 Senate Bill No. 186 Senate Bill No. 203 Senate Bill No. 222 Senate Bill No. 223 Senate Bill No. 238 Senate Bill No. 244 Which the House has passed unchanged. .

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 51 Senate Bill No. 52 Senate Bill No. Senate Bill No. 56 69 Senate Bill No. 76 Senate Bill No. 78 Senate Bill No. Senate Bill No. 81 Senate Bill No. 113 Senate Bill No. 115 Senate Bill No. 126 Senate Bill No. 221

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House is returning House Bill No. 66 for clarification of the Senate amendments.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 134.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit:

House Bill No. 5 House Bill No. 21

House Bill No. 61

House Bill No. 67

House Bill No. 126

House Bill No. 154

House Bill No. 162 House Bill No. 173

House Bill No. 195

House Bill No. 204

House Bill No. 247

House Bill No. 264

House Bill No. 273 House Bill No. 282

House Concurrent Resolution "Z"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 39

Senate Bill No. 43

Senate Bill No. 50

Senate Bill No. 112

Senate Bill No. 120

Senate Bill No. 125

Senate Concurrent Resolution "R"

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

# REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 256

House Bill No. 336

Were delivered to the Governor for his approval at the hour of 11:00 a. m., o'clock, March 4, 1949.

REP. FRANK, Chairman.

# FIRST READING OF HOUSE RESOLUTIONS AND A CONCURRENT RESOLUTION

Introduced by Reps. Johnson and Bubel.

House Resolution "K". A Resolution Recommending the Use of the International Roll Call System Which is in Use by the North Dakota House of Representatives.

Which was read the first time.

Rep. Bubel moved that House Resolution "K" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Fitch moved that the roll call on House Resolution "K" be printed in the Journal, which motion prevailed.

#### ROLL CALL

The roll was called and there were ayes, 113; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Acheson Halcrow Power Rolfsrud Allen Hammer Anderson, Cass Haugen, Rudolf Anderson, Ransom Griggs-Steele Sailer Haugen, McLean Anderson, Saumur Schade Eddy-Foster Haugland Anderson, Richl'd Schmidt Hegge Arndt Heimes Schuler Baeverstad Helling Schwartz Baker Helm Seibel Hofstrand Sellens Benson Bentz Holand Simenson Homelvig Siverson Brady Braun Kjelgaard Skaar Klefstad Smart Brickner Bryans Kleppe Snow Solberg Bubel Johnson Sorlie **Bymers** Langley Callahan Langseth Stair Starck Collette Larsen Cote Larson Stevens Culver Laske Sticka Stormon, Ramsey Dalzell Lee Dewing Leet Stormon, Rolette Drawz Thompson, McL'n Leier Thompson, Richl'd Einarson · Lillehaugen Ekren Lindberg Wadeson Erickson Link Wahl Esterby Locken Walster Fitch Luick Wambheim Fleck Maher Welk Westby McInnes Frank Williams Freadhoff Moe Fristad, Moerke Wolf Mollett Wollitz **Fuglestad** Monson Yirchott Graham Gumeringer Murray Zurcher Haedt Nygaard Mr. Speaker Hafner

Rep. Murray introduced.

* House Resolution "L". A Resolution commending and Congratulating Miss Kitty Page for her achievement in being elected as "Miss North Dakota".

Which was read for the first time.

Rep. Murray moved that House Resolution "L" be adopted and printed in the Journal, which motion prevailed and the resolution was declared adopted and ordered printed in the House Journal.

Rep. Brickner: "Mr. Speaker, I want to explain my vote on

House Resolution "L" because the young lady was born in Fargo, North Dakota and now lives there."

Rep. Starck moved that Rep. Brickner's explanation be stricken from the record, which motion lost.

#### HOUSE RESOLUTION "L"

Introduced by Rep. William S. Murray

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-TIVES OF THE STATE OF NORTH DAKOTA:

WHEREAS, Miss Kitty Page, of Bismarck, is an em-

2 ployee of the House of Representatives, and

WHEREAS, the said Miss Kitty Page was the candidate of Lloyd Spetz Post Number One, of the American Legion, of Bismarck, North Dakota, in the competition for the selection of Miss North Dakota, and

WHEREAS, the said Miss Kitty Page was duly elected

8 to the office of MISS NORTH DAKOTA, and

WHEREAS, the said Miss Kitty Page represented the State of North Dakota at the Saint Paul Winter Carnival, and elsewhere, thereby bringing recognition to the Amercan Legion, the Legislative Assembly of the State of North Dakota, the University of North Dakota, the city of Bismarck, and the State of North Dakota; NOW THEREFORE BE IT RESOLVED that the House

16 NOW THEREFORE BE IT RESOLVED that the House 16 of Representatives goes on record as commending and

17 congratulating Miss Kitty Page for the aforementioned achievements.

Reps. Langseth, Wolf, Bubel, Erickson introduced:

House Concurrent Resolution "FF". A Concurrent Resolution Directed to the State Board of Higher Education and Board of Administration With Reference to Construction of Public Buildings.

Which was read for the first time.

Rep. Baker moved that further consideration of House Concurrent Resolution "FF" be Indefinitely Postponed.

Rep. Bubel moved a substitute motion that House Concurrent Resolution "FF" be adopted.

Rep. Brickner requested a Call of the House, which was granted.

With 107 members present, the call of the House was dispensed with on motion of Rep. Bubel.

Rep. Stair requested the unanimous consent of the House to permit him to be excused from voting on House Concurrent Resolution "FF".

Rep. Graham moved that Rep. Stair be excused from voting on House Concurrent Resolution "FF", which motion prevailed.

Rep. Fitch moved to amend House Concurrent Resolution "FF" as follows: In the title and in line 8, after the comma following the word "administration", insert the words "and the Highway Commissioner".

Rep. Fitch requested that the rules be suspended for the purpose of making the proposed amendment, which request was not granted.

# ROLL CALL

The question was now on the motion of Rep. Bubel that

House Concurrent Resolution "FF" be adopted, the roll was called and there were, ayes, 57; nays 54; absent and not voting, 3.

Those voting in the affirmative were:

Acheson Haugen, Mollett Griggs-Steele Anderson, Monson Eddy-Foster Haugen, McLean Murray Benson Hegge Rolfsrud Bentz Helm Rudolf Braun Schmidt Hofstrand Schuler Bryans Johnson Bubel **Kjelgaard** Seibel Cote Klefstad Siverson Culver Kleppe Snow Dewing Langseth Solberg Erickson Larson Starck Esterby Stevens Leier Frank Lillehaugen Thompson, Richl'd Freadhoff Thompson, McL'n Lindberg Welk Graham Link Williams Gumeringer Locken Haedt Maher Wolf Hafner Moe Mr. Speaker Moerke Hammer

Those voting in the negative were:

Allen Fristad Saumur Anderson, Cass **Fuglestad** Schade Anderson, Ransom Halcrow Sellens Anderson, Richl'd Haugland Simenson Skaar Arndt Heimes Baeverstad Helling Smart Raker Holand Sorlie Brady Homelvig Sticka Brickner Langley Stormon, Ramsey Stormon, Rolette Bymers Larsen Callahan Laske Wadeson Lee Wahl Collette Walster Dalzell Leet Luick Wambheim Drawz Einarson McInnes Westby Nygaard Wollitz Ekren Fitch Power Yirchott Sailer Zurcher Fleck

Absent and not voting:

Schwartz Stair

So the concurrent resolution was declared adopted.

Rep. Graham moved that the vote by which House Concurrent Resolution "FF" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Fitch moved that the Chief Clerk be instructed to not forward House Concurrent Resolution "FF" to the Senate, which motion lost on a division vote.

Rep. Mollet moved that House Bill No. 163 be returned to the Senate for correction of amendments, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 52 and the President has appointed as a conference committee to act with a like committee from the House, Senators Morgan, Stucke and Duffy.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 78 and the President has appointed as a conference comittee to act with a like committee from the House, Senators Rue, Nelson of McKenzie and Olson of Barnes.

W. J. TROUT, Secretary.

Rep. Bubel moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 78, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 78, Reps. Wolf, Link and Fitch.

Rep. Bubel moved that the Speaker appoint a committee of three to meet with a like committee of the Senate on Senate Bill No. 52, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 52, Reps. Stair, Johnson and Lillehaugen.

Rep. Johnson moved that Senate Bill No. 111 which was placed in General Orders, now be placed on the calendar, which motion prevailed.

Rep. Bubel moved that the House now recess to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

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. 78, Reps. Wolf, Link and Fitch.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Stair, Johnson and Lillehaugen on Senate Bill No. 52.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the

House is returning House Bill No. 163 for clarification of the Senate amendment.

GEORGE OLSON, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 81 and the President has appointed as a conference committee to act with a like committee from the House, Senators Braun, Reinke and Pyle.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 115 and the President has appointed as a conference committee to act with a like committee from the House, Senators Page, Flatt and Feton.

W. J. TROUT, Secretary.

Rep. Welk moved that the Speaker appoint a committee of three to meet with a like committee from the Senate on Senate Bill No. 81, which motion prevailed.

Rep. Welk moved that the Speaker appoint a committee of three to meet with a like committee from the Senate on Senate Bill No. 115, which motion prevailed.

The Speaker announced that he would appoint as a Conference Committee on Senate Bill No. 81, Reps. Starck, Solberg and Stormon of Ramsey.

The Speaker announced that he would appoint as a Conference Committee on Senate Bill No. 115, Reps. Langseth, Graham and Brickner.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

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. 81, Reps. Starck, Solberg and Stormon of Ramsey.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. Speaker: 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. 115, Reps. Langseth, Graham and Brickner.

GEORGE OLSON, Chief Clerk.

The Speaker called Rep. Bubel to the Chair.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 113, and the President has appointed as a

conference committee to act with a like committee from the House, Senators Flatt, Wahlund and Strand.

W. J. TROUT, Secretary.

Rep. Welk moved that the Speaker appoint a committee to meet with a like committee from the Senate on Senate Bill No. 113, which motion prevailed.

Rep. Bubel, who was in the Chair, appointed a committee of three, Reps. Seibel, Siverson and Sailer to meet with a like committee from the Senate, on Senate Bill No. 113.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

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. 113, Reps. Seibel, Siverson and Sailer.

GEORGE OLSON, Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Brickner moved that the House concur in the Senate amendments to House Bill No. 101, as shown on page 1113 of the House Journal, which motion prevailed.

Rep. Brickner moved that the rules be suspended and House Bill No. 101 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 101. A Bill for an Act to Amend and Reenact Section 27-0602 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salary and Expense of Court Reporters.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Acheson	Hafner	Power
Anderson, Ransom	Halcrow	Rudolf
Anderson,	Hammer	Schade
Eddy-Foster	Haugen,	Schmidt
Anderson, Richl'd	Griggs-Steele	Schule <del>r</del>
Arndt	Haugen, McLean	Sellens •
Baeverstad	Haugland	Simenson
Baker	Heimes	Skaar
Bentz	Helling	Snow
Braun	Helm	Solberg
Brickner	Holand	Sorlie
Bryans	Kjelgaard	Starck
Bubel	Klefstad	Stevens
Callahan	Kleppe	Sticka .
Collette	Langley	Stormon, Ramsey
Cote	Langseth	Stormon, Rolette
Dalzell	Larsen	Wadeson
Drawz	Larson	Wahl
Ekren	Laske	Walster
Erickson	Leet	Wambheim
Esterby	Leie <del>r</del>	Welk

Fitch Lillehaugen Westby Lindberg Fleck Williams Frank Link Wolf Wollitz Freadhoff Locken Fristad Maher Yirchott **Fuglestad** Zurcher McInnes Gumeringer Moerke Mr. Speaker Haedt Monson

Absent and not voting:

Allen Hofstrand Sailer Anderson, Cass Homelvig Saumur Benson Johnson Schwartz Bradv Lee Seibel Bymers Luick Siverson Culver Moe Smart Dewing Mollett Stair

Einarson Murray Thompson, Richl'd Graham Nygaard Thompson, McL'n Hegge Rolfsrud

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Halcrow moved that the vote by which House Bill No. 101 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Baker moved that the House concur in the Senate amendments to House Bill No. 183, as shown on page 1113 of the House Journal, which motion prevailed.

Rep. Baker moved that the rules be suspended and House Bill No. 183 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 183. A Bill for an Act to Provide for Teacher Preparation Scholarships for Qualified Residents of North Dakota Who Express an Intent to Prepare for Rural Teaching; Providing for a Board to Administer the Provisions of the Act; Making an Appropriation and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 9; absent and not voting, 26.

Those woting in the affirmative were:

Acheson Anderson, Ransom Anderson, Eddy-Foster Anderson, Richl'd Arndt Baeverstad Baker Bentz Braun Brickner Bryans Collette Cote	Haugen, Griggs-Steele Haugen, McLean Haugland Heimes Helling Helm Holand Homelvig Kjelgaard Klefstad Kleppe Langley Larsen	Murray Nygaard Power Schade Schmidt Sellens Simenson Skaar Snow Solberg Sorlie Stevens Stormon, Ramsey Stormon, Rolette
Cote	Larsen	Stormon, Rolette
Dalzell	Larson	Thompson, Richl'd

1133

Drawz Laske Ekren Leet Erickson Leier Esterby Lillehaugen Fitch Lindberg Frank Link Fristad Locken Fuglestad Luick Gumeringer Maher Haedt McInnes Hafner Moerke Halcrow Mollett .

Thompson, McL'n Wadeson Wahl Wambheim Welk Westby Wolf Wollitz Yirchott Zurcher Mr. Speaker

Those voting in the negative were:

Benson Monson Bubel Rudolf Langseth Schuler

Absent and not voting:

Freadhoff Anderson, Cass Graham Brady Hammer **Bymers** Hegge Callahan Hofstrand Culver Johnson Dewing Lee Moe Einarson Fleck Rolfsrud

Sailer Saumur Schwartz Seibel Siverson Smart Stair Starck

Sticka

Walster Williams

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

Rep. Brickner moved that action on House Bill No. 226 be deferred at the present time, which motion prevailed.

Rep. Haugen of McLean moved that the House concur in the Senate amendments to House Bill No. 241, as shown on page 1113 of the House Journal, which motion prevailed.

Rep. Haugen of McLean moved that the rules be suspended and House Bill No. 241 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 241. A Bill for an Act to Amend and Reenact Section 4-0712 of the North Dakota Revised Code of 1943, Relating to the Adoption, Amendment and Contents of By-laws.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 15; absent and not voting, 24.

Those voting in the affirmative were:

Moerke Acheson Haugen, Griggs-Steele Anderson, Ransom Monson Haugen, McLean Anderson, Richl'd Nygaard Baeverstad Haugland Power Baker Helling Rudolf Benson Helm Schade Bentz Holand Schmidt Braun Homelvig Schuler Brickner Kjelgaard Sellens

Bryans Klefstad Solberg Bubel Kleppe Starck Callahan Langley Stevens Sticka Collette Langseth Stormon, Rolette Thompson, Richl'd Cote Larsen Dalzell Larson Ekren Thompson, McL'n Lee Esterby Leier Wahl Fitch Wambheim Lillehaugen Frank Lindberg Welk Freadhoff Link Westby Gumeringer Williams Locken Haedt Luick Wollitz Hafner Maher Yirchott Halcrow Zurcher McInnes Hammer Moe Mr. Speaker

Those voting in the negative were:

Skaar Anderson, Heimes Eddy-Foster Laske Sorlie Arndt Leet Wadeson Drawz Walster Saumur Fleck Simenson Wolf **Fuglestad** 

Absent and not voting:

Fristad Sailer Anderson, Cass Schwartz Graham Brady Hegge Seibel **Bymers** Siverson Hofstrand Culver Johnson Smart Dewing Mollett Snow Einarson Murray Stair Erickson

Erickson Rolfsrud Stormon, Ramsey
So the bill was declared passed, as amended, and the title

was agreed to.

Rep. Bentz moved that the vote by which House Bill No. 241 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Holand moved that the House reconsider the action by which Senate Bill No. 87, was declared lost for lack of a constitutional majority, which motion prevailed, on a division vote.

Rep. Brickner moved that Senate Bill No. 87 be placed on the calendar, which motion prevailed.

Rep. Graham requested that the House be on the seventh order of business, which request was granted.

#### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 314 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 314, to amend and reenact section 50-0713 of the North Dakota Revised Code of 1943, relating to the minimum amount of Old Age Assistance and declaring an emergency, have had the same under consideration and recommend that the Senate recede from the amendment to House Bill No. 314.

For the Senate:

MELVIN OLSON HARRY O'BRIEN STEVEN C. NELSON

For the House:

F. J. GRAHAM BRYNHILD HAUGLAND M. T. LILLEHAUGEN

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return House Bills Nos. 66 and 163 which were messaged to the Senate for clarification of the amendment.

W. J. TROUT, Secretary.

Rep. Leet moved that the House accept the clarified Senate amendments on House Bills Nos. 66 and 163 so that they may be recorded in the House Journal, which motion prevailed.

House Bill No. 66

In line 4 strike out the figure \$437,854.00 and insert the figure \$441,054.00 in lieu thereof.

In line 50 for Total strike out the figure \$2,739,255.00 and insert the figure \$2,739,155.00 in lieu thereof.

#### SENATE AMENDMENTS TO HOUSE BILLS

House Bill No. 163

Beginning with line 189 of the Engrossed Bill strike out the balance of the section and insert in lieu thereof the following language:

"Agreements between competing retailers, or the adoption of appropriate rules and regulations by organizations or associations of retailers to provide uniform methods for adding such tax or the average equivalent thereof, and which do not involve price fixing agreements otherwise unlawful, and which shall first have the approval of the commissioner, are expressly authorized and shall be held not to be in violation of any anti-trust laws of this state."

Rep. Bubel moved that the House do not concur in the Senate amendments to House Bill No. 57, as shown on page 1112 of the House Journal, and that the Speaker appoint a committee of three to meet with a like committee of the Senate on House Bill No. 57, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on House Bill No. 57, Reps. Hofstrand, Luick and Rudolf.

Rep. Bubel moved that the absent members be excused, which motion prevailed.

Rep. Bubel moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

GEORGE OLSON, Chief Clerk.

#### SIXTIETH DAY

Bismarck, March 4, 1949

The House convened at two o'clock p. m. with Speaker Levin presiding.

Prayer was offered by Father Adolph Prybl of the Cathedral of the Holy Spirit of Bismarck.

The roll was called and all members were present except Reps. Brickner, Bymers, Callahan, Dewing, Einarson, Graham, Langseth, Link, Thompson of Richland.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-Eighth Day after recess and Fifty-ninth day and recommends that the same be corrected as follows:

Page 1106, in line 21, change the figure "76" to "74".

And when so corrected recommends that the same be approved.

REP. LINK, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Telegrams from a group of people at Westhope, North Dakota; and the president of the Farmers Union of Barnes County and the president of Laketown Farmers Union, regarding appropriations being passed by the Assembly were read by the Chief Clerk.

Rep. Hegge requested that the House be on the eighth order of business, which request was granted.

Rep. Hegge moved that the House reconsider the action by which House Concurrent Resolution "V" was lost.

Rep. Welk moved that further consideration of House Concurrent Resolution "V" be delayed until Rep. Graham was present, which motion prevailed.

Rep. Baker moved that the House reconsider the action by which House Concurrent Resolution "AA" was lost, which motion lost on a division vote.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "S".

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

W. J. TROUT, Secretary.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House, Bill No. 314.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the

House has refused to concur in the Senate amendment to House Bill No. 57 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Hofstrand, Luick and Rudolf.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 101, 183 and 241.

GEORGE OLSON, Chief Clerk.

### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 221 and the President has appointed as a conference committee to act with a like committee from the House, Senators Brant, Wolf and Bridston.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 51, 56, 69, 76 and 80.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 57, Senators Sandness, Lichty and Torno.

W. J. TROUT, Secretary.

Rep. Johnson requested that the House reconsider the action by which Senate Bill No. 219 was declared lost for lack of a constitutional majority, which motion prevailed on a division vote.

Rep. Johnson moved that the rules be suspended and Senate Bill No. 219 be placed on the calendar and action deferred for the present, which motion prevailed.

Rep. Erickson moved that the Speaker appoint a Conference Committee of three to meet with a like committee from the Senate on Senate Bill No. 221, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 221, Reps. Erickson, Wolf and Sailer.

Rep. Johnson moved that the House reconsider the action by which Senate Bill No. 220 was lost, which motion prevailed, on a division vote.

Rep. Johnson moved that the rules be suspended and Senate Bill No. 220 be placed on the calendar and action deferred for the present time, which motion prevailed on a division vote.

Rep. Fitch moved that the House reconsider the action by which Senate Bill No. 32 was declared lost, which motion prevailed.

Rep. Fitch moved that Senate Bill No. 32 be placed on the calendar, which motion carried on a division vote.

Rep. Graham requested that the House be on the seventh order of business, which request was granted.

# REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your conference committee to whom was referred Senate Bill No. 115, have had the same under consideration and recommend that the Senate concur in the House amendments.

For the Senate:
G. I. FETON
FRANKLIN PAGE
J. L. FLATT

For the House:
F. J. GRAHAM
OSCAR BRICKNER
A. C. LANGSETH

Rep. Graham moved that the report be adopted and the committee be discharged, which motion prevailed and the report was adopted.

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, have had the same under consideration and recommend:

That in line 159 after 11b strike out Senate amendment (out of State Equalization Fund)

The House concurs in all other Senate Amendments.

For the Senate:

W. H. SHURE HJALMER NELSON, McKENZIE RILIE MORGAN

For the House:

E. D. CULVER ART JOHNSON C. H. HOFSTRAND

Rep. Holand moved that the report be adopted and the committee be discharged, which motion prevailed and the report was adopted.

Rep. Baker moved that the rules be suspended and House Bill No. 54 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

House Bill No. 54. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for all of the Subdivisions Thereof, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing all Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

# 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 voitng, 19.

•		
Acheson	Halcrow	Power
Allen	Hammer	Rolfsrud
Anderson, Cass	Haugen,	Schade
Anderson, Ransom	Griggs-Steele	Schmidt
Anderson,	Haugen, McLean	Schuler
Eddy-Foster	Haugland	Schwartz
Anderson, Richl'd	Hegge	Sellens
Arndt	Heimes	Simenson
Baeverstad	Helling	Siverson
Baker	Hofstrand	Smart
Benson	Holand	Snow
Bentz	Homelvig	Solberg
Brady	Klefstad	Sorlie
Braun	Kleppe	Starck
Brickner	Langley	Stevens
Bryans	Langseth	Sticka ,
Callahan	Larsen	Stormon, Ramsey
Collette	Larson	Stormon, Rolette
Culver	Laske	Thompson, McL'n
Dalzell	Lee	Wadeson
Drawz	Leier	Walster
Einarson	Lillehaugen	Wambheim
Ekren	Lindberg	Welk
Esterby	Link	Westby
Fleck	Locken	Williams
Freadhoff	Luick	Wollitz
Fristad	Moe	Yirchott
Graham	Moerke	Zurcher
Gumeringer	Mollett	Mr. Speaker
Haedt	Nygaard	-
FT01		

Those voting in the negative were:

Cote Johnson Murray

Frank Kjelgaard Thompson, Richl'd

Helm

Absent and not voting:

Bubel Leet Saumur **Bymers** Maher Seibel Dewing McInnes Skaar Erickson Monson Stair Fitch Rudolf Wahl **Fuglestad** Sailer Wolf

Hafner

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Bubel moved that the Senate be requested to return Senate Bill No. 225, which motion prevailed.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 163 have had the same under consideration and recommend:

In Section 6 strike out lines 189, 190, 191, 192, 193, 194, 195, 196 and 197, and insert in lieu thereof the following:

"In adding such tax to the price or charge, retailers shall adopt the following bracket system for the application of

\$0.01	to	<b>\$0.24</b>	<b>no</b>	tax
.25	to	.74	1c	tax
.75	to	1.24	2c	tax
1.25	to	1.74	3c	tax
1.75	to		4c	
2.25	to	2.74	5c	tax
2.75	to	3.24	6c	tax
3.25	to	3.74	7c	tax
3.75	to	4.24	8c	tax
4.25	to		9c	
4.75	to		10c	
5.25	to		11c	
5.75	to	6.24	12c	tax
6.25	to		13c	
6.75	to		14c	
7.25	to		15c	
7.75	to		16c	
8.25	to		17c	
8.75	to		18c	
9.25	to		19c	
9.75	to		20c	
			1c additi	
		500	www.	

Renumber the lines accordingly.

For the Senate:

E. H. BRANT

R. M. STREIBEL

G. I. FETON

For the House:

J. I. MOLLET I. E. ERICKSON H. W. WADESON

Rep. Mollet moved that the report be adopted which motion prevailed and the report was adopted.

Rep. Mollet moved that the rules be suspended and House Bill No .163 be considered properly reengrossed and placed on final passage, which motion prevailed.

# FINAL PASSAGE

House Bill No. 163. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue To Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of said Law; to Provide for Certain Deductions and Exemptions; Establishing a Lien for the Payment of Such Tax; to Fix Fines and Penalties for the Violation of the Provisions of This Act.

# ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 19; absent and not voting, 16.

Those voting in the affirmative were: Rolfsrud Acheson Halcrow Anderson, Ransom Haugen, Saumur Griggs-Steele Schade Anderson

Haugen, McLean Schmidt Eddy-Foster Anderson, Richl'd Haugland Sellens Siverson Arndt Hegge Baeverstad Heimes Skaar Smart Baker Helling Hofstrand Snow Bentz Braun Holand Solberg Homelvig Sorlie Bryans **Bymers** Kjelgaard Starck Klefstad Sticka Bubel Stormon, Ramsey Callahan Langley Collette Langseth Stormon, Rolette Wadeson Cote Larsen Dalzell Laske Wahl Lee Walster Drawz Wambheim Einarson Leet Welk Ekren Leier Esterby Link Westby Williams Freadhoff Locken Wollitz Fristad Luick Graham Moe Yirchott Zurcher Mollett Gumeringer Mr. Speaker Haedt Nygaard Hafner Power

Those voting in the negative were:

Lindberg Schwaitz Seibel Brickner Maher Simenson Monson Dewing Murray Stevens Frank Thompson, Richl'd Hammer Rudolf Schuler Thompson, McL'n

Helm Kleppe

Absent and not voting:

Anderson, Cass Fleck McInnes
Benson Fuglestad Moerke
Brady Johnson Sailer
Culver Larson Stair
Erickson Lillehaugen Wolf

Fitch

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Mollet moved that the vote by which House Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "BB" House Concurrent Resolution "CC" House Concurrent Resolution "DD" House Concurrent Resolution "FF"

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

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 225

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 225 which was messaged over in error.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 115.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

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. 221, Reps. Erickson, Wolf and Sailer.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has concurred in the clarified Senate amendments to House Bill No. 66.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 54.

GEORGE OLSON, Chief Clerk.

Rep. Baker moved that the House now recess to the Call of the Chair which motion prevailed and the House stood recessed.

The House reconvened at the Call of the Chair.

Rep. Bubel moved a call of the House, which motion prevailed.

Rep. Bubel moved the call of House be dispensed with, which motion prevailed.

Rep. Graham requested that the House be on the eighth order of business, which request was granted.

Rep. Thompson of Richland moved that Rep. Graham be called to the Chair for a special order of business.

Rep. Brickner moved that a committee of three be appointed to escort Mrs. Levin to the rostrum, which motion prevailed and the Chair appointed Reps. Lillehaugen, Saumur and Schwartz.

Rep. Graham: "It has been customary in the past years, to have an event of this kind and we are especially proud here today that Palmer Levin was selected as Speaker of the House. Now that the session is at a close. I believe you all recognize the fact that he has been fair to all of the people who have been members of this legislature and at this time I am going to call on Rep. Link to make a presentation.

Rep. Link: "Rep. Graham, Speaker Levin, Mrs. Palmer Levin, Majority and Minority Floor Leaders and Members of the House and Friends: To me, this is indeed a rare occasion. Sixty days ago, we gathered here to fulfill, or attempt to fulfill our obligations and once more to try to carry out our responsibility to our fellow men, and to carry out the spirit that is deep within the heart of every man that is bestowed there by our Creator, which commands that we have a responsibility for each and every one of our brothers. As long as that brotherly love prevails, we shall be permitted each two years to assemble in this manner and attempt to carry out those things that are best for all the people concerned. Regardless of how violently we may disagree or may have disagreed with fellow members in this assembly, in the end, that spirit prevails and it is that spirit alone that shall make it possible for men to stay free and in a free manner solve their problems and their differences.

I am sure that all the members of this assembly and the people who have concerned themselves about the state and the activities of this legislative session, will agree with me that we have been most fortunate in having as our Speaker, Mr. Levin. I am certain that these same people will agree that Mr. Levin has been fair—he has been court-ous—he has been industrious. I think he has been industrious to the extent—I believe I am correct in this—that last week a record was set in the amount of work that was transacted here in this assembly.

I am certain that the decisions that our Speaker has rendered have been fair; they have been firm and they stand unchallenged. So at this time, on behalf of the members of the House of Representatives and the people who have worked in this House to make this 31st legislative session one which has worked in unison and displayed team work to execute our duties expeditiously—on behalf of these people, Mr. and Mrs. Levin (and I can't separate one of these people from the other when I see two such fine people like this sitting here, because I know that this gift is going to be appreciated by Mrs. Levin as much as it is by Speaker Levin, for I am told that this gift is of a nature that will call him home at certain times of the day and for that I am sure Mrs. Levin will be very glad), so at this time, it is indeed an honor and a pleasure on behalf of the members and employees of this legislative assembly to present to you, this token of gratitude for your services."

Speaker Levin: Thank you, Rep. Link, for your nice words. They always say that with words a person is supposed to be able to express their feelings, but I think there comes that time in every man's life when those feelings cannot be expressed in words, so I am going to say at this time that anything that I have been able to accomplish here, or any success that we have had, has been due entirely

to the cooperation and the good will that I have received from both the majority and the minority factions.

So I want to express my appreciation, and also on behalf of my wife who I know appreciates this gift as well as myself, I want to express our sincere thanks for the good will that has been shown to me during this session. I don't believe that in all the years that I have been serving here that I have seen a nicer group—a more conscientious group and a group that has worked so faithfully—I thank you."

a group that has worked so faithfully—I thank you."

Rep. Graham: "This is the fourth session which I have served in this House and I believe this is one of the few sessions where no appeal has been taken from the decision of the Chair. That shows the fairness of our Speaker, Palmer Levin.

Rep. Holand: "Mr. Chairman, Mr. Speaker and Mrs. Levin, Members of the House and Employees: It is a real privilege, and I feel an honor for me on behalf of the ROC group to present this watch to Walter Bubel, the majority floor leader. The watch was purchased thru the voluntary subscriptions of the members and employees of this House—and it was made possible thru their good wishes and as they represent the people of this State of North Dakota—this is in appreciation of all the people in general.

Now, Walter, you came to the legislature of this state, long before any of us had any thoughts of being a member of this House. I understand that a good many years ago, while you were still a young man and still uninformed about legislative ways, that you came here as a bill clerk and learned this work of the legislature from the very bottom up. Now from Walter's thorough understanding of the work, and from his knowledge of the intricacies, it is indicated that he has really learned all about it.

I wish to say at this time, Walter, and I am sure that all the members of the minority faction feel that you have been very fair and very reasonable in your dealings with this group. I think it is also in order to say that before we came up here and knowing that we were going to be in the minority, some of us were very apprehensive of the treatment that we were going to receive, but I want to say that that apprehension has been completely dispelled because you have been very fair and very reasonable in your dealings with us. So it is really a pleasure to present this watch to you. It is the kind of a watch that you can wear, not only in the house but in the field because it is both dustproof and waterproof. I understand that two years ago you were given an easy chair as a gift-now as you sit back in your easy chair and wear this watch you will be able to recall all the good times—and also the battles had here and you speculate in your own mind as to what Mr. Wolf and Mr. Ray Thompson might say, and what the majority floor leaders might be cooking up.

We hope that as this ticks out the minutes and the hours. that you will remember this occasion and the many fine times that we have had here.

I think that we can truthfully say that Walter is really a servant, not only for his party but for all the people of the State of North Dakota."

Rep. Bubel: "Mr. Speaker, Members of the House and Friends: I feel sometimes, like Palmer Levin has just said a few moments ago, that there comes a time in a man's life when he can't express his feelings—and that is about the way that I feel now. I do want to say "Thank you" and I do mean "Thank you."

Before I sit down, I would like to also say "Thank you" to the minority floor leader, and to his assistant, for the kind treatment they have given to me in not attempting to put me on the spot too many times—and to the rest of the minority group, I wish to say that I appreciate very much the help that they have given me. As to my faction, I want to certainly thank them from the bottom of my heart, especially to the chairmen for the cooperation they have given me, and sometimes when they felt that I was wrong, they were men enough to stand on their own feet and use their own judgment, which was probably better than mine, anyway.

I want to say that I appreciate the cooperation of Ben Wolf, my assistant. There has only been one or two issues where we have differed—and I think there is going to be another one in few minutes—but that is perfectly all right and I appreciate all the help that he has given me.

Before I sit down I would like to say a word in behalf of the employees, especially on this side of the House. As Mr. Holand has said, when I first came down here, I was a bill clerk and so I have a soft spot in my heart for the employees. Their job is a tough one, especially in the last days of the session when bills are getting to floating back and forth and it seems like it was humanly impossible to send the right amendments or figure out where the amendments go—it is a hectic job. The employees in the House have done a wonderful job. I have helped out at the desk every session and I know these employees have done the best job of any session. The pages, I believe, are the best set of pages we have ever had since I have been a member or when I worked here—especially the one from Oliver county."

Rep. Graham: "Under our form of government the floor leaders are a very important part of our legislature and having served as floor leader on the minority side. I know some of the trouble that they have. This is the first time for a number of years that we have been on the majority side and it is a comfortable feeling."

Rep. Bymers: "Mr. Speaker, Mr. and Mrs. Levin and Members of this Assembly: I wish to address the few remarks that I have to make, to my good friend, Art Johnson, who was minority floor leader, throughout this session. I have served through five sessions with Mr. Johnson and I know that he is a man with vision, and with ability to express his point of view in a manner that we all could understand. I think he has done a marvelous job in this session as minority floor leader. Though I haven't always agreed with you, Art, you have done a swell job. You have a great deal of ability and you have done a great deal with your group. With these few remarks I wish to present to you, on behalf of this entire assembly, a little remembrance of this occasion."

Rep. Johnson: "Thank you, Con. Mr. Graham, Mr. and Mrs. Levin, Mr. Bubel and Members of the House, and the

House Employees, and Friends: It looks like I got the best of this deal as I got two packages. In the eight sessions that I have served in the legislature, I have enjoyed each and every one of them and the friendships—the good, honest good-fellowship amongst the legislative members. I know that we criticize each other and we have probably done it more or less in a personal way. But there is one nice thing about leaving the chambers—you leave all your ill-feeling behind you, but you never forget the good friendships that you have made.

I have enjoyed this session especially. There hasn't been a session in the past eight sessions that I have served here that there has been so much harmony and honesty presented to the people by the legislature as there has been in this session.

I want to compliment our Speaker. He has done a marvelous job. He has been fair and honest in all his deliberations; he has given us the best kind of service as a speaker. And I appreciate it, Speaker Levin. You have been more than fair with me at every opportunity that I have gotten up on the floor. And to the majority floor leader. I have nothing but the greatest respect. The courtesy that you have extended to me and my group has been very fine, Mr. Bubel.

It has been an honest legislature this year and we have probably accomplished some things though we have had our little differences and difficulties I hope that before we adjourn sine die that we all leave here happy that we have spent these sixty days here together, for the people of North Dakota. Thank you."

Rep. Graham: "In all fairness to Mr. Johnson, we will have to say that some times he turned a minority into a majority!"

Rep. Langley: "Mr. Chairman, Members of the Legislature and Friends: It is about time for us to quit and go home—we have been here nearly sixty days and it is almost time to say 'Goodbye'. We have worked together as two factions or maybe three or four-in fact our factions seem to be divided up, and I don't know how many we have. At this time I am glad to feel that of all these factions, there is really only one faction, and that is what we are working under here, today. Now at this time we are addressing our remarks to our leaders and I think it is a good time to stop and think of some of the troubles that these leaders have. We are apt to blame our leaders for everything that goes wrong but in thinking it over I am beginning to think that perhaps our leaders have some troubles too and that we are the cause of those troubles. After we leave here we are going to think back upon the times that we have had here in the legislature and it will be a great deal like the fellows who have gone through the storms and troubles of pioneering—when they think back to the early days and the things that they went through then, it seems that instead of thinking upon the nice days they remember only the stormy ones and they always talk about the 'big storms' of those years. And as we look back through our lives. I think there is a tendency to remember the rough spots rather than the smooth ones and in that line I hope our leaders won't have to look back too

much to the rough spots that we made for them. However, I am afraid they will.

Before I came down here to the legislature, there was a song we used to sing about the 'Big Bad Wolf'. When I came down here ten years ago I came face to face with this 'Big Bad Wolf.' He wasn't so 'big' and he wasn't so 'bad.' I have worked with him for five sessions ending today. And I presume that we have disagreed as consistently and as repeatedly as any two members could disagree on different things, and that is our privilege, for which I am thankful. Ben Wolf came to this legislature at the beginning of the 1941 session at the same time that I did and while I have not agreed with him even half of the time, I am very glad to compliment his integrity, his ability, his honesty and his sincerity. Of course if he had agreed with me more of the time I would have appreciated it greatly, but even so I am very glad to recognize the quality of the opposition, though as I have said before I like to think that we are today all one faction. Now I am sure that Mr. Wolf has made a mighty good record. I have kept his record in the legislature pretty well myself for the last five year but it is not likely that I will have the chance to do that for another five sessions. And I am glad at this time to present to Mr. Wolf, on behalf of all the members of this legislature of both factions, or as you might say—all one faction, these instru-ments by which he will have to keep his own record for the next five sessions."

Rep. Wolf: "Mr. Chairman, Speaker Levin, Mr. Langley, Members of the House and Employees and Friends: You know this name of Wolf has got me into more trouble than I can explain. Most of you members realize that we all have our bad habits and I happen to have a very bad one. If I spend a day in the House where I can't have a fight with somebody I am not happy. The people that I fight with and disagree with, I call them my good friends. I wish my wife were here so she could verify this statement that at home I go uptown and if I get into a good argument and a good fight, she knows it when I walk in the door. If I don't have a fight every day I am not happy. But I am sure you members feel the same way that every time I walk out behind that rail after a fight there is no personal ill-feeling. I want you all to know that and when I go home I have every picture of the members of the House hanging on my wall and I don't think there is a day that I don't glance at that picture to see some of my friends that I have been working with and that I have made here in this legislature. I want to assure you that I have enjoyed this session more than any other that I have served in. We have had our disagreements-you are bound to have those as long as we want to have good government. If we all agreed we could just send one or two men up here and have a bunch of proxies but I think this is the way that makes a good democracy and we will have good government when we can work out and iron out our difficulties. We all have our responsibilities for our home districts—that is what we are here for.

As to my good friend Art Johnson, who is minority floor leader for the ROC group, I will say this for him—this year we have tried to work and to get along to the best of our ability. This is the first time that I have ever had any leader-

ship responsibility placed on me to carry out and I have tried to do that to the very best of my ability. I have made mistakes as we all have, but as my friend Bubel has said, he and I have only disagreed one or two times and that was on the days that I could not pick a fight with anybody in the ROC group and I would not have been satisfied without a fight. As for Mr. Fitch, the assistant minority floor leader, we have tried to get along just as good as we could. He might not like me for some reason or other but I want to assure each and every one in this House that when we adjourn sine die that my personal hard feelings against anyone is gone. I came up here to make friends and I hope you all feel the same way. I want to thank you from the bottom of my heart for this present."

Rep. Graham: "We have just one more and that is for Ken Fitch, who is in a class by himself. He has been, in point of service, one of the oldest members here in the House, and he knows all the tricks of the trade. I am going to call on Ray Thompson, who is one of the youngest members to make this presentation."

Rep. Thompson of Richland: "Mr. Chairman, Mr. Speaker and Mrs. Levin, Members of both factions: Mr. Fitch, I come to you empty handed, but the gift is so heavy that I couldn't carry it. As one of the oldest members here, you are one of the members that I have enjoyed serving with the most. You and I have disagreed quite a lot of the time; we have agreed some of the times and I have learned a lot from you. I think all the members of the Nonpartisan League, which is my own faction, hold you in respect and have had the highest esteem for you for many years. And I know that is true of your own group. We are honored and pleased that you have been here for so many sessions, and don't quote me on this but I hope I will meet you here next session. I will ask Rep. Sticka to help me carry your gift over here. It is a tool grinder, Ken, all complete. When you get out to your cabin on the lake in Minnesota, we hope you can put in a lot of time there and enjoy this grinder."

Rep. Fitch: "Acting Speaker Graham, Speaker and Mrs. Levin, Members of the House and Employees—in particular those delightful girls, Ellen and Kitty. I want to thank you and this is one thing that I won't expunge from the record. It has been a pleasure for me all through these years to serve in the legislature and I can honestly say that I have always enjoyed serving the most when I am in the minority as I can usually cause more trouble that way. But each and every one of you have been fair as far as I am concerned. Mr. Bubel and I have been friends for many years. And Mr. Wolf and I, of course, are close personal friends and anything he does is OK with me.

One more word to the Speaker of this House. This is the ninth speaker that I have served under in the twelve sessions I have been here, and in the twelve sessions I have never found a more fair, a more honest and a more capable speaker, and I say that from the bottom of my heart. Mr. Levin, I know you have the best wishes of each and every member of this legislature. Thank you all, very much."

Rep. Graham: "I desire to extend to the four ladies who helped with getting the presents that were given here today.

And in closing I want to state that I believe each and every member of this legislature has tried to do what he believed was the best for the people of the State of North Dakota. This brings this special order of business to a close."

Rep. Frank: "Mr. Graham, I too, have a presentation to make. I wish to thank the ladies that worked in the enrolling and engrossing work, and Mrs. Smith, and our lady friends, the pages, and I want you to know that when I go home now I shall always remember your smiles that you had on your faces—when I go about my work in the rain—when I am all alone as I am a stern old bachelor—and I shall turn my face and look down and see those smiles. In each of these candy boxes, I have my heart and I hope that when you get them home, it won't be broken."

### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has indefinitely postponed Senate Bill No. 113.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 115.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 54.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

Sentae Bill No. 225

Which the House has requested.

W. J. TROUT, Secretary.

The Speaker announced that the House would be on the fifth order of business.

### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly engrossed:

House Bill No. 77

House Bill No. House Bill No.

House Bill No. 109

House Bill No. 182

House Bill No. 190

House Bill No. 287

House Bill No. 342

REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed, and the report was adopted.

. Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly enrolled:

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House Bill No. 77
House Bill No. 78
House Bill No. 79
House Bill No. 109
House Bill No. 182
House Bill No. 190
House Bill No. 287
House Bill No. 342
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### REP. FRANK, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

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House Bill No. 194
House Bill No. 223
House Bill No. 224
House Bill No. 227
House Bill No. 272
House Bill No. 284
House Bill No. 288
House Bill No. 291
House Bill No. 324
House Bill No. 335
House Bill No. 344
House Concurrent Resolution "F"
House Concurrent Resolution "L"
House Concurrent Resolution "M"
House Concurrent Resolution "Y"
House Resolution "I"
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REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Hegge requested that the House be on the eighth order of business, which request was granted.

Rep. Hegge moved that the House reconsider the action by which House Concurrent Resolution "V" was lost.

Rep. Hegge requested a roll call, which was granted.

### ROLL CALL

The question being on the motion of Rep. Hegge to reconsider the action by which House Concurrent Resolution "V" was lost, the roll was called and there were ayes, 55; nays, 50; not voting, 8.

Those voting in the affirmative were:

Acheson	Frank	Lindberg
Anderson,	Fristad	Luick
Eddy-Foster	Fuglestad	Maher
Anderson, Richl'd	Hafner	Moerke
Arndt	Halcrow	Mollett.
Baker	Haugen,	Murray
Bentz	Griggs-Steele	Schmidt

Braun Hegge Schwartz Bryans Helm Skaar Bubel Hofstrand Solberg Callahan Holand Stair Collette Homelvig Starck Thompson, Richl'd Cote Kjelgaard Dalzell Klefstad Walster

DalzellKlefstadWalsterDewingKleppeWestbyDrawzLangsethWilliamsEinarsonLaskeWollitzEkrenLeetYirchottFitchLeierZurcher

Those voting in the negative were:

Anderson, Cass Anderson, Ransom Haugland Schuler Helling Simenson Baeverstad Langley Siverson Benson Larsen Smart Brady Lee Snow Lillehaugen Sorlie Brickner Bymers Link Stevens Culver Locken Sticka Erickson McInnes Stormon, Rolette Esterby Moe Thompson, McL'n Fleck Monson Wadeson Freadhoff Wahl Nygaard Wambheim Graham Power

Freadhoff Nygaard Wahl
Graham Power Wambheim
Gumeringer Rudolf Welk
Haedt Sailer Wolf
Hammer Saumur Mr. Speaker
Haugen, McLean Schade

Absent and not voting:

Allen Larson Sellens

Heimes Rolfsrud Stormon, Ramsey Johnson Seibel

So the motion to reconsider was declared lost.

Rep. Bymers moved that the rules be suspended to amend Senate Bill No. 219, which motion was declared lost on a division vote.

Rep. Johnson moved that the sergeant-at-arms be instructed to clear the corridors of the House for the balance of the session of all but members and employees of the House, which motion prevailed.

Rep. Fitch moved that senators and former members of the House be allowed in the corridors of the House, which motion prevailed.

Rep. Bymers moved that the rules be suspended to amend Senate Bill No. 219, which motion was carried.

Rep. Bymers moved the following amendments to Senate Bill No. 219:

In line 5 strike out everything after the word "beer".

In line 6 strike out the words "alcohol by weight" and after the word "sold" insert the words "in bottles or cans".

In lines 8 and 9 strike out the phrase "one dollar and twenty-four cents per barrel of thirty-one gallons" and insert in lieu thereof "one cent per pint."

In line 10 strike out the word "bulk".

Renumber the lines.

The motion of Rep. Bymers carried and the amendments were declared adopted.

Rep. Wolf moved that Senate Bill No. 220 be placed at the head of the calendar.

Rep. Erickson moved a substitute motion that Senate Bill No. 219 be placed at the head of the calendar, which motion prevailed.

Rep. Fitch moved to further amend Senate Bill No. 219 as follows: in line 12, add the following language, "All revenue derived therefrom shall be used for payment of the bonus." and renumber the lines, which motion lost on a division vote.

Rep. Holand moved that Senate Bill No. 219 be placed on second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 219. A Bill for an Act Imposing a Separate Additional Tax on Sale of Beer, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation Thereof and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and ther were ayes, 84; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

THOSE TOWNS IN THE	arrivena more.	
Acheson	Haugen,	Monson
Allen	Griggs-Steele	Nygaard
Anderson, Cass	Haugen, McLean	Power
Anderson, Richl'd	Haugland	Rolfsrud
Arndt	Hegge	Sailer
Baeverstad	Heimes	Saumur
Baker	Helling'	Schade
Brady •	Hofstrand	Sellens
Bryans	Holand	Simenson
Bubel	Johnson	Siverson
Bymers	Kjelgaard	Skaar
Collette	Klefstad	Smart
Cote	Kleppe	Snow
Dalzell	Langley	Solberg
Dewing	Langseth	Sorlie
Drawz	Laske	Stair
Einarson	Lee	Stevens
Ekren	Leet	Stormon, Rolette
Erickson	Leier	Thompson, Richl'd
Esterby	Lillehaugen	Wadeson
Fleck	Lindberg	Walster
Freadhoff	Link	Wambheim
Fuglestad	Locken	Westby
Graham	Luick	Williams
Gumeringer	McInnes	Wollitz
Haedt	Moe	Yirchott
Hafner	Moerke	Zurcher
Halcrow	Mollett	Mr. Speaker
Hammer		• • • • • • • • • • • • • • • • • • • •

Those voting in the negative were:

Anderson, Ransom Helm Schwartz
Benson Homelvig Starck
Bentz Larsen Sticka

Maher Stormon, Ramsey Braun Brickner Murray Thompson, McL'n Rudolf Wahl Callahan Fitch Schmidt Welk Frank Schuler Wolf Fristad

Absent and not voting:

Anderson, Culver Seibel Eddy-Foster Larson

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause carried.

Rep. Erickson moved that the vote by which Senate Bill No. 219 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Wolf moved that Senate Bill No. 220 be placed at the head of the calendar, which motion prevailed.

### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 225.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bills No. 78 and 221.

W. J. TROUT, Secretary.

Senate Bill No. 220. A Bill for an Act Imposing a Separate Additional Tax on Cigarettes, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation and Declaring an Emergency.

Rep. Ekren moved to suspend the rules and amend Senate Bill No. 220 to make the tax one cent, instead of two, which motion did not receive a second.

Rep. Fitch moved the previous question, which motion prevailed.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 63; nays, 46; absent and not voting, 4.

Those voting in the affirmative were:

Acheson Fuglestad Saumur Allen Graham Schuler Anderson, Cass Halcrow Sellens Haugen, Simenson Anderson, Eddy-Foster Griggs-Steele Skaar Anderson, Richl'd Haugland Smart  $\mathbf{Arndt}$ Heimes Snow Baeverstad Holand Solberg Benson Johnson Stair Brady Klefstad Sticka Stormon, Rolette Braun Langley

Bryans Laske Wadeson

Bubel Lee Wahl Callahan Walster Leet Collette Lillehaugen Wambheim Luick Westby Cote Culver Maher Wolf Wollitz Dalzell McInnes Drawz Moe Yirchott Erickson Power Zurcher Esterby Rolfsrud Mr. Speaker Fleck Sailer

Those voting in the negative were:

Anderson, Ransom Helling Murray Baker Helm Nygaard Bentz Hofstrand Rudolf Brickner Homelvig Schade Bymers Kjelgaard Schmidt Dewing Kleppe Schwartz Ekren Langseth Siverson Fitch Larsen Sorlie Frank Leier Starck Freadhoff Lindberg Stevens Fristad Link Stormon, Ramsey

Gumeringer Locken Thompson, Richl'd Hafner Moerke Thompson, McL'n Welk Haugen, McLean Monson Williams

Hegge

Absent and not voting:

Einarson Larson Seibel

Haedt

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause lost.

Rep. Thompson of Richland: "Mr. Speaker, I voted 'No' on this bill as I believe if the veterans themselves were polled, this would be the most unpopular tax that we could have passed."

Rep. Fitch: "Mr. Speaker, I want to concur wholeheartedly in what my friend Thompson from Richland county has said—the veterans themselves are going to pay this tax, and pay it seven times over—that is, the veterans that smoke.'

Rep. Murray: "Mr. Speaker, I voted against the increase in beer taxes and the increased cigarette taxes because the veterans in this City of Bismarck, who were instrumental in putting me here, wanted me to vote against it."

Rep. Brickner: "Mr. Speaker, I would like to explain my vote for the record. I voted against this bill because I think it is a very unfair tax, a tax which the veterans of Fargo, represented in part by me, do not concur in. It is a hypocritical way to give the veterans a bonus and then make them pay for it."

Rep. Baker: "I voted against the bill, Mr. Speaker, because I was against the bill."

Rep. Bymers: "Mr. Speaker, I voted against this measure and I want to have it in the record. This is the first time I have asked to have my vote explained and I do it for the reason that I think it is a 662-3 increase—it is an unjust tax and making the veterans pay for their own bonus."

Rep. Fristad: "Mr. Speaker, I want to explain my vote, and I wish to have it recorded. Speaking for the veterans, I want to concur with the other remarks that have been made. I think it is a very poor way to add an additional tax on cigarettes to pay the bonus. I realize it has to be paid but I think you are going to find two years from now that our income has not increased through this measure. If I am still around in these parts I will stand corrected if we do not find that the income is not as great as with the three cents tax. I think if we check back that when the other states put a tax on cigarettes equal to ours, our income went up half a million a biennium."

Rep. Bentz: "I don't know why we want to pass this kind of a tax on to the veterans so they have to pay for their own honus"

Rep. Starck: "Mr. Speaker, as they are all explaining their votes, I think I am entitled to do it too. I voted against the cigarette tax because I smoke a pipe."

Rep. Dewing: "Mr. Speaker, as a fellow veteran, I do not wish to break faith with the men with whom I served in the armed forces and make them pay for their own bonus. I believe an increase in cigarette taxes was unjust when there is no tax upon cigars.'

Rep. Stormon of Ramsey: "I voted against this bill because I think it is too high a rate of taxes for the veterans to have to pay."

Rep. Williams: "Mr. Speaker, I am deeply concerned about this bill and I think it is a very unfair and unjust tax, and that is why I voted 'No'."

Rep. Leier. "I wish to concur with fellow representatives who voted 'No' on this bill and I assure you that two years from now we will have the veterans taking things in hand themselves."

Rep. Fuglestad 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.

Rep. Bubel: "Mr. Speaker, I am not going to explain my vote. I will do that when I get home."

Rep. Bubel moved that the Conference Committee be instructed to write into Senate Bill No. 1, that all taxes from cigarettes go to the soldiers' bonus, which motion prevailed.

Rep. Fitch moved that the House now recess until 7:30 p. m., which motion prevailed and the House stood recessed.

The House reconvened at 7:30 p. m. with Speaker Levin presiding.

The Speaker announced that the House would be on the sixteenth order of business.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 77 House Bill No. 78

House Bill No. 79

House Bill No. 109 House Bill No. 182

House Bill No. 190

House Bill No. 287

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House Bill No. 342
House Bill No. 194
House Bill No. 223
House Bill No. 224
House Bill No. 227
House Bill No. 272
House Bill No. 284
House Bill No. 288
House Bill No. 291
House Bill No. 324
House Bill No. 335
House Bill No. 344
House Concurrent Resolution "F"
House Concurrent Resolution "L"
House Concurrent Resolution "M"
House Concurrent Resolution "Y"
House Concurrent Resolution "I"
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And the Speaker signed the same in the presence of the House.

### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit: House Bill No. 194 House Bill No. 223 House Bill No. 224 House Bill No. 227 House Bill No. 272 House Bill No. 284 House Bill No. 288 House Bill No. 291 House Bill No. 324 House Bill No. 335 House Bill No. 344 Which the Speaker has signed and your signature is

respectfully requested.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 163.

### GEORGE OLSON, Chief Clerk.

Rep. Johnson moved that the courtesy of the floor be extended to the guest of Rep. Fitch, William Dale Nikki of Fargo, which motion prevailed.

Rep. Bubel moved a call of the House, which motion prevailed.

When 93 members were present, the call of the House was dispensed with on motion of Rep. Bubel.

The Speaker announced that the House would be on the tenth order of business.

House Bill No. 292. A Bill for an Act to Authorize the Juvenile Court to Terminate Parental Rights in Certain Cases; Providing the Procedure Therefor; Providing for the Supervision, Custody, and Consent to Adoption of Children

in Such Cases: Providing for the Appointment of Guardians Ad Litem; and Declaring an Emergency.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 12; absent and not voting, 17.

Those voting in the affirmative were:

Acheson Haugen, McLean Murray Allen Haugland Nygaard Anderson, Cass Hegge Rolfsrud Anderson, Ransom Heimes Schade Anderson, Richl'd Helling Schmidt Sellens Arndt Hofstrand Baeverstad Simenson Holand Baker Homelvig Siverson Benson Johnson Skaar Bentz Klefstad Smart Brickner Kleppe Snow Langley Bryans Solberg Sorlie Bubel Langseth Cote Larsen Starck Dalzell Laske Stevens Stormon, Ramsey Stormon, Rolette Drawz Lee Ekren Leet Fitch Thompson, McL'n Leier Fleck Lillehaugen Wadeson Freadhoff Lindberg Walster Fristad Wambheim Link Locken Welk **Fuglestad** Luick Westby Graham Gumeringer Maher Williams  $\boldsymbol{Wollitz}$ Haedt McInnes Hafner Moe Yirchott Halcrow Moerke Zurcher Haugen, Mollett Mr. Speaker

Griggs-Steele

Those voting in the negative were:

Helm Anderson, Saumur Eddy-Foster Monson Schuler Callahan Power Sticka Collette Rudolf Wolf Hammer

Absent and not voting:

Brady Erickson Schwartz Braun Esterby Seibel Bymers Frank Stair Culver Kjelgaard Thompson, Richl'd

Dewing Larson Wahl

Einarson Sailer

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause carried.

Rep. Stormon of Ramsey moved that the vote by which House Bill No. 292 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 226. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Section 40-5108 of the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits by Resolution Initiated by Governing Body of City, Providing for a Computation of Property Owners, Providing That Territory Within Another Municipality Shall Not Be Annexed; Providing for Publication of Resolution; Providing for Protest; Providing Under What Circumstances Property Shall Not Be Annexed; Providing for a Hearing Thereof and for Personal Inspection of the Territory Proposed To Be Annexed; and Providing That Lands Used Exclusively for Farming or Pasturage Purposes Shall Not Be Annexed, and Declaring an Emergency.

Rep. Fitch moved that further action on House Bill No. 226 be deferred until the record could be checked, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 292.

GEORGE OLSON, Chief Clerk.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 78 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 78, have had the same under consideration and recommend that the House recede from its amendments and amend Senate Bill No. 78 as follows:

In line 20, strike out the figure "\$10,000.00" and insert in lieu thereof the figure "\$14,000.00".

Strike out the line 21 in its entirety.

In line 22 strike out the figures "\$189,000.00" and insert in lieu thereof the figure "\$186,000.00".

For the Senate:

MILTON RUE MELVIN OLSON of Barnes HJALMER NELSON of McKenzie

For the House:

BEN WOLF A. A. LINK K. A. FITCH

Rep. Fitch moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Smart moved that the rules be suspended and Senate Bill No. 78 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE

Senate Bill No. 78. 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.

### ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 63; nays, 39; absent and not voting, 11.

Those voting in the affirmative were:

Fuglestad McInnes Anderson, Ransom Gumeringer Nygaard Haedt Anderson Power Eddy-Foster Halcrow Rolfsrud Anderson, Richl'd Haugland Saumur Arndt Heimes Schmidt Baeverstad Hofstrand Sellens Skaar Baker Holand Benson Homelvig Smart Bentz Johnson Stevens Klefstad Brady Sticka Stormon, Ramsey Brickner Langley

Rubel Larsen Stormon, Rolette Callahan Laske Walster Collette Lee Wambheim Westby Dalzell Leet Drawz Leier Wolf Einarson Lillehaugen Wollitz Ekren Lindberg Yirchott Zurcher Fitch Link Fleck Luick Mr. Speaker

Freadhoff

Those voting in the negative were:

Acheson Haugen, McLean Rudolf Schade Anderson, Cass Hegge Bryans Helling Schuler Cote Simenson Helm Culver Kjelgaard Siverson Kleppe Dewing Snow Erickson Langseth Solberg Starck Esterby Locken

Frank Maher Thompson, Richl'd Graham Moerke Thompson, McL'n

Hafner Mollett Wadeson Hammer Monson Welk Haugen, Murray Williams

Griggs-Steele

Absent and not voting:

Braun Moe Sorlie Bymers Sailer Stair Fristad Schwartz Wahl

Larson Seibel

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Halcrow moved that the vote by which Senate Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### 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, have had the same under consideration and report that an agreement was not reached and request that a new conference committee be appointed.

For the Senate:
J. B. BRIDSTON
W. J. BRAUN
RICHARD E. WOLF

For the House:
CON. BYMERS
RALPH DEWING
F. M. EINARSON

Rep. Bymers moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the Speaker appoint a new committee of three to meet with a like committee of the Senate on Senate Bill No. 1, which motion prevailed.

The Speaker announced that he would appoint as a committee of three to meet with a like committee from the Senate on Senate Bill No. 1, Reps. Mollet, Graham and Baeverstad.

Rep. Bubel moved that the House be on the thirteenth order of business, which motion prevailed.

The following Senate Bills, having been read, were placed on

#### FINAL PASSAGE

Senate Bill No. 111. A Bill for an Act Making an Appropriation of Eight Million Three Hundred, Forty-nine Thousand Three Hundred Seventy-six Dollars for the Purpose of Matching Federal Funds Allocated or To Be Allocated to the State of North Dakota for the Purpose of Construction and Reconstruction of the Public Highways and Bridges Within the State.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 38; absent and not voting, 8.

Those voting in the affirmative were:

Allen	Fuglestad .	Power
Anderson, Cass	Graham	Rolfsrud
Anderson, Ransom	Haedt	Saumur
Anderson,	Halcrow	Schmidt
Eddy-Foster	Haugland	Schwartz
Anderson, Richl'd	Heimes	Sellens
Arndt	Holand	Simenson
Baker	Homelvig	Skaar
Benson	Johnson	Smart
Bentz	Kjelgaard	Solberg
Brady	Klefstad	Sorlie
Brickner	Langley	Stick <b>a</b>
Bubel	Langseth	Stormon, Ramsey
Bymers	Larsen	Stormon, Rolette
Callahan	Laske	Wadeson
Collette	Lee	Wahl
Culver	Leet -	Walster
Dalzell	Lillehaugen	Wambheim
Drawz	Link	Wollitz
Einarson	Luick	Yirchott
Ekren	McInnes	Zurcher
Fleck	Nygaard	Mr. Speaker
Freadhoff	<b>.</b>	•

Those voting in the negative were:

Helling Rudolf Acheson Bryans Helm Schade Cote Hofstrand Schuler Dewing Kleppe Siverson Esterby Leier Snow Frank Lindberg Starck Fristad Locken Stevens

Gumeringer Maher Thompson, Richl'd Hafner Moe Thompson, McL'n Hammer Moerke Welk Haugen, Griggs-Steele Monson Williams

Griggs-Steele Monson William Haugen, McLean Murray Wolf

Hegge

Absent and not voting:

Baeverstad Fitch Seibel Braun Larson Stair

Erickson Sailer

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Westby: "Mr. Speaker, I want to explain my vote and have it recorded. I voted 'No' on this bill as I feel that the money from a direct property tax should not be used for the purpose of building highways until the commercial truckers pay their just share for the use of the highways."

### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

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 Senate Bill No. 1, Reps. Mollet, Graham and Baeverstad.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 78.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "F" House Concurrent Resolution "L" House Concurrent Resolution "M" House Concurrent Resolution "Y"

Which the Speaker has signed and your signature is respectfully requested.

GEORGE OLSON, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to

act with a like committee from the House on Senate Bill No. 1, Senators Brant, Page and Lynch.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "BB" House Concurrent Resolution "CC" House Concurrent Resolution "DD"

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 163.

W. J. TROUT, Secretary.

### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit:

House Bill No. 77
House Bill No. 78
House Bill No. 79
House Bill No. 109
House Bill No. 182
House Bill No. 190
House Bill No. 287
House Bill No. 342

Which the Speaker has signed and your signature is respectfully requested.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 226.

GEORGE OLSON, Chief Clerk.

Rep. Bubel moved that House Bill No. 226 be acted upon at this time, which motion prevailed.

Rep. Baker moved that the House do not concur in the Senate amendments to House Bill No. 226, as shown on page 1124 of the House Journal.

Rep. Holand moved a substitute motion that the House concur in the Senate amendments to House Bill No. 226, as shown on page 1124 of the House Journal, which motion prevailed, on a division vote.

Rep. Holand moved that the rules be suspended and House Bill No. 226 be considered properly re-engrossed and placed on

### FINAL PASSAGE

House Bill No. 226. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Section 40-5108 of

the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits by Resolution Initiated by Governing Body of City, Providing for a Computation of Property Owners, Providing That Territory Within Another Municipality Shall Not Be Annexed; Providing for Publication of Resolution; Providing for Protest; Providing Under What Circumstances Property Shall Not Be Annexed; Providing for a Hearing Thereof and for Personal Inspection of the Territory Proposed To Be Annexed; and Providing That Lands Used Exclusively for Farming or Pasturage Purposes Shall Not Be Annexed, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 34; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Haugen, McLean	Monson
Anderson, Ransom	Haugland	Schade
Anderson, Richl'd	Hegge	Schmidt
Arndt		Schuler
Benson	Helling	Schwartz
Braun	Helm	Simenson
Bryans	Hofstrand	Siverson
Collette	Holand	Skaar
Cote	Homelvig	Snow
Culver	Kjelgaard	Solberg
Dalzell	Klefstad	Stevens
Dewing	Kleppe	Stick <b>a</b>
Erickson	Langley	Stormen, Ramsey
Esterby	Langseth	Thompson, Richl'd
Frank	Laske	Thompson, McL'n
Freadhoff	Lee	Wadeson
Graham	Leet	Walster
Gumerin <b>ger</b>	Leier	Westby
Haedt	Lillehaugen	Williams
Hafner	Lindberg	Wollitz
Hammer	Link	Zurcher
Haugen,	Moe	Mr. Speaker
Griggs-Steele	Moerke	

Those voting in the negative were:

· Acheson .	• Drawz	Power
Allen	Fitch	Rudolf
Anderson,	Fleck	Saumur
Eddy-Foster	Halcrow	Sellens
Baeverstad	Johnson	Smart
Baker	Larsen	Stair
Bentz	Locken	Starck
Brady	Maher	Stormon, Rolette
Brickner	McInnes	Welk
Bubel	Mollett	Wolf
Bymer <b>s</b>	Murray	Yirchott
Callahan	Nygaard	

Absent and not voting:

Einarson	Larson	Seibel
Ekren	Luick	Sorli <b>e</b>
Fristad	Rolfsrud	Wahl
Fuglestad	Sailer	Wambheim

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause lost.

Rep. Yirchott moved that the vote by which House Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 87. A Bill for an Act Providing for Survival of Causes of Action.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 74; nays, 25; absent and not voting, 14.

Those v	oting	in	the	affirmative	were:
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Those voting in the	allimative were.	
Allen	Helling	Schuler
Anderson, Cass	Hofstrand	Schwartz
Anderson, Ransom	Holand	Sellens
Anderson,	Homelvig ^e	Simenson
Eddy-Foster	Johnson	Siverson
Anderson, Richl'd	Kjelgaard	Skaar ·
Bentz `	Langley	Smart
Brady	Larsen	Snow
Braun	Laske	Sorlie
Brickner	Lee	Stair
Bymers	Leet	Starck
Collette	Leier	Sticka .
Culver	Lillehaugen	Stormon, Ramsey
Dewing	Lindberg	Stormon, Rolette
Drawz	Link	Thompson, Richl'd
Ekren	Luick	Thompson, McL'n
Esterby'	Maher	Wadeson
Freudhoff	McInnes	Walster
Fristad	Moerke	Wambheim
Haedt	Murray	Welk
Hafner	Nygaard	Williams
Halcrow	Rolfsrud	Wolf
Haugen,	Rudolf	Wollitz
Griggs-Steele	Schade	Yirchott
Haugland	Schmidt	Mr. Speaker
Heimes		

### Those voting in the negative were:

Baker	Gumeringer	Moe
Benson	Hammer •	Monson
Bubel	Haugen, McLean	Power
Callahan	Hegge	Saumur
Cote	Helm	Solberg
Erickson	Kleppe	Stevens
Fitch	Langseth	Westby
Fleck	Locken	Zurcher
Frank	200	

### Absent and not voting:

TIDSCIIV and no	, , , , , , , , , , , , , , , , , , , ,	
Acheson	Einarson	Mollett
Arndt	Fuglestad	Sailer
Baeverstad	Graham	Seibel
Bryans	Klefstad	Wahl
Dalzell	Larson	

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Laske moved that the vote by which Senate Bill No.

87 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 32

Rep. Fitch moved that further consideration of Senate Bill No. 32 be deferred for the present time, which motion prevailed.

The Speaker announced that the House would be on the seventh order of business.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 81 have had the same under consideration and recommend that the Senate do concur to the House amendments.

For the Senate:

JOSEPH R. REINKE KENNETH K. PYLE W. J. BRAUN

For the House:

TONY STARCK HARRY STORMON of Ramsey OSCAR SOLBERG

Rep. Starck moved that the report be adopted, and the conference committee be discharged, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 113, have had the same under consideration and disagreed and recommend that a new conference committee be appointed.

For the Senate:

J. L. FLATT OSCAR WAHLUND EMIL STRAND

For the House:

FRED SEIBEL E. G. SAILER S. R. SIVERSON

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Siverson moved that the Conference Committee on Senate Bill No. 113 be discharged, which motion prevailed.

Rep. Wolf moved that further consideration of Senate Bill No. 113 be indefinitely postponed, which motion prevailed.

Rep. Welk moved that the vote by which Senate Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 221 have had the same under consideration and recommend that the House recede from its amendment to Senate Bill No. 221.

For the Senate:

E. H. BRANT J. B. BRIDSTON RICHARD E. WOLF For the House:
I. H. ERICKSON

E. G. SAILER BEN J. WOLF

Rep. Erickson moved that the report be adopted.

Rep. Bubel moved a substitute motion that further consideration of the report of the Conference Committee on Senate Bill No. 221 be deferred until the report of the Conference Committee on Senate Bill No. 1 has been received, which motion prevailed.

The Speaker announced that the House would be on the twelfth order of business.

# FIRST READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "S". A Concurrent Resolution Providing for Reimbursement to the Western Printing Company for Loss Incurred Because of Cancellation of Contract for Legislative Printing.

Was read for the first time.

Rep. Brickner moved that the rules be suspended, and that Senate Concurrent Resolution "S" be adopted.

### ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "S", the roll was called and there were ayes, 68; nays, 8; absent and not voting, 37.

Those voting in the affirmative were:

Acheson Haugland Rudolf Anderson, Cass Schade Hegge Anderson, Richl'd Schmidt Holand Schwartz Kjelgaard Braun Brickner Klefstad Siverson Bubel Langley Skaar **Bymers** Langseth Smart Collette Larsen Solberg Dewing Laske Sorlie Starck Drawz Lee Stevens Einarson Leet Stormon, Ramsey Stormon, Rolette Ekren Leier Erickson Lindberg Thompson, Richl'd Esterby Link Thompson, McL'n Fleck Locken Luick Wadeson Freadhoff Fristad Maher Walster Fuglestad McInnes Welk Westby Gumeringer Moerke Haedt Monson Williams Halcrow Murray Yirchott Mr. Speaker Power Hammer Haugen, McLean Rolfsrud

Those voting in the negative were:

Frank Helm Wambheim Hafner Moe Wolf

Helling Snow Absent and not voting:

Allen Culver Mollett Anderson, Ransom Dalzell Nygaard

Fitch Sailer Anderson, Graham Saumur Eddy-Foster Schuler Arndt Haugen, Griggs-Steele Seibel Baeverstad Sellens Baker Heimes Simenson Benson Hofstrand Homelvig Stair Bentz Sticka Brady Johnson Wahl Bryans Kleppe Wollitz Callahan Larson Cote Lillehaugen Zurcher

So the concurrent resolution was declared adopted.

Rep. Bubel moved that the House be at ease until the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair, and the Speaker announced that the House would be on the eighth order of business.

Rep. Bubel moved that the Speaker appoint a committee of three to meet with a like committee from the Senate on Senate Bill No. 118, which motion prevailed.

The Speaker announced that he would appoint Reps. Thompson of Richland, Holand and Schmidt as a conference committee to meet with a like committee from the Senate on Senate Bill No. 118.

### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No 81.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

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. 118, Reps. Thompson of Richland, Holand and Schmidt.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 87.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 111

Senate Concurrent Resolution "S"

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the seventh order of business.

### REPORT OF SELECT COMMITTEES

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 have had the same under consideration and recommend that the conference committee could not come to a favorable agreement, so therefore recommend that a new conference committee be appointed. Therefore, your present conference committee requests that it be discharged.

For the Senate:
E. H. BRANT
R. H. LYNCH
FRANKLIN PAGE

For the House:
J. N. MOLLET
H. B. BAEVERSTAD
F. J. GRAHAM

Rep. Mollet moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Mollet moved that a new conference committee be appointed to act with a like committee from the Senate on Senate Bill No. 1, which motion prevailed and the Speaker appointed as such committee, Reps. Bubel, Wolf and Fitch.

Rep. Fitch: "Mr. Speaker, I rise to a point of personal privilege and I would like to have my remarks printed in the House Journal.

Just a few moments ago, the Senate passed the gas tax—the two cents additional tax. Now, I want to tell you what you have done to the valley towns, particularly to Grand Forks and Fargo—all that the citizens of Fargo have to do is to go over to Moorhead to buy their gas and save two cents; while there they can buy their cigarettes and save another two cents a package; and while there they can buy a case of liquor and save twenty cents a quart, and incidentally while they are doing that, they might just as well buy their groceries and clothing and save the sales tax, and if they decide to stay over there, they will save the income tax. And I want to say that I have voted against each and every one of these taxes."

Rep. Brickner: "I thoroughly concur with what Rep. Fitch has said. I voted against the sales tax; against the liquor tax; against the two cent gas tax and against every other sales tax that drives business out of the state."

Rep. Fitch: "Mr. Speaker, I want that incorporated in my remarks too—just what Rep. Brickner has said—I voted against each and every form of sales tax and I intend to do so from here on in."

### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

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 Senate Bill No. 1, Reps. Bubel, Wolf and Fitch.

GEORGE OLSON, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 306

Which the Senate has passed unchanged.

W. J. TROUT, Secretary.

### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 57 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 57, have had the same under consideration and recommend:

In line 4 change the figure \$22,600.00 to \$23,200.00.

In line 9 change the figure \$7,400 to \$8,000. In line 14 change the total to \$23,200.00.

Adopt all Senate amendments.

For the Senate:

A. J. SANDNESS E. B. LICHTY

EMIL TORNO

For the House:

A. W. LUICK SAMUEL RUDOLF

C. H. HOFSTRAND

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Johnson moved that the House concur in the Senate amendments to House Bill No. 57, which motion prevailed.

Rep. Johnson moved that the rules be suspended and House Bill No. 57 be considered properly engrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 57. A Bill for an Act Making an Appropriation for the Purpose of Paying the Administrative Expenses and the State Aid of the State Equalization Fund.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 62; nays, 16; absent and not voting, 35.

Those voting in the affirmative were:

Allen Halcrow Nygaard Anderson, Ransom Hammer Power Anderson, Haugen, McLean Rolfsrud **Eddy-Foster** Haugland Rudolf Anderson, Richl'd Heimes Sailer Baeverstad Hofstrand Sellens Baker Homelvig Siverson Bentz Johnson Skaar Brady Kleppe Smart Brickner Langley Solberg Callahan Larsen Sorlie Collette Laske Starck Culver Lee Stormon, Rolette Dalzell Thompson, McL'n Leet Drawz Leier Walster Lillehaugen Wambheim Ekren Fitch Link Westby Fleck Locken Wollitz

Freadhoff Luick Yirchott
Fristad McInnes Zurcher
Fuglestad Moe Mr. Speaker

Those voting in the negative were:

Bryans Haugen, Moerke Dewing Griggs-Steele Mollett Erickson Schuler Helling Esterby Helm Stevens Frank Lindberg Welk Hafner Maher

Absent and not voting:

Acheson Hegge Seibel
Anderson, Cass Holand Simenson
Arndt Kjelgaard Snow
Benson Klefstad Stair
Braun Langseth Sticka

Bubel Larson Stormon, Ramsey Bymers Monson Thompson, Richl'd Murray Wadeson Cote Einarson Saumur Wahl Schade Williams Graham Schmidt Wolf Gumeringer

Haedt Schwartz

So the bill was declared passed, as amended, and the title was agreed to.

### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 65 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 65 making an appropriation for general maintenance, improvements, and repairs, new buildings, equipment and miscellaneous items for the Grafton State School at Grafton, North Dakota, have had the same under consideration and recommend that the House do concur in the Senate amendments.

For the Senate:
RILIE R. MORGAN
MILTON RUE
ORRIS G. NORDHOUGEN

For the House:
ARLAN STAIR
A. C. JOHNSON
ELMER HEGGE

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Johnson moved that the rules be suspended and House Bill No. 65 be considered properly reengrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 65. 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.

### ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called and there were ayes, 67; nays, 25; absent and not voting, 21.

Those voting in the affirmative were: Allen Rolfsrud Haugen, Griggs-Steele Anderson, Richl'd Rudolf Haugland Baeverstad Sailer Baker Heimes Saumur Sellens Benson Hofstrand Bentz Homelvig Siverson Brady Johnson Skaar Brickner Kleppe Smart Bymers Langley Solberg Callahan Sorlie Larsen Collette Laske Starck Culver Lee Stevens Stormon, Rolette Dalzell Leet Drawz Leier Wadeson Einarson Lillehaugen Wahl Ekren Link Walster Wambheim Fitch Luick Fleck Maher Westby Fristad McInnes Wollitz **Fuglestad** Moe Yirchott Graham Murray Zurcher Hafner Nygaard Mr. Speaker Halcrow Power Those voting in the negative were: Acheson Frank Locken Anderson, Ransom Moerke Freadhoff Anderson, Gumeringer Mollett Eddy-Foster Hammer Monson Schade Haugen, McLean Bryans Schuler Cote Helling Dewing Thompson, McL'n Helm Welk Erickson Langseth Esterby Lindberg Absent and not voting: Snow Anderson, Cass Kjelgaard Arndt Klefstad Stair Sticka Braun Larson Schmidt Stormon, Ramsev Bubel Thomps n, Richlid Schwartz Haedt Seibel Williams Hegge Holand Simenson Wolf So the bill was declared passed, as amended, and the title

### REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 70 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 70, A Bill for an Act, making an appropriation for the general maintenance and operation of the North Dakota State Farm, Bismarck, North Dakota, have had the same under consideration and recommend that the House do concur in the Senate amendments.

For the Senate:

was agreed to.

RILIE R. MORGAN MILTON RUE ORRIS G. NORDHOUGEN

Acheson

Arndt

Benson

Braun

Bubel

Cote

For the House:
ARLAN STAIR
A. C. JOHNSON
ELMER HEGGE

Rep. Johnson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Johnson moved that the rules be suspended and House Bill No. 70 be considered properly reengrossed and placed on final passage, which motion prevailed.

### FINAL PASSAGE

House Bill No. 70. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota State Farm, Bismarck, North Dakota.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 68; nays, 21; absent and not voting, 24.

Those voting in the affirmative were:

Allen	Halcrow	Murray		
Anderson, Cass	Haugen,	Nygaard		
Anderson, Ransom	Griggs-Steele	Power		
Anderson, Richl'd	Haugen, McLean	Rudolf		
Baeverstad	Haugland	Sailer		
Baker	Heimes	Saumur		
Bentz	Helling	Sellens		
Brady	Johnson	Siverson		
Brickner	Kjelgaard	Skaar		
Bymers	Langley	Smart		
Callahan	Larsen	Starck		
Collette	Laske	Stevens		
Culver	Lee	Stormon, Rolette		
Dalzell	Leet	Thompson, McL'n		
Drawz	Leier	Wadeson		
Einarson	Lillehaugen	Wahl		
Ekren	Link	Walster		
Fitch	Locken	Westby		
Fleck	Luick	Wollitz		
Fristad	Maher	Yirchott		
Fuglestad V	McInnes	Zurcher		
Graham	Moe	Mr. Speaker		
Gumerin <b>ger</b>	Monson	-		
Those voting in the	e negative were:			
Anderson,	Haedt	Mollett		
Eddy-Foster	Hafner	Schade		
Bryans	Hammer	Schuler		
Dewing	Helm	Solberg		
Erickson	Kleppe	Sorlie		
Esterby	Lindberg	Welk		
Frank	Moerke	Williams		
Freadhoff				
Absent and not voting:				

Homelvig

Klefstad

Langseth

Larson

Rolfsrud

Schmidt

Simenson

Stormon, Ramsey Thompson, Richl'd

Snow

Stair

Sticka

Hegge Hofstrand Holand

Schwartz Seibel

Wambheim Wolf

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Brickner moved that the vote by which House Bill No. 70 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed a new conference committee to act with a like committee from the art ators Brunsdale, Lynch and Day.

W. J. TROUT, Secretary. a like committee from the House, on Senate Bill No. 1, Sen-

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

Senate Concurrent Resolution "FF"

Which the Senate has indefinitely postponed.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President wishes to advise that Senator Day requested that his name be removed off of the conference committee on Senate Bill No. 118 and that Senator Duffy's name be placed in lieu thereof, which request was granted.

W. J. TROUT, Secretary.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on House Bills Nos. 57, 65 and 70.

GEORGE OLSON, Chief Clerk.

Rep. Johnson moved that Senate Bills Nos. 218, 219 and 220 be messaged to the Senate at this time, which motion prevailed.

#### REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 118 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 118, A Bill for an Act, to amend and reenact subsection 8 of section 65-0102, sections 65-0207, 65-0428, 65-0512, 65-0527, 65-0801 of the North Dakota Revised Code of 1943; subsection 5 of section 65-0102, sections **65-0202. 65-0503. 65-0509. 65-0513. 65-0517. 65-0526. 65-0802.** and 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to workmen's compensation; and declaring an emergency. Have had the same under consideration and recommend that the Senate concur in the House amendments.

For the Senate:
JOHN COGHLAN
CLYDE DUFFY
LAVERN SCHOEDER

For the House:
RAY THOMPSON
WALT SCHMIDT
ROY A. HOLAND

Rep. Thompson of Richland moved that the report be adopted and the committee discharged, which motion prevailed and the report was adopted.

### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 118.

GEORGE OLSON, Chief Clerk.

The Speaker called Rep. Sailer to the Chair.

### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your conference committee to whom was referred Senate Bill No. 52, have had the same under consideration and recommend:

In line 15 of the engrossed bill strike ou the figures "\$198,-150.00" and insert the figures "\$258,150.00"

In the House amendment between the lines 156 and 157 strike out the comma after "poultry" and insert the word "and" and after the word "creamery" strike out the words "and one Irrigation" and change the figures "\$40,000.00" to "\$20,000.00" and on the next line after the items "Travel and expenses" strike out the figures "\$46,716.00" and insert the figures "\$40,000.00"

In line 157 strike out the figures "\$198,150.00" and insert the figures "\$258,150.00". Strike out all of the House amendment between lines 284 and 285.

In line 285 strike out the figures "\$263,995.00" and insert the figures "\$268,795.00"

And the Senate is to accept all other amendments made by the House.

For the Senate:
RILIE R. MORGAN
E. C. STUCKE
CLYDE DUFFY

For the House:
ARLAN STAIR
A. C. JOHNSON
M. T. LILLEHAUGEN

Rep. Johnson moved that the report be adopted.

Rep. Acheson moved a substitute motion that the House do not adopt the report of the conference committee on Senate Bill No. 52, which motion was withdrawn.

The question was now on the original motion of Rep. Johnson that the House adopt the report of the conference committee on Senate Bill No. 52, which motion prevailed.

Rep. Thompson of Richland moved that the rules be sus-

pended and Senate Bill No. 52 be considered properly reengrossed and placed on final passage, as amended, which motion prevailed.

#### FINAL PASSAGE

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

ROLL CALL
The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 6; absent and not voting, 30.

s; absent and not voting, so.					
Those voting in the	Those voting in the affirmative were:				
Acheson	Hafner	Murray			
Allen	Halcrow	Power			
Anderson, Cass	Hammer	Rudolf			
Anderson,	Haugen,	Saumur			
Eddy-Foster	Griggs-Steele	Schade			
Anderson, Richl'd		Schmidt			
Arndt	Haugland	Schuler			
Baeverstad	Hegge	Schwartz			
Baker	Heimes	Sellens			
Bentz	Helling	Siverson			
Brady	Hofstrand	Skaar			
Braun	Holand	Smart			
Brickner	Johnson	Snow			
Bryans	Langley	Sorlie			
Bymers	Larsen	Starck			
Callahan	Laske	Stevens			
Cote	Lee	Stormon, Rolette			
Culver	Leier	Thompson, Richl'd			
Dalzell	Lillehaugen	Thompson, McL'n			
Drawz	Lindberg	Wadeson			
Einarson	Lindberg	Walster			
Ekren		Welk			
	Locken				
Freadhoff	Luick	Westby			
Fristad	McInnes	Wolf			
Fuglestad	Moerke	Yirchett			
Graham	Mollett	Zurcher			
Gumeringer					
Those voting in th	e negative were:				
Dewing	Haedt	Solberg			
Erickson	Helm	Williams			
Absent and not vot	ing:				
Anderson, Ransom	Klefstad	Sailer			
Benson	Kleppe	Seibel			
Bubel	Langseth	Simenson			
Collette	Larson	Stair			
Esterby	Leet	Sticka			
Fitch	Maher	Stormon, Ramsey			
Fleck	Moe	Wahl			
Frank	Monson	Wambheim			
Homelvig	Nygaard	Wollitz			
	Rolfsrud	Mr. Speaker			
		-			
So the bill was ded	iared passed, as am	ended, and the title			

was agreed to.

Rep. Brickner 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.

### MESSAGES TO THE SENATE

House Chamber Bismarck, March 4, 1949

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Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill. No. 52.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 218 Senate Bill No. 219

Which the House has amended.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 220

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

Speaker Levin returned to the Chair.

REPORT OF SELECT COMMITTEES

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, have had the same under consideration and recommend that no agreement could be reached and that a new conference committee be appointed.

For the Senate:

CARROLL DAY
R. H. LYNCH
C. N. BRUNSDALE

For the House:

WALTER BUBEL K. A. FITCH B. J. WOLF

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bubel moved that the Conference Committee on Senate Bill No. 1 be discharged and that a new Conference Committee be appointed, which motion prevailed.

The Speaker announced that he would appoint as a new Conference Committee on Senate Bill No. 1, Reps. Graham, Thompson of Richland and Sailer.

### MESSAGE TO THE HOUSE

Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bills Nos. 57, 63, 65 and 70.

W. J. TROUT, Secretary.

## REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 63 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 63, A Bill for an Act, making an appropriation for the general maintenance, improvements, and repairs, new buildings and equipment of the School for the Deaf at Devils Lake, North Dakota, have had the same under consideration and recommend that the House do concur in the Senate amendments.

For the Senate:

ORRIS G. NORDHOUGEN RILE R. MORGAN AMOS FREED

For the House:
ARLEN STAIR
H. STORMON of Ramsey
KARL KLEPPE

Rep. Stormon of Ramsey moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Stormon of Ramsey moved that the rules be suspended and House Bill No. 63 be considered properly reengrossed and placed on final passage, as amended, which motion prevailed.

### FINAL PASSAGE

House Bill No. 63. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings and Equipment of the School for the Deaf at Devils Lake, North Dakota.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were, ayes, 74; nayes, 8; absent and not voting, 31.

Those voting in the affirmative were:

There is the time		
Acheson	Freadhoff	Power
Allen	Fristad	Rolfsrud
Anderson, Cass	Fuglestad	Rudolf
Anderson,	Gumeringer	Saumur
Eddy-Foster	Hafner	Schade
Anderson, Richl'd	Halcrow	Schmidt
Arndt	Haugen,	Schuler
		Sellens
Baker	Griggs-Steele	Siverson
Benson	Haugland	
Bentz	Helm	Skaar
Brady	Hofstrand	Smart
Braun	Holand	Snow
Brickner	Kleppe	Solberg
Bryans	Langley	Starck
Bubel	Larsen	Stevens
Bymers	Laske	Sticka
Callahan	Lee	Stormon, Ramsey
Collette	Lillehaugen	Stormon, Rolette
Cote	Link	Thompson, McL'n
Culver	Luick	Wadeson
Dalzell	Maher	Walster
Drawz	McInnes	Westby
Einarson	Moe	Wolf
Ekren	Moerke	Yirchott
ERICH	Moerke	111011000

Fitch Murray Zurcher

Fleck Nygaard

Those voting in the negative were:

Dewing Haugen, McLean Mollett Haedt Lindberg Wahl

Hammer Locken Absent and not voting:

Anderson, Ransom Johnson Seibel
Baeverstad Kjelgaard Simenson
Erickson Klefstad Sorlie
Esterby Langseth Stair

Frank Larson Thompson, Richl'd

Graham Leet Wambheim
Hegge Leier Welk
Heimes Monson Williams
Helling Sailer Wollitz
Homelvig Schwartz Mr. Speaker

So the bill was declared passed, as amended, and the title was agreed to.

Speaker Levin called Rep. Fitch to the Chair.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

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 Senate Bill No. 1, Reps. Graham, Thompson of Richland and Sailer.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House adopted the conference committee report on House Bill No. 63.

GEORGE OLSON, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed a new conference committee to act with a like committee from the Senate, on Senate Bill No. 1, Senators Brunsdale, Lynch and Day.

W. J. TROUT, Secretary.

The Acting Speaker announced that the House would be on the ninth order of business.

# FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Johnson, Baker, Sticka, Arndt, Sellens, Bymers, Kjelgaard, Esterby, Holand, Maher and Graham, introduced.

House Concurrent Resolution "GG"

which was read the first time.

Rep. Locken moved that House Concurrent Resolution "GG" be Indefinitely Postponed, which motion did not receive a second.

Rep. Wolf moved that further action on House Concurrent

Resolution "GG" be deferred subject to action of the House, which motion prevailed.

Rep. Callahan moved that the House recess to the call of the Chair, which motion prevailed.

The Speaker announced that the House would be on the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly Enrolled:

House Bill No. 54
House Bill No. 66
House Bill No. 101
House Bill No. 134
House Bill No. 183
House Bill No. 226
House Bill No. 241
House Bill No. 290
House Bill No. 292
House Resolution "J"
House Resolution "K"
House Resolution "L"
House Concurrent Resolution "BB"
House Concurrent Resolution "CC"
House Concurrent Resolution "DD"

REP. FRANK, Chairman.

Rep. Leet moved that the report be adopted, which motion prevailed, and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 218 and 219.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the conference committee on Senate Bills Nos. 52, 87 and 118.

W. J. TROUT, Secretary.

#### REPORT OF SELECT COMMITTEES

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, have had the same under consideration and recommend that no agreement could be reached and that a new conference committee be appointed.

For the Senate:
CARROLL DAY
R. H. LYNCH
C. N. BRUNSDALE

For the House:
F. J. GRAHAM
RAY THOMPSON of Richland
E. G. SAILER

Representative Graham moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

. Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the Senate, on Senate Bill No. 1, Senators Brunsdale, Lynch and Day.

W. J. TROUT, Secretary.

Rep. Graham moved that a new committee be appointed to act with a like committee from the Senate on Senate Bill No. 1, which motion prevailed.

Rep. Baker moved that the new committee be instructed to recede from the House amendments.

Rep. Hegge moved a substitute motion that the same committee be appointed and instructed to not recede.

Rep. Fitch moved the previous question, which motion prevailed.

The question was now on the motion of Rep. Hegge, which motion prevailed.

The Speaker announced that the same committee, Reps. Graham, Thompson of Richland, and Sailer would again meet with a like committee from the Senate on Senate Bill No. 1.

Rep. Sailer moved that the House reconsider the action by which the motion of Rep. Hegge was adopted.

Rep. Johnson moved that the House do now adjourn, which motion was withdrawn.

Rep. Halcrow moved that the House recess until ten o'clock, which motion was withdrawn.

The question was now on the motion of Rep. Sailer that the House reconsider the action by which the motion of Rep. Hegge was adopted, which motion was lost on a division vote.

Rep. Erickson moved that the House now recess subject to the call of the Chair, which motion prevailed and the House stood recessed.

GEORGE OLSON, Chief Clerk.

# SIXTIETH DAY AFTER RECESS

The House reconvened pursuant to recess taken and the Speaker announced that the House would be on the sixteenth order of business.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. Speaker: 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 Senate Bill No. 1, Reps. Graham, Thompson of Richland and Sailer.

GEORGE OLSON, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 157

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 127

Which the President has signed.

W. J. TROUT, Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 54

House Bill No. 66

House Bill No. 101

House Bill No. 134

House Bill No. 183

House Bill No. 226

House Bill No. 241

House Bill No. 290

House Bill No. 292

House Concurrent Resolution "BB"

House Concurrent Resolution "CC"

House Concurrent Resolution "DD"

Senate Bill No. 157

And the Speaker signed the same in the presence of the House.

# MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 157

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No.

House Bill No. 21

House Bill No. 61

House Bill No.

House Bill No. House Bill No.

78

House Bill No.

House Bill No. 109

House Bill No. 126

House Bill No. 154

House Bill No. 162

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House Bill No. 173
House Bill No. 182
House Bill No. 190
House Bill No. 194
House Bill No. 195
House Bill No. 204
House Bill No. 223
House Bill No. 224
House Bill No. 227
House Bill No. 247
House Bill No. 264
House Bill No. 272
House Bill No. 273
House Bill No. 282
House Bill No. 284
House Bill No. 287
House Bill No. 288
House Bill No. 291
House Bill No. 324
House Bill No. 335
House Bill No. 342
House Bill No. 344
House Concurrent Resolution "F"
House Concurrent Resolution "M"
House Concurrent Resolution "L"
House Concurrent Resolution "Y"
House Concurrent Resolution "Z"
Which the President has signed.
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#### W. J. TROUT, Secretary.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

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Mr. President: I have the honor to transmit:

House Bill No. 54

House Bill No. 66

House Bill No. 101

House Bill No. 134

House Bill No. 183

House Bill No. 226

House Bill No. 241

House Bill No. 290

House Bill No. 292

House Concurrent Resolution "BB"

House Concurrent Resolution "CC"

House Concurrent Resolution "DD"
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Which the Speaker has signed and your signature is respectfully requested.

## GEORGE OLSON, Chief Clerk.

Rep. Erickson requested that the House be on the eighth order of business, which request was granted.

Rep. Erickson moved that the Senate be requested to return Senate Bill No. 111, which did not receive a second.

Rep. Fitch moved a substitute motion that Rep. Erickson's motion be laid on the table, which motion prevailed on a division vote.

Rep. Graham requested that a roll call vote be taken on the motion of Rep. Fitch, which request was granted.

#### ROLL CALL

The question being on the motion of Rep. Fitch that Rep. Erickson's motion be laid on the table, the roll was called and there were ayes, 54; nays, 52; absent and not voting, 7.

Those	voting	in	the	affirmative	were:
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Allen	Fitch	Nygaard
Anderson, Cass	Fleck	Power
Anderson, Ransom	Fristad	Saumur
Anderson.	Fuglestad	Sellens
Eddy-Foster	Halcrow	Simenson
Anderson, Richl'd	Haugland	Skaar
Arndt	Heimes	Smart
Baeverstad •	Holand	Sorlie
Baker	Homelvig	Stormon, Ramsey
Bentz	Johnson	Stormon, Rolette
Brady	Klefstad	Wadeson
Brickner	Langley	Wahl
Bymers	Larsen	Walster
Callahan	Laske	Wambheim
Collette	Lee	Westby
Dalzell	Leet	Wollitz
Drawz	Luick	Yirchott
Einarson	McInnes	Zurcher

# Those voting in the negative were:

Acheson	Haugen, McLean	Murray
Benson	Hegge	Rolfsrud
Braun	Helling	Rudolf
Bryans	Helm	Schade
Bubel	Hofstrand	Schmidt
Cote	Kjelgaard,	Schuler
Culver	Kleppe	Schwartz
Dewing	Langseth	Siverson
Erickson	Leier	Snow
Esterby	Lillehaugen	Solberg
Frank	Lindberg	Starck
Freadhoff	Link	Stevens
Graham	Locken	Thompson, Richl'd
Gumeringer	Moe	Thompson, McL'n
Haedt	` Moerke	Welk
Hafner	Mollett	Williams
Hammer	Monson	Wolf
Haugen.		

Griggs-Steele

Absent and not voting:

Larson Seibel Sticka Maher Stair Mr. Speaker

Sailer

Ekren

So the motion of Rep. Fitch was declared carried.

#### MESSAGE TO THE SENATE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 111

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

Rep. Erickson moved that the signing of Senate Bill No. 111 by the Speaker be delayed, which motion lost on a division vote.

Rep. Johnson requested that the House be on the sixteenth order of business for the signing of bills, which request was granted.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 111

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 111

Which the Speaker has signed.

GEORGE OLSON, Chief Clerk.

Rep. Sticka moved that the action to be taken on House Concurrent Resolution "GG" be taken at this time.

Rep. Langseth moved that the motion of Rep. Sticka be laid on the table, which motion prevailed on a division vote.

Rep. Fleck moved that the House reconsider the action by which the motion of Rep. Sticka was laid on the table.

Rep. Brady moved the previous question, which motion prevailed.

The question was now on the motion of Rep. Fleck that the House reconsider the action by which the motion of Rep. Sticka was laid on the table, which motion prevailed.

Rep. Fitch moved that House Concurrent Resolution "GG" be adopted.

House Concurrent Resolution "GG." A Concurrent Resolution to Pay the Employees of the Thirty-first Legislative Session One Dollar Per Day to Help Defray Expenses During the 60 Days of the Legislative Session.

# ROLL CALL

The question being on the motion of Rep. Fitch that House Concurrent "GG" be adopted, the roll was called and there were ayes, 81; nays, 13; absent and not voting, 19.

Those voting in the affirmative were:

Halcrow	Rolfsrud
Hammer	Rudolf
Haugen.	Sailer
	Saumur
	Schade
	Schmidt
	0.11
	Schwartz
	Sellens
	Simenson
	Siverson
	Skaar
	Smart
	Hammer Haugen, Griggs-Steele Haugen, McLean Haugland

Culver Kleppe Snow Starck Dewing Langley Sticka Drawz Larsen Einarson Laske Stormon, Rolette Thompson, Richl'd Ekren Lee Thompson, McL'n Erickson Leet Wadeson Esterby Lillehaugen Fitch Lindberg Wahl Fleck Westby Link Frank Luick Williams Freadhoff Wolf McInnes Fristad Wollitz Murray Graham Nygaard Yirchott Gumeringer Power Mr. Speaker Haedt

Those voting in the negative were:

Anderson, Cass Hafner Monson
Anderson, Ransom Helling Solberg
Anderson, Langseth Walster
Eddy-Foster Locken Zurcher

Brickner Mollett

Absent and not voting:

BaeverstadLarsonSorlieBryansLeierStairBubelMaherStevensDalzellMoeStormon, Ramsey

Fuglestad Moerke Wambheim Heimes Seibel Welk

Heimes Seibel Hofstrand

So House Concurrent Resolution "GG" was declared adopted.

Rep. Sticks moved that the vote by which House Concurrent Resolution "GG" was adopted be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Mollet requested that a statement he had presented at the desk be read by the Chief Clerk, which request was granted.

Rep. Mollet moved that the statement be printed in the House Journal, which motion prevailed.

Mr. Speaker: I understand that it was broadcast over the radio this morning that there was too much liquor in the committee rooms yesterday. I resent that statement as I was on several conference committees and there was no liquor in the rooms and there was no one on those committees who was drinking or under the influence of liquor.

Rep. Johnson requested that the House be on the eighth order of business, which request was granted.

Rep. Johnson: "Mr. Speaker, last evening Mr. and Mrs. Cooper of the capitol cafe served a lunch in the dining room, free to us legislators. Now, Mr. Speaker, I move that the Chief Clerk write a letter of thanks to Mr. and Mrs. Cooper for the splendid way that they have taken care of us during this legislative session.

The question was on the motion of Rep. Johnson that the Chief Clerk be instructed to write a letter of thanks to Mr. and Mrs. Cooper, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 126.

W. J. TROUT, Secretary.

# MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to transmit:

House Concurrent Resolution "GG"

Which the House has passed and your favorable consideration is requested.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolutions "A", "I", House Concurrent Resolutions "F", "L", "M", "Q", "S", "T", "W" and "Y" to the office of the Secretary of State at the hour of 12:10 p.m. on March 4, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

#### REPORT OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. House Bill No. 6 House Bill No. 10 House Bill No. House Bill No. 32 House Bill No. House Bill No. House Bill No. 58 House Bill No. 59 House Bill No. 80 House Bill No. 84 House Bill No. 85 House Bill No. 105 House Bill No. 127 House Bill No. 133 House Bill No. 137 House Bill No. 138 House Bill No. 139 House Bill No. 140 House Bill No. 156 House Bill No. 167 House Bill No. 168 House Bill No. 169 House Bill No. 170 House Bill No. 175

House Bill No. 187

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House Bill No. 191
House Bill No. 202
House Bill No. 203
House Bill No. 210
House Bill No. 214
House Bill No. 217
House Bill No. 218
House Bill No. 228
House Bill No. 231
House Bill No. 236
House Bill No. 237
House Bill No. 238
House Bill No. 239
House Bill No. 242
House Bill No. 245
House Bill No. 248
House Bill No. 249
House Bill No. 254
House Bill No. 262
House Bill No. 268
House Bill No. 271
House Bill No. 277
House Bill No. 279
House Bill No. 307
House Bill No. 319
House Bill No. 329
House Bill No. 334
House Bill No. 337
House Bill No. 338
House Bill No. 339
House Bill No. 340
House Bill No. 343
House Bill No. 347
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Were delivered to the Governor for his approval at the hour of 11:20 a. m., March 4, 1949.

REP. FRANK, Chairman.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

```
Senate Bill No.
Senate Bill No.
Senate Bill No.
                  51
Senate Bill No.
                  55
Senate Bill No.
Senate Bill No.
                  69
Senate Bill No.
                  74
Senate Bill No.
                  75
Senate Bill No.
Senate Bill No.
                  79
Senate Bill No.
                  80
Senate Bill No.
                  81
Senate Bill No.
                  82
Senate Bill No.
Senate Bill No. 93
Senate Bill No. 114
Senate Bill No. 115
Senate Bill No. 126
Senate Bill No. 161
```

Senate Bill No. 186
Senate Bill No. 191
Senate Bill No. 198
Senate Bill No. 203
Senate Bill No. 207
Senate Bill No. 214
Senate Bill No. 221
Senate Bill No. 222
Senate Bill No. 223
Senate Bill No. 225
Senate Bill No. 228
Senate Bill No. 228
Senate Bill No. 238
Senate Bill No. 238
Senate Bill No. 244

And the Speaker signed the same in the presence of the House.

#### REPORT OF SELECT COMMITTEES

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, have had the same under consideration and recommend:

That the House recede from its amendments to Senate Bill No. 1 and that the engrossed bill be amended as follows:

In line 27 at the end of the line add this sentence. "The Governor shall have no veto power on the Industrial Commission for the purposes of this act, a majority thereof shall govern."

In line 38 strike out the period after the word "maturities", insert a comma, and add the following language "and the industrial commission shall fix the maximum rate of interest they shall bear."

In line 58 after the word "North Dakota" insert the following language "or at the Bank of North Dakota".

At the end of Section 7 add the following language "There is also hereby appropriated and the State Treasurer is authorized in like manner to transfer from the general fund the proceeds of the veterans' adjusted compensation income tax provided for by Senate Bill No. 214 of the 31st Legislative Assembly of 1949 to the sinking fund established under the provisions of this act for payment of such bonds.

"In addition to the appropriations herein made, there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of two and one-half million dollars (\$2,500,000.00) for the sinking fund established under the provisions of this act for the payment of bonds as provided for herein, and the State Treasurer is hereby authorized and directed to transfer said sum of two and one-half million dollars (\$2,500,000.00) into said fund."

In line 94 strike out the word "twenty-five" and insert in lieu thereof the word "thirty."

In line 119 after the comma following the phrase "North Dakota" insert the following language "which tax shall not be less than \$1,560,000.00 per year."

Renumber the lines accordingly.

For the Senate:

CARROLL E. DAY
R. H. LYNCH
C. N. BRUNSDALE

For the House: F. J. GRAHAM RAY THOMPSON E. G. SAILER

Rep. Graham moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

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.

W. J. TROUT, Secretary.

Senate Chamber Bismarck, March 4, 1949

W. J. TROUT, Secretary.

Mr. Speaker: I have the honor to transmit: Senate Bill No. Senate Bill No. 46 Senate Bill No. 75 Senate Bill No. 76 Senate Bill, No. Senate Bill No. 80 Senate Bill No. Senate Bill No. 82 Senate Bill No. 84 Senate Bill No. 93 Senate Bill No. 114 Senate Bill No. 115 Senate Bill No. 126 Senate Bill No. 161 Senate Bill No. 186 Senate Bill No. 191 Senate Bill No. 198 Senate Bill No. 203 Senate Bill No. 207 1 Senate Bill No. 214 Senate Bill No. 221 Senate Bill No. 222 Senate Bill No. 223 Senate Bill No. 225 Senate Bill No. 228 Senate Bill No. 238 Senate Bill No. 244 Which the President has signed and your signature is

respectfully requested.

Rep. Graham moved that Senate Bill No. 1 be placed on second reading and final passage, which motion prevailed.

FINAL PASSAGE

Senate Bill No. 1. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota in the Principal Amount Not Exceeding Twenty-seven Million Dollars for Payment of Adjusted Compensation to North Dakota Veterans of World War II; to Provide Tax Levies and Transfers of Moneys to Pay Such Bonds, Making Appropriations, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Acheson Hafner Power Allen Halcrow Rolfsrud Anderson, Cass Hammer Rudolf Anderson, Ransom Haugen, Sailer Anderson, Griggs-Steele Saumur Eddy-Foster Haugen, McLean Schade Anderson, Richl'd Haugland Schmidt Arndt Hegge Schuler Baeverstad Heimes Schwartz Baker Helling Sellens Benson Helm Simenson Bentz Hofstrand Siverson Brady Holand Skaar Braun Homelvig Smart Brickner Johnson Snow Bryans Kjelgaard Solberg Klefstad Bubel Sorlie Callahan Kleppe Starck Collette Langley Stevens Cote Langseth Sticka Larsen Culver Stormon, Ramsey Dalzell Laske Stormon, Rolette Dewing Lee Thompson, Richl'd Drawz Leet Thompson, McL'n Einarson Leier Wadeson Lillehaugen Ekren Wahl Erickson Lindberg Walster Link Esterby Wambheim Fitch Locken Welk Luick . Fleck Westby Maher Williams Frank McInnes Freadhoff Wolf Moerke Fristad Wollitz Mollett **Fuglestad** Yirchott Graham Monson Zurcher Murray Gumeringer Mr. Speaker Haedt Nygaard Absent and not voting:

Bymers Moe Stair

Larson Seibel

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause carried.

Rep. Mollet moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Bubel moved that the House reconsider the action by which the report of the Conference Committee on Senate Bill No. 221 was not accepted, which motion prevailed.

Rep. Bubel moved that the House accept the report of the Conference Committee on Senate Bill No. 221, which motion prevailed.

Rep. Thompson of Richland moved that the House do not accept the Conference Committee report on Senate Bill No. 221, which motion lost on a division vote.

The question was now on the motion of Rep. Bubel that the House accept the report of the Conference Committee on

Senate Bill No. 221, which motion prevailed.

Rep. Bubel moved that Senate Bill No. 221 be placed at

the head of the calendar, which motion prevailed.

Senate Bill No. 221. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 5.

• • •	0,	
Those voting in the	affirmative were:	
Acheson	Gumeringer	Murray
Allen	Haedt	Nygaard
Anderson, Cass	Hafner	Power
Anderson, Ransom	Halcrow	Rolfsrud
Anderson,	Hammer	Rudolf
Eddy-Foster	Haugen,	Sailer
Anderson, Richl'd	Griggs-Steele	Saumur
Arndt	Haugen, McLean	Schmidt
Baeverstad	Haugland	Schuler
Baker	Hegge	Schwartz
Benson	Heimes	Sellens
Bentz	Helm	Simenson
Brady	Hofstrand	Siverson
Braun	Holand	Skaar
Brickner	Homelvig	Smart
Bryans	Johnson	Solberg
Bubel	Kjelgaard	Sorlie _
Bymers	Klefstad	Starck
Callahan	Kleppe	Stevens .
Collette	Langley	Stick <b>a</b>
Cote	Langseth	Stormon, Ramsey
Culver	Larsen	Stormon, Rolette
Dalzell	Laske	Thompson, Richl'd
Dewing	Lee	Thompson, McL'n
Drawz	Leet	Wadeson
Einarson	Leier	Wahl
Ekren	Lillehaugen	Walster
Erickson	Lindberg	Wambheim
Esterby	Link	Welk
Fitch	Locken	Westby
Fleck	Luick	Williams
Frank	Maher	Wolf
Freadhoff	McInnes	Wollitz

Fristad Moe Yirchott
Fuglestad Moerke Zurcher
Graham Monson Mr. Speaker

Those voting in the negative were:

Helling Snow Absent and not voting:

Larson Schade Stair

Mollett Seibel

So the bill was declared passed, as amended, and the title was agreed to, and the emergency clause carried.

Rep. Leet 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. 32. A Bill for an Act to Prohibit Domestic Insurers From Doing Certain Insurance Business in States Outside of North Dakota, Unless Authorized in Such Other States.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 39; absent and not voting, 17.

Those voting in the affirmative were:

Fristad . Saumur Allen Anderson, Cass **Fuglestad** Schmidt Anderson, Richl'd Schwartz Gumeringer Arndt Halcrow Sellens Baeverstad Hegge Simenson Heimes Skaar Baker Brady Homelvig Smart Braun Johnson Sorlie Brickner Langley Sticka Stormon, Ramsey Callahan Larsen Stormon, Rolette Collette Laske Lee Wadeson Culver Dalzell Leet Wahl Drawz Lillehaugen Walster Luick Wambheim Einarson Ekren McInnes Westby Wollitz Fitch Nygaard Fleck Power Yirchott Freadhoff Sailer Mr. Speaker

Those voting in the negative were:

Murray Acheson Helling Anderson, Ransom Helm Rolfsrud Hofstrand Rudolf Benson Kjelgaard Kleppe Schade **Bryans** Siverson Cote Erickson Langseth Snow Esterby Leier Starck Frank Link . Stevens Thompson, Richl'd Maher Haedt

Hammer Moe Thompson, McL'n Haugen, Moerke Welk

Haugen, Moerke Welk
Griggs-Steele Mollett Wolf
Haugen, McLean Monson Zurcher
Haugland

Absent and not voting:

Anderson. Graham Locken Schuler Eddy-Foster Hafner Bentz Holand Seibel Bubel Klefstad Solberg Stair **Bymers** Larson Williams Dewing Lindberg

So the bill was declared passed, as amended, and the title was agreed to.

Rep. Fitch moved that the vote by which Senate Bill No. 32 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Johnson moved that the Chief Clerk be instructed to write a letter to the City Auditor of Bismarck, North Dakota, thanking the City of Bismarck, the citizens of Bismarck and particularly the police force for the splendid courtesy shown the members of the 31st legislative assembly, which motion prevailed.

Rep. Langseth requested permission to withdraw House Resolution H, which permission was granted.

Rep. Bubel moved that the Chief Clerk be instructed to make arrangements with the Board of Administration to have the P. A. System in working condition and an operator hired before the 32nd Legislative Assembly convenes.

Rep. Fitch moved to amend the motion of Rep. Bubel to include the installation of a telephone between the Senate and House Chamber for the use of the Secretary and Chief Clerk, which motion prevailed.

#### ROLL CALL

The question now being on the motion of Rep. Bubel, as amended, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:
Acheson Haedt
Allen Hafner

Anderson, Cass Halcrow Rolfsrud Hammer Rudolf Anderson, Ransom Anderson, Haugen, Sailer Griggs-Steele Eddy-Foster Saumur Haugen, McLean Anderson, Richl'd Schade Schuler Arndt Haugland Baeverstad Hegge Schwartz Baker Heimes Sellens Benson Helling Simenson Siverson Bentz Helm Skaar Brady Holand Smart Braun Homelvig Brickner Johnson Snow Bryans Kjelgaard Solberg Bubel Klefstad Sorlie Starck Bymers Kleppe Sticka Callahan Langley

Collette Langseth
Cote Larsen
Culver Laske
Dalzell Lee
Dewing Leet
Drawz Lillehaugen
Einarson Lindberg

Wadeson Wahl Walster

Stormon, Ramsey

Stormon, Rolette

Thompson, Richl'd

Thompson, McL'n

Nygaard

Power

Wambheim Ekren Link Welk Erickson Locken Esterby Luick Westby Fitch Maher Williams Fleck McInnes Wolf Frank Moe Wollitz Freadhoff Yirchott Moerke Fuglestad Mollett Zurcher Graham Monson Mr. Speaker

Gumeringer Murray

Absent and not voting:

Fristad Leier Stair Hofstrand Schmidt Stevens Larson Seibel

So the motion of Rep. Bubel was declared adopted.

The Speaker announced that he had made the following appointments to the Legislative Research Committee as follows: Reps. Bubel, Link, Hofstrand, Holand, Powers and Leet.

#### MESSAGE TO THE HOUSE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "GG"

Which the Senate has amended.

#### W. J. TROUT, Secretary.

Senate amendments to House Concurrent Resolution "GG": After the word "day" in line 9, strike out the remainder of the line and all of line 10 and insert the following language: "for the number of days served."

# CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Fitch moved that the House concur in the Senate amendments to House Concurrent Resolution "GG", which motion prevailed.

Rep. Fitch moved the adoption of House Concurrent Resolution "GG" and that it be printed in the House Journal.

### ROLL CALL

The question being on the adoption of House Concurrent Resolution "GG", as amended by the Senate, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 22.

Those voting in the affirmative were:

Acheson	Gumeringer	Rudolf '
Allen	Haedt	Sailer
Anderson, Ransom	Hafner	Saumur
Arndt	Halcrow	Schade
Baeverstad	Haugen,	Schmidt
Baker	Griggs->teele	Schuler
Benson	Haugen, McLean	Schwartz
Bentz	Haugland	Sellens
Brady	Hegge	Siverson
Braun	Heimes	Skaar
Bryans	Helm	Smart
Bymers	Hofstrand	$\mathbf{Snow}$

Callahan Holand Sorlie Collette Homelvig Starck Klefstad Cote Sticka Culver Kleppe Stormon, Ramsey Dalzell Langley Stormon, Rolette Dewing Thompson, Richl'd Larsen Drawz Laske Thompson, McL'n Einarson Lee Wadeson Ekren Leet Wahl Erickson Lillehaugen Walster Luick Wambheim Esterby Fitch Maher Welk Fleck Moe Westby Murray Frank Wolf Freadhoff Nygaard Yirchott . Fristad Power Zurcher Rolfsrud Mr. Speaker **Fuglestad** Graham

Those voting in the negative were:

Anderson, Helling Locken Eddy-Foster Langseth

Absent and not voting:

Anderson, Cass Leier Seibel Anderson, Richl'd Lindberg Simenson Brickner Link Solberg Bubel McInnes Stair Hammer Moerke Stevens Johnson Mollett Williams Kjelgaard Monson Wollitz Larson

So House Concurrent Resolution "GG" was declared adopted, and ordered printed in the House Journal.

HOUSE CONCURRENT RESOLUTION "GG"

Introduced by Reps. Johnson, Baker, Sticka, Graham, Arndt, Sellens, Bymers, Kjelgaard, Esterby, Holand and Maher

A concurrent resolution to pay the employees of the thirtyfirst legislative session one dollar per day to help defray expenses during the 60 days of the legislative session.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

- 1 WHEREAS, living costs for the employees of the 1a thirty-
- 2 first legislative session are somewhat higher in the
- 3 city of Bismarck than they have been in the past, and
- 4 WHEREAS, many of the employees have found it 4a difficult
- 5 to balance a reasonable budget on their salaries,
- 6 NOW THEREFORE BE IT RESOLVED BY THE

6a House of Representa-

- 7a tives of the State of North Dakota, the Senate Concur-7a ring
- 8 therein, that the employees of the thirty-first legisla-
- 9 tive session be paid one dollar per day
- 10 for the number of days served.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "GG".

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

Senate Bill No. 32

Which the House has passed unchanged.

GEORGE OLSON, Chief Clerk.

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill 221.

GEORGE OLSON, Chief Clerk.

The Speaker announced that the House would be on the fifth order of business.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. House Bill No. 21 House Bill No. 79 House Bill No. 109 House Bill No. 126 House Bill No. 154

House Bill No. 162 House Bill No. 173

House Bill No. 182

House Bill No. 190 House Bill No. 194

House Bill No. 195 House Bill No. 204

House Bill No. 223 House Bill No. 224

House Bill No. 227

House Bill No. 247 House Bill No. 272

House Bill No. 273

House Bill No. 282

House Bill No. 284 House Bill No. 287

House Bill No. 288

House Bill No. 291 House Bill No. 324

House Bill No. 335

House Bill No. 342

House Bill No. 344

Were delivered to the Governor for his approval at the hour of 1:50 p.m., o'clock, March 4, 1949.

REP. FRANK. Chairman.

Rep. Bubel moved that a committee of three be appointed to notify the Senate that the House has completed its business and is about to adjourn Sine Die, which motion prevailed and the Speaker appointed as such committee, Reps. Link, Schuler and McInnes.

Rep. Holand moved that a committee of three be appointed to notify the Governor that the House had completed its business and is about to adjourn Sine Die, which motion prevailed and the Speaker appointed as such committee Reps. Thompson of Richland, Laske and Langseth.

Rep. Graham moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House stand adjourned Sine Die, which motion prevailed.

A Committee from the Senate reported that the Senate had finished its business and was about to adjourn Sine Die.

The Committee appointed to notify the Senate that the House was about to adjourn Sine Die, reported that they had made their report and requested that they be discharged, which request was granted.

The Committee appointed to notify the Governor that the House was about to adjourn Sine Die, reported that they had made their report and requested that they be discharged, which request was granted.

# REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly enrolled.

House Bill No. 57

House Bill No. 63

House Bill No. 65

House Bill No. 70

House Bill No. 163

House Bill No. 306 House Bill No. 314

House Resolution "J"

House Concurrent Resolution "GG"

REP. FRANK, Chairman.

Rep. Leet 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. 57

House Bill No. 63

House Bill No. 65

House Bill No. 70

House Bill No. 163

House Bill No. 306

House Bill No. 314

House Concurrent Resolution "GG"

House Resolution "J"

House Resolution "K"

House Resolution "L"

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE SENATE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to transmit:

Senate Bill No. Senate Bill No. Senate Bill No. **52** Senate Bill No. 78 Senate Bill No. 87 Senate Bill No. 118 Senate Bill No. 218

Senate Bill No. 219 Senate Bill No. 220

Senate Concurrent Resolution "S"

Which the President has signed and your signature is respectfully requested.

W. J. TROUT, Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. Senate Bill No. 32 Senate Bill No. 52 Senate Bill No. 78

Senate Bill No. 87

Senate Bill No. 118 Senate Bill No. 218

Senate Bill No. 219 Senate Bill No. 220

Senate Concurrent Resolution "S"

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE SENATE

Senate Chamber Bismarck, March 4, 1949

Mr. Speaker: I have the honor to return:

House Bill No. 54

House Bill No. 66 House Bill No. 101

House Bill No. 184 House Bill No. 183

House Bill No. 226

House Bill No. 241 House Bill No. 290

House Bill No. 292

House Concurrent Resolution "BB" House Concurrent Resolution "CC" House Concurrent Resolution "DD"

Which the President has signed.

W. J. TROUT, Secretary.

#### MESSAGE TO THE SENATE

House Chamber Bismarck, March 4, 1949

Mr. President: I have the honor to return:

```
Senate Bill No.
Senate Bill No.
                 28
Senate Bill No.
                 32
Senate Bill No.
                 46
Senate Bill No.
                 51
Senate Bill No.
                 52
Senate Bill No.
                 55
Senate Bill No.
                 56
Senate Bill No.
                 69
Senate Bill No.
                 74
Senate Bill No.
                 75
Senate Bill No.
                 76
Senate Bill No.
                 78
Senate Bill No.
                 79
Senate Bill No.
                 80
Senate Bill No.
                 81
Senate Bill No.
                 82
Senate Bill No.
                 84
Senate Bill No.
                 87
Senate Bill No.
Senate Bill No. 114
Senate Bill No. 115
Senate Bill No. 118
Senate Bill No. 126
Senate Bill No. 161
Senate Bill No. 186
Senate Bill No. 191
Senate Bill No. 198
Senate Bill No. 203
Senate Bill No. 207
Senate Bill No. 214
Senate Bill No. 218
Senate Bill No. 219
Senate Bill No. 220
Senate Bill No. 221
Senate Bill No. 222
Senate Bill No. 223
Senate Bill No. 225
Senate Bill No. 228
Senate Bill No. 238
Senate Bill No. 244
Senate Concurrent Resolution "S"
Which the Speaker has signed.
                        GEORGE OLSON, Chief Clerk.
                                      House Chamber
                               Bismarck, March 4, 1949
Mr. President: I have the honor to transmit:
```

House Bill No. 57 House Bill No. 68 House Bill No. 65 House Bill No. 70 House Bill No. 163 House Bill No. 306

House Bill No. 314

House Concurrent Resolution "GG"

Which the Speaker has signed and your signature is respectfully requested.

GEORGE OLSON, Chief Clerk.

#### MESSAGE FROM THE SENATE

Senate Chamber Bismarck, March 4, 1949

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Mr. Speaker: I have the honor to return:
House Bill No. 57
House Bill No. 63
House Bill No. 65
House Bill No. 70
House Bill No. 163
House Bill No. 306
House Bill No. 314
```

House Concurrent Resolution "GG"

Which the President has signed.

# W. J. TROUT, Secretary.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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House Bill No. 54
House Bill No. 57
House Bill No.
               63
House Bill No.
               65
House Bill No. 66
House Bill No. 70
House Bill No. 101
House Bill No. 134
House Bill No. 163
House Bill No. 183
House Bill No. 226
House Bill No. 241
House Bill No. 264
House Bill No. 290
House Bill No. 292
House Bill No. 306
House Bill No. 314
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Were delivered to the Governor for his approval at the hour of 11:35 o'clock p.m., March 4, 1949.

#### REP. FRANK, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Concurrent Resolutions "Z", "BB", "CC", "DD" and "GG" to the office of the Secretary of State at the hour of 11:35 p.m. on March 4, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have delivered House Resolutions "J", "K" and "L" to the office of the Secretary of State at the hour of 11:35 p.m., on March 4, 1949.

REP. FRANK, Chairman.

Rep. Frank moved that the report be adopted, which motion prevailed and the report was declared adopted.

And the House stood adjourned Sine Die pursuant to the motion of Rep. Graham.

GEORGE OLSON, Chief Clerk.

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# **GENERAL INDEX**

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Returned by Senate, indefinitely postponed, 519.

#### House Bill No. 21

House Bill No. 21. A Bill for an Act to Amend and Re-enact Section 57-3204 of the North Dakota Revised Code of 1943, Relating to Allocation of Taxes Imposed Upon Car Line, Express and Air Transportation Companies.

Introduction, first reading, 40.
Referred to Committee on Finance and Taxation.

Reported back, 142.

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Other action, 1049.
Engrossed, 1115.
Passed, 161, 1034.
Forwarded to Senate, 190.
Returned by Senate, amended, 1014.
Consideration of message from Senate, 1034.
Enrolled, 1115.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

## House Bill No. 22

House Bill No. 22. A Bill for an Act to Amend and Reenact Sections 40-4003, 40-4005, 40-4021, 40-1604 and 57-1527 of the North Dakota Revised Code of 1943, and to Establish the Period from January first Through December Thirty-first as the Fiscal Year for Municipalities; to Permit a Levy of Not to Exceed One Hundred Fifty Percent of That Permitted by Section 57-1508 of the North Dakota Revised Code of 1943, as Amended, for Eighteen Month Period Commencing July 1, 1949, and Ending December 31, 1950; to Provide for the Matters Which Must Be Shown in the Preliminary Budget Statement of Municipalities; to Eliminate the Interim Fund for Municipalities.

Introduction, first reading, 40.
Referred to Committee on Finance and Taxation.
Reported back, 142.
Passed, 162.
Forwarded to Senate, 190.
Returned by Senate, indefinitely postponed, 685.

## House Bill No. 23

House Bill No. 23. A Bill for an Act to Amend and Reenact Sections 40-4005, 40-4008 and 40-4021 of the North Dakota Revised Code of 1943, Relating to Municipal Budgets.

Introduction, first reading, 41.
Referred to Committee on Political Subdivisions.
Reported back, 152.
Passed, 180.
Forwarded to Senate, 205.
Returned by Senate, 736.
Enrolled, 753.
Signed by Speaker, 789.
Forwarded to Governor, 935.
Signed by Governor, 1017.

# House Bill No. 24

House Bill No. 24. A Bill for an Act to Amend and Reenact Section 6-0111 of the North Dakota Revised Code of 1943, Relating to Salary of State Examiner.

Introduction, first reading, 41. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 92.

# House Bill No. 25

House Bill No. 25. A Bill for an Act to Amend and Reenact Section 6-0116 of the 1947 Supplement to the North XXXVI INDEX

Dakota Revised Code of 1943, Providing for Salaries of State Examiner's Deputies.

Introduction, first reading, 41.
Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 92.

# House Bill No. 26

House Bill No. 26. A Bill for an Act to Amend and Reenact Sections 6-0351, 6-0352, 6-0353, 6-0354, 6-0356, 6-0367 and 6-0358 of the North Dakota Revised Code of 1943, Relating to Borrowing, Rediscounting and Pledging of Assets by State Banking Association; Providing for Foreclosures and Prescribing Penalties.

Introduction, first reading, 41.
Referred to Committee on Industry and Business.

Reported back, 150.

Engrossed, 954.

Passed, 178, 894.

Forwarded to Senate, 205.

Returned by Senate, amended, 836.

Consideration of message from Senate, 894.

Enrolled, 955.

Forwarded to Governor, 1186.

Signed by Governor, March 15, 1949.

# House Bill No. 27

House Bill No. 27. A Bill for an Act to Amend and Reenact Sections 44-0804 and 44-0805 of the North Dakota Revised Code of 1943, Relating to Expenses Allowed Public Officers and the Penalty for a False Claim and Declaring an Emergency.

Introduction, first reading, 41.

Referred to Committee on State and Federal Government.

Reported back, 66.

Amended, general orders, 80, general orders, 102.

General Orders, 79, 86, 102.

Engrossed, 82, 103.

Passed, 107.

Forwarded to Senate, 122.

Returned by Senate, 334.

Enrolled, 365.

Signed by Speaker, 366.

Forwarded to Governor, 446.

Signed by Governor, 490.

#### House Bill No. 28

House Bill No. 28. A Bill for an Act to Amend and Reenact Section 54-0609 of the North Dakota Revised Code of 1943, Relating to Mileage and Travel Expense of State Officers and Employees and Declaring an Emergency.

Introduction, first reading, 41.

Referred to Committee on State and Federal Government.

Reported back, 60.

Amended, sixth order, 68.

Passed, 77.

Forwarded to Senate, 94.

Returned by Senate, 396. Enrolled, 410. Signed by Speaker, 433. Forwarded to Governor, 491. Signed by Governor, 512.

# House Bill No. 29

House Bill No. 29. A Bill for an Act to Amend and Reenact Section 54-1404 of the North Dakota Revised Code of 1943, Relating to Claims Against State Filed with State Auditing Board and Declaring an Emergency.

Introduction, first reading, 41.
Referred to Committee on State and Federal Government.
Reported back, 67.
Passed, 78.
Forwarded to Senate, 94.
Returned by Senate, 334.
Enrolled, 365.
Signed by Speaker, 366.
Forwarded to Governor, 446.
Signed by Governor, 490.

# House Bill No. 30

House Bill No. 30. A Bill for an Act to Amend and Reenact Section 40-0507 of the North Dakota Revised Code of 1943, Relating to Fines and Penalties for Violation of Village By-laws or Ordinances.

Introduction, first reading, 42.
Referred to Committee on Judiciary.
Reported back, 92.
Amended, sixth order, 104.
Engrossed, 111, 343.
Passed, 117.
Forwarded to Senate, 122.
Returned by Senate, 252.
Returned to Senate, by request, 283.
Returned by Senate amendments, 338.
Passed as amended, 338.
Enrolled, 344.
Signed by Speaker, 364.
Forwarded to Governor, 446.
Signed by Governor, 490.

## House Bill No. 31

House Bill No. 31. A Bill for an Act to Amend and Reenact Section 52-0406 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Rate of Contributions Made by Employers to Unemployment Compensation Fund.

Introduction, first reading, 42.
Referred to Committee on Labor Relations.
Reported back, 143.
Amended, sixth order, 175.
Engrossed, 189.
Passed, 175.
Forwarded to Senate, 205.

Returned by Senate, 552. Enrolled, 605. Signed by Speaker, 657. Forwarded to Governor, 729. Signed by Governor, 831.

# House Bill No. 32

House Bill No. 32. A Bill for an Act to Amend and Re-enact Sections 52-0909, 52-0910 and 52-0921 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Taxes Levied Under the Old Age Survivor Insurance System and Refunds Thereof.

Introduction, first reading, 42.
Referred to Committee on State and Federal Government.

Reported back, 103.

Re-referred to Committee on State and Federal Govern-

ment, 103

Other action, deferred one day, 932, 952.

Engrossed, 994.

Passed, 199, 949.

Forwarded to Senate, 225.

Returned by Senate, amended, 904.

Consideration of message from Senate, 949.

Enrolled, 994.

Signed by Speaker, 990.

Forwarded to Governor, 1186.

Signed by Governor, March 8, 1949.

# House Bill No. 33

House Bill No. 33. A Bill for an Act Authorizing the State Forester to Purchase Any Original Grant School Lands Still Owned by the State and Located in the Turtle Mountain Area, and to Develop and Manage the Same by Applying thereto Approved Forestry Practices; Providing That Title to Lands so Purchased Shall Be Taken in the Name of the State of North Dakota, and Providing for the Sale of Forest Products Produced Thereon and for the Disposition of Such Income and Making an Appropriation for Such Purchase.

Introduction, first reading, 42.

Referred to Committee on State and Federal Government.

Reported back, 222. Re-referred to Committee on Appropriations, 222.

Other action, indefinitely postponed, 369.

# House Bill No. 34

House Bill No. 34. A Bill for an Act Authorizing the Board of University and School Lands to Designate Original Grant School Lands Not Readily Salable for Ten Dollars or More Per Acre as Suitable for Forest Management, and to Direct the State Forester to Assume Full Control Over the Same and to Apply Accepted Good Forestry Practices in the Care, Reforestation, and Management Thereof; to Require the State Forester to Assume Control Over All Lands so Designated, and to Proceed to Develop and Improve the Same by Applying Thereto Accepted Good Forestry Practices in the Management and Improvement Thereof for the Purpose of Preserving and Protecting the Forests Thereon and to Produce an Income Therefrom by the Sale of Forest INDEX XXXIX

Products Produced Thereon, and Providing That Such Sales Shall Be Made Under the Direction and at the Discretion of the State Forester; Providing for the Disposition of the Income from Such Lands and Making an Appropriation for the Use of the State Forester During the Biennium Ending June 30, 1951 in Payment of the Expenses Incident to His Care and Management of Said Lands.

Introduction, first reading, 42.

Referred to Committee on State and Federal Government.

Reported back, 442.

Re-referred to Committee on Appropriations, 442.

Indefinitely postponed, 515.

# House Bill No. 35

House Bill No. 35. A Bill for an Act to License, Regulate and Supervise the Licensing and Inspection of Locker Plants for Storage of Frozen Food in Individual Lockers; Defining the Powers and Duties of the State Laboratories Department Administering This Act; Providing Fees for Licenses and Providing for a Penalty.

Introduction, first reading, 43.

Referred to Committee on State and Federal Government.

Reported back, 167.

Amended, General Orders, 203.

General Orders, 203.

Engrossed, 207.

Passed, 218.

Forwarded to Senate, 252.

Returned by Senate, indefinitely postponed, 736.

# House Bill No. 36

' House Bill No. 36. A Bill for an Act to Amend and Reenact Section 19-1305 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of the Sale of Commercial Feeding Stuffs in Small Packages.

Introduction, first reading, 43.

Referred to Committee on Agriculture.

Reported back, 59, 76.

Referred to Committee on Agriculture, 59.

Engrossed, 88.

Passed, 101.

Forwarded to Senate, 113.

Returned by Senate, 374.

Enrolled, 393.

Signed by Speaker, 409.

Forwarded to Governor, 468.

Signed by Governor, 512.

## House Bill No. 37

House Bill No. 37. A Bill for an Act to Amend and Reenact Sections 19-1603 of the North Dakota Revised Code of 1943 and 19-1604 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Anti-freeze.

Introduction, first reading, 43.

Referred to Committee on State and Federal Government.

Reported back, 167.

Engrossed, 837.

Passed, 200, 795.

Forwarded to Senate, 225. Returned by Senate, amended, 758. Concur in Senate amendment, 795. Enrolled, 837. Signed by Speaker, 890. Forwarded to Governor, 944. Signed by Governor, 1017.

# House Bill No. 38

House Bill No. 38. A Bill for an Act to Regulate the Sale and Distribution of Mixed Fertilizers and Fertilizer Materials and Repealing Chapter 19-15 of the North Dakota Revised Code of 1943.

Introduction, first reading, 43.
Referred to Committee on Agriculture.
Reported back, 111.
Amended, General Orders, 138.
General Orders, 138.
Engrossed, 141.
Passed, 146.
Forwarded to Senate, 154.
Returned by Senate, 374.
Enrolled, 393.
Signed by Speaker, 409.
Forwarded to Governor, 468.
Signed by Governor, 512.

# House Bill No. 39

House Bill No. 39. A Bill for an Act to Amend and Reenact Section 36-0914 of the North Dakota Revised Code of 1943, Relating to the Issuance of Brand Books and Declaring an Emergency.

Introduction, first reading, 43.
Referred to Committee on Agriculture.
Reported back, 60, 76.
Re-referred to Committee on Agriculture, 60.
Passed, 85.
Forwarded to Senate, 94.
Returned by Senate, 396.
Enrolled, 410.
Signed by Speaker, 433.
Forwarded to Governor, 491.
Signed by Governor, 512.

## House Bill No. 40

House Bill No. 40. A Bill for an Act to Amend and Reenact Section 39-1105 of the North Dakota Revised Code of 1943, Relating to Rear Lamps, Reflectors, and Reflecting Material on Vehicles.

Introduction, first reading, 43.
Referred to Committee on Transportation.
Reported back, 155.
Passed, 184.
Forwarded to Senate, 205.
Returned by Senate, 374.
Enrolled, 393.
Signed by Speaker, 409.
Forwarded to Governor, 468.
Signed by Governor, 512.

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## House Bill No. 41

House Bill No. 41. A Bill for an Act to Authorize the Appointment of Expert Witnesses in Civil and Criminal Proceedings, Providing for Conferences and Joint Reports of Expert Witnesses, and the Compensation of Expert Witnesses.

Introduction, first reading, 44.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 60.

# House Bill No. 42

House Bill No. 42. A Bill for an Act to Amend and Reenact Section 4-1104 of the North Dakota Revised Code of 1943, Relating to Bonds for Wholesale Potato Dealers.

Introduction, first reading, 44.
Referred to Committee on Agriculture.
Reported back, 111.

Re-referred to Committee on Agriculture, 111. Indefinitely postponed, 190.

## House Bill No. 43

House Bill No. 43. A Bill for an Act to Amend and Reenact Section 4-1013 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for Grade Inspection of Potatoes; Prescribing Fees and Declaring an Emergency.

Introduction, first reading, 44.
Referred to Committee on Agriculture.
Reported back, 60.
Amended, by Senate, 759, concur, 798.
Engrossed, 837.

Engrossed, 837. Passed, 70, 798.

Forwarded to Senate, 82, 753.

Returned by Senate, 736, amended, 759. Returned to Senate, by request, 749.

Enrolled, 838.

Signed by Speaker, 890. Forwarded to Governor, 944. Signed by Governor, 1017.

# House Bill No. 44

House Bill No. 44. A Bill for an Act to Amend and Reenact Sections 10-0901, 10-0902 and 10-0903 of the North Dakota Revised Code of 1943, Pertaining to the Incorporation of Private Agencies Organized for the Purpose of Receiving Children for Care and Placing Children for Adoption and Providing for Powers of Agencies so Incorporated.

Introduction, first reading, 44. Referred to Committee on Social Welfare. Reported back, 190.

Amended, 210.

Engrossed, 221.

Passed, 226.

Forwarded to Senate, 269.

Returned by Senate, indefinitely postponed, 1014.

# House Bill No. 45

House Bill No. 45. A Bill for an Act to Amend and Reenact Sections 50-1202, 50-1203, 50-1205, 50-1206, 50-1207, XLII INDEX

50-1208, 50-1210, 50-1211, 50-1212, 50-1213, 50-1214, 50-1215, 50-1216 and 50-1217 of the North Dakota Revised Code of 1943, Relating to Child Placing Agencies.

Introduction, first reading, 44.
Referred to Committee on Social Welfare.
Reported back, 190.
Amended, sixth order, 210.
Engrossed, 221.
Passed, 227.
Forwarded to Senate, 269.
Returned by Senate, indefinitely postponed, 1014.

#### House Bill No. 46

House Bill No. 46. A Bill for an Act to Provide Facilities for the Peaceful Settlement of Industrial Disputes Through Mediation and Arbitration; Creating a Division of Mediation; Providing for Arbitration, and Providing for Appropriation.

Introduction, first reading, 44.
Referred to Committee on Labor Relations.
Reported back, 143.
Re-referred to Committee on Appropriations, 153.
Reported back, 319.
Passed, 349.
Returned by Senate, indefinitely postponed, 758.

## House Bill No. 47

House Bill No. 47. A Bill for an Act to Amend and Reenact Sections 57-3602, 57-3606, Subsections 2 and 3 of Section 57-3607, 57-3608, 57-3611, 57-3613 and Subsection 2 of Section 57-3620 of the North Dakota Revised Code of 1943, Relating to Tax on Cigarettes and Snuff and Removing the Tax on Cigarette Papers and Declaring an Emergency.

Introduction, first reading, 44.
Referred to Committee on Finance and Taxation.
Reported back, 125.
Passed, 145.
Forwarded to Senate, 154.
Returned by Senate, 208.
Enrolled, 221.
Signed by Speaker, 235.
Forwarded to Governor, 319.
Signed by Governor, February 3, 1949.

# House Bill No. 48

House Bill No. 48. A Bill for an Act to Amend and Reenact Sections 15-2509 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 15-2511 of the North Dakota Revised Code of 1943, Relating to Powers of School Districts to Admit Pupils from Other Districts and Providing for Payment of Tuition.

Introduction, first reading, 45.
Referred to Committee on Education.
Reported back, 112.
Passed, 131.
Forwarded to Senate, 154.
Returned by Senate, 334.

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Enrolled, 365. Signed by Speaker, 366. Forwarded to Governor, 446. Signed by Governor, 490.

# House Bill No. 49

House Bill No. 49. A Bill for an Act Providing for a Census of the Physically and Mentally Handicapped Residing Within the Confines of the State of North Dakota; Providing for the Administration of the Census; Providing for the Custody of the Data Obtained; Providing an Appropriation Therefor and Declaring an Emergency.

Introduction, first reading, 45. Referred to Committee on Appropriations, Re-referred to Committee on Social Welfare, 119. Reported back, indefinitely postponed, 152.

# House Bill No. 50

House Bill No. 50. A Bill for an Act to Amend and Reenact Section 39-1106 of the North Dakota Revised Code of 1943, Relating to the Clearance Lamps Required on Certain Motor Vehicles.

Introduction, first reading, 45.
Referred to Committee on Transportation.
Reported back, 155.
Passed, 184.
Forwarded to Senate, 205.
Returned by Senate, 374.
Enrolled, 393.
Signed by Speaker, 409.
Forwarded to Governor, 468.
Signed by Governor, 512.

# House Bill No. 51

House Bill No. 51. A Bill for an Act Regulating the Carrying and Displaying of Warning Devices by Certain Vehicles and Prescribing a Penalty.

Introduction, first reading, 45.
Referred to Committee on Transportation.
Reported back, 155.
Amended, sixth order, 171.
Engrossed, 189.
Passed, 201.
Forwarded to Senate, 225.
Returned by Senate, indefinitely postponed, 835.

# House Bill No. 52

House Bill No. 52. A Bill for an Act Regulating Vehicles Transporting Explosives on the Highways of This State and Prescribing a Penalty.

Introduction, first reading, 45.
Referred to Committee on Transportation.
Reported back, 249.
Amended, sixth order, 288.
Engrossed, 295.
Passed, 316.
Forwarded to Senate, 345.
Returned by Senate, indefinitely postponed, 835.

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#### House Bill No. 53

House Bill No. 53. A Bill for an Act to Amend and Reenact Section 18-0405 of the North Dakota Revised Code of 1943, Providing for an Appropriation for Fire Departments; and Declaring an Emergency.

Introduction, first reading, 45.
Referred to Committee on Appropriations.
Reported back, 112.
Passed, 128.
Forwarded to Senate, 154.
Returned by Senate, 334.
Enrolled, 365.
Signed by Speaker, 366.
Forwarded to Governor, 446.
Signed by Governor, 490.

# House Bill No. 54

House Bill No. 54. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for all of the Subdivisions Thereof, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing all Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Introduction, first reading, 45.
Referred to Committee on Appropriations.
Reported back, 394.
Amended, General Orders, 436.
General Orders, 417.
Other action, 1075, 1076, 1142, 1149.
Engrossed, 463.
Passed, 477, 1138.
Forwarded to Senate, 518.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1055.
Conference Committee, 1056, 1057, 1075.
Conference Committee report, 1138.
Signed by Speaker, 1181.
Enrolled, 1179.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

## House Bill No. 55

House Bill No. 55. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Gasoline Tax Division in the Office of the State Auditor.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 112.
Passed, 129.
Forwarded to Senate, 154.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 8, 1949.

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# House Bill No. 56

House Bill No. 56. A Bill for an Act Making an Appropriation for the Enforcement and Administration of the Attorney General Licensing Department.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 125.
Engrossed, 954.
Passed, 145, 895.
Forwarded to Senate, 154.
Returned by Senate, amended, 836.
Consideration of message from Senate, 895.
Enrolled, 955.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 8, 1949.

# House Bill No. 57

. House Bill No. 57. A Bill for an Act Making an Appropriation for the Purpose of Paying the Administrative Expenses and the State Aid of the State Equalization Fund.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 191.
Other action, 1173, 1176.
Passed, 213, 1169.
Forwarded to Senate, 252.
Returned by Senate, amended, 1087.
Consideration of message from Senate, 1135.
Conference Committee, 1135, 1137.
Conference Committee report, 1169.
Signed by Speaker, 1197.
Enrolled, 1197.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

# House Bill No. 58

House Bill No. 58. A Bill for an Act Making an Appropriation for Operation and Maintenance of the Auto Transportation Division.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 76.
Passed, 95, 896.
Forwarded to Senate, 113.
Returned by Senate, amended, 836.
Consideration of message from Senate, 896.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 8, 1949.

#### House Bill No. 59

House Bill No. 59. A Bill for an Act Making an Appropriation for Salaries and Expenses of the Livestock Dealers Division.

Introduction, first reading, 46.
Referred to Committee on Appropriations.

Reported back, 76.
Passed, 97, 897.
Forwarded to Senate, 113.
Returned by Senate, amended, 836.
Consideration of message from Senate, 897.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

# House Bill No. 60

House Bill No. 60. A Bill for an Act Making an Appropriation for the Installation of a Mezzanine Floor, Additional Shelving and an Electric Book Lift in the Law Library of the Supreme Court.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 222.
Passed, 253.
Forwarded to Senate, 300.
Returned to Senate, 587.
Enrolled, 605.
Signed by Speaker, 657.
Forwarded to Governor, 729.
Signed by Governor, 831.

# House Bill No. 61

House Bill No. 61. A Bill for an Act Making an Appropriation for Salaries and Expenses for the State Seed Department.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 191.
Other action, 1014.
Engrossed, 61.
Passed, 214, 998.
Forwarded to Senate, 252.
Returned by Senate, amended, 969.
Consideration of Senate amendment, 998.
Enrolled, 1021.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

# House Bill No. 62

House Bill No. 62. A Bill for an Act Making an Appropriation to Carry out the Provisions of Chapter 6-07 of the 1947 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

Introduction, first reading, 46.
Referred to Committee on Appropriations.
Reported back, 112.
Passed, 130.
Forwarded to Senate, 154.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

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# House Bill No. 63

House Bill No. 63. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings and Equipment of the School for the Deaf at Devils Lake, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.
Reported back, 469.
Other action, 1036, 1037, 1176, 1178.
Passed, 508, 1177.
Forwarded to Senate, 551.
Returned by Senate, amended, 1014.
Consideration of message from Senate, 1035.
Conference Committee, 1035.
Conference Committee report, 1177.
Enrolled, 1197.
Signed by Speaker, 1197.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

## House Bill No. 64

House Bill No. 64. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.
Reported back, 191.
Passed, 215.
Forwarded to Senate, 252.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

## House Bill No. 65

House Bill No. 65. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.
Reported back, 222.
Other action, 1173, 1176.
Conference Committee, 1000, 1013, 1020.
Report of Conference Committee, 1170.
Passed, 254, 1170.
Forwarded to Senate, 300.
Returned by Senate, amended, 969.
Consideration of message from Senate, 999.
Enrolled, 1197.
Signed by Speaker, 1197.
Forwarded to Governor, 1200.

# House Bill No. 66

House Bill No. 66. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs,

New Buildings, Equipment and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.

Reported back, 515.

Amended, sixth order, 552.

Unanimous consent, 597.

Other action, 1075, action reconsidered, 1118.

Returned to Senate, 1124, returned by Senate, 1135, 1142.

Engrossed, 587, 605.

Passed, 597, 1056.

Forwarded to Senate, 629.

Returned by Senate, amended, 1032.

Consideration of message from Senate, 1056, 1135.

Enrolled, 1179.

Signed by Speaker, 1181.

Forwarded to Governor, 1200.

Signed by Governor, March 12, 1949.

## House Bill No. 67

House Bill No. 67. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment for the Tuberculosis Sanatorium at San Haven, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.

Reported back, 469.

Action delayed one day, 509.

Other action, reconsider action on message from Senate, 999, 1014.

Passed, 531, 999.

Engrossed, 1021.

Forwarded to Senate, 585.

Returned by Senate, amended, 969.

Consideration of message from Senate, 999.

Enrolled, 1021.

Signed by Speaker, 1116.

Forwarded to Governor, 1196.

Signed by Governor, March 10, 1949.

# House Bill No. 68

House Bill No. 68. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Training School at Mandan, North Dakota.

Introduction, first reading, 47.

Referred to Committee on Appropriations.

Reported back, 469.

Amended, sixth order, 496.

Engrossed, 515.

Passed, 531.

Forwarded to Senate, 585.

Returned by Senate, 758.

Enrolled, 838.

Signed by Speaker, 890.

Forwarded to Governor, 944.

Signed by Governor, 1017.

# House Bill No. 69

House Bill No. 69. A Bill for an Act Making an Appropriation for General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Introduction, first reading, 47.
Referred to Committee on Appropriations.
Reported back, 319.
Amended, sixth order, 358.
Engrossed, 365, 837.
Passed, 375, 796.
Forwarded to Senate, 417.
Returned by Senate, amended, 758.
Concur in Senate amendments, 796.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

# House Bill No. 70

House Bill No. 70. A Bill for an Act Making an Appropriation for the General Maintenance and Operation of the North Dakota State Farm, Bismarck, North Dakota.

Introduction, first reading, 47.
Referred to Committee on Appropriations.
Reported back, 320.
Other action, 1173, 1176.
Passed, 350, 1172.
Forwarded to Senate, 396.
Returned by Senate, amended, 969.
Consideration of message from Senate, 1000.
Conference Committee, 1000, 1013, 1020.
Conference Committee report, 1171.
Enrolled, 1197.
Signed by Speaker, 1197.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

# House Bill No. 71

House Bill No. 71. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Introduction, first reading, 48.
Referred to Committee on Appropriations.
Reported back, 320.
Amended, sixth order, 358.
Engrossed, 365.
Passed, 376.
Forwarded to Senate, 417.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

#### House Bill No. 72

L

House Bill No. 72. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves, Coyotes, Foxes, Bobcats and Magpies.

Introduction, first reading, 48.
Referred to Committee on Appropriations.

Reported back, 320.

Passed, 351.

Forwarded to Senate, 396.

Returned by Senate, 587.

Enrolled, 605.

Signed by Speaker, 657. Forwarded to Governor, 729.

Signed by Governor, 831.

#### House Bill No. 73

House Bill No. 73. A Bill for an Act Making an Appropriation for the Use of the North Dakota Research Foundation.

Introduction, first reading, 48. Referred to Committee on Appropriations. Reported back, 115.

Passed, 132.

Forwarded to Senate, 154.

Returned by Senate, 334.

Enrolled, 365.

Signed by Speaker, 366.

Forwarded to Governor, 446.

Signed by Governor, 490.

#### House Bill No. 74

House Bill No. 74. A Bill for an Act Making an Appropriation for a Pension for Dennis Duane Crites, Minor Child of National Guardsman John E. Crites.

Introduction, first reading, 48. Referred to Committee on Appropriations. Reported back, 115.

Other action, Conference Committee report approved, 512, 527.

Engrossed, 515.

Passed, 133, as amended, 513.

Forwarded to Senate, 154.

Returned by Senate, amended, 374.

Enrolled, 515.

Signed by Speaker, 546.

Forwarded to Governor, 587.

Signed by Governor, 672.

#### House Bill No. 75

House Bill No. 75. A Bill for an Act Making an Appropriation to Pay the Costs of the Administration of the Old Age and Survivor Insurance System.

Introduction, first reading, 48.

Referred to Committee on Appropriations.

Reported back, 344.

Passed, 380.

Forwarded to Senate, 417.

Returned by Senate, 587.

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Enrolled, 605. Signed by Speaker, 657. Forwarded to Governor, 729. Signed by Governor, 831.

#### House Bill No. 76

House Bill No. 76. A Bill for an Act Making an Appropriation for the Operation, Maintenance and Miscellaneous Expenses of the Poultry Improvement Board.

Introduction, first reading, 48.
Referred to Committee on Appropriations.
Reported back, 320.
Passed, 351.
Forwarded to Senate, 396.
Returned by Senate, 637.
Enrolled, 665.
Signed by Speaker, 675.
Forwarded to Governor, 729.
Signed by Governor, 831.

#### House Bill No. 77

House Bill No. 77. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the State Hail Insurance Department.

Introduction, first reading, 48.
Referred to Committee on Appropriations.
Reported back, 116.
Other action, 988.
Engrossed, 1149.
Passed, 134, 973.
Forwarded to Senate, 154.
Returned by Senate, amended, 952.
Consideration of message from Senate, 973.
Enrolled, 1150.
Signed by Speaker, 1155.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

#### House Bill No. 78

House Bill No. 78. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Fire and Tornado Fund.

Introduction, first reading, 48.
Referred to Committee on Appropriations.
Reported back, 116.
Other action, 988.
Engrossed, 1149.
Passed, 135, 974.
Forwarded to Senate, 154.
Returned by Senate, amended, 952.
Consideration of message from Senate, 974.
Enrolled, 1150.
Signed by Speaker, 1155.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

#### House Bill No. 79

House Bill No. 79. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the State Bonding Fund.

Introduction, first reading, 48.
Referred to Committee on Appropriations.
Reported back, 116.
Other action, 988.
Engrossed, 1149.
Passed, 135, 976.
Forwarded to Senate, 154.
Returned by Senate, amended, 952.
Consideration of message from Senate, 975.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

# House Bill No. 80

House Bill No. 80. A Bill for an Act Making an Appropriation for the Salaries and Miscellaneous Expenses of the High School Correspondence Study.

Introduction, first reading, 49.
Referred to Committee on Appropriations.
Reported back, 499.
Amended, sixth order, 528.
Engrossed, 547.
Passed, 565.
Forwarded to Senate, 607.
Returned by Senate, 952. /
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

# House Bill No. 81

House Bill No. 81. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Bank of North Dakota.

Introduction, first reading, 49.
Referred to Committee on Appropriations.
Reported back, 222, 499.
Amended, sixth order, 528.
Further action delayed, 255.
Re-referred to Committee on Appropriations, 299.
Engrossed, 547.
Passed, 566.
Forwarded to Senate, 607.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

#### House Bill No. 82

House Bill No. 82. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Main-

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tenance and Operation of the State of North Dakota Doing Business as the North Dakota Mill and Elevator Association.

Introduction, first reading, 49.

Referred to Committee on Appropriations.

Reported back, 500.

Passed, 537.

Forwarded to Senate, 586.

Returned by Senate, 758.

Enrolled, 791.

Signed by Speaker, 890.

Forwarded to Governor, 944.

Signed by Governor, 1017.

#### House Bill No. 83

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purpose of Paying for Oleomargarine Stamps. and Declaring an Emergency.

Introduction, first reading, 49.

Referred to Committee on Appropriations.

Reported back, 116.

Passed, 136.

Forwarded to Senate, 154.

Returned by Senate, 334.

Enrolled, 365.

Signed by Speaker, 366.

Forwarded to Governor, 446.

Signed by Governor, 490.

# House Bill No. 84

House Bill No. 84. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Funds for the Operation of the State Hail Insurance Department; and Declaring an Emergency.

Introduction, first reading, 49.

Referred to Committee on Appropriations.

Reported back, 207.

Amended, 224.

Engrossed, 246.

Passed, 256.

Forwarded to Senate, 300.

Returned by Senate, 903.

Enrolled, 954.

Signed by Speaker, 961.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

#### House Bill No. 85

House Bill No. 85. A Bill for an Act Making an Appropriation to the Superintendent of Public Instruction Out of the State Equalization Fund to Meet Deficiencies in the Per Pupil, High School Tuition and Teacher Unit, for the Biennium Ending June 30, 1949; and Declaring an Emergency.

Introduction, first reading. 51.
Referred to Committee on Appropriations.

Reported back, 191.

Amended, 210.

Engrossed, 221.

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Passed, 228, 898.
Forwarded to Senate, 269.
Returned by Senate, amended, 836.
Consideration of message from Senate, 898.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

# House Bill No. 86

House Bill No. 86. A Bill for an Act Making an Appropriation for the General Maintenance of the Grafton State School and Declaring an Emergency.

Introduction, first reading, 57.
Referred to Committee on Appropriations.
Reported back, 76.
Passed, 97.
Forwarded to Senate, 113.
Returned by Senate, 252.
Enrolled, 283.
Signed by Speaker, 294.
Forwarded to Governor, 365.
Signed by Governor, 408.

### House Bill No. 87

House Bill No. 87. A Bill for an Act Making an Appropriation for the Operation and Maintenance of the Penitentiary Tag and Sign Plant; and Declaring an Emergency.

Introduction, first reading, 57.
Referred to Committee on Appropriations.
Reported back, 76.
Passed, 98.
Forwarded to Senate, 113.
Returned by Senate, 193.
Enrolled, 207.
Signed by Speaker, 220.
Forwarded to Governor, 319.
Signed by Governor, February 3, 1949.

### House Bill No. 88

House Bill No. 88. A Bill for an Act Making a Deficiency Appropriation for the Expenses of the Board of Administration and General Maintenance and Operation of the Capitol and Grounds; and Declaring an Emergency.

Introduction, first reading, 57.
Referred to Committee on Appropriations.
Reported back, 77.
Passed, 99.
Forwarded to Senate, 113.
Returned by Senate, 194.
Enrolled, 207.
Signed by Speaker, 220.
Forwarded to Governor, 319.
Signed by Governor, 490.

### House Bill No. 89

House Bill No. 89. A Bill for an Act to Amend and Reenact Section 1-0301 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Holidays.

Introduction, first reading, 58.
Referred to Committee on State and Federal Government.

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Reported back, 92.
Passed, 108.
Forwarded to Senate, 122.
Returned by Senate, 347.
Enrolled, 365.
Signed by Speaker, 366.
Forwarded to Governor, 446.
Signed by Governor, 490.

#### House Bill No. 90

House Bill No. 90. A Bill for an Act to Amend and Reenact Section 26-2211, of the North Dakota Revised Code of 1943, Providing for Crops Insurable; and Dates When Coverage on Insured Crops Commences and Terminates.

Introduction, first reading, 64.
Referred to Committee on Industry and Business.
Reported back, 150.
Amended, 170.
Engrossed, 189.
Passed, 195.
Forwarded to Senate, 205.
Returned by Senate, 736.
Enrolled, 753.
Signed by Speaker, 789.
Forwarded to Governor, 935.
Signed by Governor, 1017.

# House Bill No. 91

House Bill No. 91. A Bill for an Act to Amend and Reenact Section 26-2221 of the North Dakota Revised Code of 1943 Providing for the Time. When Application for Hail Insurance Shall Become Effective, and Prescribing the Duties of the Hail Insurance Commissioner on Receipt of Application.

Introduction, first reading, 64.
Referred to Committee on Industry and Business.
Reported back, 150, 395.
Amended, sixth order, 170.
Engrossed, 189.
Re-referred to Committee on Industry and Business, 196.
Passed, 422.
Forwarded to Senate, 467.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

### House Bill No. 92

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House Bill No. 92. A Bill for an Act Relating to Notice of Time and Place of Annual Elections in School Districts; Amending Section 15-2404 and Repealing Section 15-2407 of the North Dakota Revised Code of 1943.

Introduction, first reading, 68. Referred to Committee on Judiciary. Reported back, 93. Passed, 109. Forwarded to Senate, 122. LVI INDEX

Returned by Senate, 736. Enrolled, 753. Signed by Speaker, 789. Forwarded to Governor, 935. Signed by Governor, 1017.

### House Bill No. 93

House Bill No. 93. A Bill for an Act Defining Academic Freedom for Members of the Teaching Profession; Making Acts Restricting Such Freedom Unlawful; and Providing Penalties.

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Introduction, first reading, 68.
Referred to Committee on Education.
Reported back, 191.
Amended, 220.
Amended, General Orders, 220.
General Orders, 192, 220.
Action delayed one legislative day, 234.
Indefinitely postponed, 299.

### House Bill No. 94

House Bill No. 94. A Bill for an Act to Repeal Chapter 51-06 of the North Dakota Revised Code of 1943, Being Sections 51-0601, 51-0602, 51-0603, 51-0604, and 51-0605, Inclusive, of Said Revised Code, Relating to Trading Stamps and Devices in the State of North Dakota.

Introduction, first reading, 69.
Referred to Committee on General Affairs.
Reported back, 143.
Passed, 176.
Other action, reconsidered, 202.
Re-referred to Committee on General Affairs, 202.
Reported back, 284, action delayed one day, 284.
Reported back, indefinitely postponed, 305.

# House Bill No. 95

House Bill No. 95. A Bill for an Act Creating Subsection 68 of Section 40-0501 of the North Dakota Revised Code of 1943, Relating to Powers of Municipalities and Authorizing Municipal Governing Bodies to Acquire, Construct, Maintain, Operate, Control, and Finance Flood Control Projects, Both Within and Adjacent to Such Municipalities, Acquire the Necessary Real Estate and Easements Therefore by Purchase and Eminent Domain, and to Adopt Ordinances Regulating the Same.

Introduction, first reading, 69.
Referred to Committee on Political Subdivisions.
Reported back, 152.
Passed, 181.
Forwarded to Senate, 205.
Returned by Senate, 396.
Enrolled, 410.
Signed by Speaker, 433.
Forwarded to Governor, 491.
Signed by Governor, 512.

### House Bill No. 96

House Bill No. 96. A Bill for an Act Providing for a Weed Control Program on a Township and County Basis; Providing for Assistance Therein by the State and for

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Cooperation With Federal Agencies and Officers; Making an Appropriation to Reimburse Counties for Fifty Percent of the Cost of Such Program; and Declaring an Emergency, and Repealing Chapter 63-02 of the North Dakota Revised Code of 1943.

Introduction, first reading, 69.
Referred to Committee on Agriculture.
Reported back, 388.
Amended, sixth order, 417.
Re-referred to Committee on Appropriations, 417.
Indefinitely postponed, 605.

### House Bill No. 97

House Bill No. 97. A Bill for an Act to Amend and Reenact Section 6-0913 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading, 69.
Referred to Committee on Industry and Business.
Reported back, 249.
Action delayed, 289.
Passed, 304.
Forwarded to Senate, 345.
Returned by Senate, 736.
Enrolled, 753.
Signed by Speaker, 789.
Forwarded to Governor, 935.
Signed by Governor, 1017.

### House Bill No. 98

House Bill No. 98. A Bill for an Act to Amend and Reenact Section 37-1507 of the North Dakota Revised Code of 1943, Relating to Commandant of the Soldiers' Home.

Referred to Committee on Veterans and Military Affairs. Reported back, 143.
Passed, 163.
Forwarded to Senate, 190.
Returned by Senate, 468.
Enrolled, 492.
Signed by Speaker, 498.
Forwarded to Governor, 527.

#### House Bill No. 99

Signed by Governor, 578.

House Bill No. 99. A Bill for an Act Defining Coinoperated Phonographs; Providing for Licensing Same; Fixing Term and Amount of License; Providing for Administration and Enforcement; Disposition of Fees Collected; and Providing Penalties.

Introduction, first reading, 77.
Referred to Committee on General Affairs.
Reported back, 285.
Action deferred, 285.
Other action, indefinitely postponed, 306.
Motion to reconsider tabled, 306.

# House Bill No. 100

House Bill No. 100. A Bill for an Act to Amend and Reenact Section 2 of Chapter 334, Session Laws of 1945, Number 63-0306 of the 1947 Supplement to the North Dakota LVIII INDEX

Revised Code of 1943, Relative to the Cutting of Weeds and Grasses Along Township Highways; Charging the Expense to Adjoining Owners; Defining a Running Mile.

Introduction, first reading, 83.

Referred to Committee on Political Subdivisions.

Reported back, 285.

Amended, sixth order, 318, General Orders, 386.

General Orders, 336.

Other action, action deferred one day, 343.

Engrossed, 319, 393.

Passed, 402.

Forwarded to Senate, 417.

Returned by Senate, 519.

Enrolled, 547.

Signed by Speaker, 550.

Forwarded to Governor, 587.

Signed by Governor, 672.

#### House Bill No. 101

House Bill No. 101. A Bill for an Act to Amend and Reenact Section 27-0602 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salary and Expense of Court Reporters.

Introduction, first reading, 83.

Referred to Committee on Judiciary. Reported back, 168.

Amended, 194.

Other action, 1137.

Engrossed, 207.

Passed, 217, 1131.

Forwarded to Senate, 252.

Returned by Senate, amended, 1087.

Consideration of message from Senate, 1131.

Enrolled, 1179.

Signed by Speaker, 1181.

Forwarded to Governor, 1200.

Signed by Governor, March 19, 1949.

#### House Bill No. 102

House Bill No. 102. A Bill for an Act to Repeal Section 44-0810 of the North Dakota Revised Code of 1943.

Introduction, first reading, 84.

Referred to Committee on State and Federal Government. Reported back, 222. Lost for lack of a constitutional majority, 255.

### House Bill No. 103

House Bill No. 103. A Bill for an Act Authorizing and Directing the Secretary of State to Print and Distribute a Legislative Manual or North Dakota Blue Book; Repealing Section 46-0304 of the Revised Code of 1943; and Making an Appropriation Therefor.

Introduction, first reading, 84.

Referred to Committee on Appropriations.

Reported back, indefinitely postponed, 369.

# House Bill No. 104

House Bill No. 104. A Bill for an Act to Amend and Reenact Sections 58-0225, 58-0503, 58-0603, 58-0608, 58-0609, 58-0804, 58-1102, 58-1103, 58-1201 and 67-0901 of the North INDEX LIX

Dakota Revised Code of 1943 and 58-0401 and 57-1519 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Dates and Places of Township Meetings and Meetings of Township Officers and Providing for Publication of Notice of the Annual Meeting.

Introduction, first reading, 84.
Referred to Committee on Political Subdivisions.
Reported back, 285.
Amended, sixth order, 318.
Engrossed, 319.
Indefinitely postponed, 336.

### House Bill No. 105

House Bill No. 105. A Bill for an Act Making an Appropriation to the State Historical Society to Defray the Expenses of Repairing, Reconditioning, Improving and of the Upkeep of the Roosevelt Cabin at the State Capitol.

Introduction, first reading, 84.
Referred to Committee on Appropriations.
Reported back, 369.
Engrossed, 954.
Passed, 398, 900.
Forwarded to Senate, 440.
Returned by Senate, amended, 836.
Consideration of message from Senate, 899.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

# House Bill No. 106

House Bill No. 106. A Bill for an Act to Amend and Reenact Section 54-1705 of the North Dakota Revised Code of 1943, Relating to Approval of Acts of the Industrial Commission.

Introduction, first reading, 84.
Referred to Committee on State and Federal Government.
Reported back, 192.
Lost for lack of a constitutional majority, 226.
Other action reconsidered, 297.

Lost for lack of a constitutional majority, 298.

### House Bill No. 107

House Bill No. 107. A Bill for an Act Defining Public Utilities and Electrical and Natural Gas Appliances; Prohibiting Public Utilities From Engaging in Sale of Electrical or Natural Gas Appliances; Requiring Certificate; and Providing Penalties.

Introduction, first reading, 84. Referred to Committee on Industry and Business. Reported back, indefinitely postponed, 249.

#### House Bill No. 108

House Bill No. 108. A Bill for an Act to Amend and Reenact Sections 27-0305, 27-0306, Subsection 1 of Section 11-1704, 11-1705, 27-0740 and 27-0741 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Filing

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Fees in the Supreme, District and County Courts; Repealing Section 27-1208 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Declaring an Emergency.

Introduction, first reading, 84.
Referred to Committee on Judiciary.
Reported back, 303.
Passed, 332.
Forwarded to Senate, 345.
Returned by Senate, indefinitely postponed, 952.

#### House Bill No. 109

House Bill No. 109. A Bill for an Act to Amend and Reenact Section 15-2205, North Dakota Revised Code of 1943, Fixing Mileage and Travel Expense, Amount, and How Paid for County Superintendents of Schools, and Repealing Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 85.
Referred to Committee on Education.
Reported back, 301.
Amended, sixth order, 324, General Orders, 343.
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Other action, 989.
Engrossed, 365, 1149.
Passed, 360.
Forwarded to Senate, 396.
Returned by Senate, amended, 952.
Consideration of message from Senate, 976.
Enrolled, 1150.
Signed by Speaker, 1165.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

# House Bill No. 110

House Bill No. 110. A Bill for an Act to Repeal Chapter 39-15 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading, 85. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 224.

# House Bill No. 111

House Bill No. 111. A Bill for an Act_Permitting an Adverse Party in an Action Based on Negligence to Elicit Information Concerning Insurance.

Introduction, first reading, 85. Referred to Committee on Judiciary. Reported back, 207. Lost, 229.

# House Bill No. 112

House Bill No. 112. A Bill for an Act to Amend and Reenact Section 9-1006 of the North Dakota Revised Code of 1943, Fixing Liability for Negligence.

Introduction, first reading, 85. Referred to Committee on Judiciary. Reported back, 207.

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Passed, 230.

Forwarded to Senate, 252. Returned by Senate, indefinitely postponed, 1022.

# House Bill No. 113

House Bill No. 113. A Bill for an Act Validating Title to All Lands Acquired by Any County of This State Through Tax Deed Proceedings Prior to July 1, 1939, and Declaring an Emergency.

Introduction, first reading, 88. Referred to Committee on Judiciary. Reported back, 370.

Amended, sixth order, 396.

Engrossed, 410.

Action deferred, 423.

Passed, 449.

Forwarded to Senate, 499.

Returned by Senate, indefinitely postponed, 968.

#### House Bill No. 114

House Bill No. 114. A Bill for an Act Relating to Notice of Assignments of Accounts Receivable, Defining "Account Receivable" and Setting Forth the Effect of Such Assignments as Against Creditors and Subsequent Purchasers and Encumbrancers of Such Account.

Introduction, first reading, 88. Referred to Committee on Judiciary. Reported back, 207.

Passed, 231.

Forwarded to Senate, 269.

Returned by Senate, 552.

Enrolled, 605.

Signed by Speaker, 657.

Forwarded to Governor, 729.

Signed by Governor, 831.

# House Bill No. 115

House Bill No. 115. A Bill for an Act Relating to Electrical Installations and Repealing All Acts or Parts of Acts in Conflict Therewith.

Introduction, first reading, 88.
Referred to Committee on State and Federal Government.

Reported back, 301.

Amended, General Orders, 342. General Orders, 301. Action deferred one day, 359.

Engrossed, 365.

Passed, 379.

Forwarded to Senate, 396.

Returned by Senate, indefinitely postponed, 968.

#### House Bill No. 116

House Bill No. 116. A Bill for an Act to Amend and Reenact Section 11-1414 of the North Dakota Revised Code of 1943, Relating to County Treasurer's Reports of Disbursements to School Districts.

Introduction, first reading, 89.

Referred to Committee on Political Subdivisions.

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Reported back, 285.
Passed, 308.
Forwarded to Senate, 345.
Returned by Senate, 519.
Enrolled, 547.
Signed by Speaker, 550.
Forwarded to Governor, 587.
Signed by Governor, 672,

# House Bill No. 117

House Bill No. 117. A Bill for an Act to Provide for Absent Voters Ballots in City Elections.

Introduction, first reading, 94. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 320.

# House Bill No. 118

House Bill No. 118. A Bill for an Act to Amend and Reenact Section 5-0504 of the 1947 Supplement to the North Dakota Revised Code of 1943, Making it Unlawful to Permit Certain Persons in Any Place Where Beer or Other Alcoholic Beverages Are Sold, and Making it Unlawful for Certain Persons to Enter Any Place Where Intoxicating Beverages Are Sold, and Providing a Penalty.

Introduction, first reading, 94.
Referred to Committee on Social Welfare.
Reported back, 152, 285.
Re-referred to Committee on Social Welfare, 170.
Other action, indefinitely postponed, 306.

# House Bill No. 119

House Bill No. 119. A Bill for an Act to Amend and Reenact Section 15-2515 of the 1947 Supplement to the North. Dakota Revised Code of 1943, Relating to, Clerks of School Boards in Common School Districts.

Introduction, first reading, 94.
Referred to Committee on Education.
Reported back, 286.
Amended, sixth order, 318.
Engrossed, 319.
Passed, 336.
Forwarded to Senate, 366.
Returned by Senate, 736.
Enrolled, 753.
Signed by Speaker, 789.
Forwarded to Governor, 935.
Signed by Governor, 1017.

#### House Bill No. 120

House Bill No. 120. A Bill for an Act Amending and Reenacting Section 15-3404 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Transportation Payments in Common School Districts.

Introduction, first reading, 95. Referred to Committee on Education. Reported back, 150. Passed, 177. INDEX LXIII

Forwarded to Senate, 205. Returned by Senate, 736. Enrolled, 753. Signed by Speaker, 789. Forwarded to Governor, 935. Signed by Governor, 1017.

### House Bill No. 121

House Bill No. 121. A Bill for an Act to Amend and Reenact Section 39-0467 of the North Dakota Revised Code of 1943, Providing for the Distribution of Motor Vehicle Registration.

Introduction, first reading, 95.
Referred to Committee on Transportation.
Reported back, placed in General Orders, 302.
General Orders, 340.
Passed, 355.
Forwarded to Senate, 396.
Returned by Senate, indefinitely postponed, 952.

### House Bill No. 122

House Bill No. 122. A Bill for an Act Providing for Examinations of Physicians and Surgeons in Foreign Languages and Time of Giving Examinations; Lack of American Citizenship and Residence No Bar for License; Right of Appeal From Rejection of Application for License.

Introduction, first reading, 95. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 222.

#### House Bill No. 123

House Bill No. 123. A Bill for an Act to Repeal Chapter 43-09 of the North Dakota Revised Code of 1943, Relating to Electricians.

Introduction, first reading, 95. Referred to Committee on Industry and Business. Reported back, indefinitely postponed, 645.

# House Bill No. 124

House Bill No. 124. A Bill for an Act Making it Unlawful to go Into the Fields or Woods With a Gun or Firearms While Intoxicated; Extending to Game Wardens the Authority to Enforce the Act; and Providing Penalties.

Introduction, first reading, 95.
Referred to Committee on Social Welfare.
Reported back, 152.
Amended, sixth order, 171.
Other action, message from Senate, 428.
Engrossed, 189, 746.
Passed, 197, 759.
Forwarded to Senate, 225, 408.
Returned by Senate, amended, 396, 637.
Concur in Senate amendments, 709, 729.
Action delayed one day, 709.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

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#### House Bill No. 125

House Bill No. 125. A Bill for an Act to Amend and Reenact Section 16-1809 of the North Dakota Revised Code of 1943 and Section 16-1814 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Absent Voter's Ballot and Repealing Sections 16-1815 and 16-1816 of the North Dakota Revised Code of 1943.

Introduction, first reading, 95.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 302.

#### House Bill No. 126

House Bill No. 126. A Bill for an Act to Amend and Reenact Section 65-0109 of the North Dakota Revised Code of 1943, Relating to Injury Through Negligence of Third Person.

Introduction, first reading, 105.
Referred to Committee on Labor Relations.
Reported back, 250.
Amended, sixth order, 288.
Other action, 1014.
Engrossed, 295, 1021.
Passed, 317, 1001.
Forwarded to Senate, 345.
Returned by Senate, amended, 969.
Consideration of message from Senate, 1001.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 10, 1949.

#### House Bill No. 127

House Bill No. 127. A Bill for an Act to Amend and Reenact Section 25-0825 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Recovery of Expenses for Institutional Care From Patients, Estates of Patients, and From Veterans, Authorizing County Auditors to Collect Such Expenses for the County and the State, Providing That the Statute of Limitations Shall Not Bar the Collection of Such Expenses.

Introduction, first reading, 105.
Referred to Committee on State and Federal Government.
Reported back, 193.
Other action, return requested by Senate, 967.
Request granted, 973, reconsider action on motion to return, request not granted, 993.
Passed, 216.
Forwarded to Senate, 252.
Returned by Senate, 934.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 19, 1949.

# House Bill No. 128

House Bill No. 128. A Bill for an Act to Amend and Reenact Section 43-1106 of the 1947 Supplement to the 1943

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Revised Code of North Dakota, Relating to Compensation of State Board of Hairdressers and Cosmetologists.

Introduction, first reading, 105. Referred to Committee on General Affairs. Reported back, 286. Other action, indefinitely postponed, 308.

#### House Bill No. 129

House Bill No. 129. A Bill for an Act to Amend and Reenact Section 11-1512 of the North Dakota Revised Code of 1943, Relating to Sheriff's Mileage.

Introduction, first reading, 106.
Referred to Committee on Political Subdivisions.
Reported back, 286.
Amended, General Orders, 342.
General Orders, 309.
Engrossed, 365.
Passed, 359.
Forwarded to Senate, 396.
Returned by Senate, 507.
Enrolled, 515.
Signed by Speaker, 546.
Forwarded to Governor, 587.
Signed by Governor, 672.

# House Bill No. 130

House Bill No. 130. A Bill for an Act to Amend and Reenact Section 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Appeals From Decisions of the Workmen's Compensation Bureau.

Introduction, first reading, 106. Referred to Committee on Labor Relations. Reported back, 250. Action delayed, 293. Indefinitely postponed, 307.

### House Bill No. 131

House Bill No. 131. A Bill for an Act to Amend and Reenact Section 32-1906 of the North Dakota Revised Code of 1943, Relating to the Foreclosure of Real Estate Mortgages and Cancelation or Foreclosure of Land Contracts and What Judgments May Be Entered Therein.

Introduction, first reading, 106. Referred to Committee on Judiciary. Reported back, 302. Indefinitely postponed, 327.

### House Bill No. 132

House Bill No. 132. A Bill for an Act to Permit a Surviving Husband or Wife to Dissent From Terms of a Will, and to Elect to Inherit Under Laws of Succession.

Introduction, first reading, 106.
Referred to Committee on Judiciary.
Reported back, 302.
Passed, 328.
Returned by Senate, indefinitely postponed, 1022

#### House Bill No. 133

House Bill No. 133. A Bill for an Act to Amend and Re-enact Section 43-1538 of the North Dakota Revised Code of 1943, Relating to Renewal of Permits for the Operation or Maintenance of Pharmacies in This State, Failure to Make Application for Renewal of Permits Within Prescribed Time, Imposing a Penalty for Such Failure; and Declaring an Emergency.

Introduction, first reading, 106.
Referred to Committee on Industry and Business.
Reported back, 286.
Passed, 310.
Forwarded to Senate, 345.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

### House Bill No. 134

House Bill No. 134. A Bill for an Act to Amend and Re-enact Section 43-1534 of the North Dakota Revised Code of 1943, Relating to Operation of Pharmacy, Permit Required, Application and Fee; and Declaring an Emergency.

Introduction, first reading, 106.
Referred to Committee on Industry and Business.
Reported back, 286.
Other action, Senate requests return, 854.
Consideration of Senate message; 889, 977.
Passed, 310, 1117.
Forwarded to Senate, 345, 891.
Returned by Senate, 835, amended, 953.
Conference Committee, 977, 989, 994, 1118.
Conference Committee report, 1117.
Enrolled, 1179.
Signed by Speaker, 1181.
Forwarded to Governor, 1200.
Signed by Governor, March 19, 1949.

### House Bill No. 135

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 43-1537 N. D. R. C. of 1943, Relating to Permits for the Operation of Drug Stores, Fixing the Fee for Such Permit; and Declaring an Emergency.

Introduction, first reading, 106.
Referred to Committee on Industry and Business.
Reported back, 287.
Amended, sixth order, 318.
Engrossed, 319.
Passed, 337.
Forwarded to Senate, 366.
Returned by Senate, indefinitely postponed, 952.

#### House Bill No. 136

House Bill No. 136. A Bill for an Act to Amend and Reenact Section 57-2226 of the North Dakota Revised Code

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of 1943, Relating to the Deduction of Personal Property Taxes From Payments From Public Funds.

Introduction, first reading, 116.

Referred to Committee on Finance and Taxation.

Reported back, 250.

Passed, 289.

Forwarded to Senate, 300.

Returned by Senate, indefinitely postponed, 506.

### House Bill No. 137

House Bill No. 137. A Bill for an Act Authorizing the Transfer and Conveyance of Certain Lands Held by the State of North Dakota for the Use and Benefit of the State Historical Society by the State Historical Society to the State of North Dakota for the Use and Benefit of the State Game and Fish Commissioner in Exchange for Lands of the State of North Dakota Held for the Use and Benefit of the State Game and Fish Commissioner by the State Game and Fish Commissioner, and Authorizing Said Commissioner to Make the Necessary Transfer and Conveyance to Effect Such Exchange.

Introduction, first reading, 116. Referred to Committee on State and Federal Government. Re-referred to Committee on State and Federal Government, 256.

Reported back, 222, 295.

Passed, 325.

Forwarded to Senate, 366.

Returned by Senate, 952.

Enrolled, 966.

Signed by Speaker, 990.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

# House Bill No. 138

House Bill No. 138. A Bill for an Act Authorizing the Transfer and Conveyance of Certain Lands Held by the State of North Dakota for the Use and Benefit of the State Historical Society by the State Historical Society to the State of Norh Dakota to Constitute a Part of the School Lands of the State in Exchange for Lands of Equal Value Constituting a Part of the Permanent School Funds of Said State, and Authorizing the Board of University and School Lands to Make the Necessary Transfer and Conveyance to Effect Such Exchange.

Introduction, first reading, 116.

Referred to Committee on State and Federal Government.

Reported back, 295.

Amended, General Orders, 340. General Orders, 296.

Engrossed, 344.

Passed, 356.

Forwarded to Senate, 396.

Returned by Senate, 952.

Enrolled, 966.

Signed by Speaker, 990. Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

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### House Bill No. 139

House Bill No. 139. A Bill for an Act Authorizing the State of North Dakota to Transfer and Convey State School Lands, Lands Held by the State for the Use and Benefit of the State Historical Society or for the Use and Benefit of the State Game and Fish Commissioner, or Any Other Lands Owned by the State of North Dakota, All of Which Lands Are Within the Theodore Roosevelt National Memorial Park, to the United States, in Exchange for Federal Lands of Not Less Than Equal Value Lying Outside of Said Park, and Declaring an Emergency.

Introduction, first reading, 117.
Referred to Committee on State and Federal Government.
Reported back, 370.
Amended, General Orders, 406.
General Orders, 371.
Engrossed, 410.
Passed, 425.
Forwarded to Senate, 467.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

### House Bill No. 140

House Bill No. 140. A Bill for an Act to Amend and Reenact Section 15-2206 of the North Dakota Revised Code of 1943, Relating to Appointment and Salary of Deputy County Superintendents of Schools.

Introduction, first reading, 117.
Referred to Committee on Education.
Reported back, 296.
Passed, 326.
Forwarded to Senate, 366.
Returned by Senate, 934.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

#### House Bill No. 141

House Bill No. 141. A Bill for an Act to Repeal Chapter 57-49 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to the Taxation of Mineral Rights in Real Property When Severed From the Surface Rights Therein by Reservation in Deeds Conveying the Surface Rights and Providing for the Levy and Collection of Said Tax and the Distribution Thereof.

Introduction, first reading, 117. Referred to Committee on Finance and Taxation. Reported back, indefinitely postponed, 250. Other action, motion for reconsideration lost, 298.

#### House Bill No. 142

House Bill No. 142. A Bill for an Act to Amend and Reenact Section 37-1506 of the North Dakota Revised Code

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of 1943, Relating to Compensation of Members of Board of Trustees of the Soldiers' Home.

Introduction, first reading, 117.
Referred to Committee on Veterans and Military Affairs.
Reported back, 250.
Passed, 290.
Forwarded to Senate, 300.
Returned by Senate, 468.
Enrolled, 492.
Signed by Speaker, 498.
Forwarded to Governor, 527.
Signed by Governor, 578.

# House Bill No. 143

House Bill No. 143. A Bill for an Act to Establish a State Printing Office in the State of North Dakota; Providing That the State Printer Be the Manager; and for the Maintenance and Operation Therefor; for the Employment of Subordinates, Requiring a Bond From the State Printer and for the Purchase of Property; for Civil Actions in Connection Therewith; for Audit and Examination of Such Office and the Validity of Contracts; Requiring That Such Office Shall Handle the Printing for the State Government; Providing an Appropriation and Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Introduction, first reading, 125.
Referred to Committee on State and Federal Government.
Reported back, 321, 500.
Amended, sixth order, 358.
Re-referred to Committee on Appropriations, 358.
Other action, action delayed one day, 538.
Engrossed, 365.
Passed, 553.
Forwarded to Senate, 586.

Returned by Senate, indefinitely postponed, 1099.

#### House Bill No. 144

House Bill No. 144. A Bill for an Act to Amend and Reenact Subdivision (a) of Subsection 1 of Section 21-0306 of the North Dakota Revised Code of 1943, Relating to Purposes and Specific Limitations of Bond Issues, Authorizing Counties Maintaining County Agricultural and Training Schools to Issue Bonds to Provide Buildings for Such Schools.

Introduction, first reading, 125.
Referred to Committee on Education.
Reported back, 207.
Passed, 232.
Forwarded to Senate, 269.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

#### House Bill No. 145

House Bill No. 145. A Bill for an Act to Amend and Reenact Section 15-4211 of the North Dakota Revised Code of 1943, Relating to Selection and Determination of Salaries, LXX INDEX

Expenses and Mileage of the Principal, Teachers and Other Employees of County Agricultural and Training Schools.

Introduction, first reading, 125.
Referred to Committee on Education.
Reported back, 287.
Passed, 311.
Forwarded to Senate, 345.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

# House Bill No. 146

House Bill No. 146. A Bill for an Act Authorizing Certain School Districts to Make Special Levies for the Support of County Agricultural and Training Schools.

Introduction, first reading, 126.
Referred to Committee on Education.
Reported back, 208.
Passed, 233.
Forwarded to Senate, 269.
Returned by Senate, 758.
Enrolled,, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

# House Bill No. 147

House Bill No. 147. A Bill for an Act to Permit a Levy of One Mill in Excess of Other Levies Permitted by Law To Be Made by Counties Maintaining County Agricultural and Training Schools for Building Funds for Such Schools.

Introduction, first reading, 126.
Referred to Committee on Education.
Reported back, 287.
Engrossed, 837.
Passed, 312, 797.
Forwarded to Senate, 345.
Returned by Senate, amended, 758.
Concur in Senate amendements, 797.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

### House Bill No. 148

House Bill No. 148. A Bill for an Act to Amend and Reenact Section 6-0404 of the North Dakota Revised Code of 1943 Relating to Investments Authorized.

Introduction, first reading, 126.
Referred to Committee on Industry and Business.
Reported back, 250.
Passed, 291.
Forwarded to Senate, 300.
Returned by Senate, 758.
Enrolled, 838.

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Signed by Speaker, 890. Forwarded to Governor, 944. Signed by Governor, 1017.

### House Bill No. 149

House Bill No. 149. A Bill for an Act to Amend and Reenact Section 6-0311 of the North Dakota Revised Code of 1943 Relating to the Conversion of State Banking Associations Into National Banking Associations or the Merger or Consolidation of State Banking Associations With Other State Banking Associations or With National Banking Associations.

Introduction, first reading, 126.
Referred to Committee on Industry and Business.
Reported back, 250.
Passed, 292.
Forwarded to Senate, 300.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

#### House Bill No. 150

House Bill No. 150. A Bill for an Act to Amend and Reenact Section 6-0504 of the North Dakota Revised Code of 1943 Relating to Security Deposit Investments Required, and Securities in Which Investment May Be Made.

Introduction, first reading, 126.
Referred to Committee on Industry and Business.
Reported back, 250.
Passed, 292.
Forwarded to Senate, 300.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

#### House Bill No. 151

House Bill No. 151. A Bill for an Act to Amend and Reenact Section 49-0221 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Power of Public Service Commission to Regulate Electric Supply and Communication Lines.

Introduction, first reading, 126.
Referred to Committee on State and Federal Government.
Reported back, 321.
Amended, sixth order, 358.
General Orders, 359.
Other action, indefinitely postponed, 386.

### House Bill No. 152

House Bill No. 152. A Bill for an Act to Transfer Certain Agricultural Duties to the Commissioner of Agriculture and Labor.

Introduction, first reading, 126. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 296.

### House Bill No. 153

House Bill No. 153. A Bill for an Act to Provide for a Merit System for the State of North Dakota; Creating a State Personnel Board and Providing for the Appointment of a State Personnel Director; Designating Appointing Authorities; Defining Employees Who Are or Will Be Subject to This Act; and Clothing the Board With Powers to Make Rules to Classify Positions, to Study and Prepare Compensation Schedules, to Conduct Examinations, to Prepare Original Entrance and Promotional Lists and Make Certifications Therefrom, to Hold Hearings and Make Reinstatements, and to do Other Necessary Acts, Providing for an Appropriation and Prescribing a Penalty.

Introduction, first reading, 127.

Referred to Committee on State and Federal Government.

Reported back, 321. Action deferred one day, 353.

Other action, indefinitely postponed, 375.

# House Bill No. 154

House Bill No. 154. A Bill for an Act Legalizing and Validating Contracts by Cities for the Construction of Improvements and the Sale of Special Improvement Warrants to Finance the Costs Thereof, Notwithstanding Omission of Cash Basis Provision in Call for Bids or Omission of Notice of Meeting for Considering and Acting Upon Bids, and Declaring an Emergency.

Introduction, first reading, 127.

Referred to Committee on Judiciary.

Reported back, 303.

Passed, 329.

Forwarded to Senate, 366.

Returned by Senate, 1039.

Enrolled, 1116.

Signed by Speaker, 1116.

Forwarded to Governor, 1196.

Signed by Governor, March 11, 1949.

# House Bill No. 155

House Bill No. 155. A Bill for an Act to Amend and Reenact Section 43-0118 of the North Dakota Revised Code of 1943, Relating to Abstracter Fees and Declaring an Emergency.

Introduction, first reading, 143.

Referred to Committee on Industry and Business.

Reported back, 287.

Passed, 313.

Forwarded to Senate, 345.

Returned by Senate, 468.

Enrolled, 492.

Signed by Speaker, 498.

Forwarded to Governor, 527.

Signed by Governor, 578.

### House Bill No. 156

House Bill No. 156. A Bill for an Act to Amend and Reenact Section 15-4715 of the North Dakota Revised Code of 1943, Relating to School Contracts.

Introduction, first reading, 143.

Referred to Committee on Education.

Reported back, 296.
Passed, 327.
Forwarded to Senate, 366.
Returned by Senate, 968.
Enrolled, 994.
Signed by Speaker, 1017.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

# House Bill No. 157

House Bill No. 157. A Bill for an Act Requiring Ordained Ministers of the Gospel, Rabbis, Priests, Ministers of the Gospel Licensed by Regular Church Bodies or Denominations and by the Society of Friends or Quakers, Authorized to Perform the Marriage Rite, to File a Copy of Their Credentials, Their License or Ordination With the Judge of the County Court of Some County in This State, and the Recording of Same in Such County; Requiring Such Filing and Recording to Be Endorsed Upon and Recorded With Each Certificate of Marriage Granted by Such Minister; and Providing That Such Ministers, Priests or Pastors be of Lawful Age.

Introduction, first reading, 144.
Referred to Committee on Social Welfare.
Reported back, 296.
Amended, sixth order, 324.
Engrossed, 344.
Other action, indefinitely postponed, 355.

### House Bill No. 158

House Bill No. 158. A Bill for an Act Authorizing Two or More Incorporated Religious Societies, Churches, Congregations, Parishes, Chapters, Dioceses, Properties and Cathedrals to Consolidate, Merge, and Reorganize as a Single Religious Society, Church, Congregation, Parish, Chapter, Diocese, or Cathedral, by Complying With the Provisions of Law for the Consolidation, Merger and Reorganization of Such Corporation, and Declaring an Emergency.

Introduction, first reading, 144.
Referred to Committee on State and Federal Government.
Reported back, 371.
Amended, by unanimous consent, 399.
Engrossed, 410.
Passed, 398.
Forwarded to Senate, 440.
Returned by Senate, indefinitely postponed, 1057.

### House Bill No. 159

House Bill No. 159. A Bill for an Act to Amend and Reenact Sections 15-2503; 15-2515; 15-2531, Prescribing the Duties of Common School District Officers at Their Annual Meeting; the Clerk of a Common School District, His Duties, Reports, Compensation, and Making the Treasurer Exofficio Clerk of the School District; Providing for the Filling of Vacancies in Common School District Offices; and Repealing Section 15-2524, Fixing the Compensation of the Treasurer.

Introduction, first reading, 144. Referred to Committee on Education. LXXIV INDEX

Reported back, 296. Re-referred to Committee on Education, 296. Reported back, indefinitely postponed, 322.

### House Bill No. 160

House Bill No. 160. A Bill for an Act to Amend and Reenact Section 58-0502 of the North Dakota Revised Code of 1943, Making the Township Clerk Ex-officio Township Treasurer, and Repealing Section 58-0801 of the North Dakota Revised Code of 1943 Providing Compensation for the Township Treasurer.

Introduction, first reading, 144.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 410.

### House Bill No. 161

House Bill No. 161. A Bill for an Act to Amend and Reenact Section 5-0123 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Hours of Sale of Alcoholic Beverages and Providing a Penalty for Violation Thereof.

Introduction, first reading, 157.
Referred to Committee on Social Welfare.
Reported back, 287.
Action delayed, 287.
Other action, Committee report adopted, 306.
Passed, 334.
Forwarded to Senate, 366.
Returned by Senate, indefinitely postponed, 552.

#### House Bill No. 162

House Bill No. 162. A Bill for an Act Authorizing the County Commissioners in Any County in This State, Upon Application by a Duly Organized County Hospital Association, to Make a Levy Not to Exceed Eight Mills Upon the Assessed Valuation of the Property in the County for the Erection and Construction of a County Hospital, Providing for an Election To Be Held; Also Providing for Special Fund Derived From Such Tax Levy and Disbursements Thereof, Providing for Donations to Said Hospital or Community Association, and Providing for the Disposition of Said County or Community Hospital and Limiting the Number of Hospitals or Community Associations in Each County Provided for in This Act.

Introduction, first reading, 157.
Referred to Committee on Finance and Taxation.
Reported back, 388.
Amended, sixth order, 417.
Other action, 828, 830, Senate requests return, 946, 950, returned to Senate, 952, 1014.
Engrossed, 435, 1021.
Passed, 456, 828, 1002.
Forwarded to Senate, 499.
Consideration of message from Senate, 1002.
Returned by Senate, amended, 637, 969.
Conference Committee, 713.
Conference Committee report, 828.

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Enrolled, 1021. Signed by Speaker, 1116. Forwarded to Governor, 1196. Signed by Governor, March 11, 1949.

### House Bill No. 163

House Bill No. 163. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue To Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of said Law; to Provide for Certain Deductions and Exemptions; Establishing a Lien for the Payment of Such Tax; to Fix Fines and Penalties for the Violation of the Provisions of This Act.

Introduction, first reading, 157. Referred to Committee on Finance and Taxation. Request for additional time granted, 374. Reported back, 630. Amended, sixth order, 666. Amended, sixth order, 666, General Orders, 670. Other action, returned to Senate, 1128, 1130. Returned by Senate, 1135, 1156, 1162. Engrossed, 676. Passed, 692, 1140. Forwarded to Senate, 706. Returned by Senate, amended, 1023. Consideration of message from Senate, 1057, 1135. Conference Committee, 1057, 1058, 1075. Conference Committee report, 1139. Enrolled, 1197. Signed by Speaker, 1197. Forwarded to Governor, 1200. Signed by Governor, March 12, 1949.

#### House Bill No. 164

House Bill No. 164. A Bill for an Act to Amend and Reenact Section 24-0902 and to Repeal Section 24-0903 and Section 24-0905 of the North Dakota Revised Code of 1943, Relating to Warning Signs at Railroad Crossings.

Introduction, first reading, 157. Referred to Committee on Transportation. Reported back, indefinitely postponed, 288.

### House Bill No. 165

House Bill No. 165. A Bill for an Act to Prescribe the Time and Manner of Giving Notice of Annual and Special Meetings to Members of Mutual Insurance Companies Organized Under the Provisions of Chapter 26-08 of the North Dakota Revised Code of 1943; Prescribing What the By-laws of Such Companies May Provide as to What Shall Constitute a Quorum; Providing for Representation at Such Meetings by Proxy; Prescribing What Vote Shall Be Necessary to Approve or Reject Proposals at Such Meetings and for the

Amendment of Articles and By-laws; Providing for a Repeal of All Acts or Parts of Acts in Conflict With This Act, and Declaring an Emergency.

Introduction, first reading, 157.
Referred to Committee on Industry and Business.
Reported back, 395.
Amended, General Orders, 436.
General Orders, 423.
Engrossed, 463.
Passed, 476.
Forwarded to Senate, 518.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

### House Bill No. 166

House Bill No. 166. A Bill for an Act to Amend and Reenact Sections 6-0111, 12-4708, and 15-0203 of the North Dakota Revised Code of 1943 and Sections 4-1707, 6-0116, 18-0101, 19-0103, 20-0203, 20-0207, 20-0209, 20-0212, 24-0206, 25-0205, 27-0303, 38-0304, 39-0202, 54-2104, 54-2106 and 65-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salaries of State Officers and Employees.

Introduction, first reading, 158.
Referred to Committee on State and Federal Government.
Reported back, 322.
Action delayed one day, 353.
Amended, General Orders, 386.
General Orders, 366.
Engrossed, 393, 410.
Passed, 403.
Amended by unanimous consent, 403.
Forwarded to Senate, 440.
Returned by Senate, 736.
Enrolled, 753.
Signed by Speaker, 789.
Forwarded to Governor, 935.
Signed by Governor, 1017.

# House Bill No. 167

House Bill No. 167. A Bill for an Act Relating to Holiday Bank Transactions.

Introduction, first reading, 158.
Referred to Committee on Industry and Business.
Reported back, 288.
Passed, 314.
Forwarded to Senate, 345.
Returned by Senate, 758.
Enrolled, 893.
Signed by Speaker, 901.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

### House Bill No. 168

House Bill No. 168. A Bill for an Act to Amend and Reenact Section 15-2207 of the North Dakota Revised Code

of 1943, Relating to Clerks and Assistants, Office and Supplies for the County Superintendent of Schools.

Introduction, first reading, 158.

Referred to Committee on Education.

Reported back, 288.

Passed, 315.

Forwarded to Senate, 345.

Returned by Senate, 934.

Enrolled, 954.

Signed by Speaker, 961.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

# House Bill No. 169

House Bill No. 169. A Bill for an Act to Amend and Reenact Subdivision 4 of Section 26-1110 of the North Dakota Revised Code of 1943, Relating to Pensions for Officers and Directors of Domestic Life Insurance Companies.

Introduction, first reading, 158.
Referred to Committee on Industry and Business.

Reported back, 395.

Action deferred, 423.

Passed, 446.

Forwarded to Senate, 499.

Returned by Senate, 835.

Enrolled, 893.

Signed by Speaker, 901.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

# House Bill No. 170

House Bill No. 170. A Bill for an Act Creating Subsection 13 of Section 26-0811 of the 1947 Supplement to the North Dakota Revised Code of 1943; Amending Section 26-0812 of the 1947 Supplement to the North Dakota Revised Code of 1943, and Section 26-0813 of the North Dakota Revised Code of 1943; Relating to Investment in and Holding of Real Estate Other Than Farm Property by Domestic Insurance Companies.

Introduction, first reading, 158.

Referred to Committee on Industry and Business.

Reported back, 395.

Action deferred, 423.

Passed, 447.

Forwarded to Senate, 499.

Returned by Senate, 758.

Enrolled, 893.

Signed by Speaker, 901.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

# House Bill No. 171

House Bill No. 171. A Bill for an Act Relating to Conditional Sales Contracts by Which Title is Retained in the Seller Until Payment Has Been Made, Providing for Notice of Default, Time for Redemption, Sale of Property in Case of Repossession, Disposition of Surplus in Case of Sale; and Declaring an Emergency.

Introduction, first reading, 158.

Referred to Committee on Judiciary.

Reported back, 646. Amended, sixth order, 666. Engrossed, 676. Lost, 693.

### House Bill No. 172

House Bill No. 172. A Bill for an Act to Repeal Section 28-2709 and Section 33-1107 of the North Dakota Revised Code of 1943, Relating to Undertaking for Costs on Appeal From the District Court to the Supreme Court, and Undertaking for Costs on Appeal From Justice Court to the District Court.

Introduction, first reading, 159.
Referred to Committee on Judiciary.
Reported back, 303.
Passed, 330.
Forwarded to Senate, 366.
Returned by Senate, indefinitely postponed, 968.

#### House Bill No. 173

House Bill No. 173. A Bill for an Act to Amend and Reenact Section 27-0912 of the North Dakota Revised Code of 1943, Relating to New Names Supplied for List of Names of Persons Qualified as Jurors After Each Jury Term.

Introduction, first reading, 159.
Referred to Committee on Judiciary.
Reported back, 303.
Passed, 331.
Forwarded to Senate, 366.
Returned by Senate, 1014.
Enrolled, 1021.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

#### Houst Bill No. 174

House Bill No. 174. A Bill for an Act Providing for State Dog Licenses and Establishing a Fund for the Payment of Indemnity for Damage to Sheep Done by Dogs.

Introduction, first reading, 172. Referred to Committee on Agriculture. Reported back, indefinitely postponed, 345.

### House Bill No. 175

House Bill No. 175. A Bill for an Act to Amend and Reenact Sections 57-3716 and 57-3729 of the North Dakota Revised Code of 1943, Relating to Estate Taxes.

Introduction, first reading, 172.
Referred to Committee on Judiciary.
Reported back, 322.
Passed, 353.
Forwarded to Senate, 397.
Returned by Senate, 968.
Enrolled, 994.
Signed by Speaker, 1017.
Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

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House Bill No. 176. A Bill for an Act Authorizing and Permitting the Payment and Discharge of Delinquent Estate Taxes Where Such Estate Is of an Appraised Value of Less Than Fifty Thousand Dollars and Consists of at Least Twothirds in Value of Agricultural Lands and Farm Equipment and Livestock, or Products on Such Lands, and Where Such Estate Tax Shall Have Been Due and Payable Since Prior to July 1,1939, by the Payment of the Principal of Such Original Estate Tax, With One Percent Per Annum Penalty Thereon From Date Such Estate Tax Became Due, and Declaring an Emergency.

Introduction, first reading, 172.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 389.

### House Bill No. 177

House Bill No. 177. A Bill for an Act to Amend and Reenact Sections 47-1606 and 47-1615 of the North Dakota Revised Code of 1943, Relating to Renewal and Notice of Termination of Leases of Real Property.

Introduction, first reading, 172.
Referred to Committee on Judiciary.
Reported back, 442, 502.
Re-referred to Committee on Agriculture, 442.
Passed, 538.
Forwarded to Senate, 551.
Returned by Senate, indefinitely postponed, 968.

# House Bill No. 178

House Bill No. 178. A Bill for an Act to Amend and Reenact Section 47-0604 of the North Dakota Revised Code of 1943, Relating to Fixtures, Improvements and Soil Building Practices by Tenants on Leased Land.

Introduction, first reading, 172.
Referred to Committee on Agriculture.
Reported back, 389.
Passed, 419.
Forwarded to Senate, 441.
Returned by Senate, indefinitely postponed, 835.

#### House Bill No. 179

House Bill No. 179. A Bill for an Act to Amend and Reenact Section 43-0438 of the North Dakota Revised Code of 1943 Relative to the Licensing of Barbers From Other States and a Permit to Practice as a Journeyman Barber; and Declaring an Emergency.

Introduction, first reading, 172.
Referred to Committee on General Affairs.
Reported back, 502.
Amended, sixth order, 528.
Other action, indefinitely postponed, 529.

# House Bill No. 180

House Bill No. 180. A Bill for an Act to Amend and Reenact Section 35-0306 of the North Dakota Revised Code

of 1943, Relating to the Form of Mortgage and Fee for Recording Same.

Introduction, first reading, 194. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 547.

# House Bill No. 181

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Introduction, first reading, 194. Referred to Committee on State and Federal Government. Reported back, 442.

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Other action, reconsidered, 518, action, delayed one day, 545.

Lost for lack of constitutional majority, 554.

#### House Bill No. 182

House Bill No. 182. A Bill for an Act Authorizing the Superintendent of Public Instruction and School Districts to Enter Into Certain Agreements Pertaining to Public Education.

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House Bill No. 183. A Bill for an Act to Provide for Teacher Preparation Scholarships for Qualified Residents of North Dakota Who Express an Intent to Prepare for Rural Teaching; Providing for a Board to Administer the Provisions of the Act; Making an Appropriation and Declaring an Emergency.

Introduction, first reading, 195. Referred to Committee on Education. Reported back, 411, 516. Referred to Committee on Appropriations, 411. Amended, General Orders, 601. General Orders, 553. Other action, 1137. Engrossed, 605. Passed, 626, 1132. Forwarded to Senate, 629. Returned by Senate, amended, 1087.

Consideration of message from Senate, 1132. Enrolled, 1179. Signed by Speaker, 1181. Forwarded to Governor, 1200. Signed by Governor, March 12, 1949.

# House Bill No. 184

House Bill No. 184. A Bill for an Act to Repeal Chapter 289 of the Session Laws of 1945, as Amended by Chapter 324 of the Session Laws of 1947, and Designated as Chapter 54-35 of the 1947 Supplement to the North Dakota Revised Code of 1943, Known as an Act Relating to the Creation of a Legislative Research Committee and Prescribing Its Powers and Duties.

Introduction, first reading, 195. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 517.

#### House Bill No. 185

House Bill No. 185. A Bill for an Act to Amend and Reenact Section 43-1102 of the North Dakota Revised Code of 1943, Relating to Exemptions From the Provisions of Chapter 43-11 of Said Code, Relating to Hairdressers and Cosmetologists.

Introduction, first reading, 195.
Referred to Committee on General Affairs.
Reported back, 411.
Passed, 457.
Returned by Senate, indefinitely postponed, 799.

### House Bill No. 186

House Bill No. 186. A Bill for an Act to Amend and Reenact Section 57-0220 of the North Dakota Revised Code of 1943, Relating to Exemptions From Personal Property Tax.

Introduction, first reading, 210.
Referred to Committee on Finance and Taxation.
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House Bill No. 187. A Bill for an Act Making Records and Business Transactions of Irrigation Districts Public Records; Defining the Duties of Officers of Irrigation Districts; and Making the Violation Thereof Grounds for Removal.

Introduction, first reading, 210.
Referred to Committee on Agriculture.
Reported back, 502.
Passed, 539.
Forwarded to Senate, 586.
Returned by Senate, 835.
Enrolled, 893.
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Forwarded to Governor, 1186.
Signed by Governor, March 9, 1949.

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Introduction, first reading, 210. Referred to Committee on State and Federal Government. Reported back, 522.

Lost, 557.

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Introduction, first reading, 210.

Referred to Committee on State and Federal Government.

Reported back, 322.

Amended, sixth order, 359.

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House Bill No. 190. A Bill for an Act Providing for the Cleaning and Repairing of Drains by Boards of County Commissioners; Providing for the Levy of Special Assess-ments; Repealing Section 61-2142 of the North Dakota Re-vised Code of 1943 as Amended, and Declaring an Emergency.

Introduction, first reading, 210. Referred to Committee on Agriculture. Reported back, 492.

Amended, sixth order, 528.

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Engrossed, 547, 1149.

Passed, 567, 986.

Forwarded to Senate, 607.

Returned by Senate, amended, 904.

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Enrolled, 1150.

Signed by Speaker, 1155.

Forwarded to Governor, 1196.

Signed by Governor, March 11, 1949.

# House Bill No. 191

House Bill No. 191. A Bill for an Act Creating Subsection 69 of Section 40-0501 of the North Dakota Revised Code of 1943, Relating to Powers of Municipalities and Authorizing Municipal Governing Bodies to Acquire, Construct, Maintain, Operate, Finance and Control Public Rest Rooms and Facilities, Acquire the Necessary Real Estate Therefor by Purchase and Eminent Domain, and to Adopt Ordinances Regulating the Same.

Introduction, first reading, 210.
Referred to Committee on Political Subdivisions.

Reported back, 411.

Passed, 450.

Forwarded to Senate, 499.

Returned by Senate, 952.

Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

### House Bill No. 192

House Bill No. 192. A Bill for an Act to Create a Lien in Favor of a Dealer Who Sells Motor Vehicle Fuel and Lubricating Oil To Be Used in Crop Production Upon the Crops Produced.

Introduction, first reading, 211.
Referred to Committee on Judiciary.
Reported back, 322.
Amended, sixth order, 359.
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### House Bill No. 193

House Bill No. 193. A Bill for an Act to Repeal Section 35-0506 of the North Dakota Revised Code of 1943, Relating to Abstract of Crop Liens.

Introduction, first reading, 211. Reported back, 323. Lost, 354.

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Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

# House Bill No. 195

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Introduction, first reading, 211. Referred to Committee on State and Federal Government. Reported back, 442. Other action, 1014.
Engrossed, 1021.
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Forwarded to Senate, 518.
Returned by Senate, amended, 969.
Consideration of message from Senate, 1003.
Enrolled, 1021.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

#### House Bill No. 196

House Bill No. 196. A Bill for an Act Creating a State Painters and Decorators Commission, Defining the Terms "Master and Contracting Painter", Journeyman Painter", Apprentice Painter", Providing for the Appointment of the Members of Such Commission, Fixing Their Terms of Office and Their Compensation, Authorizing Such Commission to Promulgate Rules and Regulations Covering Examination and Licensing of Master, Journeyman and Apprentice Painters and the Bonding of Master Painters, Providing for Holding Such Examinations, Prohibiting Unlicensed Persons, Firms and Corporations From Engaging in the Business of Painting, Fixing Fees To Be Paid by Applicants for Examination, and Providing for the Issuance of Permits and for the Disposition of Such Funds, Providing for the Revocation of Permits, Providing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict Therewith, and Providing for a Savings Clause, and Providing for a Limitation Clause.

Introduction, first reading, 211.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 469.

### House Bill No. 197

House Bill No. 197. A Bill for an Act Defining Water Conservation; Requiring the State Game and Fish Commissioner to Set Aside and Spend Certain Moneys Therefor; Authorizing the Employment of a Director of Water Conservation; Appropriating Funds Therefor; and Declaring an Emergency.

Introduction, first reading, 212.
Referred to Committee on Natural Resources.
Reported back, 548.
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Indefinitely postponed, 605.

#### House Bill No. 198

House Bill No. 198. A Bill for an Act to Repeal Chapter 34-09 of the 1947 Supplement to the North Dakota Revised Code of 1943, Being Sections 34-0901, 34-0902, 34-0903, 34-0904, 34-0905, 34-0906, 34-0907, 34-0908, 34-0909, 34-0910, 34-0911, 34-0912, 34-0913, 34-0914, and 34-0915, Inclusive, Relating to Labor Unions in the State of North Dakota.

Introduction; first reading, 212. Referred to Committee on Labor Relations. Reported back, 445, 503.

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Re-referred to Committee on Labor Relations, 466. Amended, sixth order, 528. Engrossed, 547. Lost for lack of a constitutional majority, 568.

# House Bill No. 199

House Bill No. 199. A Bill for an Act to Repeal Chapter 34-04 of the North Dakota Revised Code of 1943, Being Sections 34-0401, 34-0402, 34-0403, 34-0404, 34-0405, 34-0406, and 34-0407, Inclusive, of Said Revised Code, Relating to Master and Servant in the State of North Dakota.

Introduction, first reading, 212. Referred to Committee on Labor Relations. Reported back, 523. Lost, 559.

# House Bill No. 200

House Bill No. 200. A Bill for an Act to Repeal Section 34-0114 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Right to Work Not To Be Abridged by Membership or Non-Membership in Labor Union.

Introduction, first reading, 212. Referred to Committee on Labor Relations. Reported back, 573. Lost, 617.

#### House Bill No. 201

House Bill No. 201. A Bill for an Act Repealing Section 34-0113 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Actions Under Fair Labor Standards Must Be Brought Within Certain Time.

Introduction, first reading, 212. Referred to Committee on Labor Relations. Reported back, indefinitely postponed, 523.

#### House Bill No. 202

House Bill No. 202. A Bill for an Act to Repeal Sections 51-0505 and 51-0509 of the North Dakota Revised Code of 1943, Relating to Auction Sales.

Introduction, first reading, 212.
Referred to Committee on General Affairs.
Reported back, 581.
Passed, 623.
Forwarded to Senate, 665.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

### House Bill No. 203

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Other action, reconsidered, 676.

Engrossed, 547.

Lost for lack of a constitutional majority, 569.

Passed, 677.

Forwarded to Senate, 690.

Returned by Senate, 968.

Enrolled, 995.

Signed by Speaker, 1017.

Forwarded to Governor, 1187.

Signed by Governor, March 9, 1949.

## House Bill No. 204

House Bill No. 204. A Bill for an Act Requiring a Bond To Be Furnished by Applicants for a License as a Dealer in Motor Vehicles, Conditioned Upon Compliance With the Law by Such Applicant, and Providing the Manner of Obtaining Certificates of Title by Dealers to Used Motor Vehicles Originating From Another State.

Introduction, first reading, 213.
Referred to Committee on State and Federal Government.

Reported back, 495.

Amended, unanimous consent, 540.

Other action, 1014.

Engrossed, 547, 1021.

Passed, 540, 1004.

Forwarded to Senate, 561.

Returned by Senate, amended, 969.

Consideration of message from Senate, 1004.

Enrolled, 1021.

Signed by Speaker, 1116.

Forwarded to Governor, 1196.

Signed by Governor, March 11, 1949.

## House Bill No. 205

House Bill No. 205. A Bill for an Act to Amend and Reenact Section 26-0324 of the North Dakota Revised Code of 1943, Relating to the Defense of Suicide in Suits on Life Insurance Policies.

Introduction, first reading, 213.
Referred to Committee on Industry and Business.
Reported back, 442.

Other action, indefinitely postponed, 481.

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### House Bill No. 206

House Bill No. 206. A Bill for an Act to Amend and Reenact Subsection 6 of Section 26-0335 of the North Dakota Revised Code of 1943, Relating to Provisions Required in Life Insurance Policy Issued on Other Than Standard Form, and Declaring an Emergency.

Introduction, first reading, 213.

Referred to Committee on Industry and Business.

Reported back, 442.
Amended, General Orders, 514.
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Engrossed, 515.
Passed, 544.
Forwarded to Senate, 551.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

## House Bill No. 207

House Bill No. 207. A Bill for an Act to Amend and Reenact Section 57-4106 and Section 57-4112 and Section 57-4113 of the North Dakota Revised Code of 1943, Relating to Motor Fuel License Tax Imposed on Dealers, and the Allocation of Said Tax.

Introduction, first reading, 213. Referred to Committee on Transportation. Other action, withdrawn, 339.

## House Bill No. 208

House Bill No. 208. A Bill for an Act Relating to Wages, Time and Condition of Payment; Defining Employer, Employee and Wages; Providing for Posting and Notification of Time and Rate of Wages Paid; Providing for Payment of Wages When Employees Are Separated From Payroll; Providing for Unconditional Payment Conceded To Be Due; Providing for Provisions of Law Not To Be Waived by Agreement; Providing for Forfeitures and Penalties for Violation of the Act; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 237.
Referred to Committee on Labor Relations.
Reported back, 631.
Amended, sixth order, 666.
Engrossed, 676.
Indefinitely postponed, 694.

### House Bill No. 209

House Bill No. 209. A Bill for an Act Appropriating Forty Thousand Dollars for the Building and Construction of a Central Coal Burning Heating Plant at Fraine Barracks, and Declaring an Emergency.

Introduction, first reading, 237. Referred to Committee on Appropriations. Reported back, indefinitely postponed, 469.

#### House Bill No. 210

House Bill No. 210. A Bill for an Act Making an Appropriation for a Pension for National Guardsman Nennor A. Nelson, Jr., and Declaring an Emergency.

Introduction, first reading, 237.
Referred to Committee on Appropriations.
Reported back, 469.
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# House Bill No. 211

House Bill No. 211. A Bill for an Act Regulating the Maximum Hours of Work an Employee, Other Than the Chief, in a Fire Department in Any City of North Dakota With a Population of Twenty Thousand or More Inhabitants, Shall be Required to Work in Any Two Week Period; and Prescribing a Penalty for Violation.

Introduction, first reading, 237.
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Reported back, 551.
Amended, sixth order, 577.
Engrossed, 605.
Passed, 620.
Forwarded to Senate, 665.
Returned by Senate, 799.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

## House Bill No. 212

House Bill No. 212. A Bill for an Act Creating and Establishing a Motor Vehicle Insurance Department of the State of North Dakota; Making the Procurement of Public Liability and Property Damage Insurance From the Motor Vehicle Insurance Department of the State of North Dakota or From Some Private Insurance Company Compulsory; Fixing the Powers and Duties of the Manager in Connection Therewith; Time for Filing Claims; Appropriation for a Fund With Which to Pay Losses or Claims; Authorizing the Issuance of Policies and the Setting of Rates; Establishment of a Reserve Fund; Reinsurance on Risks; Investment of Funds; Creating a Safety Board; and Repealing All Acts in Conflict Herewith.

Introduction, first reading, 238.
Referred to Committee on Industry and Business.
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# House Bill No. 213

House Bill No. 213. A Bill for an Act to Define and Regulate the Business of Making Loans in the Amount of Three Hundred Dollars or Less; to Require the Licensing of Persons Engaged in Such Business; to Fix a Maximum Rate of Interest Which May Be Charged by Such Licensees; to Provide for the Furnishing of Bonds by Such Licensees; to Provide for the Investigation of Such Licensees; to Author-

ize Making of Examinations and Investigations by the State Bank Examiner, and the Publication of Reports Thereof; to Regulate Assignments of Wages and Salaries When Given as Security to Such Licensees to Provide for a Review of the Findings and Decisions of the State Bank Examiner and Prescribing Penalties.

Introduction, first reading, 238.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 573.

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House Bill No. 214. A Bill for an Act to Amend and Reenact Section 57-0221 of the North Dakota Revised Code of 1943 Relating to Personal Property Tax Exemption for Certain Persons.

Introduction, first reading, 238.
Referred to Committee on Finance and Taxation.
Reported back, 523.
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Engrossed, 587.
Passed, 598.
Forwarded to Senate, 629.
Returned by Senate, 903.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

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House Bill No. 215. A Bill for an Act Creating and Establishing a North Dakota Highway Patrolmen's Retirement System; Creating and Establishing a Fund to Be Known as the North Dakota Highway Patrolmen's Retirement Fund; Providing for Payments Upon Retirement, Death, Disability, Voluntary and Involuntary Retirement From the North Dakota Highway Patrolmen's Retirement Fund; Providing for the Creation of a Board of Trustees and Defining Its Powers and Duties; Providing for Contributions by Members of the North Dakota Highway Patrol; Providing for the Guaranty and Appropriation by the State of North Dakota of Certain of Said Funds; Providing for the Subrogation of the State of North Dakota to the Rights of the Member or Dependent Against Certain Third Parties; Exempting Annuities, Allowances, Returns, Benefits and Rights From Taxation and Judicial Process; and Providing for Penalties.

Introduction, first reading, 238.
Referred to Committee on State and Federal Government.
Reported back, 495.
Amended, sixth order, 528.
Engrossed, 547.
Passed, 570.
Forwarded to Senate, 586.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
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House Bill No. 216. A Bill for an Act Amending and Re-enacting Subsection 3 of Section 30-2004 of the North Dakota Revised Code of 1943 Relating to Compensation Paid to Executors or Administrators.

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Referred to Committee on Judiciary.
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## House Bill No. 217

House Bill No. 217. A Bill for an Act to Amend and Reenact Section 37-1419 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Salary and Expenses of County Veterans' Service Officer.

Introduction, first reading, 239.
Referred to Committee on Veterans and Military Affairs.
Reported back, 548.
Passed, 588.
Forwarded to Senate, 629.
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Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

# House Bill No. 218

House Bill No. 218. A Bill for an Act to Amend and Reenact Chapter 272 of the Session Laws of 1947 Providing for the Exemption of Certain Disabled Veterans From Payment of Registration Fee for Vehicle Owned by Such Disabled Veteran and Exempting Such Veteran From the Payment of Sales and Use Tax on Subsequently Purchased Automobile, and Declaring an Emergency.

Introduction, first reading, 239.
Referred to Committee on Veterans and Military Affairs.
Reported back, 548.
Amended, sixth order, 577.
Engrossed, 605.
Passed, 621.
Forwarded to Senate, 665.
Returned by Senate, 934.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

### House Bill No. 219

House Bill No. 219. A Bill for an Act to Amend and Reenact Section 48-0206 of the North Dakota Revised Code of 1943, Relating to the Opening of Bids, the Awarding of Contracts and the Preference Given to North Dakota Contractors on Such Bids.

Introduction, first reading, 239.
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House Bill No. 220. A Bill for an Act to Repeal Section 44-0801 of the North Dakota Revised Code of 1943, Relating to the Preference Given to North Dakota Bidders and Sellers in Purchasing Any Goods, Merchandise, Supplies, or Equipment.

Introduction, first reading, 239.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 323.
Other action, reconsidered, 358.
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Passed, 382.
Forwarded to Senate, 397.
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### House Bill No. 221

House Bill No. 221. A Bill for an Act to Repeal Section 46-0215 of the North Dakota Revised Code of 1943, Relating to the Requirement That All Public Printing Must Be Done in the State of North Dakota.

Introduction, first reading, 240. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 495.

## House Bill No. 222

House Bill No. 222. A Bill for an Act to Repeal Section 24-1201 of the North Dakota Revised Code of 1943, Relating to the Awarding of Contracts for Bridge and Road Work and Giving Preference to the Residents of North Dakota.

Introduction, first reading, 240. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 323. Other action, reconsidered, 358. Laid over one day, 358. Lost for lack of constitutional majority, 383.

# House Bill No. 223

House Bill No. 223. A Bill for an Act to Amend and Reenact Section 35-0313 of the North Dakota Revised Code of 1943, Relating to Discharge of Real Estate Mortgage Not Renewed or Extended of Record.

Introduction, first reading, 240.
Referred to Committee on Judiciary.
Reported back, 372.
Amended, sixth order, 396.
Other action, 1075.
Engrossed, 410.
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Forwarded to Senate, 467.
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# House Bill No. 224

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 30-2111 of the North Dakota Revised Code of 1943, Relating to Recording Certified Copy of Decree of Distribution When It Affects the Title to Real Estate.

Introduction, first reading, 240.
Referred to Committee on Judiciary.
Reported back, 372.
Other action, 1075.
Passed, 400.
Forwarded to Senate, 441.
Returned by Senate, amended, 1023.
Consideration of message from Senate, 1060.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

#### House Bill No. 225

House Bill No. 225. A Bill for an Act to Amend and Reenact Section 57-3714 of the North Dakota Revised Code of 1943, Relating to County Court Assessing Estate Tax.

Introduction, first reading, 240. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 443.

## House Bill No. 226

House Bill No. 226. A Bill for an Act to Amend and Reenact Section 40-5107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Section 40-5108 of the North Dakota Revised Code of 1943, Relating to Inclusion of Territory Within City Limits by Resolution Initiated by Governing Body of City, Providing for a Computation of Property Owners, Providing That Territory Within Another Municipality Shall Not Be Annexed; Providing for Publication of Resolution; Providing for Protest; Providing Under What Circumstances Property Shall Not Be Annexed; Providing for a Hearing Thereof and for Personal Inspection of the Territory Proposed To Be Annexed; and Providing That Lands Used Exclusively for Farming or Pasturage Purposes Shall Not Be Annexed, and Declaring an Emergency.

Introduction, first reading, 241.
Referred to Committee on Political Subdivisions.
Reported back, 444, 631.
Re-referred to Committee on Political Subdivisions, 445.
Amended, sixth order, 667.
Other action, motion to indefinitely postpone lost, 669.
Action deferred, 1133, action deferred, 1157, 1158, 1162.
Engrossed, 676.
Passed, 695, 1162.
Forwarded to Senate, 706.
Returned by Senate, amended, 1099.

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Consideration of message from Senate ,1162. Enrolled, 1179. Signed by Speaker, 1181. Forwarded to Governor, 1200. Vetoed by Governor, March 19, 1949.

## House Bill No. 227

House Bill No. 227. A Bill for an Act Providing for Appeal to the District Court From Decision of Annexation Review Commission Relating to the Annexation of Territory by City; Providing for the Filing and Service of Notice of Appeal and Undertaking for Appeal and Providing for Determination by the District Court, and Declaring an Emergency.

Introduction, first reading, 241.
Referred to Committee on Judiciary.
Reported back, 443.
Passed, 482.
Forwarded to Senate, 499.
Returned by Senate, 1088.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Vetoed by Governor, March 19, 1949.

### House Bill No. 228

House Bill No. 228. A Bill for an Act to Amend and Reenact Section 11-1015 of the North Dakota Revised Code of 1943; Providing for Mileage of County Officials Unless Otherwise Provided by the Laws of This State, and Declaring an Emergency.

Introduction, first reading, 241.
Referred to Committee on State and Fedreal Government.
Reported back, 524.
Lost for lack of a constitutional majority, 560.
Amended, unanimous consent, 619.
Other action, reconsidered, 577.
Engrossed, 228.
Passed, 619.
Forwarded to Senate, 666.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

## House Bill No. 229

House Bill No. 229. A Bill for an Act Permitting the Board of Higher Education to Sell and Supply Steam Heating Service From Plants at Educational Institutions Under Their Jurisdiction for Private Use.

Introduction, first reading, 241.
Referred to Committee on Education.
Reported back, 323.
Re-referred to Committee on Education, 323.
Reported back, indefinitely postponed, 443.

### House Bill No. 230

House Bill No. 230. A Bill for an Act Providing That Before Any Person, Association, Partnership, or Corporation Shall Engage in the Sale at Wholesale of Liquor Within This State, a License Authorizing the Sale at Wholesale of Liquor of Over 4% Alcoholic Content of Weight, Shall Be Obtained From the State Tax Commissioner; Fixing the Fee To Be Charged for Such License; and Declaring an Emergency.

Introduction, first reading, 241
Referred to Committee on Social Welfare.
Transferred to Committee on Finance and Taxation, 368.
Reported back, 503.
Amended, sixth order, 529.
Other action, motion to reconsider lost, 607.
Engrossed, 547.
Lost, 571.

#### House Bill No. 231

House Bill No. 231. A Bill for an Act Reappropriating Any Unused Funds Previously Appropriated for the Veterans' Emergency Fund.

Introduction, first reading, 241.
Referred to Committee on Veterans and Military Affairs.
Reported back, 548, 606.
Re-referred to Committee on Appropriations, 548.
Passed, 659.
Forwarded to Senate, 676.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

## House Bill No. 232

House Bill No. 232. A Bill for an Act to Provide for the Transfer of a Part of the Unappropriated Surplus Now in the "Auto Transportation Fund" to the Credit of the "Highway Operating Fund" in the State Treasury, and Declaring an Emergency.

Introduction, first reading, 242.
Referred to Committee on Appropriations.
Reported back, 372.
Passed, 400.
Forwarded to Senate, 417.
Returned by Senate, 587.
Enrolled, 605.
Signed by Speaker, 657.
Forwarded to Governor, 729.
Signed by Governor, 831.

### House Bill No. 233

House Bill No. 233. A Bill for an Act Authorizing Counties, Under Certain Conditions, to Purchase or Rent Additional Road Machinery Necessary in Emergencies to Keep the Counties' Roads and Highways Open for Travel When Such Roads and Highways Have Become Impassable

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by Reason of Snow or the Effects of Flood or High Water; to Issue Bonds to Furnish Money With Which to Make Such Purchases Without an Election; Prescribing the Manner of Issuing and Selling Such Bonds and Limiting the Ambunts Thereof; Providing for a Sinking Fund With Which to Retire Such Bonds; and Declaring an Emergency.

Introduction, first reading, 242. Referred to Committee on Appropriations. Reported back, indefinitely postponed, 443.

## House Bill No. 234

House Bill No. 234. A Bill for an Act to Amend and Reenact Section 34-0904 of the 1947 Supplement to the North Dakota Revised Code of 1943, to Declare the Public Policy of the State of North Dakota Relating to the Rights of Workers to Associate With Their Fellows, to Organize and to Designate Representatives to Act as Bargaining Agents to Negotiate as to Rate of Pay, Hours and Working Conditions, and the Right of Workers to Decline to Associate With Their Fellows and Their Right To Be Free to Obtain Employment Wherever Possible Without Interference to Require Labor Unions to File Certain Statements and Reports With the Secretary of State as a Prerequisite to Their Right to Operate as Labor Unions, to Act as Bargaining Agents for Workers and to Negotiate and Execute Contracts, Relating to Wages, Hours and Working Conditions of Workers and Requiring Labor Unions to File a Statement of Their Name, by Which Name They May Proceed and Be Proceeded Against in the Courts of This State; to Require Employers to File Certain Statements and Reports With the Secretary of State; to Make Null and Void Contracts Executed by Labor Unions Without Having Complied With the Provisions of This Act; to Provide for the Fair and Impartial Conduct of Election by Employees on the Questions of Appointing a Bargaining Agent and of Calling a Strike; to Permit Peaceful Picketing of Employers and Making Picketing Unlawful Unless a Majority of the Employees Vote to Strike, to Make Boycotting, Secondary Boycotting and Sympathy Strikes Illegal; to Provide for Issuance of Injunctional Relief by the Courts; and Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 242. Referred to Committee on Labor Relations. Reported back, indefinitely postponed, 582.

## House Bill No. 235

House Bill No. 236. A Bill for an Act Providing That Clerks of District Courts, in Which Decrees of Divorce, or Judgments of Annulments of Marriages Have Been Entered, to Furnish Information to the State Registrar of Vital Statistics Relating to Such Decrees or Judgments.

Introduction, first reading, 243.
Referred to Committee on Social Welfare.
Reported back, 411.
Passed, 451.
Forwarded to Senate, 499.
Returned by Senate, 637.

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Enrolled, 665. Signed by Speaker, 675. Forwarded to Governor, 729. Signed by Governor, 831.

## House Bill No. 236

House Bill No. 236. A Bill for an Act Fixing the Time of the Day for the Commencement of the Deer Hunting Season, and Prescribing a Penalty for the Violation Thereof.

Introduction, first reading, 260.

Referred to Committee on Natural Resources.
Reported back, 548.

Passed, 589.

Forwarded to Senate, 607.

Returned by Senate, 952.

Enrolled, 966.

Signed by Speaker, 990.

Forwarded to Governor, 1186.

Signed by Governor, March 9, 1949.

## House Bill No. 237

House Bill No. 237. A Bill for an Act to Amend and Reenact Section 36-0510 of the North Dakota Revised Code of 1943 Relating to Inspection of Livestock Entering Sales Ring for Health, and Prescribing Fees.

Introduction, first reading, 260.
Referred to Committee on Agriculture.
Reported back, 504.
Amended, sixth order, 529.
Engrossed, 547.
Passed, 578.
Forwarded to Senate, 629.
Returned by Senate, 903.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1187.
Signed by Governor, March 9, 1949.

### House Bill No. 238

House Bill No. 238. A Bill for an Act Defining Strays and Estrays; Authorizing the Inspection of Cattle at All Livestock Markets; North Dakota Livestock Sanitary Board to Prescribe Rules for Inspection; Authorizing the North Dakota Stockmen's Association to Appoint Brand Inspectors and to Make Inspections of All Shipments and Consignments of Cattle at All Livestock Markets; Providing for the Sale of Estrays and Determination of the Ownership, and for the Disposition of the Moneys Received Therefor; Providing for Examination and Inspection of Accounts and Records by the State Examiner; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Introduction, first reading, 260.
Referred to Committee on Agriculture.
Reported back, 504.
Amended, sixth order, 529.
Engrossed, 547.
Passed, 579.

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Forwarded to Senate, 607. Returned by Senate, 903. Enrolled, 954. Signed by Speaker, 961. Forwarded to Governor, 1187. Signed by Governor, March 9, 1949.

# House Bill No. 239

House Bill No. 239. A Bill for an Act Authorizing Any Corporation or Association Organized Under Previously Existing Statutes, to Adopt and Be Bound by the Provisions of Chapter 10-12 of the North Dakota Revised Code of 1943, Relating to Mutual Aid Corporations.

Introduction, first reading, 261.
Referred to Committee on Agriculture.
Reported back, 495.
Passed, 541.
Forwarded to Senate, 586.
Returned by Senate, 835.
Enrolled, 893.
Signed by Speaker, 901.
Forwarded to Governor, 1186.
Signed by Governor, March 10, 1949.

# House Bill No. 240

House Bill No. 240. A Bill for an Act to Amend and Reenact Section 10-1508 of the North Dakota Revised Code of 1943, Relating to the Adoption and Amendment of Bylaws, and Setting Forth Quorum of Stockholder Requirements.

Introduction, first reading, 261.
Referred to Committee on Judiciary.
Reported back, 470.
Amneded, sixth order, 496.
Engrossed, 515.
Passed, 533.
Forwarded to Senate, 586.
Returned by Senate, indefinitely postponed, 1099.

### House Bill No. 241

House Bill No. 241. A Bill for an Act to Amend and Reenact Section 4-0712 of the North Dakota Revised Code of 1943, Relating to the Adoption, Amendment and Contents of By-laws.

f 1943, Relating to the Adoption, Amendment and Conf By-laws.
Introduction, first reading, 261.
Referred to Committee on Judiciary.
Reported back, 464, 632.

R-ereferred to Committee on Judiciary, 509. Amended, sixth order, 667, General Orders, 670.

General Orders, 669.

Other action, adoption of amendments reconsidered, 669, 1137.

Engrossed, 676.
Passed, 697, 1133.
Forwarded to Senate, 706.
Returned by Senate, amended, 1087.
Consideration of message from Senate, 1133.

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Enrolled, 1179.
Signed by Speaker, 1181.
Forwarded to Governor, 1200.
Signed by Governor, March 19, 1949.

## House Bill No. 242

House Bill No. 242. A Bill for an Act to Amend and Reenact Section 40-4510 of the North Dakota Revised Code of 1943, Relating to Police Pensions and Declaring an Emergency.

Introduction, first reading, 261.
Referred to Committee on Veterans and Military' Affairs.
Reported back, 548.
Passed, 590.'
Forwarded to Senate, 629.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1186.
Signed by Governor, March 10, 1949.

## House Bill No. 243

House Bill No. 243. A Bill for an Act to Amend and Re-enact Section 5-0211 of the North Dakota Revised Code of 1943, Fixing License Fees for Wholesalers and Distributors Authorized to Distribute Beer and Ale of Not to Exceed 4% Alcoholic Content by Weight; License and Restrictions.

Introduction, first reading, 261.
Referred to Committee on Social Welfare.
Transferred to Committee on Finance and Taxation, 368.
Reported back, 505.
Amended, sixth order, 529.
Engrossed, 547.
Lost for lack of a constitutional majority, 580.

## House Bill No. 244

House Bill No. 244. A Bill for an Act Providing for the Payment of Expenses to Certain State Officers, Making an Appropriation and Declaring an Emergency.

Introduction, first reading, 261. Referred to Committee on Appropriations. Reported back, indefinitely postponed, 470.

### House Bill No. 245

House Bill No. 245. A Bill for an Act to Amend and Reenact Sections 57-15061 and 57-15062 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to County Tax Levy for Farm to Market Road, Election Therefore and the Fund Raised and Use Thereof.

Introduction, first reading, 261.
Referred to Committee on Transportation.
Reported back, 411.
Passed, 452.
Forwarded to Senate, 499.
Returned by Senate, 934.

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Enrolled, 966. Signed by Speaker, 990. Forwarded to Governor, 1187. Signed by Governor, March 10, 1949.

## House Bill No. 246

House Bill No. 246. A Bill for an Act Relating to Real Estate Brokers and Salesmen and Creating a State Real Estate Commission; Defining Terms; Providing for Appointment, Terms and Qualifications of Members of State Real Estate Commission; Defining Powers, Organization and Duties Thereof; Requiring Real Estate Brokers and Salesmen Doing Business in Cities of Five Thousand Population or Over to Secure License; Prohibiting Certain Acts, and Providing for Revocation and Suspension of Licenses for Cause After Hearing Under Chapter 32 of Title Judicial Procedure Civil; Providing for Penalty, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 262. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 464.

### House Bill No. 247

House Bill No. 247. A Bill for an Act to Amend and Reenact Sections 23-1131, 23-1132, 23-1133, 23-1134 and 23-1135 of the North Dakota Revised Code of 1943, to Authorize Housing Authorities to Undertake the Development or Administration of Projects to Assure the Availability of Safe and Sanitary Dwellings for Persons Engaged in National-defense Activities and Veterans of World War I and World War II; to Authorize housing Authorities to Cooperate With or Act as Agent of the Federal Government in the Development and Administration of Such Projects of the Federal Government, to Acquire or Lease Such Projects and to Sell Certain Projects to the Federal Government; to Authorize Public Bodies to Assist Such Projects of Housing Authorities and of the Federal Government; Defining "Veteran", and Declaring an Emergency.

Introduction, first reading, 262.
Referred to Committee on Veterans and Military Affairs.
Reported back, 549.
Other action, 989.
Engrossed, 1115.
Passed, 590, 979.
Forwarded to Senate, 629.
Returned by Senate, amended, 953.
Consideration of message from Senate, 978.
Enrolled, 1116.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

## House Bill No. 248

House Bill No. 248. A Bill for an Act to Amend and Reenact Section 40-4611 of the North Dakota Revised Code of 1943, Relating to Employees' Pensions in Cities and Declaring an Emergency.

Introduction, first reading, 262. Referred to Committee on Veterans and Military Affairs. Reported back, 549.
Passed, 591.
Forwarded to Senate, 629.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

## House Bill No. 249

House Bill No. 249. A Bill for an Act to Facilitate Housing for Veterans of World War I and World War II; to Authorize Cooperation With the Officers and Agencies of the United States Government in Respect Thereto; Granting Certain Emergency Powers to the Governor and Any State Agency or Official Designated by Him, and Declaring an Emergency.

Introduction, first reading, 262.
Referred to Committee on Veterans and Military Affairs.
Reported back, 549.
Passed, 592.
Forwarded to Senate, 629.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

## House Bill No. 250

House Bill No. 250. A Bill for an Act to Amend and Reenact Section 30-2311 of the North Dakota Revised Code of 1943, Relating to the Filing of Accounts by Guardians of Wards Receiving Benefits From the Veterans Administration; Providing for Certification of Securities or Investments and Bank Deposits Held by Such Guardians; Providing for the Furnishing of Copies of Accounts and Petitions to the Veterans Administration and Relating to Notices and Hearings Thereon.

Introduction, first reading, 262.
Referred to Committee on Veterans and Military Affairs.
Reported back, 549.
Passed, 593.
Forwarded to Senate, 629.
Returned by Senate, indefinitely postponed, 968.

## House Bill No. 251

House Bill No. 251. A Bill for an Act Establishing Limits on Exchange Charges.

Introduction, first reading, 263.
Referred to Committee on Industry and Business.
Reported back, 573.
Amended, sixth order, 615, General Orders, 669.
General Orders, 659.
Engrossed, 630.
Other action, indefinitely postponed, 671.

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## House Bill No. 252

House Bill No. 252. A Bill for an Act to Amend and Reenact Section 36-1101 of the North Dakota Revised Code of 1943, Relating to Stock Running at Large.

Introduction, first reading, 263.

Referred to Committee on Agriculture.

Reported back, indefinitely postponed, 495.

### House Bill No. 253

House Bill No. 253. A Bill for an Act Establishing the Doctrine of Comparative Negligence in Tort Actions.

Introduction, first reading, 263.

Referred to Committee on Judiciary.

Reported back, 443.

Passed, 483.

Forwarded to Senate, 499.

Returned by Senate, indefinitely postponed, 1023.

# House Bill No. 254.

House Bill No. 254. A Bill for an Act Providing for Annexation of Remaining Portions of Reorganized School Districts to Other Districts.

Introduction, first reading, 263. Referred to Committee on Education. Reported back, 633.

Passed, 679.

Forwarded to Senate, 690.

Returned by Senate, 968.

Enrolled, 995.

Signed by Speaker, 1017.

Forwarded to Governor, 1187.

Signed by Governor, March 10, 1949.

### House Bill No. 255

House Bill No. 255. A Bill for an Act to Amend and Reenact Section 53-0404 of the North Dakota Revised Code of 1943, Relating to Licensing of Amusement Games.

Introduction, first reading, 263. Referred to Committee on General Affairs.

Reported back, indefinitely postponed, 582.

# House Bill No. 256

House Bill No. 256. A Bill for an Act to Amend and Reenact Section 10-0403 of the 1947 Supplement to the North Dakota Revised Code of 1943, Defining Securities Exempted From the Provisions of Chapter 10-04 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading, 263.

Referred to Committee on Industry and Business.

Reported back, 574.

Amended, sixth order, 615.

Other action, 934.

Engrossed, 630.

Passed, 661, 931.

Forwarded to Senate, 666.

Returned by Senate, amended, 904.

Consideration of message from Senate, 931. Enrolled, 966. Signed by Speaker, 990. Forwarded to Governor, 1125. Signed by Governor, March 15, 1949.

#### House Bill No. 257

House Bill No. 257. A Bill for an Act to Repeal Section 57-1523 of the North Dakota Revised Code of 1948 Relating to the Levy of a Per Capita School Tax.

Introduction, first reading, 263.
Referred to Committee on Finance and Taxation.
Reported back, 505.
Other action, reconsidered, 556.
Passed, 542.
Lost, 600.

### House Bill No. 258

House Bill No. 258. A Bill for an Act to Amend and Reenact Section 30-1802 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Notice to Creditors by Administrators or Executors.

Introduction, first reading, 263.
Referred to Committee on Judiciary.
Re-referred to Committee on Judiciary, 556.
Reported back, 464, 633.
Amended, sixth order, 496, 667, General Orders, 670.
General Orders, 667.
Other action, reconsidered, 556.
Engrossed, 515, 676.
Lost, 534.
Passed, 698.
Forwarded to Senate, 706.
Returned by Senate, indefinitely postponed, 1023.

# House Bill No. 259

House Bill No. 259. A Bill for an Act Requiring Employers Having Contractual Relations With Labor Union to File Certain Statements With the Secretary of State.

Introduction, first reading, 264.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 582.

# House Bill No. 260

House Bill No. 260. A Bill for an Act Permitting the Bank of North Dakota to Transfer Funds to Other State Departments, to Make Loans and Extend Credit Under Limitations, and Providing Method of Obtaining Additional Funds; Amending and Reenacting Section 6-0915 of the North Dakota Revised Code of 1943.

Introduction, first reading, 264.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 606.

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### House Bill No. 261

House Bill No. 261. A Bill for an Act Making an Appropriation to the State Historical Society for Land Acquisition, Fences, Roads, Parking Area, Picnic Area Development, Beach Improvement and Repairs and Improvements to Lodge and Other Buildings in the Sum of Twenty-three Thousand Dollars, for Proposed Development of Lake Metigoshe State Park.

Introduction, first reading, 264.
Referred to Committee on Appropriations.
Reported back, 524.
Amended, sixth order, 553.
Engrossed, 587.
Passed, 599.
Forwarded to Senate, 629.
Returned by Senate, 799.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

## House Bill No. 262

House Bill No. 262. A Bill for an Act Authorizing the State Board of Higher Education to Sell and Convey a Tract of Land, Described as That Portion of the South Half of Section 35, Township 140 North Range 49 West of the 5th P. M., Which Lies South of the Great Northern Railway Right of Way, and to Use the Proceeds of Said Sale for the Purchase of Other Suitable Agricultural Land.

Introduction, first reading, 264.
Referred to Committee on State and Federal Government.
Reported back, 443.
Amended, sixth order, 466.
Engrossed, 492.
Passed, 507.
Forwarded to Senate, 551.
Returned by Senate, 934.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

# House Bill No. 263

House Bill No. 263. A Bill for an Act to Provide for the imposition of a license tax upon all persons and corporations having their principal place of business outside of the State of North Dakota but maintaining within this State branch stores or distributing depots for sale or distribution of goods or property at retail; establishing the rates thereof, exemptions therefrom, and fixing penalties for violation.

Introduction, first reading, 264.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 525.

# House Bill No. 264

House Bill No. 264. A Bill for an Act to Amend and Reenact Section 15-5314 and 15-5320 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to the

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Reorganization Plan for School Districts To Be Submitted to the State Committee, and the Method of Voting in the Reorganized Districts.

Introduction, first reading, 264.
Referred to Committee on Education.
Reported back, 633.
Amended, sixth order, 667.
Engrossed, 676.
Passed, 699.
Forwarded to Senate, 706.
Returned by Senate, 1088.
Enrolled, 1116.
Signed by Speaker, 1116.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

## House Bill No. 265

House Bill No. 265. A Bill for an Act to Amend and Reenact Section 39-0309 of the North Dakota Revised Code of 1943, Relating to Powers of Commissioner and Highway Patrol.

Introduction, first reading, 264.

Referred to Committee on Transportation.

Reported back, 411.

Amended, sixth order, 436.

Other action, Senate requests return, 946, 950, returned to Senate, 952.

Engrossed, 463.

Passed, 471.

Forwarded to Senate, 518.

Returned by Senate, 934, indefinitely postponed, 968.

## House Bill No. 266

House Bill No. 266. A Bill for an Act to Amend Section 15-2505 as Amended and Section 15-2905 of the North Dakota Revised Code of 1943, Relating to Compensation of Board Members in Common and Special School Districts.

Introduction, first reading 265.
Referred to Committee on Education.
Reported back, 411.
Amended, sixth order, 436.
Engrossed, 463.
Passed, 472.
Forwarded to Senate, 518.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 899.
Forwarded to Governor, 944.
Signed by Governor, 1017.

### House Bill No. 267

House Bill No. 267. A Bill for an Act Establishing a Liability Insurance Department for the Purpose of Furnishing Indemnity Against Claims for Damages Against the Owners and Operators of Motor Vehicles and Providing for the Following Essentials in Connection Therewith: Department Established; Creating Commission and Defining Powers

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and Duties; Commission to Employ Manager, Attorney and Other Employees; Removal and Discharge of Appointees; Motor Vehicle Liability Insurance Fund; How Created; How Maintained; Permanent Surplus; Type of Insurance; Type of Policy Defining Terms; Scope of Coverage; Policy; Limitation of Liability; Premiums; Notice of Accident; Claims; Filing and Limitation of Time; Adjustment of Claims; Action on Claims; Limitation of Time; Amount of Judgment; Payment of Claims and Judgments; Penalty for Making False Claim; To Whom Act Applies; Extent of Territory; Compulsory Insurance; Cancelation of Policy; Suspension of Driver's License; Penalty for Driving Without Insurance; Definition of Insured; Application for Insurance; Employment of Counsel by Insured; Insured; Additional Private Insurance.

Introduction, first reading, 265.
Referred to Committee on Industry and Business.
Reported back 647.
Amended, sixth order, 667.
Other action, indefinitely postponed, 667.

### House Bill No. 268

House Bill No. 268. A Bill for an Act to Amend and Reenact Section 39-0303 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Patrolmen: Appointment; Removal; Duties.

Introduction, first reading, 265.

Refrered to Committee on State and Federal Government.

Reported back, 526.

Other action, 893, 934.

Passed, 561, 932.

Forwarded to Senate, 586.

Returned by Senate, amended, 799.

Consideration of message from Senate, 932.

Enrolled, 966.

Signed by Speaker, 990.

Forwarded to Governor, 1187.

Signed by Governor, March 10, 1949.

# House Bill No. 269

House Bill No. 269. A Bill for an Act Providing for the Cancellation of Checks Issued by the State Department of Health, Which Are More Than Six Years Old and Deposit to General Fund and Subsequent Payment.

Introduction, first reading, 265.
Referred to Committee on Social Welfare.
Reported back, 412.
Amended, sixth order, 436.
Engrossed, 463.
Passed, 473.
Forwarded to Senate, 518.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

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## House Bill No. 270

House Bill No. 270. A Bill for an Act Making an Appropriation to the Board of Administration for the Purchase of Lots for the Capitol Grounds.

Introduction, first reading, 265.
Referred to Committee on Appropriations.
Reported back, 347.
Passed, 384.
Forwarded to Senate, 417.
Returned by Senate, 758.
Enrolled, 791.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

## House Bill No. 271

House Bill No. 271. A Bill for an Act to Provide for Continued Operation of Schools in Reorganized Districts.

Introduction, first reading, 265.
Referred to Committee on Education.
Reported back, 634.
Amended, sixth order, 667.
Engrossed, 676.
Passed, 700.
Forwarded to Senate, 706.
Returned by Senate, 968.
Enrolled, 995.
Signed by Speaker, 1017.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

# House Bill No. 272

House Bill No. 272. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 125 of the North Dakota Session Laws of 1947, Relating to the Erection and Operation of War Memorials; Authorizing a County to Join With a City, School District, or Other Public or Private Non-profit Corporation or Agency in the Erection and Operation of Such War Memorials, and Declaring an Emergency.

Introduction, first reading, 266.
Referred to Committee on Veterans and Military Affairs.
Reported back, 549.
Amended, sixth order, 577.
Other action, 1075.
Engrossed, 605.
Passed, 622, 1061.
Forwarded to Senate, 666.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1061.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

### House Bill No. 273

House Bill No. 273. A Bill for an Act Authorizing the Creation, Establishment and Operation of Investment Trust

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Companies in the State of North Dakota, Providing for the Supervision Thereof by the State Examiner, and Regulating the Business To Be Conducted by Such Companies.

Introduction, first reading, 266.

Referred to Committee on Industry and Business.

Reported back, 574.

Amended, sixth order, 615.

Other action, reconsidered, 665, placed on calendar, 665, moved to head of calendar, 683, 1014.

Engrossed, 630, 1021.

Lost for lack of constitutional majority, 662.

Passed, 683, 1005.

Forwarded to Senate, 690.

Returned by Senate, amended, 935.

Consideration of message from Senate, 1005.

Enrolled, 1021.

Signed by Speaker, 1116.

Forwarded to Governor, 1196.

Signed by Governor, March 11, 1949.

## House Bill No. 274

House Bill No. 274. A Bill for an Act to Amend and and Re-enact Section 50-0705 of the North Dakota Revised Code of 1943 Relating to Ownership of Property or Insurance Policy Does Not Preclude Granting of Assistance: Transferred in Trust.

Introduction, first reading, 266. Referred to Committee on Social Welfare.

Reported back, 412.

Passed, 453.

Forwarded to Senate, 499.

Returned by Senate, 758.

Enrolled, 838.

Signed by Speaker, 890.

Forwarded to Governor, 944.

Signed by Governor, 1017.

## House Bill No. 275

House Bill No. 275. A Bill for an Act to Amend and Re-enact Section 50-0108 of the North Dakota Revised Code of 1943 Pertaining to Members of County Welfare Board; Term of Office; Oath; Compensation.

Introduction, first reading, 266.

Referred to Committee on Social Welfare. Reported back, 526.

Passed, 561.

Forwarded to Senate, 607.

Returned by Senate, 758.

Enrolled, 838.

Signed by Speaker, 890.

Forwarded to Governor, 944.

Signed by Governor, 1017.

#### House Bill No. 276

House Bill No. 276. A Bill for an Act to Amend and Re-enact Section 47-1804 of the North Dakota Revised Code

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of 1943 Pertaining to When Homestead Is Subject to Execution, and Declaring an Emergency.

Introduction, first reading, 266.
Referred to Committee on Social Welfare.

Reported back, 526.

Amended, sixth order, 553.

Other action, laid over one day, 599.

Engrossed, 587.

Lost, 616.

## House Bill No. 277

House Bill No. 277. A Bill for an Act to Amend and Re-enact Sub-section One (1) of Section 50-0204 of the North Dakota Revised Code of 1943 Pertaining to Residence in Counties; How Gained; and Declaring an Emergency.

Introduction, first reading, 266. Referred to Committee on Social Welfare. Reported back, 412.

Amended, sixth order, 436.

Other action, returned Senate, by request, 799.

Engrossed, 463.

Passed, 474.

Forwarded to Senate, 518.

Returned by Senate, indefinitely postponed, 685, passed,

Enrolled, 995.

Signed by Speaker, 1017.

Forwarded to Governor, 1187.

Signed by Governor, March 10, 1949.

### House Bill No. 278

House Bill No. 278. A Bill for an Act to Provide for the Protection of Employees in Retail Establishments, and Providing a Penalty for Violation.

Introduction, first reading, 266.

Referred to Committee on Labor Relations.

Reported back, 552.

Lost, 594.

# House Bill No. 279

House Bill No. 279. A Bill for an Act to Amend and Reenact Subsection 5 of Section 23-0603 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Duty of Counties to Bury Deceased Persons.

Introduction, first reading, 267.
Referred to Committee on Social Welfare.

Reported back, 574.

Amended, sixth order, 615.

Engrossed, 630.

Passed, 662.

Forwarded to Senate, 676.

Returned by Senate, 968.

Enrolled, 995.

Signed by Speaker, 1017. Forwarded to Governor, 1187.

Signed by Governor, March 10, 1949.

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### House Bill No. 280

House Bill No. 280. A Bill for an Act to Amend and Reenact Sections 21-0310 and 21-0311 of the North Dakota Revised Code of 1943, Relating to Proposals and Submissions of County, City, Village, School District and Park District Bond Issues.

Introduction, first reading, 267.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 412.

### House Bill No. 281

House Bill No. 281. A Bill for an Act to Amend and Reenact Section 29-0506 of the North Dakota Revised Code of 1943. Relating to Warrants of Arrest.

Introduction, first reading, 267. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 465.

## House Bill No. 282

House Bill No. 282. A Bill for an Act to Amend and Reenact Sections 57-1524 and 57-1525 of the North Dakota Revised Code of 1943, Relating to County School Funds.

Introduction, first reading, 267.
Referred to Committee on Education.
Reported back, 650.
Amended, unanimous consent, 667, sixth order, 667.
Other action, placed at head of calendar, 690, 1049.
Engrossed, 676, 1115.
Passed, 690, 1035.
Forwarded to Senate, 706.
Returned by Senate, amended, 1014.
Consideration of message from Senate, 1035.
Enrolled, 1116.
Signed by Speaker, 1116.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

### House Bill No. 283

House Bill No. 283. A Bill for an Act to Amend and Reenact Chapter 187 Session Laws of 1947 Numbered 20-0117 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relative to Hunting or Pursuing Game Birds or Trapping Protected Fur-bearing Animals Without Permission of the Owner of the Land, and Providing a Penalty Therefor.

Introduction, first reading, 267.
Referred to Committee on Natural Resources.
Reported back, 611.
General Orders, 637.
Other action, indefinitely postponed, 658.

### House Bill No. 284

House Bill No. 284. A Bill for an Act to Provide for the Consolidation of School Districts When the Assessed Valuation of Any District Is Diminished by the Acquisition of Property Under Eminent Domain; the Consolidation of the Remaining Portion With Adjoining Districts; Requiring Notice Before Action Is Taken; Making the Action of the County Commissioners Final; and Repeal Act or Parts of Act in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 267.
Referred to Committee on Education.
Reported back, 465.
Amended, sixth order, 496.
Other action, 1075.
Engrossed, 515.
Passed, 535, 1062.
Forwarded to Senate, 586.
Réturned to Senate, amended, 1023.
Consideration of message from Senate, 1062.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

## House Bill No. 285

House Bill No. 285. A Bill for an Act Making an Appropriation to the State Soil Conservation Committee for the State Conservation Shows of 1949 and 1950.

Introduction, first reading, 267. Referred to Committee on Appropriations. Reported back, indefinitely postponed, 372.

## House Bill No. 286

House Bill No. 286. A Bill for an Act Creating and Establishing a State Board of Teachers Certification, Defining the Manner of the Appointment of Said Board, Its Compensation and Its Duties, and Amending and Reenacting Sections 15-3601, 15-3602, 15-3603, 15-3604, 15-3605, 15-3606. 15-3608, 15-3609, 15-3610, 15-3612, 15-3613, 15-3614, 15-3615 and 15-3617 of the North Dakota Revised Code of 1943, as Amended by Chapter 173 of the Session Laws of 1945, and Sections 15-3608 and 15-3609 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Certification of Teachers.

Introduction, first reading, 268. Referred to Committee on Education. Other action, withdrawn, 462.

# House Bill No. 287

House Bill No. 287. A Bill for an Act Requiring Municipalities to Maintain in Sanitary Condition Roads Leading to Grounds for the Disposal of Garbage, and Setting Forth Exceptions to the Application of Said Act.

Introduction, first reading, 268.
Referred to Committee on Transportation.
Reported back, 413.
Other action, 989.
Engrossed, 1149.
Passed, 455, 980.
Forwarded to Senate, 499.
Returned by Senate, amended, 953.
Consideration of message from Senate, 980.
Enrolled, 1150.

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Signed by Speaker, 1155. Forwarded to Governor, 1196. Signed by Governor, March 17, 1949.

### House Bill No. 288

House Bill No. 288. A Bill for an Act to Amend and Reenact Sections 43-0901, 43-0902, 43-0904, 43-0905, 43-0911, 43-0913, 43-0914 and 43-0920 of the North Dakota Revised Code of 1943 and Repealing Section 43-0903 of the North Dakota Revised Code of 1943, Relating to Electricians.

Introduction, first reading, 268.
Referred to Committee on General Affairs.
Reported back, 653.
Amended, sixth order, 667.
Other action, 1037, 1049.
Engrossed, 676, 1103.
Passed, 701, 1103.
Forwarded to Senate, 706.
Returned by Senate, amended, 1014.
Consideration of message from Senate, 1037.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 19, 1949.

### House Bill No. 289

House Bill No. 289. A Bill for an Act to Amend and Reenact Section 54-3510 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Compensation of Members of the Legislative Research Committee.

Introduction, first reading, 269.
Referred to Committee on State and Federal Government.
Reported back, 373.
Passed, 401.
Forwarded to Senate, 417.
Returned by Senate, 587.
Enrolled, 605.
Signed by Speaker, 657.
Forwarded to Governor, 729.
Signed by Governor, 831.

## House Bill No. 290

House Bill No. 290. A Bill for an Act to Amend and Reenact Sections 14-1104, 14-1105, 14-1110, and 14-1111 of the North Dakota Revised Code of 1943, and Section 14-1108 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adoption of Children, and Declaring an Emergency.

Introduction, first reading, 270.
Referred to Committee on Judiciary.
Reported back, 471.
Other action, 1075.
Passed, 509, 1063.
Forwarded to Senate, 551.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1063.
Enrolled, 1179.

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Signed by Speaker, 1181. Forwarded to Governor, 1200. Signed by Governor, March 12, 1949.

### House Bill No. 291

House Bill No. 291. A Bill for an Act Relating to Adoption; Providing Conditions Under Which Adoption Proceedings Will Be Conclusively. Presumed Valid, and the Relation of Parent and Child Established; and Declaring an Emergency.

Introduction, first reading, 270.
Referred to Committee on Judiciary.
Reported back, 444.
Passed, 484, 1064.
Forwarded to Senate, 518.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1064.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

### House Bill No. 292

House Bill No. 292. A Bill for an Act to Authorize the Juvenile Court to Terminate Parental Rights in Certain Cases; Providing the Procedure Therefor; Providing for the Supervision, Custody, and Consent to Adoption of Children in Such Cases; Providing for the Appointment of Guardians Ad Litem; and Declaring an Emergency.

Introduction, first reading, 270.
Referred to Committee on Judiciary.
Reported back, 444.
Other action, deferred one day, 1065, 1158.
Passed, 489, 1156.
Forwarded to Senate, 518.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1065.
Enrolled, 1179.
Signed by Speaker, 1181.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

### House Bill No. 293

House Bill No. 293. A Bill for an Act Providing for the Annual Inspection of All Motor Vehicles Registered in This State; the Appointment of Official Inspection Stations; the Issuing of Certificates of Inspection and Approval, and Providing for Penalties.

Introduction, first reading, 270.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 611.

## House Bill No. 294

House Bill No. 294. A Bill for an Act to Amend Section 15-4007 of the 1947 Supplement to the North Dakota Revised Code of 1943 by Creating Subsection 6, Relating to Require-

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ments for Expenditures From the Emergency Fund of the State Equalization Fund.

Introduction, first reading, 271.
Referred to Committee on Education.

Reported back, 366.

Passed, 397.

Forwarded to Senate, 441.

Returned by Senate, indefinitely postponed, 835.

## House Bill No. 295

House Bill No. 295. A Bill for an Act Providing for Special Payments From State Equalization Fund to Certain School Districts.

Introduction, first reading, 271.

Referred to Committee on Education.

Reported back, indefinitely postponed, 505.

### House Bill No. 296

House Bill No. 296. A Bill for an Act Prescribing Duties of County Courts, Sheriffs, and Treasurers Relating to the Collection of Unpaid Personal Property Taxes of Decedents.

Introduction, first reading, 271. Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 465.

## House Bill No. 297

House Bill No. 297. A Bill for an Act Empowering the Voters of a Township at a Township Election to Close Such Township to Hunting.

Introduction, first reading, 271.
Referred to Committee on Natural Resources.

Reported back, indefinitely postponed, 575.

## House Bill No. 298.

House Bill No. 298. A Bill for an Act to Amend and Reenact Subsections 1, 2 and 3 of Section 39-1204 of the North Dakota Revised Code of 1943, as Amended, Relating to Width, Height, and Length Limilations on Motor Vehicles.

Introduction, first reading, 271.

Referred to Committee on Transportation.

Reported back, 606.

General Orders, 606.

Other action, indefinitely postponed, 657.

# House Bill No. 299

House Bill No. 299. A Bill for an Act to Amend and Reenact Section 39-1205 of the North Dakota Revised Code of 1943 as Amended by Chapter 246 of the 1945 Session Laws, Relating to Weight Limitations for Vehicles.

Introduction, first reading, 271.
Referred to Committee on Transportation.

Reported back, 606.

General Orders, 606.

Other action, indefinitely postponed, 658.

### House Bill No. 300

House Bill No. 300. A Bill to Amend and Re-enact Section -26-2519 of the North Dakota Revised Code of 1943, as Amended and Re-enacted by Chapter 212 of the 1945 Session Laws of North Dakota, Now Appearing as Section 26-2519 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Expense Fund; Credits to; Levies for Benevolent Societies.

Introduction, first reading, 271. Referred to Committee on Industry and Business. Reported back, indefinitely postponed, 575.

### House Bill No. 301

House Bill No. 301. A Bill for an Act to Amend and Reenact Sections 54-1901 and 54-1902 of the North Dakota Revised Code of 1943 Providing for the Industrial Commission to Establish a State Industrial Alcohol Plant in Connection with State Mill and Elevator; the Location Thereof; and Appropriating Funds Therefor.

Introduction, first reading, 271.
Referred to Committee on State and Federal Government. Neported back, indefinitely postponed, 373.

### House Bill No. 302

House Bill No. 302. A Bill for an Act to Exempt Judgments, Mortgages and Other Liens Hereafter Taken by Any Real Estate Mortgage Loan Agency the Loans of Which Are Made to Farmers for Agricultural Purposes Through Associations of Farmers Which Are Organized Along Cooperative Lines and Which Associations Endorse and Become Liable for the Payment of the Farm Loans Made Through Such Associations to Members Thereof, From the Operation of the Provisions of Section 32-1906 of the North Dakota Revised Code of 1943, Relating to Deficiency Judgments, and From the Operation of the Provisions of Section 32-1907 of the North Dakota Revised Code of 1943, Prohibiting Certain Actions to Recover a Debt Secured by a Real Estate Mortgage or Contract, and Declaring an Emergency.

Introduction, first reading, 272. Referred to Committee on Agriculture.

Reported back, 496. Re-referred to Committee on Judiciary, 496.

Indefinitely postponed, 634.

## House Bill No. 303

House Bill No. 303. A Bill for an Act to Amend and Reenact Section 5-0304 of the North Dakota Revised Code of 1943 With Reference to Wholesale Liquor Licenses, and to Prohibit the Issuance of Wholesale Liquor Licenses to Person or Partnerships Who Have Not Been Residents of North Dakota for a Period of Five Years, or to Corporations Unless All Officers and Directors and the Holders of Not Less Than 75% of the Value of the Stock and 75% of the Voting Rights of the Corporation Have Been Residents of North Dakota for a Period of Five Years.

Introduction, first reading, 272.

Referred to Committee on Industry and Business.

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Reported back, indefinitely postponed, 413. Other action, reconsidered, 434. Re-referred to Committee on Industry and Business, 434. Indefinitely postponed, 654.

### House Bill No. 304

House Bill No. 304. A Bill for an Act to Amend and Reenact Section 20-0611 of the North Dakota Revised Code of 1943 Relating to the Maintaining of Fish Houses or Structures Used for Fishing Through the Ice.

Introduction, first reading, 272.
Referred to Committee on Natural Resources.
Reported back, 413.
Passed, 455.
Forwarded to Senate, 499.
Returned by Senate, indefinitely postponed, 903.

## House Bill No. 305

House Bill No. 305. A Bill for an Act to Amend and Reenact Section 47-1409 of the North Dakota Revised Code of 1943, Relating to Usury.

Introduction, first reading, 272.

Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 414.

## House Bill No. 306

House Bill No. 306. A Bill for an Act Assessing and Levying on All Licensed Dealers of Motor Vehicle Fuels, a Special License Tax of Two Cents Per Gallon on Motor Vehicle Fuels Used or Sold by Them in Addition to All Other Taxes Now Imposed, Appropriating the Proceeds of Such Special Tax to the "Special County and State Highway Construction Fund", Providing for the Division of Said Fund Between the State Highway Department and the Counties of the State for Construction and Reconstruction of Secondary State Highways, and the Construction and Reconstruction of County and Township Roads, Making Certain Provisions of Chapter 57-41 of the North Dakota Revised Code of 1943 as amended and Chapter 57-50 of the 1947 Supplement to the North Dakota Revised Code of 1943 Applicable to Said Special License Tax, and Providing a Penalty.

Introduction, first reading, 272.
Referred to Committee on Transportation.
Reported back, 606.
Amended, General Orders, 658.
General Orders, 606.
Engrossed, 665.
Passed, 680.
Forwarded to Senate, 690.
Returned to Senate, 1169.
Enrolled, 1197.
Signed by Speaker, 1197.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

## House Bill No. 307

House Bill No. 307. A Bill for an Act to Amend and Reenact Sections 39-1301 and 39-1302 of the North Dakota Revised Code of 1943, Relating to Traffic Signs.

Introduction, first reading, 273.
Referred to Committee on Transportation.

Committee Report delayed one day, 612.

Reported back, 635.

Amended, General Orders, 669.

General Orders, 635.

Engrossed, 676.

Passed, 702.

Forwarded to Senate, 706.

Returned by Senate, 935.

Enrolled, 966.

Signed by Speaker, 990.

Forwarded to Governor, 1187.

Signed by Governor March 10, 1949.

## House Bill No. 308

House Bill No. 308. A Bill for an Act to Amend Section 20-0302 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Hunting, Fishing and Trapping Licenses of Residents.

Introduction, first reading, 273.
Referred to Committee on Natural Resources.

Reported back, indefinitely postponed, 549.

# House Bill No. 309

House Bill No. 309. A Bill for an Act to Amend and Reenact Section 43-1813 of the North Dakota Revised Code of 1943, Relating to Licenses for Plumbers.

Introduction, first reading, 273. Referred to Committee on General Affairs. Reported back, 582.

Amended, sixth order, 616.

Other action, action delayed one day, 664.

Senate requests return, 959, returned to Senate, 960.

Engrossed, 630.

Passed, 678.

Forwarded to Senate, 690.

Returned by Senate, indefinitely postponed, 952, 1014.

## House Bill No 310

House Bill No. 310. A Bill for an Act to Amend and Reenact Section 39-1605 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Suspension of Drivers and Owners Licenses and Privileges After Motor Vehicle Accidents.

Introduction, first reading, 273. Referred to Committee on Transportation. Reported back, 612.

Amended, General Orders, 658.

General Orders, 612.

Engrossed, 665.

Passed, 681.

Forwarded to Senate, 690.

Returned by Senate, indefinitely postponed, 952.

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### House Bill No. 311

House Bill No. 311. A Bill for an Act Relating to the Examination, Licensing, Regulation and Supervision of Insurance Agents, Insurance Brokers, and Insurance Solicitors; Defining the Terms Insurance Agents, Brokers and Solicitors, Insurance Companies; Prescribing Examinations for Agents, Brokers and Solicitors; Providing for Applications for Licenses, Examination Fees and License Fees; Prescribing Requirements for Non-residents; Providing for Service of Process on Non-residents, Prescribing Conditions for Licensing, the Term Thereof and Grounds and Manner of Revocation Thereof; Providing Exemptions From Examination; Providing for Temporary Licenses in Case of Death or Disability of an Agent; Regulating and Prescribing Conditions for Renewal of Licenses; Providing for Countersigning of Policies by Licensed Agents; Providing for Appeals to the District Court From Orders of the Commissioner of Insurance Denying or Revoking Licenses; Prohibiting Payment of Compensation or Commissions by Insurance Companies to Anyone Except to Licensed Agents; Regulating Insurance Contracts on Risks in This State Negotiated Outside of This State; Prohibiting Any Person to Represent Himself as an Agent, Broker or Solicitor Unless Duly Licensed; Prohibiting Collection of Premiums or Solicitation, Negotiation, or Handling of Insurance Contracts for Unlicensed Companies; Prohibiting Counter-signatures in Blank; Providing for Penalties for the Violation of This Act, and a Repeal of All Acts or Parts of Acts Inconsistent Herewith.

Introduction, first reading, 273.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 575.

### House Bill No. 312

House Bill No. 312. A Bill for an Act Making an Appropriation to the Game and Fish Department for the Feeding of Upland Game Birds.

Introduction, first reading, 274.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 416.

# House Bill No. 313

House Bill No. 313. A Bill for an Act to Repeal Chapter 15-51 of the North Dakota Revised Code of 1943, Constituting the Board of Education of the City of Fargo.

Introduction, first reading 274. Referred to Committee on Education. Reported back, 444. Lost, 485.

### House Bill No. 314

House Bill No. 314. A Bill for an Act to Amend and Reenact Section 50-0713 of the North Dakota Revised Code of 1943, Relating to the Minimum Amount of Old Age Assistance and Declaring an Emergency.

Introduction, first reading, 274. Referred to Committee on Social Welfare. Reported back, 635.
Other action, 1136.
Passed, 682.
Forwarded to Senate, 690.
Returned by Senate, amended, 1023.
Consideration of message from Senate, 1065.
Conference Committee, 1066, 1075, 1078.
Conference Committee report, 1134.
Signed by Speaker, 1197.
Enrolled, 1197.
Forwarded to Governor, 1200.
Signed by Governor, March 12, 1949.

### House Bill No. 315

House Bill No. 315. A Bill for an Act to Amend and Reenact Section 39-0505 of the North Dakota Revised Code of 1943 Relating to Application for Certificate; Contents; Fee to Accompany Under the Motor Vehicle Act.

Introduction, first reading, 274.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 607.

## House Bill No. 316

House Bill No. 316. A Bill for an Act to Amend and Reenact Section 65-0509 of the North Dakota Revised Code of 1943, Relating to Total Disability, Weekly and Aggregate Compensation.

Introduction, first reading, 274.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 635.

# House Bill No. 317

House Bill No. 317. A Bill for an Act to Amend and Reenact Section 65-0517 of the North Dakota Revised Code of 1943, Relating to Weekly Compensation for Death.

Introduction, first reading, 274. Referred to Committee on Labor Relations. Reported back, indefinitely postponed, 635.

## House Bill No. 318

House Bill No. 318. A Bill for an Act to Regulate the Promulgation of Rules or Regulations by Administrative Agencies of the State of North Dakota, and Declaring an Emergency.

Introduction, first reading, 274.
Referred to Committee on State and Federal Government.
Reported back, 373.
Amended, General Orders, 407.
General Orders, 373.
Engrossed, 410.
Passed, 426.
Forwarded to Senate, 467.
Returned by Senate, indefinitely postponed, 935.

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## House Bill No. 319

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 43-1515, Relating to the Qualifications for Registered Pharmacists.

Introduction, first reading, 275.
Referred to Committee on General Affairs.
Reported back, 416.
Amended, sixth order, 436.
Engrossed, 463.
Passed, 475.
Forwarded to Senate, 518.
Returned by Senate, 903.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

## House Bill No. 320

House Bill No. 320. A Bill for an Act Providing for the Control and Regulation of Sales of Beer, Alcohol or Alcoholic Beverages; Providing for Retail Purchase Permits and Revocation or Suspension Thereof; Duties of Attorney General to Enforce; Appropriating the Sum of Five Thousand Dollars for Use in Administering the Provisions of the Act; Providing for the Disposition of Funds Received; and Providing for Penalties for Violations.

Introduction, first reading, 275. Referred to Committee on Social Welfare. Reported back, indefinitely postponed, 575.

### House Bill No. 321

House Bill No. 321. A Bill for an Act to Amend and Reenact Section 65-0201 of the North Dakota Revised Code of 1943, Relating to Workmen's Compensation Bureau; Membership; Terms of Office; and Elected by the Voters.

Introduction, first reading, 275.
Referred to Committee on Labor Relations.
Reported back, indefinitely postponed, 582.

### House Bill No. 322

House Bill No. 322. A Bill for an Act Amending and Reenacting Section 15-0102 of the Revised Code of 1943, Relating to the Powers of the Board of University and School Lands; and Declaring an Emergency.

Introduction, first reading, 275. Referred to Committee on Education. Other action, withdrawn, 462.

### House Bill No. 323

House Bill No. 323. A Bill for an Act Prohibiting Deductions From the Purchase Price of Farm Commodities, and Adding to Sale Price, Dues From Buyer of Industrial Products; Outlawing Contracts Providing for Such Deductions and Additions; and Providing Penalties for Violation.

Introduction, first reading, 275.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 575.

### House Bill No. 324

House Bill No. 324. A Bill for an Act to Amend and Reenact Section 39-0803 of the North Dakota Revised Code of 1943 Relating to Reckless Driving. Defining Aggravated Reckless Driving, and Prescribing Penalties.

Introduction, first reading, 276.
Referred to Committee on Judiciary.
Reported back, 444.
Other action, 1075.
Passed, 486, 1066.
Forwarded to Senate, 519.
Returned by Senate, amended, 1039.
Consideration of message from Senate, 1066.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

### House Bill No. 325

House Bill No. 325. A Bill for an Act Relating to the Taxation of Railroads and Other Public Utilities and Providing That the Franchises, Roadway, Roadbed, Rails and Rolling Stock of Railroads, the Cars and Equipment of Sleeping Car Companies, the Poles and Wires of Telephone and Telegraph Companies, the Transmission Lines of Electric Power Companies, the Gas Lines and Pipe Lines of Gas and Oil Companies, and Other Transmission Lines of All Public Utilities Subject to Assessment by the State Board of Equalization Shall Be Taxed for School Purposes at an Average Rate, Defining Such Average Rate of Taxation, and Providing for the Distribution of Such Taxes Among the School Districts of the State, and Exempting Such Property From Local Taxation for School Purposes.

Introduction, first reading, 275.

Referred to Committee on Finance and Taxation.

Transferred to Committee on Education, 391.

Reported back, indefinitely postponed, 654.

# House Bill No. 326

House Bill No. 326. A Bill for an Act for the Transfer of Jurisdiction, Authority and Duties of the Public Service Commission to the State Highway Commissioner, With Relation to Public Highway Railroad Crossings.

Introduction, first reading, 276.
Referred to Committee on State and Federal Government.
Reported back, 444.
Lost, 487.

### House Bill No. 327

House Bill No. 327. A Bill for an Act to Amend Section 6-0121 of the North Dakota Revised Code of 1943, Relating to Examinations by the State Examiner.

Introduction, first reading, 276.
Referred to Committee on Industry and Business.
Reported back, 576.
Amended, sixth order, 615.
Engrossed, 630.

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Passed, 663.
Forwarded to Senate, 676.
Returned by Senate, 799.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Governor, 944.
Signed by Governor, 1017.

# House Bill No. 328

House Bill No. 328. A Bill for an Act to Amend and Re-enact Section 34-0902 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions, or Other Associations, Etc., and Extending the Benefits of Said Act to Employers Associations of Employers, and Others.

Introduction, first reading, 276.
Referred to Committee on Labor Relations.
Reported back, 583.
Lost for lack of constitutional majority, 624.

## House Bill No. 329

House Bill No. 329. A Bill for an Act to Amend and Reenact Section 19-0508 of the North Dakota Revised Code of 1943, Relating to Tax on Oleomargarine.

Introduction, first reading, 276.
Referred to Committee on Finance and Taxation.
Reported back, 496.
Passed, 543.
Forwarded to Senate, 586.
Returned by Senate, 903.
Enrolled, 954.
Signed by Speaker, 961.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

## House Bill No. 330

House Bill No. 330. A Bill for an Act to Amend and Re-enact Section 34-0903 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions or Other Associations, Etc., and Extending the Benefits of Said Act to Employers, Associations of Employers, and Others.

Introduction, first reading, 276.
Referred to Committee on Labor Relations.
Reported back, 635.
Passed, 684.
Forwarded to Senate, 690.
Returned by Senate, indefinitely postponed, 1023.

## House Bill No. 331

House Bill No. 331. A Bill for an Act to Amend and Re-enact Section 34-0913 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Unlawfulness of Certain Practices in Labor Disputes.

Introduction, first reading, 276.
Referred to Committee on Labor Relations.

Reported back, 576.

Passed, 618.

Forwarded to Senate, 666.

Returned by Senate, indefinitely postponed, 1023.

#### House Bill No. 332

House Bill No. 332. A Bill for an Act to Amend and Re-enact Section 34-0901 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Regulating of Labor Relationships, Unions or Other Associations, Et Cetera, and Extending the Benefits of Said Section to Employers and Associations of Employers.

Introduction, first reading, 276, Referred to Committee on Labor Relations. Reported back, 583. Lost for lack of a constitutional majority, 625.

#### House Bill No. 333

House Bill No. 333. A Bill for an Act to Amend and Reenact Section 20-0213 of the North Dakota Revised Code of 1943, Relating to Appointment of Special Deputy Game Wardens.

Introduction, first reading, 277.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 549.

#### House Bill No. 334

House Bill No. 334. A Bill for an Act to Amend and Reenact Section 15-3613 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Teachers Examination for Second Grade Elementary Certificates.

Introduction, first reading, 418.
Referred to Committee on Education.
Reported back, 471.
Passed, 510.
Forwarded to Senate, 551.
Returned by Senate, 935.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

#### House Bill No. 335

House Bill No. 335. A Bill for an Act to Amend Subparagraph Numbered 2 of Section 11-1701 of the Revised Code of 1943, Relating to the Duties of the Clerk of Court; and to Provide for the Appointment of Deputies in Certain Counties, Official Bonds for Such Deputies, and Providing for Fixing Salaries, and Prescribing Duties for Such Deputies, and Declaring an Emergency.

Introduction, first reading, 418. Referred to Committee on Judiciary. Reported back, 635. Amended, sixth order, 667. Other action, 1075. Engrossed, 676. Passed, 703, 1067.
Forwarded to Senate, 706.
Returned by Senate, amended, 1023.
Consideration of message from Senate, 1067.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Governor, 1196.
Signed by Governor, March 11, 1949.

#### House Bill No. 336

House Bill No. 336. A Bill for an Act to Provide for the Installation of Head and Rear Lights on Track Motor Cars Operated by Railroads and Providing a Penalty.

Introduction, first reading, 418..
Referred to Committee on Transportation.
Reported back, 612.
Amended, General Orders, 658.
General Orders, 613.
Engrossed, 665.
Passed, 686.
Forwarded to Senate, 690.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1125.
Signed by Governor, March 8, 1949.

#### House Bill No. 337

House Bill No. 337. A Bill for an Act Authorizing the Board of Administration to Sell and Convey to Northwest Inner Mission Society, a Religious and Charitable Corporation, Not to Exceed Five Acres at Ten Dollars Per Acre, a Part of Lot 3 of Section 19, Township 162, North of Range 72 West, in Rolette County, North Dakota, To Be Used as an Indian Children's Playground in Connection With Such Institution.

Introduction, first reading, 418.
Referred to Committee on State and Federal Government.
Reported back, 526.
Passed, 562.
Forwarded to Senate, 607.
Returned by Senate, 935.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

#### House Bill No. 338

House Bill No. 338. A Bill for an Act Relating to Attendance of Pupils in Certain Schools and Amending and Reenacting Subsections 1 and 2 of Section 15-2908 of the North Dakota Revised Code of 1943.

Introduction, first reading, 419.
Referred to Committee on Education.
Reported back, 471.
Passed, 511.
Forwarded to Senate, 551.
Returned by Senate, 935.

Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

#### House Bill No. 339

House Bill No. 339. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Postage, Supplies, Printing, Furniture and Fixtures Fund of the Tax Commissioner, and Declaring an Emergency.

Introduction, first reading, 530.
Referred to Committee on Appropriations.
Reported back, 607.
Passed, 660.
Forwarded to Senate, 676.
Returned by Senate, 935.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

#### House Bill No. 340

House Bill No. 340. A Bill for an Act to Amend and Reenact Section 15-3602 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to Second Grade Elementary Teaching Certificates.

Introduction, first reading, 530.
Referred to Committee on Education.
Reported back, 654.
Amended, sixth order, 667.
Engrossed, 676.
Passed, 704.
Forwarded to Senate, 706.
Returned by Senate, 935.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

#### House Bill No. 341

House Bill No. 341. A Bill for an Act Making an Appropriation in the Sum of \$10,000.00 to the Department of Agriculture and Labor of the State of North Dakota, to be Expended for Predatory Animal Control; and Declaring an Emergency.

Introduction, first reading, 530.

Referred to Committee on Appropriations.
Reported back, 550.

Other action, special order of business after House Bill 181, 550.

Passed, rules suspended, 555. Forwarded to Senate, 567. Returned by Senate, 601. Enrolled, 605. Signed by Speaker, 629. Forwarded to Governor, 647. Signed by Governor, 672.

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#### House Bill No. 342

House Bill No. 342. A Bill for an Act to Amend and Reenact Sections 39-0102 and 39-0103 of the North Dakota Revised Code of 1943, Providing for the Names To Be Printed on State-owned Motor Vehicles; Providing a Penalty and Prohibiting the Use of any State-owned Motor Vehicle for Private Use or Political Activities, and Declaring an Emergency.

Introduction, first reading, 587.

Referred to Committee on Transportation.

Reported back, 636.

Other action, 989.

Engrossed, 1149.

Passed, 687, 981.

Forwarded by Senate, amended, 953.

Consideration of message from Senate, 981.

Enrolled, 1150.

Signed by Speaker, 1156.

Forwarded to Governor, 1196.

Signed by Governor, March 15, 1949.

#### House Bill No. 343

House Bill No. 343. A Bill for an Act to Amend and Reenact Subdivision (1) of Subsection C of Section 52-0920 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for the General Welfare of Public Employees by Establishing an Old Age and Survivor Insurance System, and Declaring an Emergency.

Introduction, first reading, 608. Referred to Committee on Political Subdivisions.

Reported back, 636.

Passed, 688.

Forwarded to Senate, 706.

Returned by Senate, 952.

Enrolled, 966.

Signed by Speaker, 990.

Forwarded to Governor, 1187.

Signed by Governor, March 10, 1949.

# House Bill No. 344

House Bill No. 344. A Bill for an Act to Amend and Reenact Section 40-4601 of the North Dakota Revised Code of 1943 with Reference to Pensions for City Employees and Providing that Members of the Police Force and the Fire Department of Any City Shall Not Be Considered Employees of Said City for the Purpose of the Provisions of Chapter 40-46 of the North Dakota Revised Code of 1943, and Declaring an Emergency.

Introduction, first reading, 608.

Referred to Committee on Political Subdivisions.

Reported back, 636. Other action, 1075.

Passed, 689, 1054.

Forwarded to Senate, 706.

Returned by Senate, amended, 1014.

Consideration of message from Senate, 1054.

Enrolled, 1150.

Signed by Speaker, 1156.

Forwarded to Governor, 1196.

Signed by Governor, March 17, 1949.

#### House Bill No. 345

House Bill No. 345. A Bill for an Act Relating to Licensing of Amusement Devices, Music-producing and Music-reproducing Devices, and Vending Machines and Repealing Chapter 53-04 of the North Dakota Revised Code of 1943.

Introduction, first reading, 608. Referred to Committee on General Affairs. Other action, withdrawn, 630.

## House Bill No. 346

House Bill No. 346. A Bill for an Act Relating to the Creation of a Legislative Highway Advisory Committee, Prescribing its Powers and Duties, Appropriating Money Therefor, and Repealing All Acts or Parts of Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 615.
Referred to Committee on State and Federal Government.
Reported back, 636.
Other action, placed on calendar, 636.
Withdrawn, 690.

#### House Bill No. 347

House Bill No. 347. A Bill for an Act Authorizing and Relating to Contracts by Cities for the Purchase and Installation of Water Treatment Plants and the Financing Thereof Out of the Net Earnings of Such Plants, and Declaring an Emergency.

Introduction, first reading, 666.
Referred to General Orders, rules suspended, 666.
Reported back, 669.
Passed, 705.
Forwarded to Senate, 706.
Returned by Senate, 935.
Enrolled, 966.
Signed by Speaker, 990.
Forwarded to Governor, 1187.
Signed by Governor, March 10, 1949.

# HOUSE CONCURRENT RESOLUTIONS

#### House Concurrent Resolution "A"

House Concurrent Resolution "A". A Concurrent Resolution Petitioning Congress to Enact Permanent Legislation to Maintain a Floor of Not Less Than One Hundred Percent of Parity on all Basic Farm Crops.

Introduction, first reading, 77.
Referred to Committee on Agriculture.
Reported back, 112.
Passed, 127.
Forwarded to Senate, 154.
Returned by Senate, 225.
Enrolled, 283.
Signed by Speaker, 294.
Forwarded to Secretary of State, 366.

#### House Concurrent Resolution "B"

House Concurrent Resolution "B". A Concurrent Resolution Providing for the Amendment of Section 185 of Article XII of the Constitution of the State of North Dakota as Amended.

Introduction, first reading, 89. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 223.

# House Concurrent Resolution "C"

House Concurrent Resolution "C". A Concurrent Resolution Memorializing the Congress of the United States to Increase the Share of Federal Participation and Increase the Annual Appropriation Under Public Law 725.

Introduction, first reading, 107.
Referred to Committee on Social Welfare.
Reported back, 152.
Passed, 182.
Forwarded to Senate, 205.
Returned by Senate, 334.
Enrolled, 365.
Signed by Speaker, 366.
Forwarded to Secretary of State, 446.

# House Concurrent Resolution "D"

House Concurrent Resolution "D." A Concurrent Resolution Congratulating President Harry S. Truman.

Introduction, first reading, 120. Passed, rules suspended, 120. Forwarded to Senate, 122. Returned by Senate, 139. Enrolled, 141. Signed by Speaker, 141. Forwarded Secretary of State, 168.

#### House Concurrent Resolution "E"

House Concurrent Resolution "E". A Concurrent Resolution Memorializing Congress to Create a Missouri Valley Administration for the Unified Development of the Water and

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Allied Resources of the Missouri River Basin and Its Tributaries to Their Greatest Potentialities.

Introduction, first reading, 120.

Referred to Committee on Agriculture.

Reported back, 347.

Amended, 347. Engrossed, 365.

Passed, 378.

Forwarded to Senate, 397.

Returned by Senate, indefinitely postponed, 506.

# House Concurrent Resolution "F"

House Concurrent Resolution "F". A Concurrent Resolution Providing for an Amendment to the Constitution of the State of North Dakota, Relating to Taxation and Authorizing the People or the Legislature to Subject Real Property to a Progressive Graduated Tax Increasing According to Area or Value or Both.

Introduction, first reading, 159.
Referred to Committee on Finance and Taxation.
Reported back, 389.

Other action, action deferred one day, 931; action on Senate amendments reconsidered, 1020, 1021, 1022.

Engrossed, 1115. Passed, 420, 1114.

Forwarded to Senate, 467.

Returned by Senate, amended, 904.

Consideration of message from Senate, 983, 1021.

Conference Committee, 983, 989, 994.

Enrolled, 1150.

Signed by Speaker, 1156.

Forwarded to Secretary of State, 1186.

#### House Concurrent Resolution "G"

House Concurrent Resolution "G". A Concurrent Resolution Providing and Designating House and Senate Employees and Naming and Fixing Their Salaries.

Introduction, first reading, 172. Referred to Committee on Employment, 188.

Reported back, 208.

Amended. 208.

Passed, 209.

Forwarded to Senate, 221, 224.

Returned by Senate, 243. Returned by Senate, 252.

Enrolled, 257.

Signed by Speaker, 258.

Forwarded to Secretary of State, 295.

#### House Concurrent Resolution "H"

House Concurrent Resolution "H". A Concurrent Resolution Proposing an Amendment to the Constitution of the United States Relative to Federal Taxes on Incomes, Inheritances and Gifts.

Introduction, first reading, 243.

Referred to Committee on State and Federal Government. Reported back, indefinitely postponed. 506.

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#### House Concurrent Resolution "I"

House Concurrent Resolution "I". A Concurrent Resolution Memorializing Congress to Oppose and Abolish Compulsory Military Training During Peace Time.

Introduction, first reading, 243.
Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 506.

#### House Concurrent Resolution "J"

House Concurrent Resolution "J". A Concurrent Resolution Memorializing the 81st Congress of the United States to Provide Federal Aid for Education.

Introduction, first reading, 243.

Referred to Committee on Education.

Reported back, 323.

Passed, 357.

Forwarded to Senate, 397.

Returned by Senate, indefinitely postponed, 835.

#### House Concurrent Resolution "K"

House Concurrent Resolution "K". A Concurrent Resolution Petitioning Congress to Continue Adequate Appropriations to the Farmers Home Administration.

Introduction, first reading, 258.
Referred to Committee on Agriculture.

Reported back, 390.

Passed, 422.

Forwarded to Senate, 467.

Returned by Senate, 758.

Enrolled, 838.

Signed by Speaker, 890.

Forwarded to Secretary of State, 955.

#### House Concurrent Resolution "L"

House Concurrent Resolution "L". A Concurrent Resolution Memorializing the Congress of the United States to Investigate the Procedure and Policy of the U.S. Army Engineers in Acquiring and Leasing Lands for the Garrison Dam Reservoir.

Introduction, first reading, 258.
Referred to Committee on State and Federal Government.

Reported back, 445. Other action, 1075. Passed, 488, 1068. Forwarded to Senate, 519.

Returned by Senate, amended, 1023.

Consideration of message from Senate, 1068.

Enrolled, 1150.

Signed by Speaker, 1156.

Forwarded to Secretary of State, 1186.

#### House Concurrent Resolution "M"

House Concurrent Resolution "M". A Concurrent Resolution in Regard to the Sale of Certain Comic Books.

Introduction, first reading, 258.

Referred to Committee on Social Welfare.

Reported back, 576.

Amended, sixth order, 616.
Other action, return requested by Senate, 1022.
Returned to Senate, 1025.
Engrossed, 630.
Passed, 664.
Forwarded to Senate, 676.
Returned by Senate, indefinitely postponed, 952.
Passed, 1088.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Secretary of State, 1186.

# House Concurrent Resolution "N"

House Concurrent Resolution "N". A Concurrent Resolution Requesting the Commissioner of Internal Revenue to Extend Time of Filing Tax Returns by Farmers.

Introduction, first reading, 258.
Referred to Committee on Agriculture.
Reported back, 390.
Passed, 421.
Forwarded to Senate, 467.
Returned by Senate, 758.
Enrolled, 838.
Signed by Speaker, 890.
Forwarded to Secretary of State, 955.

#### House Concurrent Resolution "O"

House Concurrent Resolution "O". A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Authorizing the Legislative Assembly to Fix the Compensation and Expenses of the Elective Officers of the State and of the Members of the Legislative Assembly, and Repealing Section 45 of Section 84 of the Constitution of the State of North Dakota.

Introduction, first reading, 277.
Referred to Committee on State and Federal Government.
Reported back, 373.
Amended, General Orders, 407, unanimous consent, 459.
General Orders, 373.
Other action, reconsidered, 434.
Engrossed, 410, 463.
Lost for lack of constitutional majority, 427.
Passed, 459.
Forwarded to Senate, 499.
Returned by Senate, indefinitely postponed, 737.

#### House Concurrent Resolution "P"

House Concurrent Resolution "P". A Concurrent Resolution Providing for the Amending of Section 162 of the Constitution of the State of North Dakota, as Amended.

Introduction, first reading, 277.
Referred to Committee on State and Federal Government.
Reported back, 465.
Amended, sixth order, 496.
Engrossed, 515.
Passed, 536.
Forwarded to Senate, 586.
Returned by Senate, indefinitely postponed, 952.

# House Concurrent Resolution "Q"

House Concurrent Resolution "Q". A Concurrent Resolution Recommending that the Industrial Commission Adopt Rules and Regulations for the Loaning of Money by the Bank of North Dakota to Soil Conservation Districts.

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Introduction, first reading, 277.
Referred to Committee on State and Federal Government.
Reported back, 526.
Other action, 989.
Passed, 563, 982.
Forwarded to Senate, 607.
Returned by Senate, amended, 953.
Consideration of message from Senate, 982.
Enrolled, 995.
Signed by Speaker, 1017.
Forwarded to Secretary of State, 1186.

# House Concurrent Resolution "R"

House Concurrent Resolution "R." A Concurrent Resolution Extending an Invitation to the President of the United States.

Introduction, first reading, 347.
Referred to Committee on State and Federal Government.
Reported back, 367.
Passed, 367.
Forwarded to Senate, 385.
Returned by Senate, 468.
Enrolled, 515.
Signed by Speaker, 546.
Forwarded to Secretary of State, 603.

#### House Concurrent Resolution "S"

House Concurrent Resolution "S."
Introduction, first reading, 417.
Referred to Committee on Agriculture.
Reported back, 636.
Passed, 706.
Forwarded to Senate, 706.
Returned by Senate, 835.
Enrolled, 955.
Signed by Speaker, 1017.
Forwarded to Secretary of State, 1186.

#### House Concurrent Resolution "T"

House Concurrent Resolution "T."
Introduction, first reading, 418.
Referred to Committee on Natural Resources.
Reported back, 550.
Passed, 595.
Forwarded to Senate, 629.
Returned by Senate, 952.
Enrolled, 995.
Signed by Speaker, 1018.
Forwarded to Secretary of State, 1186.

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# House Concurrent Resolution "U"

House Concurrent Resolution "U." A Concurrent Resolution Relating to Chaplain Service.

Introduction, first reading, 490.
Passed, rules suspended, 490.
Forwarded to Senate, 499.
Returned by Senate, 519.
Enrolled, 547.
Signed by Speaker, 550.
Forwarded to Secretary of State, 587.

#### House Concurrent Resolution "V"

House Concurrent Resolution "V." A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota.

Introduction, first reading, 588.
Referred to Committee on State and Federal Government.
Reported back, 636.
General Orders, 636.
Indefinitely postponed, 669.
Other action, motion to reconsider deferred, 1136; motion to reconsider lost, 1150.

# House Concurrent Resolution "W"

House Concurrent Resolution "W." A Concurrent Resolution Memorializing the Congress of the United States to Enact H.R. 2369 Authorizing an Appropriation for the Completion of the International Peace Garden.

Introduction, first reading, 666.
Referred to Committee on State and Federal Government.
Reported back, 710.
Passed, 726.
Forwarded to Senate, 727.
Returned by Senate, 952.
Enrolled, 966.
Signed by Speaker, 1018.
Forwarded to Secretary of State, 1186.

#### House Concurrent Resolution "X"

House Concurrent Resolution "X." A Concurrent Resolution Declaring the Policy of the State of North Dakota in Regard to Promoting the Growth and Development of the State.

Introduction, first reading, 666.
Referred to Committee on State and Federal Government.
Reported back, 709.
Passed, 737.
Forwarded to Senate, 748.
Returned by Senate, indefinitely postponed, 935.

#### House Concurrent Resolution "Y"

House Concurrent Resolution "Y". A House Concurrent Resolution Memorializing Congress and the President of the United States Not to Support Any Proposition Disturbing the Rural Electrification Administration as it is Presently Set Up and Not to Disturb the Existing Power Agencies or the Government's Power Policy to the Detriment of the People.

Introduction, first reading, 715.
Passed, rules suspended, 715, 1055.
Other action, 1075.
Forwarded to Senate, 748.
Returned by Senate, amended, 1014.
Consideration of message from Senate, 1055.
Enrolled, 1150.
Signed by Speaker, 1156.
Forwarded to Secretary of State, 1186.

#### House Concurrent Resolution "Z"

House Concurrent Resolution "Z." A Concurrent Resolution Memorializing and Petitioning the Congress of the United States to Enact Legislation Providing for the Assumption of a Proportionate Share of the Bonded Indebtedness of Local Units of Government When the Assessed Taxable Valuation in Such Units of Government Is Reduced Through Acquisition of Land by the United States.

Introduction, first reading, 935.
Passed, 936.
Forwarded to Senate, 963.
Returned by Senate, 1014.
Signed by Speaker, 1116.
Forwarded to Secretary of State, 1200.

# House Concurrent Resolution "AA"

House Concurrent Resolution "AA". A Concurrent Resolution Requesting the Congress of the United States to Create a National Monetary Commission.

Introduction, first reading, 1069. Lost, 1121. Other action, motion to reconsider lost, 1136.

#### House Concurrent Resolution "BB"

House Concurrent Resolution "BB." A Concurrent Resolution Providing for the Retaining of Certain Employees of the Senate and the House After the Legislative Session for the Purpose of Completing Legislative Work.

Introduction, first reading, 1071.
Passed, 1119.
Forwarded to Senate, 1141.
Returned by Senate, 1162.
Enrolled, 1179.
Signed by Speaker, 1181.
Forwarded to Secretary of State, 1200.

#### House Concurrent Resolution "CC"

House Concurrent Resolution "CC." A Concurrent Resolution Providing for the Preparation of a Compilation of a Record of Bills Introduced in the House of Representatives and the Senate of the State of North Dakota.

Introduction, first reading, 1072. Passed, 1120. Forwarded to Senate, 1141.

Returned by Senate, 1162. Enrolled, 1179. Signed by Speaker, 1181. Forwarded to Secretary of State, 1200.

# House Concurrent Resolution "DD"

House Concurrent Resolution "DD." A Concurrent Resolution Providing for the Completion of the Legislative Journals of the Senate and the House.

Introduction, first reading, 1073.
Passed, 1120.
Forwarded to Senate, 1141.
Returned by Senate, 1162.
Enrolled, 1179.
Signed by Speaker, 1181.
Forwarded to Secretary of State, 1200.

#### House Concurrent Resolution "EE"

House Concurrent Resolution "EE." A Concurrent Resolution Requesting the Calling of a Special Session by the Governor for the Purpose of Reducing the Excessive Appropriations at Least 15% or in the Alternative That the Governor Reduce the Appropriations at Least 15% Through His Veto Power.

Introduction, first reading, 1073. Indefinitely postponed, 1074. Other action, printed in journal, 1077.

#### House Concurrent Resolution "FF"

House Concurrent Resolution "FF". A Concurrent Resolution Directed to the State Board of Higher Education and Board of Administration With Reference to Construction of Public Buildings.

Introduction, first reading, 1127.
Passed, 1128.
Other action, 1128.
Forwarded to Senate, 1141.
Returned by Senate, indefinitely postponed, 1173.

# House Concurrent Resolution "GG"

House Concurrent Resolution "GG." A Concurrent Resolution to Pay the Employees of the Thirty-first Legislative Session One Dollar Per Day to Help Defray Expenses During the 60 Days of the Legislative Session.

Introduction, first reading, 1178.
Passed, 1184.
Other action, action deferred, 1178, 1194.
Forwarded to Senate, 1186.
Returned by Senate, amended, 1194.
Consideration of message from Senate, 1194.
Enrolled, 1197.
Signed by Speaker, 1197.
Forwarded to Secretary of State, 1200.

# HOUSE JOINT MEMORIAL RESOLUTION

# House Memorial Resolution "A"

House Memorial Resolution "A." A Memorial Resolution for Deceased Members of the House of Representatives of the State of North Dakota.

Introduction, first reading, 802.
Passed, 802.
Enrolled, 966.
Signed by Speaker, 1017.
Forwarded to Secretary of State, 1027.

#### House Joint Memorial Resolution "A"

House Joint Memorial Resolution "A." A Memorial Resolution for Robert L. Bennett, a Member of the Territorial Assembly of Dakota.

Introduction, first reading, 802.
Passed, 802.
Enrolled, 893.
Signed by Speaker, 901.
Forwarded to Secretary of State, 935.

# HOUSE RESOLUTIONS

#### House Resolution "A"

House Resolution "A". A Resolution to Appoint an Official Photographer for the House of Representatives of the Thirty-first Legislative Assembly of the State of North Dakota.

Introduction, first reading, 64. Passed, rules suspended, 64. Enrolled, 76. Signed by Speaker, 86. Forwarded to Secretary of State, 93.

# House Resolution "B"

House Resolution "B". A Resolution Providing Session Laws for the Use of Various Committees of the House of Representatives.

Introduction, first reading, 91.
Passed, rules suspended, 91.
Enrolled, 103.
Signed by Speaker, 110.
Forwarded to Secretary of State, 112.

## House Resolution "C"

House Resolution "C". A Resolution Establishing the Policy of the State of North Dakota in Respect to the Construction of State Highways.

Introduction, first reading, 243. Referred to Committee on Transportation. Passed, 748. CXXXVI INDEX

Enrolled, 791. Signed by Speaker, 890. Forwarded to Secretary of State, 928.

#### House Resolution "D"

House Resolution "D". A Resolution Providing for a Study of Possible Improvements in the Structural Organization of the State of North Dakota and the Elimination of Duplication in Fields of Inspection, Regulation and Other Governmental Functions.

Introduction, first reading, 530.
Referred to Committee on State and Federal Government.
Reported back, 655.
Passed, 706.
Enrolled, 731.
Signed by Speaker, 789.
Forwarded to Secretary of State, 800.

#### House Resolution "E"

House Resolution "E". A Resolution Providing for a Complete Study by the Legislative Research Committee of Problems of Motor Vehicle Liability.

Introduction, first reading, 713.

Passed, rules suspended, 713.

Enrolled, 731.

Signed by Speaker, 789.

Forwarded to Secretary of State, 800.

#### House Resolution "F"

House Resolution "F." A Resolution Providing for a Committee of Three Members to Investigate the Conditions Surrounding Old People at the State Hospital, and to Report Their Findings.

Introduction, first reading, 713.
Passed, rules suspended, 714.
Other action, report of committee, 1121.
Enrolled, 731.
Signed by Speaker, 789.
Forwarded to Secretary of State, 800.

#### House Resolution "G"

House Resolution "G". A Resolution of Appreciation for the Efforts of the Corps of Army Engineers and the Federal Works Agency During Present Emergency Conditions in North Dakota and Urging the Continuation of Emergency Aid Until Assurance of the Termination of Emergency Conditions in the More Remote Localities is Received.

Introduction, first reading, 794.
Passed, 795.
Enrolled, 893.
Signed by Speaker, 901.
Forwarded to Secretary of State, 935.

# House Resolution "H"

House Resolution "H."
Other action, withdrawn, 1193.

# House Resolution "I"

House Resolution "I". A Resolution Directing the Legislative Research Committee to Prepare Legislation in Aid of Agricultural Pursuits for Consideration by the 32nd Legislative Assembly.

Introduction, first reading, 1068. Passed, 1068. Enrolled, 1150. Signed by Speaker, 1156. Forwarded to Secretary of State, 1186.

# House Resolution "J"

House Resolution "J."
Introduction, first reading, 1087.
Passed, rules suspended, adopted.
Enrolled, 1179.
Signed by Speaker, 1197.
Forwarded to Secretary of State, 1200.

# House Resolution "K"

House Resolution "K". A Resolution Recommending the Use of the International Roll Call System Which is in Use by the North Dakota House of Representatives.

Introduction, first reading, 1125.
Passed, 1126.
Enrolled, 1179.
Signed by Speaker, 1197.
Forwarded to Secretary of State, 1200.

#### House Resolution "L"

House Resolution "L". A Resolution commending and Congratulating Miss Kitty Page for her achievement in being elected as "Miss North Dakota".

Introduction, first reading, 1126. Passed, 1127. Enrolled, 1179. Signed by Speaker, 1197. Forwarded to Secretary of State, 1200.

# RECORD OF SENATE BILLS IN THE HOUSE

# Senate Bill No. 1

Senate Bill No. 1. A Bill for an Act to Provide for the Issuance, Sale and Delivery of General Obligation Bonds of the State of North Dakota in the Principal Amount Not Exceeding Twenty-seven Million Dollars for Payment of Adjusted Compensation to North Dakota Veterans of World War II; to Provide Tax Levies and Transfers of Moneys to Pay Such Bonds, Making Appropriations, and Declaring an Emergency.

Received from Senate, 374.

Introduction, first reading, 390.

Referred to Committee on Finance and Taxation.

Reported back, 947, 1027.

Other action, placed at head of calendar, 1077, 1079, 1189.

Amended, sixth order, 973.

Re-referred to Committee on Appropriations, 973.

Passed, 1078, 1190,

Forwarded to Senate, amended, 1087.

Conference Committee, 1099, 1100, 1160, 1161, 1162, 1173, 1176, 1178, 1180.

Conference Committee report, 1159, 1167, 1176, 1179, 1188.

Returned by Senate, 1198. Signed by Speaker, 1198.

Forwarded to Senate, 1199.

# Senate Bill No. 2

Senate Bill No. 2. A Bill for an Act to Provide for Payment of Adjusted Compensation to North Dakota Veterans of World War II Who Served in the Armed Forces of the United States or Governments Allied with the United States Government in World War II Between January 1, 1941 and January 1, 1946 and to Beneficiaries of Such Persons; to Prescribe the Powers and Duties of State Officers With Respect Thereto; to Prescribe Penalties for Violations of the Provisions of This Act; Providing an Appropriation and Declaring an Emergency.

Received from Senate, 208.

Introduction, first reading, 258.
Referred to Committee on Veterans and Military Affairs.
Reported back, 390.
Other action, General Orders, 390, 527.

Amended, General Orders, 431.

Passed, 461.

Forwarded to Senate, 499.

Returned by Senate, 677.

Signed by Speaker, 677.

Forwarded to Senate, 677.

#### Senate Bill No. 3

Senate Bill No. 3. A Bill for an Act to Amend and Reenact Sections 61-0503 of the 1947 Supplement to the North Dakota Revised Code of 1943 and 61-0514 of the North Dakota Revised Code of 1943, Relating to Elections in Irrigation Districts.

Received from Senate, 225. Introduction, first reading, 258. Referred to Committee on Agriculture. Reported back, 800.
Passed, 867.
Forwarded to Senate, 929.
Returned by Senate, 963.
Signed by Speaker, 990. /
Forwarded to Senate, 992.

#### Senate Bill No. 4

Senate Bill No. 4. A Bill for an Act to Amend and Reenact Section 32-1723 of the North Dakota Revised Code of 1943, Relating to Judgments in Action for Waste.

Received from Senate, 127. Introduction, first reading, 148. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 746. Forwarded to Senate, 790.

#### Senate Bill No. 5

Senate Bill No. 5. A Bill for an Act to Correct a Typographical Error Appearing in Subsection 8 of Section 11-1006 of the North Dakota Revised Code of 1943.

Received from Senate, 127.
Introduction, first reading, 148.
Referred to Committee on Judiciary.
Reported back, 746.
Passed, 815.
Forwarded to Senate, 891.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 6

Senate Bill No. 6. A Bill for an Act Transferring Fortytwo Thousand Two-hundred Eighty-five Dollars and Eighty four Cents From the Utility Valuation Fund to the General Fund.

Received from Senate, 147.
Introduction, first reading, 164.
Referred to Committee on Appropriations.
Reported back, 746.
Passed, 816.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 7

Senate Bill No. 7. A Bill for an Act to Amend and Reenact Section 48-0606 of the North Dakota Revised Code of 1943, Relating to the Board of Administration Postage Revolving Fund, Appropriating or Reappropriating to Said Fund Not to Exceed Thirty Thousand Dollars and Declaring an Emergency.

Received from Senate, 251. Introduction, first reading, 294. CXL INDEX

Referred to Committee on Appropriations. Reported back, 746.
Passed, 817.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 8

Senate Bill No. 8. A Bill for an Act to Amend and Reenact Section 15-3402 of the North Dakota Revised Code of 1943, Relating to Compulsory School Attendance of Deaf, Mute, Blind or Feeble-minded Persons.

Received from Senate, 171.
Introduction, first reading, 202.
Referred to Committee on Education.
Reported back, 754.
Passed, 818.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 9

Senate Bill No. 9. A Bill for an Act to Amend and Reenact Section 25-0214 of the North Dakota Revised Code of 1943, Relating to the Expense for Care of Patients at the State Hospital and Declaring an Emergency.

Received from Senate, 127.
Introduction, first reading, 148.
Referred to Committee on State and Federal Government.
Reported back, 613.
Passed, 716.
Forwarded to Senate, 749.
Returned by Senate, 903.
Signed by Speaker, 926.
Forwarded to Senate, 930.

#### Senate Bill No. 10

Senate Bill No. 10. A Bill for an Act to Amend and Reenact Sections 40-0112, 40-1606 and 54-1406 of the North Dakota Revised Code of 1943, Relating to Claims Against Municipalities and Prescribing Penalties.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 613.
Passed, 717.
Forwarded to Senate, 749.
Returned by Senate, 903.
Signed by Speaker, 926.
Forwarded to Senate, 930.

# Senate Bill No. 11

Senate Bill No. 11. A Bill for an Act to Amend and Reenact Section 40-1706 of the North Dakota Revised Code of INDEX CXLI

1943, Relating to the Disbursement of City Funds and Permitting the Issuance of Payroll Checks by the City Treasurer Upon a Single Order From the Governing Board.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 613.
Passed, 719.
Forwarded to Senate, 749.
Returned by Senate, 903.
Signed by Speaker, 926.
Forwarded to Senate, 931.

#### Senate Bill No. 12

Senate Bill No. 12. A Bill for an Act to Amend and Reenact Section 40-2002 of the North Dakota Revised Code of 1943, Relating to Assistant City Attorneys.

Received from Senate, 251.
Introduction, first reading, 294.
Referred to Committee on Political Subdivisions.
Reported back, 613.
Passed, 719.
Forwarded to Senate, 749.
Returned by Senate, 903.
Signed by Speaker, 926.
Forwarded to Senate, 931.

#### Senate Bill No. 13

Senate Bill No. 13. A Bill for an Act to Amend and Reenact Section 40-2103 of the North Dakota Revised Code of 1943, Relating to Elections in Council Cities.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 613.
Passed, 720.
Forwarded to Senate, 749.
Returned by Senate, 903.
Signed by Speaker, 926.
Forwarded to Senate, 931.

#### Senate Bill No. 14

Senate Bill No. 14. A Bill for an Act to Amend and Reenact Section 40-2105 of the North Dakota Revised Code of 1943, Relating to Compensation of Inspectors, Judges and Clerks at Municipal Elections.

Received from Senate, 147.
Introduction, first reading, 164.
Referred to Committee on General Affairs.
Reported back, 712.
Passed, 738.
Forwarded to Senate, 790.
Returned by Senate, 903.
Signed by Speaker, 926
Forwarded to Senate, 931.

#### Senate Bill No. 15

Senate Bill No. 15. A Bill for an Act to Amend and Reenact Sections 40-3801 and 40-3802 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Public Libraries and Reading Rooms.

Received from Senate, 127.

Introduction, first reading, 148.
Referred to Committee on State and Federal Government.

Reported back, 710, indefinitely postponed, 906.

Other action, reconsidered, 752.

Re-referred to Committee on State and Federal Government, 752.

Passed, 739.

Forwarded to Senate, indefinitely postponed, 951.

#### Senate Bill No. 16

Senate Bill No. 16. A Bill for an Act to Amend and Reenact Section 40-3904 of the North Dakota Revised Code of . 1943, Relating to Vacating of Streets and Alleys in Municipalities.

Received from Senate, 225.

Introduction, first reading, 259.

Referred to Committee on Political Subdivisions.

Reported back, 613.

Passed, 720. Forwarded to Senate, 749.

Returned by Senate, 903.

Signed by Speaker, 926.

Forwarded to Senate, 931.

# Senate Bill No. 19

Senate Bill No. 19. A Bill for an Act Providing for Civil Service Systems in Park Districts Within Certain Cities.

Received from Senate, 225.

Introduction, first reading, 259. Referred to Committee on Political Subdivisions. Reported back, 613.

Passed, 721.

Forwarded to Senate, 749.

Returned by Senate, 904.

Signed by Speaker, 926.

Forwarded to Senate, 931.

#### Senate Bill No. 20

Senate Bill No. 20. A Bill for an Act Providing for Employees Pension in Certain Park Districts, Providing for a Tax to be Levied for the Same.

Received from Senate, 251.

Introduction, first reading, 294. Referred to Committee on Political Subdivisions.

Reported back, 613.

Passed, 722.

Forwarded to Senate, 749.

Returned by Senate, 904.

Signed by Speaker, 926. Forwarded to Senate, 931.

#### Senate Bill No. 22

Senate Bill No. 22. A Bill for an Act to Provide for the Assessment of Costs of Work Done by Municipalities Necessary for the General Welfare.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 614.
Passed, 723.
Forwarded to Senate, 749.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

#### Senate Bill No. 23

Senate Bill No. 23. A Bill for an Act to Amend and Reenact Subsection 8 of Section 40-0501 of the North Dakota Revised Code of 1943, Relating to Powers of Municipalities.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 613.
Passed, 724.
Forwarded to Senate, 749.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 26

Senate Bill No. 26. A Bill for an Act to Amend and Reenact Section 15-4801 of the North Dakota Revised Code of 1943, Relating to Calling Elections to Increase School District Debt Limits.

Received from Senate, 156.
Introduction, first reading, 185.
Referred to Committee on Education.
Reported back, 754.
Passed, 818.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Bill No. 27

Senate Bill No. 27. A Bill for an Act to Amend and Reenact Section 40-2410 of the North Dakota Revised Code of 1943, Relating to Payment of Part of Cost of Improvement by Municipalities Through General Taxation.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Political Subdivisions.
Reported back, 614.
Amended, sixth order, 708.
Passed, 737.
Forwarded to Senate, 791.
Message concurring in House amendments, 813.

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Returned by Senate, 904. Signed by Speaker, 926. Forwarded to Senate, 931.

#### Senate Bill No. 28

Senate Bill No. 28. A Bill for an Act Relating to Prevention of Congenital Syphillis; Providing for the Taking of a Sample of Blood of Pregnant Women for Submission to an Approved Laboratory for a Standard Serological Test for Syphillis; Defining Approved Laboratory and Standard Serological Test; Defining Duties of All Physicians and Non-licensed Practitioners in Attendance of Such Women; Requiring Report and Certificate of Every Birth and Stillbirth by Physician or Others, Providing Penalties for Violation and Making an Appropriation for the State Department of Health to Enable it to Comply With the Provisions Hereof.

Received from Senate, 304.
Introduction, first reading, 363.
Referred to Committee on Social Welfare.
Reported back, 731, 995.
Re-referred to Committee on Appropriations, 731.
Passed, 1079.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 30

Senate Bill No. 30. A Bill for an Act Governing the Production, Processing, Labeling and Sale of Milk, Cream and Liquid Milk Products; Defining Milk, Cream, Liquid Milk Products, Skim Milk, Pasteurization and Pasteurized; Regulating the Pasteurization, Sale, Possession, Advertising, Labeling, and Dealing in Milk, Cream, Liquid Milk Products and Skim Milk; Establishing Grades of Milk and Providing a Penalty for the Violation of This Act.

Received from Senate, 225.
Introduction, first reading, 259.
Referred to Committee on Agriculture.
Re-referred to Committee on Agriculture, 610.
Reported back, 527, indefinitely postponed, 800.
Placed at foot of calendar, 565.

Other action, reconsidered, 609, 901, 902; reconsidered, 903; request return from Senate, 903, 905; placed at foot of calendar, 911, 916: title corrected, 584.

Lost, 584.
Passed, 916.
Forwarded to Senate, 891, 930.
Returned by Senate, 1023.
Signed by Speaker, 1025.
Forwarded to Senate, 1025.

#### Senate Bill No. 31

Senate Bill No. 31. A Bill for an Act to Amend and Reenact Sections 16-1315, 16-1320, 16-1322, 16-1324, 16-1330, 16-1336 and 16-1337 of the North Dakota Revised Code of 1943, Relating to Canvassing Returns of Elections.

Received from Senate, 251. Introduction, first reading, 294.

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Referred to Committee on Judiciary. Reported back, 747.
Passed, 819.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 32

Senate Bill No. 32. A Bill for an Act to Prohibit Domestic Insurers From Doing Certain Insurance Business in States Outside of North Dakota, Unless Authorized in Such Other States.

Received from Senate, 156.

Introduction, first reading, 186.

Referred to Committee on Industry and Business.

Reported back, 964.

Other action, amendments not adopted, placed on calendar, 997, reconsidered, placed on calendar, 1138, action deferred, 1165, lost, 1092.

Passed, 1192.

Forwarded to Senate, 1196. Returned by Senate, 1198. Signed by Speaker, 1198. Forwarded to Senate, 1199.

#### Senate Bill No. 33

Senate Bill No. 33. A Bill for an Act to Amend and Reenact Section 26-2422 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Procuring and Keeping in Force Reinsurance of all Extraordinary Industrial Risks of the State of North Dakota and its Political Subdivisions and Declaring an Emergency.

Received from Senate, 278.
Introduction, first reading, 297.
Referred to Committee on Industry and Business.
Reported back, 727.
Other action, laid over one day, 740.
Lost, 762.
Forwarded to Senate, 790.

#### Senate Bill No. 34

Senate Bill No. 34. A Bill for an Act to Amend and Reenact Section 18-0101 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Fire Marshal Department.

Received from Senate, 156. Introduction, first reading, 186. Referred to Committee on Industry and Business. Reported back, 728. Other action, indefinitely postponed, 740. Forwarded to Senate, 790.

#### Senate Bill No. 35

Senate Bill No. 35. A Bill for an Act to Amend and Reenact Section 35-1301 of the North Dakota Revised Code of 1943, Relating to Repairman's Liens.

Received from Senate, 127. Introduction, first reading, 148. Referred to Committee on Judiciary. Reported back, 747.
Passed, 820.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 36 .

Senate Bill No. 36. A Bill for an Act to Amend and Reenact Section 2-0507 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the State Airways System.

Received from Senate, 208.
Referred to Committee on General Affairs.
Reported back, 712.
Other action, General Orders, 713.
Amended, General Orders, 745.
Placed in General Orders, 781.
Transferred from General Orders to calendar, 791.
Passed, 866.
Forwarded to Senate, amended, 891.
Returned by Senate, 930.
Signed by Speaker, 961.

#### Senate Bill No. 39

Senate Bill No. 39. A Bill for an Act to Amend and Reenact Sections 20-0105, 20-0106 and Subsection 4 of 20-0503 of the North Dakota Revised Code of 1943, Making it Legal to Shine for Raccoon.

Received from Senate, 156. Introduction, first reading, 186. Referred to Committee on Natural Resources.

Reported back, 747.

Other action, additional time requested, 601, request return from Senate, 933, 934, returned by Senate, 946, reconsidered placed on calendar, 955, 1020.

Amended, sixth order, 794.

Forwarded to Senate, 962.

Lost for lack of constitutional majority, 886.

Passed, 958.

Forwarded to Senate, 891, amended, 998.

Returned by Senate, 1050. Signed by Speaker, 1116. Forwarded to Senate, 1125.

#### Senate Bill No. 41

Senate Bill No. 41. A Bill for an Act to Amend and Reenact Section 20-0314 of the North Dakota Revised Code of 1943, Relating to Fees for Commercial Fishing Licenses, and Declaring an Emergency.

Received from Senate, 147. Introduction, first reading, 164. Referred to Committee on Natural Resources. Reported back, 417, 576. Amended, sixth order, 616. Other action, reconsidered, 467. INDEX

Placed in General Orders; 467. Re-referred to Committee on Natural Resources, 491. Passed, 460, 715. Forwarded to Senate, 749. Concurred in House amendments, 764. Returned by Senate, 904. Signed by Speaker, 926. Forwarded to Senate, 931.

#### Senate Bill No. 43

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Sections 20-0501, 20-0502, 20-0801, 20-0802 and 20-0803 of the North Dakota Revised Code of 1943 and Section 20-0703 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Open Seasons on Game Birds, Fish, and Game Animals and the Variation of Such Open Seasons by Order or Proclamation by the Governor.

Received from Senate, 147.

Introduction, first reading, 164.
Referred to Committee on Natural Resources.
Reported back, 749.

Other action, additional time requested, 601, reconsidered, 835, General Orders, 835, 983.

Passed, 821, 939.

Amended, General Orders, 894.

Forwarded to Senate, amended, 963.

Returned by Senate, 1050. Signed by Speaker, 1116. Forwarded to Senate, 1125.

#### Senate Bill No. 44

Senate Bill No. 44. A Bill for an Act to Amend and Reenact Sections 20-0301 and 20-0306 of the North Dakota Revised Code of 1943, Relating to Requirements for Licenses to Hunt, Trap, or Fish and Declaring an Emergency.

Received from Senate, 225.

Introduction, first reading, 259.
Referred to Committee on Natural Resources.

Reported back, 749.

Passed, 822.

Forwarded to Senate, 892. Returned by Senate, 963.

Signed by Speaker, 990.

Forwarded to Senate, 992.

## Senate Bill No. 45

Senate Bill No. 45. A Bill for an Act Providing for the Manner in Which Guns May Be Transported by Vehicle and Providing a Penalty.

Received from Senate, 251.

Introduction, first reading, 294.

Referred to Committee on Natural Resources.

Reported back. indefinitely postponed, 749.

Forwarded to Senate, 790.

#### Senate Bill No. 46

Senate Bill No. 46. A Bill for an Act Making an Emergency Appropriation for State Matching of Federal Funds Which Have Been Made Available by the Department of the Interior, Fish and Wildlife Service, Known as the Federal Aid Funds and for Which Matching Funds Are Not Now Available and Declaring an Emergency.

Received from Senate, 609.
Introduction, first reading, 673.
Referred to Committee on Appropriations.
Reported back, 1037.
Passed, 1095.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 47

Senate Bill No. 47. A Bill for an Act to Amend and Reenact Section 20-0217 of the North Dakota Revised Code of 1943, Relating to the Police Powers of the Game and Fish Commissioner, Deputy Commissioner and Bonded Appointees of the Commissioner.

Received from Senate, 127.
Introduction, first reading, 148.
Referred to Committee on State and Federal Government.
Reported back, 614.
Other action, action delayed, 725.
Passed, 760.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 49

Senate Bill No. 49. A Bill for an Act Relating Salaries of County Superintendents of Schools; Providing for Increases of Salary Effective January 1, 1949; Repealing All Acts or Parts of Acts in Conflict and Declaring an Emergency.

Received from Senate, 208.
Introduction, first reading, 260.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 928.
Other action, motion to reconsider lost, 950, motion to reconsider lost, 967.
Forwarded to Senate, 998.

#### Senate Bill No. 50

Senate Bill No. 50. A Bill for an Act to Amend and Reenact Sections 15-2401, 15-2403, 15-2409 and 15-2501 of the North Dakota Revised Code of 1943 and Subsection 5 of Section 15-5314 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Directors in Common School Districts; Providing Means for Increasing the Number of Directors in Certain Districts, and Providing for Rural Representation.

Received from Senate, 156. Introduction, first reading, 186. Referred to Committee on Education. Reported back, 810. Other action, 983. INDEX CXLIX

Amended, sixth order, 831.

Passed, 912.

Forwarded to Senate, amended, 951.

Returned by Senate, 1051.

Signed by Speaker, 1116.

Forwarded to Senate, 1125.

#### Senate Bill No. 51

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Board of School District Reorganization.

Received from Senate, 304.
Introduction, first reading, 364.
Referred to Committee on Appropriations.
Reported back, 1026.
Other action, placed in General Orders, 1027, 1137.
Amended, General Orders, 1048, unanimous consent, 1111.
Passed, 1111.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 52

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous Expenses and New Buildings of the State Institutions of Higher Learning of the State of North Dakota, and Providing for Offsets for Federal Aid Granted to Said Institutions and the Subdivisions Thereof.

Received from Senate, 609.
Introduction, first reading, 627.
Referred to Committee on Appropriations.
Reported back, 1037.
Other action, 1176, 1179.
Amended, sixth order, 1046.
Passed, 1105, 1175.
Forwarded to Senate, amended, 1124.
Conference Committee, 1129.
Conference Committee's report, 1174.
Returned by Senate, 1198.
Signed by Speaker, 1198.
Forwarded to Senate. 1199.

#### Senate Bill No. 53

Senate Bill No. 53. A Bill for an Act Making an Appropriation to the Livestock Sanitary Board for Its Operating and Maintenance Expense, and for Indemnifying Owners of Animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund.

Received from Senate, 208. Introduction, first reading, 260. Referred to Committee on Appropriations. Reported back, 750. Passed, 823. Forwarded to Senate, 830. Returned by Senate, 927. Signed by Speaker, 990. Forwarded to Senate, 992.

# Senate Bill No. 54

Senate Bill No. 54. A Bill for an Act Making an Appropriation to the State Historical Society for Salary, Clerkhire and Miscellaneous Expenses and Maintenance of State Parks.

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Received from Senate, 333.
Introduction, first reading, 364.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 824.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

#### Senate Bill No. 55

Senate Bill No. 55. A Bill for an Act Making an Appropriation for the Operating and Maintenance Expenses of the Public Health Department, Public Health Laboratories and Division of Child Hygiene.

Received from Senate, 673.
Introduction, first reading, 707.
Referred to Committee on Appropriations.
Reported back, 995.
Passed, 1080.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187
Forwarded to Senate, 1199

#### Senate Bill No. 56

Senate Bill No. 56. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspector and Coal Mine Safety Work.

Received from Senate, 586.
Introduction, first reading, 627.
Referred to Committee on Appropriations.
Reported back, 995.
Other action, placed in General Orders, 1027, 1137.
Amended, General Orders, 1048.
Passed, 1112.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 57

Senate Bill No. 57. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the disposal of the State Emergency Commission to be Used as Provided by Sections 54-1601 to 54-1604, Inclusive,

and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943.

Received from Senate, 346.
Introduction, first reading, 366.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 825.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Bill No. 58

Senate Bill No. 58. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Chapter 36-02 of the North Dakota Revised Code of 1943.

Received from Senate, 171.
Introduction, first reading, 202.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 826.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Bill No. 59

Senate Bill No. 59. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Received from Senate, 147.
Introduction, first reading, 164.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 827.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 60

Senate Bill No. 60. A Bill for an Act Providing an Appropriation for the Paying of Salary, Clerkhire, Travel and General Expenses of the Office of Commissioner of Veterans' Affairs.

Received from Senate, 156.
Introduction, first reading, 186.
Referred to Committee on Appropriations.
Reported back, 373.
Amended, sixth order, 396.
Passed, 430.
Forwarded to Senate, 467.
Returned by Senate, 519.
Signed by Speaker, 546.
Forwarded to Senate, 550.

#### Senate Bill No. 61

Senate Bill No. 61. A Bill for an Act Making an Appropriation for the Administrative Expenses of the Veterans' Aid Commission.

Received from Senate, 147.
Introduction, first reading, 164.
Referred to Committee on Appropriations.
Reported back, 374.
Passed, 405.
Forwarded to Senate, 408.
Returned by Senate, 414.
Signed by Speaker, 433.
Forwarded to Senate, 441.

#### Senate Bill No. 62

Senate Bill No. 62. 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.

Received from Senate, 147.
Introduction, first reading, 165.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 839.
Forwarded to Senate, 929.
Returned by Senate, 963.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 63

Senate Bill No. 63. 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.

Received from Senate, 147.
Introduction, first reading, 165.
Referred to Committee on Appropriations.
Reported back, 750.
Passed, 839.
Forwarded to Senate, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

# Senate Bill No. 64

Senate Bill No. 64. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Received from Senate, 156.
Introduction, first reading, 186.
Referred to Committee on Appropriations.
Reported back, 710.
Other action, 835.
Amended, sixth order, 735.
Passed, 779.
Forwarded to Senate, amended, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

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#### Senate Bill No. 65

Senate Bill No. 65. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in the Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

Received from Senate, 147.

Introduction, first reading, 165. Referred to Committee on Appropriations.

Reported back, 710.

Other action, reconsidered, 791, moved to head of the calendar, 791.

Amended, sixth order, 735.

Passed, 780, 813.

Forwarded to Senate, amended, 891. Returned by Senate, 950.

Signed by Speaker, 961.

Forwarded to Senate, 962.

#### Senate Bill No. 66

Senate Bill No. 66. A Bill for an Act Making an Appropriation to Provide Funds for the Arrest and Return of Fugitives From Justice.

Received from Senate, 147.

Introduction, first reading, 165. Referred to Committee on Appropriations. Reported back, 750.

Passed, 840.

Forwarded to Senate, 929.

Returned by Senate, 994.

Signed by Speaker, 1018.

Forwarded to Senate, 1019.

# Senate Bill No. 67

Senate Bill No. 67. A Bill for an Act Making an Appropriation for the Payment of the Premiums for Boys' and Girls' Club Work at County Achievement Fairs; and Providing the Manner of Disbursing Such Funds and Making Reports.

Received from Senate, 147.

Introduction, first reading, 165. Referred to Committee on Appropriations. Reported back, 750.

Passed. 841.

Forwarded to Senate, 892.

Returned by Senate, 950.

Signed by Speaker, 961.

Forwarded to Senate, 962.

#### Senate Bill No. 68

Senate Bill No. 68. A Bill for an Act Making an Appropriation for Inquest and Burial of Penal Inmates, Headstones for Soldiers and Sailors, Action to Release Insane and List of New Taxable Lands.

Received from Senate, 147.

Introduction, first reading, 165.

Referred to Committee on Appropriations.

Reported back, 751.

Passed, 842. Forwarded to Senate, 929. Returned by Senate, 994. Signed by Speaker, 1018. Forwarded to Senate, 1019.

#### Senate Bill No. 69

Senate Bill No. 69. A Bill for an Act Making an Appropriation for Salaries, Operation, Maintenance, General and Miscellaneous Expenses for the State Laboratories Department.

Received from Senate, 552.
Introduction, first reading, 603.
Referred to Committee on Appropriations.
Reported back, 1027.
Other action, 1137.
Amended, sixth order, 1047.
Passed, 1105.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 70

Senate Bill No. 70. A Bill for an Act Making an Appropriation for the Financing of the Operations of the State Soil Conservation Committee and the Activities of the State Soil Conservation Districts.

Received from Senate, 194.
Introduction, first reading, 219.
Referred to Committee on Appropriations.
Reported back, 751.
Passed, 843.
Forwarded to Senate, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

#### Senate Bill No. 71

Senate Bill No. 71. A Bill for an Act Making an Appropriation into the "Administrative Fund" for the State Water Conservation Commission for General Administration Expenses, Maintenance of Existing Dams and Drainage Channels, Construction of Needed Drainage Channels, Planning and Surveying Projects, Expenses of State Compacts and for the Preparation of Water Conservation and Irrigation Projects for Post-war Construction and Development.

Received from Senate, 395.
Introduction, first reading, 432.
Referred to Committee on Appropriations.
Reported back, 506.
Passed, 583.
Forwarded to Senate, 630.
Returned by Senate, 708.
Signed by Speaker, 829.
Forwarded to Senate, 831.

#### Senate Bill No. 72

Senate Bill No. 72. A Bill for an Act Making an Appropriation to the North Dakota Firemen's Association.

Received from Senate, 171.

Introduction, first reading, 202. Referred to Committee on Appropriations.

Reported back, 811.

Passed, 867.

Forwarded to Senate, 929.

Returned by Senate, 994.

Signed by Speaker, 1018.

Forwarded to Senate, 1019.

#### Senate Bill No. 73

Senate Bill No. 73. A Bill for an Act Making an Appropriation for Salaries and Expenses of the State Geological Survey and for Cooperation of United States Geological

Received from Senate, 395.

Introduction, first reading, 432.

Referred to Committee on Appropriations.

Reported back, 811.

Passed, 868.

Forwarded to Senate, 892.

Returned by Senate, 950.

Signed by Speaker, 961.

Forwarded to Senate, 962.

## Senate Bill No. 74

Senate Bill No. 74. A Bill for an Act Making an Appropriation for the Disbursement by the Public Welfare Board in Providing Public Assistance to Dependent Children and to Needy Blind and Providing Child Welfare Services and Services to Crippled Children, also for Providing Assistance to the Needy Aged and General Assistance for Relief to Destitute and Necessitous Persons, and for the Necessary Costs of Administration of All of the Programs Above Mentioned.

Received from Senate, 609.

Introduction, first reading, 673.

Referred to Committee on Appropriations.

Reported back, 995.

Passed, 1081.

Forwarded to Senate, 1124.

Returned by Senate, 1189.

Signed by Speaker, 1187.

Forwarded to Senate, 1199.

#### Senate Bill No. 75

Senate Bill No. 75. A Bill for an Act to Provide for the Payment of the Expenses of Auditing and Examining the Affairs of the State Industrial Institutions, and the Special Departments and Its Subdivisions, of the State of North Dakota, Designating and Appropriating the Funds From Which Paid; Providing for the Payment of Said Collection Into the Special Fund in the State Treasury; Providing for Repeal of Acts.

Received from Senate, 346. Introduction, first reading, 367. CLVI

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Referred to Committee on Appropriations. Reported back, 995.
Passed, 1082.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 76

Senate Bill No. 76. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Received from Senate, 395.
Introduction, first reading, 432.
Referred to Committee on Appropriations.
Reported back, 995.
Other action, 1137.
Amended, sixth order, 1032.
Passed, 1102.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 77

Senate Bill No. 77. A Bill for an Act Making an Appropriation for the Purpose of Paying a Deficiency in Postage, Supplies, Printing, Furniture and Fixtures and License Plates of the Registrar of Motor Vehicles; and Declaring an Emergency.

Received from Senate, 395.
Introduction, first reading, 432.
Referred to Committee on Appropriations.
Reported back, 812.
Passed, 869.
Forwarded to Senate, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

#### Senate Bill No. 78

Senate Bill No. 78. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Received from Senate, 395.
Introduction, first reading, 432.
Referred to Committee on Appropriations.
Reported back, 1027.
Other action, 1153, 1161.
Amended, sixth order, 1047.
Passed, 1106, 1158.
Forwarded to Senate, amended, 1124.
Conference Committee, 1129.
Conference Committee report, 1158.
Returned by Senate, 1198.
Signed by Speaker, 1198.
Forwarded to Senate, 1199.

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#### Senate Bill No. 79

Senate Bill No. 79. A Bill for an Act Making an Appropriation Out of the Highway Patrol Fund in the State Treasury, for the Operation, Maintenance, Equipment, Supplies, Outfitting of Patrolmen, Travel and Miscellaneous Expenses for the Highway Patrol Branch.

Received from Senate, 395.
Introduction, first reading, 432.
Referred to Committee on Appropriations.
Reported back, 996.
Passed, 1083.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 80

Senate Bill No. 80. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries and Miscellaneous Expenses of the Workmen's Compensation Bureau.

Received from Senate, 586.
Introduction, first reading, 627.
Referred to Committee on Appropriations.
Reported back, 1038.
Other action, 1137.
Amended, sixth order, 1047.
Passed, 1107.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 81

Senate Bill No. 81. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Received from Senate, 637.
Introduction, first reading, 674.
Referred to Committee on Appropriations.
Reported back, 1028.
Other action, 1167.
Amended, sixth order, 1047.
Passed, 1108.
Forwarded to Senate, amended, 1124.
Conference Committee, 1130.
Conference Committee report, 1165.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

#### Senate Bill No. 82

Senate Bill No. 82. A Bill for an Act Making an Appropriation for the Purpose of Operating and Maintaining the Teachers' Insurance and Retirement Fund.

Received from Senate, 171. Introduction, first reading, 202. Referred to Committee on Appropriations. Reported back, 1028.
Passed, 1097.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

## Senate Bill No. 83

Senate Bill No. 83. A Bill for an Act to Amend and Reenact Section 1 of Chapter 72 of the Session Laws of 1945, Numbered in the 1947 Supplement as Section 54-0320, Providing for Allowance to Members of the Legislative Assembly, Making an Appropriation; and Declaring an Emergency.

Received from Senate, 156.
Introduction, first reading, 186.
Referred to Committee on Appropriations.
Reported back, 208.
Passed, 234.
Forwarded to Senate, 246.
Returned by Senate, 277.
Signed by Speaker, 297.
Forwarded to Senate, 300.

# Senate Bill No. 84

Senate Bill No. 84. A Bill for an Act to Provide for a Survey by Research Foundation to Determine Feasibility of Establishing State-owned Cement Plant, and Providing Appropriation for Such Survey; Authorizing Industrial Commission to Establish a State-owned Cement Plant if Deemed Feasible; Providing that Said State-owned Cement Plant Be Designated as "The State of North Dakota, Doing Business as the North Dakota State Cement Plant"; Granting Power and Authority to the Industrial Commission to Manage and Operate Said Plant, Acquire Property Therefor by Purchase, Lease or Eminent Domain, and Do All Other Acts Necessary in the Management Thereof; Providing for Maintenance of Civil Actions by or Against the State in Connection With Said State-owned Cement Plant; Providing for Annual Audits of the Operations of Said Plant; Providing for Bond Issue of Not to Exceed Five Million (\$5,000,000.00) Dollars for the Constructon of Said Plant; Providing for the Execution of Mortgages on Properties of the State Acquired for Said State-owned Cement Plant to be Held in Trust by the State Treasurer as Security for Payment of Bonds Issued; Providing for Recording of Said Mortgages; Authorizing Issuance of Bonds, Amount, Series, Manner of Execution, Sale, to Whom Payable, Maximum Interest Thereon, Manner of Payment, Establishing Fund for Payment Thereof in State Treasurer's Office; Providing for Levies for Interest and Principal of Said Bonds; Making Appropriations for Payment of the Bonds and for Payment of Expenses to Put This Act Into Effect; Providing for Investment of Sinking Fund, and Exempting Said Bonds From State, County and Municipal Taxes.

Received from Senate, 708. Introduction, first reading, 733. Referred to Committee on State and Federal Government. INDEX CLIX

Reported back, 831, 1028.
Re-referred to Committee on Appropriations, 916.
Other action, 1029.
Passed, 1098.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

## Senate Bill No. 85

Senate Bill No. 85. A Bill for an Act to Amend and Reenact Section 57-4114 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Deduction Allowed for Collection of Motor Fuel Tax and Declaring an Emergency.

Received from Senate, 225. Returned at request of Senate, 252.

## Senate Bill No. 86

Senate Bill No. 86. A Bill for an Act Relating to Oil, Gas, Mineral and Archeological Reservations by the State of North Dakota and Its Agencies and Political Subdivisions and Authorizing the Release of Such Reservations to the United States of America or Any of Its Agencies or Agents and Declaring an Emergency.

Received from Senate, 346.
Introduction, first reading, 367.
Referred to Committee on State and Federal Government.
Reported back, 614.
Passed, 725.
Forwarded to Senate, 749.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

#### Senate Bill No. 87

Senate Bill No. 87. A Bill for an Act Providing for Survival of Causes of Action.

Received from Senate, 171. Introduction, first reading, 203. Referred to Committee on Judiciary. Reported back, 832.

Lost for lack of constitutional majority, 1053.
Other action, reconsidered, placed on calendar, 1134, 1167,

Amended, sixth order, 893.
Passed, 936, 1164.
Forwarded to Senate, amended, 951.
Conference Committee, 960, 961.
Conference Committee report, 1051.
Returned by Senate, 1198.
Signed by Speaker, 1198.
Forwarded to Senate, 1199.

## Senate Bill No. 88

Senate Bill No. 88. A Bill for an Act Relating to Payment and Collection of Real and Personal Property Taxes, Hail Insurance Taxes, and Special Assessment Taxes; Amend-

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ing and Reenacting Section 57-2001 of the North Dakota Revised Code of 1943 and Repealing Section 57-2009 of the North Dakota Revised Code of 1943; Providing for Delinquency Dates and Penalties, and Removing Discount for Early Payment of Real Estate Taxes.

Received from Senate, 346.
Introduction, first reading, 367.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 711.
Other action, action of committee reconsidered, 711.
Indefinitely postponed, 711.
Forwarded to Senate, 727.

# Senate Bill No. 89

Senate Bill No. 89. A Bill for an Act to Amend and Reenact Section 57-0101 of the North Dakota Revised Code of 1943, Relating to Bond of Tax Commissioner.

Received from Senate, 156.
Introduction, first reading, 186.
Referred to Committee on Judiciary.
Reported back, 751.
Passed, 844.
Forwarded to Senate, 929.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

## Senate Bill No. 90

Senate Bill No. 90. A Bill for an Act to Amend and Reenact Section 30-1607 of the North Dakota Revised Code of 1943, Relating to Hearings Concerning Homestead and Other Exempt Property in Probate Proceedings.

Received from Senate, 156.
Introduction, first reading, 186.
Referred to Committee on Judiciary.
Reported back, 751.
Passed, 845.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

## Senate Bill No. 91

Senate Bill No. 91. A Bill for an Act to Amend and Reenact Section 12-3807 of the North Dakota Revised Code of 1943, Relating to the Use of False Tokens.

Received from Senate, 395. Introduction, first reading, 432. Referred to Committee on Judiciary. Reported back, indefinitely postponed, 751. Forwarded to Senate, 790.

# Senate Bill No. 92

Senate Bill No. 92. A Bill for an Act to Amend and Reenact Section 28-0126 of the North Dakota Revised Code of 1943, Relating to limitation on Actions in Case of Death.

Received from Senate, 156. Introduction, first reading, 187. INDEX CLXI

Referred to Committee on Judiciary. Reported back, 812.
Passed, 870.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Bill No. 93

Senate Bill No. 93. A Bill for an Act to Amend and Reenact Sections 30-0219 and 30-1704 of the North Dakota Revised Code of 1943, Relating to Issuance and Service of Citation in Probate Proceedings.

Received from Senate, 156. Introduction, first reading, 187. Referred to Committee on Judiciary.

Reported back, 812.

Other action, return from Senate requested, 946, 951, returned by Senate, 958, action reconsidered, placed on calendar, 960.

Lost, 871.
Passed, 985.
Forwarded to Senate, 891, 1022.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

# Senate Bill No. 95

Senate Bill No. 95. A Bill for an Act to Amend and Reenact Section 16-1001 of the North Dakota Revised Code of 1943, Relating to Boards of Elections and Prescribing Qualifications.

Received from Senate, 156.
Introduction, first reading, 187.
Referred to Committee on Judiciary.
Reported back, 751.
Passed, 846.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Bill No. 96

Senate Bill No. 96. A Bill for an Act to Amend and Reenact Section 16-1709 of the North Dakota Revised Code of 1943, Relating to County Committee of Political Parties.

Received from Senate, 194.
Introduction, first reading, 219.
Referred to Committee on State and Federal Government.
Reported back, 614, 791.
Other action, laid over one day, 738.
Amended, sixth order, 708, sixth order, 831.
Re-referred to Committee on State and Federal Government, 762.

Passed, 913. Forwarded to Senate, amended, 930.

Returned by Senate, 964. Signed by Speaker, 990. Forwarded to Senate, 992.

Senate Bill No. 97. A Bill for an Act Transferring Four Hundred Three Dollars and Ninety-four Cents From the Scale Inspection Fund to the General Fund.

Received from Senate, 171.
Introduction, first reading, 203.
Referred to Committee on Appropriations.
Reported back, 792.
Passed, 872.
Forwarded to Senate, 930.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

# Senate Bill No. 98

Senate Bill No. 98. A Bill for an Act to Amend and Reenact Subdivision B of Section 52-0920 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Term "Employment" and Exceptions Thereto, as Said Term Is Used in Title 52, Chapter 9, and Declaring an Emergency.

Received from Senate, 251.
Introduction, first reading, 294.
Referred to Committee on Labor Relations.
Reported back, 395.
Passed, 429.
Forwarded to Senate, 441.
Returned by Senate, 506.
Signed by Speaker, 514.
Forwarded to Senate, 514.

# Senate Bill No. 99

Senate Bill No. 99. A Bill for an Act to Amend and Reenact Section 54-1601 of the North Dakota Revised Code of 1943, Relating to Emergency Commission: Members; Organization; Meetings; Duties.

Received from Senate, 374.
Introduction, first reading, 390.
Referred to Committee on Appropriations.
Reported back, 792.
Passed, 873.
Forwarded to Senate, 930.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

#### Senate Bill No. 100

Senate Bill No. 100. A Bill for an Act to Amend and Reenact Section 40-3808 of the North Dakota Revised Code of 1943, Relating to Donations Made to Public Libraries.

Received from Senate, 225.
Introduction, first reading, 260.
Referred to Committee on General Affairs.
Reported back, 711.
Passed, 740.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

Senate Bill No. 102. A Bill for an Act to Amend and Reenact Subsection 3 of Section 19-0701, 19-0702, 19-0708 and 19-0711 of the North Dakota Revised Code of 1943, Relating to the Licensing and Regulations Governing the Sale of Eggs.

Received from Senate, 251.
Introduction, first reading, 294.
Referred to Committee on Industry and Business.
Reported back, 728.
Other action, laid over one day, 741.
Lost, 763.
Forwarded to Senate, 790.

#### Senate Bill No. 103

Senate Bill No. 103. A Bill for an Act to Amend and Reenact Sections 27-05031 and 27-05032 of the 1947 Supplement to the North Dakota Revised Code of 1943, Providing for the Retirement of Judges of the Supreme Court and the District Court, Providing the Manner of Making Application Therefor, and Providing for Compensation in Case of Retirement, the Method of Filling Vacancies, and Declaring an Emergency.

Received from Senate, 225.
Introduction, first reading, 260.
Referred to Committee on Judiciary.
Reported back, 751.
Passed, 847.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

#### Senate Bill No. 104

Senate Bill No. 104. A Bill for an Act to Provide for the Retirement of Elected State Officials, Providing the Manner of Making Application Therefor, and for Compensation in Case of Retirement, the Method of Filling Vacancies, and Declaring an Emergency.

Received from Senate, 171. Introduction, first reading, 203. Referred to Committee on Judiciary. Reported back, 751. Lost for lack of a constitutional majority, 848. Forwarded to Senate, 891.

## Senate Bill No. 105

Senate Bill No. 105. A Bill for an Act for the Retirement of Justices of the Supreme Court and Judges of the District Court; Providing for an Assessment on Salaries of Such Judges; Providing for the Withdrawal of a Portion of the Amount so Assessed on Retirement From Office Without Becoming Eligible for Retirement Salary; Prescribing Duties That Such Retired Judges Shall Be Eligible to Perform and Fixing Their Compensation.

Received from Senate, 708. Introduction, first reading, 733.

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Referred to Committee on Judiciary. Reported back, 792.
Passed, 874.
Forwarded to Senate, 892.
Returned by Senate, 950.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 106

Senate Bill No. 106. A Bill for an Act to Amend and Reenact Section 57-2006 of the North Dakota Revised Code of 1943, Relating to Delivery of Tax Lists to County Treasurer.

Received from Senate, 278. Introduction, first reading, 297. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 711. Forwarded to Senate, 727.

## Senate Bill No. 108

Senate Bill No. 108. A Bill for an Act Making an Appropriation for the Completion of the New Biulding and Equipment and a Sewage Disposal Plant for the North Dakota Soldiers' Home at Lisbon, North Dakota; and Declaring an Emergency.

Received from Senate, 194.
Introduction, first reading, 220.
Referred to Committee on Appropriations.
Reported back, 711.
Other action, laid over one day, 741.
Passed, 764.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 109

Senate Bill No. 109. A Bill for an Act to Amend and Reenact Sections 20-0103 and 20-0216 of the North Dakota Revised Code of 1943, Relating to Enforcement of Game and Fish Laws and Repealing Section 20-0118 of the North Dakota Revised Code of 1943.

Received from Senate, 278. Introduction, first reading, 297. Referred to Committee on Natural Resources. Reported back, indefinitely postponed, 751. Forwarded to Senate, 790.

# Senate Bill No. 110

Senate Bill No. 110. A Bill for an Act Making an Appropriation in the Sum of Six Hundred Dollars (\$600.00) for the Payment of a Deficiency for Postage, Supplies, Printing, Furniture and Fixtures, in the Office of the Attorney General.

Received from Senate, 194. Introduction, first reading, 220. Referred to Committee on Appropriations. Reported back, 792. INDEX CLXV

Amended, sixth order, 831.
Passed, 914.
Forwarded to Senate, amended, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

# Senate Bill No. 111

Senate Bill No. 111. A Bill for an Act Making an Appropriation of Eight Million Three Hundred Forty-nine Thousand Three Hundred Seventy-six Dollars for the Purpose of Matching Federal Funds Allocated or To Be Allocated to the State of North Dakota for the Purpose of Construction and Reconstruction of the Public Highways and Bridges Within the State.

Received from Senate, 708.

Introduction, first reading, 734.

Referred to Committee on Appropriations.

Reported back, 1030.

Other action, placed in General Orders, 1048, action deferred, 1049, placed on calendar, 1129, 1182. 1184.

Passed, 1160.

Forwarded to Senate, 1167.

Returned by Senate, 1183.

Signed by Speaker, 1184.

Forwarded to Senate, 1184.

# Senate Bill No. 112

Senate Bill No. 112. A Bill for an Act to Amend and Reenact Section 39-0704, Revised Code of North Dakota for 1943, Defining the Powers of Local Authorities to Regulate and Control Traffic by Ordinance.

Received from Senate, 346.
Introduction, first reading, 367.
Referred to Committee on Transportation.
Reported back, 928.
Passed, 955.
Forwarded to Senate, 998.
Returned by Senate, 1051.
Signed by Speaker, 1116.
Forwarded to Senate, 1125.

# Senate Bill No. 113

Senate Bill No. 113. A Bill for an Act to Amend and Reenact Section 19-1012 of the North Dakota Revised Code of 1943, Relating to Specifications for Diesel Fuel.

Received from Senate, 673.

Introduction, first reading, 707.

Referred to Committee on State and Federal Government.

Reported back, 964.

Other action, 1149, indefinitely postponed, 1165.

Amended, sixth order and unanimous consent, 997.

Passed, 1093.

Forwarded to Senate, amended, 1124.

Conference Committee, 1130, 1131,

Conference Committee report, 1165.

Senate Bill No. 114. A Bill for an Act Providing for the Creation of Water Conservation and Flood Control Districts; Providing for the Appointment of Boards of Water Conservation and Flood Control Commissioners and Fixing Their Powers and Duties; Providing for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Benefited, Providing for the Levy of Special Assessments, Prescribing the Duties of County Commissioners Relating to Water Conservation and Flood Control Districts; Providing for the Exemption of Federal Projects and Agencies; Providing That Water Conservation and Flood Control Districts May Contract With Federal and State Departments or Agencies, Persons and Corporations and May Acquire Property in Adjoining States, Repealing Chapter 61-16 of the North Dakota Revised Code of 1943, and chapter 373, of the Session Laws of 1947; and Declaring an Emergency.

Received from Senate, 468.

Introduction, first reading, 497.

Referred to Committee on Agriculture.

Reported back, 906.

Other action, placed in General Orders, 929, action deferred one day, 957, 1036.

Amended, General Orders, 945.

Passed, 984.

Forwarded to Senate, amended, 1021.

Returned by Senate, 1189. Signed by Speaker, 1187. Forwarded to Senate, 1199.

# Senate Bill No. 115

Senate Bill No. 115. A Bill for an Act to Increase the Salaries of County Auditors, County Treasurers, Sheriffs, Register of Deeds, County Judges, State's Attorneys, and Clerks of the District Court During the Calendar Years 1949, 1950, 1951, and 1952, Making Such Increase Retroactive to January 1, 1949 and Declaring an Emergency.

Received from Senate, 395.

Introduction, first reading, 433.

Referred to Committee on Political Subdivisions.

Re-referred to Committee on General Affairs, 709.

Reported back, 928, 1030.

Other action, placed in General Orders, 949, re-referred Committee on Judiciary, 959, General Orders, 1047, General Orders, 959, sixth order, 1142 1149, General Orders, 1048.

Passed, 1109.

Forwarded to Senate, amended, 1124.

Conference Committee, 1130.

Conference Committee report, 1138.

Returned by Senate, 1189. Signed by Speaker, 1187.

Forwarded to Senate, 1199.

# Senate Bill No. 116

Senate Bill No. 116. A Bill for an Act to Amend and Reenact Section 61-2130 of the North Dakota Revised Code INDEX CLXVII

of 1943, Relating to Payment of Costs and Expenses of Locating and Constructing Drains.

Received from Senate, 278. Introduction, first reading, 297. Referred to Committee on Agriculture. Reported back, 390. Passed, 428. Forwarded to Senate, 467. Returned by Senate, 519. Signed by Speaker, 546. Forwarded to Senate, 550.

## Senate Bill No. 117

Senate Bill No. 117. A Bill for an Act Fixing a Limit on the Time That Old Records Must Be Retained by a Bank, and Limiting the Time in Which an Action May Be Commenced on Accounts.

Received from Senate, 251.

Introduction. first reading, 294.

Referred to Committee on Industry and Business.

Reported back, 728.

Other action, action delayed one day, 741, General Orders, **766**.

Amended, General Orders, 894.

Passed, 940.

Forwarded to Senate, amended, 951.

Returned by Senate, 994.

Signed by Speaker, 1018.

Forwarded to Senate, 1019.

# Senate Bill No. 118

Senate Bill No. 118. A Bill for an Act to Amend and Reenact Subsection 8 of Section 65-0102, Sections 65-0207, 65-0428, 65-0512, 65-0527, 65-0801 of the North Dakota Revised Code of 1943; Subsection 5 of Section 65-0102, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-0517, 65-0526, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-05017, 65-0526, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-05017, 65-0505, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-05017, 65-0505, Sections 65-0202, 65-0503, 65-0509, 65-0513, 65-05017, 65-0505, Sections 65-0202, Sections 65-0202, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-0503, 65-65-0802 and 65-1001 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Workmen's Compensation; and Declaring an Emergency.

Received from Senate, 637.

Introduction, first reading, 674.

Referred to Committee on Labor Relations.

Reported back, 832.

Other action, motion to reconsider deferred, 946, action reconsidered, 987, 1036, 1174, 1179.

Amended sixth order, 893, unanimous consent, 987.

Passed, 937, 987. Forwarded to Senate, amended, 1021.

Conference Committee, 1167.

Conference Committee report, 1173.

Returned by Senate, 1198. Signed by Speaker, 1198.

Forwarded to Senate, 1199.

## Senate Bill No. 120

Senate Bill No. 120. A Bill for an Act to Amend and Reenact Sections 52-0201 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Unemployment Compensation Division and North Dakota State Employment Service To Be Divisions of Bureau; Regulations Governing; 52-0413, Priority Rights to Contributions Upon Legal Dissolutions or Distributions; 52-0602, Relating to Disqualification for Benefits; 52-0604, Relating to Amount of Benefits.

Received from Senate, 586.
Introduction, first reading, 627.
Referred to Committee on Labor Relations.
Reported back, 833.
Other action, 983.
Amended, sixth order, 893.
Passed, 938.
Forwarded to Senate, amended, 963.
Returned by Senate, 1051.
Signed by Speaker, 1116.
Forwarded to Senate, 1125.

# Senate Bill No. 121

Senate Bill No. 121. A Bill for an Act to Amend and Reenact Section 52-0412 of the 1947 Supplement to the North Dakota Revised Code of 1943, of the Unemployment Compensation Law, Relating to Civil Action to Collect Contributions or Interest; Priority of Action on Calendar; Providing for Judgments.

Received from Senate, 507.
Introduction, first reading, 545.
Referred to Committee on Labor Relations.
Reported back, 728.
Passed, 742.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 122

Senate Bill No. 122. A Bill for an Act to Amend and Reenact Section 52-0414 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Adjustment and Refund of Contributions.

Received from Senate, 507.
Introduction, first reading, 545.
Referred to Committee on Labor Relations.
Reported back, 728.
Passed, 742.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

## Senate Bill No. 123

Senate Bill No. 123. A Bill for an Act Fixing Limitations on Revocations, Countermands of Payments and Stop Payment Orders and Regulating the Payment of Checks and Drafts Against Bank Accounts and Savings and Loan Association Accounts.

Received from Senate, 507. Introduction, first reading, 545.

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Referred to Committee on Industry and Business. Reported back, 728. Other action, action delayed one day, 743. Lost, 766. Forwarded to Senate, 791.

## Senate Bill No. 124

Senate Bill No. 124. A Bill for an Act to Amend and Reenact Sections 24-0204, 39-0201 and 39-0203 of the North Dakota Revised Code of 1943 and 39-0202 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to the Registrar of Motor Vehicles.

Received from Senate, 414.
Introduction, first reading, 438.
Referred to Committee on State and Federal Government.
Reported back, 615.
Other action, action delayed one day, 737.
Amended, sixth order, 708.
Lost, 761.
Forwarded to Senate, 791.

## Senate Bill No. 125

Senate Bill No. 125. A Bill for an Act Relating to the Collection, Payment and Dishonor of Demand Items by Banks and the Revocation of Credit for and Payment of Such Items.

Received from Senate, 414.
Introduction, first reading, 438.
Referred to Committee on Industry and Business.
Reported back, 728.
Lost, 743.
Other action, reconsidered, 752, 830.
Placed on calendar, 752.
Action deferred one day, 788.
Passed, 814.
Returned by Senate, 959.
Request return from Senate, 947, 951.
Forwarded to Senate, 963.
Returned by Speaker, 1116.
Forwarded to Senate, 1125.

# Senate Bill No. 126

Senate Bill No. 126. A Bill for an Act Amending and Reenacting Section 37-0301 of the 1947 Supplement to the North Dakota Revised Code of 1943 Relating to the Office of the Adjutant General.

Received from Senate, 415.
Introduction, first reading, 438.
Referred to Committee on Veterans and Military Affairs.
Reported back, 1031.
Other action, 1186.
Amended, sixth order, 1048.
Passed, 1110.
Forwarded to Senate, amended, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1187.
Forwarded to Senate, 1199.

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# Senate Bill No. 127

Senate Bill No. 127. A Bill for an Act Providing for the Establishment and Regulation of Rural Hospitals, Community Clinics, Health Stations, First Aid Stations, and Providing for the Training of Internes, Nurses and Other Health Workers and Facilitating the Placement and Training of Physicians and Surgeons in the State of North Dakota.

Received from Senate, 609.
Introduction, first reading, 674.
Referred to Committee on Social Welfare.
Reported back, 965.
Other action, action on committee report delayed, 948.
Lost, 1006.
Forwarded to Senate, 1076.

## Senate Bill No. 128

Senate Bill No. 128. A Bill for an Act Relating to Non-resident Hunting License.

Received from Senate, 519. Introduction, first reading, 603. Referred to Committee on Natural Resources. Reported back, indefinitely postponed, 752. Forwarded to Senate, 791.

## Senate Bill No. 130

Senate Bill No. 130. A Bill for an Act to Amend and Reenact Subsection 2 of Section 20-0507 of the North Dakota Revised Code of 1943, Relating to the Attaching of Seals to the Carcasses of Big Game Animals and the Manner of so Doing, and Declaring an Emergency.

Received from Senate, 468.
Introduction, first reading, 497.
Referred to Committee on Natural Resources.
Reported back, 754.
Passed, 849.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 131

Senate Bill No. 131. A Bill for an Act to Amend and Reenact Sections 20-0604 and 20-0605 of the North Dakota Revised Code of 1943, Relating to Creel Limit on Pike, the Size of Protected Fish That May Be Taken; and Declaring an Emergency.

Received from Senate, 468.
Introduction, first reading, 497.
Referred to Committee on Natural Resources.
Reported back, 754.
Passed, 850.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

Senate Bill No. 132. A Bill for an Act to Amend and Reenact Section 20-0705 of the North Dakota Revised Code of 1943, Relating to the Methods of Taking Fur-bearing Animals.

Received from Senate, 507.
Introduction, first reading, 546.
Referred to Committee on Natural Resources.
Reported back, 754.
Amended, sixth order, 794.
Passed, 887.
Forwarded to Senate, amended, 891.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 133

Senate Bill No. 133. A Bill for an Act to Amend and Reenact Subsection 7 of Section 20-0312 and Subsection 2 of Section 20-0302 of the North Dakota Revised Code of 1943, Relating to the Fee for a Resident Fishing License, Requirements for License; and Declaring an Emergency.

Received from Senate, 507. Introduction, first reading, 546. Referred to Committee on Natural Resources. Reported back, 754. Lost, 851. Forwarded to Senate, 891.

## Senate Bill No. 134

Senate Bill No. 134: A Bill for an Act Authorizing a County Levy of Not to Exceed One Mill for County Agent Work; Amending and Reenacting Sections 4-0802 and 4-0804 of the North Dakota Revised Code of 1943.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on Political Subdivisions.
Reported back, 732.
Amended, sixth order, 759.
Passed, 852.
Forwarded to Senate, amended, 891.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 135

Senate Bill No. 135. A Bill for an Act to Repeal Subsection 11 of Section 58-0307 of the North Dakota Revised Code of 1943, Relating to Powers of Electors of Townships to Fix Per Diem Rate for Work on Highways in Payment of Road Taxes.

Received from Senate, 374. Introduction, first reading, 391. Referred to Committee on Political Subdivisions. Reported back, 732. Passed, 781. Forwarded to Senate, 830. Returned by Senate, 927. Signed by Speaker, 990. Forwarded to Senate, 992.

# Senate Bill No. 136

Senate Bill No. 136. A Bill for an Act to Repeal Section 24-0632 of the North Dakota Revised Code of 1943, Relating to Refusal of Road Overseer to Serve.

Received from Senate, 374.
Introduction, first reading, 391.
Referred to Committee on Political Subdivisions.
Reported back, 732.
Passed, 782.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 138

Senate Bill No. 138. A Bill for an Act to Amend and Reenact Sections 61-0204 and 61-0207 of the North Dakota Revised Code of 1943, Relating to the State Water Commission.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on State and Federal Government.
Reported back, 711.
Passed, 767.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 140

Senate Bill No. 140. A Bill for an Act to Provide for the Spraying of Weeds Along Township Roads and Authorizing the Expenditure of Township Funds for That Purpose.

Received from Senate, 507.
Introduction, first reading, 546.
Referred to Committee on Political Subdivisions.
Reported back, 732.
Passed, 782.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 142

Senate Bill No. 142. A Bill for an Act Making an Appropriation for the Deficiency in Salary of an Elected State Official of the State of North Dakota for the Last Six Months of the Biennium Ending June 30, 1949, and Declaring an Emergency.

Received from Senate, 374. Introduction, first reading, 391.

Referred to Committee on Appropriations. Reported back, 792.
Passed, 875.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

#### Senate Bill No. 143

Senate Bill No. 143. A Bill for an Act Amending and Reenacting Section 4-1815 of the North Dakota Revised Code of 1943, Relating to Grades of Cream and Butterfat and Providing for the Addition of a Harmless Vegetable Color to All "Unlawful Cream" Offered for Sale to Persons, Firms or Corporations Authorized to Purchase Cream or Butterfat.

Received from Senate, 468.
Introduction, first reading, 497.
Referred to Committee on Agriculture.
Reported back, 812.
Passed, 876.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 145

Senate Bill No. 145. A Bill for an Act to Amend and Reenact Subsection 3 of Section 57-1517 of the North Dakota Revised Code of 1943, Relating to Disposition of School Building Fund.

Received from Senate, 395.
Introduction, first reading, 433.
Referred to Committee on Education.
Reported back, 754.
Passed, 853.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 146

Senate Bill No. 146. A Bill for an Act to Amend and Reenact Section 27-1602 of the North Dakota Revised Code of 1943, Relating to Juvenile Commissioners.

Received from Senate, 396.
Introduction, first reading, 433.
Referred to Committee on Judiciary.
Reported back, 754.
Passed, 854.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

Senate Bill No. 147. A Bill for an Act to Authorize the State Board of Higher Education to Issue Tax Exempt Bonds and Construct Revenue Producing Buildings at Institutions of Higher Learning, Under the Provisions of Chapter 15-55 of the 1947 Supplement to the North Dakota Revised Code of 1943.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on State and Federal Government.
Reported back, 711.
Passed, 768.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

## Senate Bill No. 148

Senate Bill No. 148. A Bill for an Act to Amend and Reenact Section 39-0801 of the North Dakota Revised Code of 1943, Providing for Punishment of Any Person Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs. Establishing Presumptions for the Determination of What Constitutes Being Under the Influence of Liquor.

Received from Senate, 519.
Introduction, first reading, 603.
Referred to Committee on Social Welfare.
Reported back, 732.
Passed, 783.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 149

Senate Bill No. 149. A Bill for an Act Relating to Seeding Highway Ditches and Banks to Grass.

Received from Senate, 468. Introduction, first reading, 497. Referred to Committee on Transportation. Reported back, indefinitely postponed, 728. Forwarded to Senate, 748.

## Senate Bill No. 150

Senate Bill No. 150. A Bill for an Act Validating Sales of Real Estate on Execution and Foreclosure of a Mortgage, and Declaring an Emergency.

Received from Senate, 685. Introduction, first reading, 707. Referred to Committee on Judiciary. Reported back, 755. Lost, 855. Forwarded to Senate, 891.

Senate Bill No. 151. A Bill for an Act Making an Appropriation for a Deficiency in Travel and Miscellaneous of the Teachers' Insurance and Retirement Fund Budget; and Declaring an Emergency.

Received from Senate, 396.
Introduction, first reading, 433.
Referred to Committee on Appropriations.
Reported back, 792.
Passed, 877.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 152

Senate Bill No. 152. A Bill for an Act to Provide the Standards of Time for the State of North Dakota.

Received from Senate, 468. Introduction, first reading, 497. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 833. Forwarded to Senate, 891.

# Senate Bill No. 155

Senate Bill No. 155. A Bill for an Act Restricting Public Officers and Employees From Using Their Office to Benefit Themselves Financially, and Providing a Penalty for Violation Thereof.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on State and Federal Government.
Reported back, 712.
Passed, 769.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 156

Senate Bill No. 156. A Bill for an Act to Amend and Reenact Section 50-0604 of the North Dakota Revised Code of 1943 Pertaining to Compensation for Members of the Public Welfare Board of North Dakota.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on State and Federal Government.
Reported back, 712.
Passed, 770.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931

# Senate Bill No. 157

Senate Bill No. 157. A Bill for an Act Appropriating the Sum of \$500,000 Out of Any Monies in the State Treasury Not Otherwise Appropriated, or so Much Thereof as May

Be Necessary to Match Federal Funds of Like Amount Now Available or Hereafter to Become Available for a Bridge To Be Constructed Across the Yellowstone River in McKenzie County, North Dakota, on Highway No. 23; Authorizing and Directing the State Highway Commissioner and His Officers and Engineers to Prepare Plans and Specifications for Such Bridge and to Proceed with the Construction Thereof as soon as Convenient; and Declaring an Emergency.

Received from Senate, 708.
Introduction, first reading, 734.
Referred to Committee on Appropriations.
Reported back, 996.
Passed, 1084.
Forwarded to Senate, 1124.
Returned by Senate, 1181.
Signed by Speaker, 1181.
Forwarded to Senate, 1181.

#### Senate Bill No. 158

Senate Bill No. 158. A Bill for an Act Authorizing Attachment of Communication Wires to Structures Supporting Electric Supply Lines, Providing for Nonliability for Injury or Damage Resulting From Attachment of Communication Wires to Structures Supporting Electric Supply Lines, and Providing Compensation for Such Attachments.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on Industry and Business.
Reported back, 838, indefinitely postponed, 965.
Other action, re-referred to Committee on Industry and Business, 906.
Amended, sixth order, 893.
Forwarded to Senate, 1021.

# Senate Bill No. 160

Senate Bill No. 160. A Bill for an Act to Amend and Reenact Section 6-0816 of the North Dakota Revised Code of 1943, Relating to Issuing Checks, Drafts or Order Without Sufficient Funds or Credits.

Received from Senate, 374.
Introduction, first reading. 391.
Referred to Committee on Industry and Business.
Reported back, 965.
Lost, 1007.
Forwarded to Senate, 1076.

# Senate Bill No. 161

Senate Bill No. 161. A Bill for an Act Making an Emergency Appropriation for the Period From January 1, to June 30, 1949, Out of Moneys in the Retail Sales Tax Fund Created by Chapter 344, Laws of 1947, to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations; Providing for the Distribution of This Appropriation by the Public Welfare Board of North Dakota to Counties in Which There Are Indian Reservations; and Declaring an Emergency.

Received from Senate, 386. Introduction, first reading, 391. Referred to Committee on Appropriations. Reported back, 996. Passed, 1085. Forwarded to Senate, 1124. Returned by Senate, 1189. Signed by Speaker, 1187. Forwarded to Senate, 1199.

## Senate Bill No. 162

Senate Bill No. 162. A Bill for an Act to Amend and Reenact Section 27-0905 of the North Dakota Revised Code of 1943, Relating to Fees and Mileage of Jurors.

Received from Senate, 374.
Introduction, first reading, 391.
Referred to Committee on Judiciary.
Reported back, 712.
Passed, 771.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

# Senate Bill No. 163

Senate Bill No. 163. A Bill for an Act to Amend and Reenact Section 24-1202 of N. D. Revised Code of 1943, Relating to Warning Signs of Road Construction or Improvement in Contracts by State Highway Department, County or Township for Construction or Improvement of Any Road, Culvert or Bridge,

Received from Senate, 586.
Introduction, first reading, 627.
Referred to Committee on Transportation.
Reported back, 728.
Passed, 771.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 990.
Forwarded to Senate, 992.

#### Senate Bill No. 165

Senate Bill No. 165. A Bill for an Act to Amend and Reenact Section 36-0101 of the North Dakota Revised Code of 1943 Relating to the State Livestock Sanitary Board; Providing for the Membership Thereon and the Manner in Which Appointed; Providing for the Terms and Qualifications of the Members Thereof and Providing for the Expiration of Terms of Office of Members of Said Board Existing Prior to the Effective Date of Establishment of the Board Provided for in This Act.

Received from Senate, 708.
Introduction, first reading, 734.
Referred to Committee on Agriculture.
Reported back, 793.
Passed, 878.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

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## Senate Bill No. 167

Senate Bill No. 167. A Bill for an Act to Amend and Reenact Sections 49-0914 and 49-0915 of N. D. Revised Code of 1943 Relating to Public Utility General Property Transfers and the Recording Thereof and Conveyance by Public Utilities of Property Other Than Right-of-way and Recording Thereof.

Received from Senate, 552.
Introduction, first reading, 603.
Referred to Committee on Judiciary.
Reported back, 793.
Amended, sixth order, 831.
Passed, 915.
Forwarded to Senate, amended, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

#### Senate Bill No. 168

Senate Bill No. 168. A Bill for an Act Granting Additional Powers to the State Board of Higher Education Relative to the Issuing of Bonds Under the Provisions of Chapter 154 of the Session, Laws of 1947, Providing Additional Sources for the Bond Payment Fund.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on State and Federal Government.
Reported back, 755.
Passed, 856.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 169

Senate Bill No. 169. A Bill for an Act to Amend and Reenact Section 15-1803, North Dakota Revised Code of 1943, Relating to Junior Colleges in Special School Districts; Providing for Tuition in Junior Colleges; Providing for a Tax Levy for the Support of Junior Colleges.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on Education.
Reported back, 792.
Other action, reconsidered, placed on calendar, 880.
Lost for lack of constitutional majority, 879.
Passed, 918.
Forwarded to Senate, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1019.

## Senate Bill No. 170

Senate Bill No. 170. A Bill for an Act to Amend and Reenact Section 54-27092 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Appropria-

tions for Buildings, Additions to Buildings and Permanent Improvements for State Charitable, Penal and Educational Institutions.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on State and Federal Government.
Reported back, 755.
Passed, 857.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 171

Senate Bill No. 171. A Bill for an Act to Amend and Reenact Section 33-1234 of the North Dakota Revised Code of 1943, Relating to Appeal From Justice Court Judgment by State and Defendant; Time; How Taken; Notice; and Bail and Providing a New Trial in Certain Cases.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on Judiciary.
Reported back, 712.
Passed, 772.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

# Senate Bill No. 178

Senate Bill No. 178. A Bill for an Act to Amend and Reenact Section 11-0704 of the North Dakota Revised Code of 1943 Relating to the Redistricting of Counties.

Received from Senate, 609.
Introduction, first reading, 674.
Referred to Committee on Political Subdivisions.
Reported back, 732.
Passed, 784.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

## Senate Bill No. 179

Senate Bill No. 179. A Bill for an Act to Amend and Reenact Subsection 3 of Section 43-0901 of the North Dakota Revised Code of 1943, Defining Motion Picture Machine Operator, and Declaring an Emergency.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on General Affairs.
Reported back, 712.
Passed, 773.
Forwarded to Senate, 790.
Returned by Senate, 904.
Signed by Speaker, 926.
Forwarded to Senate, 931.

Senate Bill No. 180. A Bill for an Act to Amend and Reenact Section 24-1205 of the North Dakota Revised Code of 1943, Relating to Signs and Billboards Along Highways.

Received from Senate, 708.
Introduction, first reading, 734.
Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 834.

Forwarded to Senate, 891.

# Senate Bill No. 181

Senate Bill No. 181. A Bill for an Act to Amend and Reenact Sections 40-3503 and 40-3515 of the North Dakota Revised Code of 1943, Relating to the Issuance of Revenue Bonds by Municipalities Authorizing Municipalities and State Institutions to Enter Into Contracts With Other Municipalities and With Industrial Establishments Relative to Sewerage Facilities, and to Accept Loans or Grants From the Federal Government in Connection With Revenue-Producing Undertakings, and Providing for the Subordination of Revenue Bonds.

Received from Senate, 519. Introduction, first reading, 603. Referred to Committee on Political Subdivisions. Reported back, 732. Passed, 785. Forwarded to Senate, 830. Returned by Senate, 927. Signed by Speaker, 991. Forwarded to Senate, 992.

# Senate Bill No. 183

Senate Bill No. 183. A Bill for an Act Authorizing the Board of Administration to Convey and Release to the Baptist Old Peoples' Home, a North Dakota Corporation, a Certain Tract in the Southeast Corner of the Capitol Grounds.

Received from Senate, 552.

Introduction, first reading, 604. Referred to Committee on State and Federal Government.

Reported back, 755.

Passed, 858.

Forwarded to Senate, 930. Returned by Senate, 964. Signed by Speaker, 991. Forwarded to Senate, 992.

# Senate Bill No. 184

Senate Bill No. 184. A Bill for an Act to Amend and Re-enact Sections 15-3911, 15-3914, 15-3915, 15-3917, 15-3924, 15-3927, 15-3928, 15-3929, 15-3933, 15-3937, 15-3939, 15-3940 and 15-3941 of the North Dakota Revised Code of 1943, Relating to the Teachers' Insurance and Retirement Fund, Assessments, Matching by School Districts and Educational Institutions, Eligibility for Membership, Annuities, Retirement, Military Service, Defining School "Year", Withdrawal From Fund, Options, and Death of Member.

Received from Senate, 708. Introduction, first, reading, 734. Referred to Committee on Education. Reported back, ,812.

Other action, transferred sixth order to calendar, 831. Action delayed one day, 889. Passed, 911. Forwarded to Senate, 930. Returned by Senate, 994. Signed by Speaker, 1018. Forwarded to Senate, 1019.

# Senate Bill No. 185

Senate Bill No. 185. A Bill for an Act to Repeal Section 19-0209 of the North Dakota Revised Code of 1943, Relating to the Labeling of Flour, and Declaring an Emergency.

Received from Senate, 685.
Introduction, first reading, 707.
Referred to Committee on State and Federal Government.
Reported back, 755.
Passed, 859.
Forwarded to Senate, 892.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

## Senate Bill No. 186

Senate Bill No. 186. A Bill for an Act Creating the North Dakota Indian Affairs Commission, Prescribing Duties, Making an Appropriation and Declaring an Emergency.

Received from Senate, 586.
Introduction, first reading, 628.
Referred to Committee on Appropriations.
Reported back, 996.
Passed, 1086.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

# Senate Bill No. 187

Senate Bill No. 187. A Bill for an Act to Amend and Reenact Section 11-1923 of the North Dakota Revised Code of 1943, Relating to Fees Which May Be Charged by Coroners.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on State and Federal Government.
Reported back, 755.
Passed, 860.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 189

Senate Bill No. 189. A Bill for an Act Relating to the Registration or Transfer of Securities to or by Fiduciaries of Their Nominees.

Received from Senate, 552. Introduction, first reading, 604.

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Referred to Committee on Judiciary. Reported back, indefinitely postponed, 793. Forwarded to Senate, 830.

## Senate Bill No. 191

Senate Bill No. 191. A Bill for an Act to Amend and Reenact Section 5-0304 of the North Dakota Revised Code of 1943 With Reference to Wholesale Liquor Licenses, and to Prohibit the Issuance of Wholesale Liquor Licenses to Persons or Partnerships Who Have Not Been Residents of North Dakota for a Period of Five Years, or to Corporations Unless All Officers and Directors and the Holders of Not Less than 75% of the Value of the Stock and 75% of the Voting Rights of the Corporation Have Been Residents of North Dakota for a Period of Five Years Excepting License Holders as of Date February 1, 1949, and Declaring an Emergency.

Received from Senate, 637.
Introduction, first reading, 674.
Referred to Committee on Industry and Business.
Reported back, 966.
Passed, 1008.
Forwarded to Senate, 1076.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

## Senate Bill No. 192

Senate Bill No. 192. A Bill for an Act to Amend and Reenact Section 5 of Chapter 256, Session Laws of 1947, Providing for the Suspension of Operators Licenses When Involved in Accidents Unless Security is Deposited, Authorizing the Highway Commissioner to Grant Additional Time.

Received from Senate, 507.
Introduction, first reading, 546.
Referred to Committee on Judiciary.
Reported back, 755.
Amended, sixth order, 794.
Passed, 888.
Forwarded to Senate, amended, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

# Senate Bill No. 194

Senate Bill No. 194. A Bill for an Act to Amend and Reenact Section 15-4701 of the North Dakota Revised Code of 1943, Relating to Schools Free and Accessible, School Ages, and Age of Starting a Child in School.

Received from Senate, 441.
Introduction, first reading, 466.
Referred to Committee on Education.
Reported back, 756.
Passed, 861.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

Senate Bill No. 195. A Bill for an Act to Provide for the Payment of a Deficit in the Expenses of District Judges.

Received from Senate, 396.
Introduction first reading, 433.
Referred to Committee on Appropriations.
Reported back, 793.
Amended, sixth order, 831.
Passed, 919.
Forwarded to Senate, amended, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

## Senate Bill No. 196

Senate Bill No. 196. A Bill for an Act to Amend and Reenact Section 39-0517 of the North Dakota Revised Code of 1943, Relating to Transfer of Title of Vehicle; Endorsement Required; Certificate of Title Delivered; New Certificate Obtained; Penalty.

Received from Senate, 552.
Introduction, first reading, 604.
Referred to Committee on Transportation.
Reported back, 729.
Passed, 774.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 197

Senate Bill No. 197. A Bill for an Act Repealing Section 39-0515 of the North Dakota Revised Code of 1943 Relating to Registration Card to be Endorsed and Sent to Department Upon Transfer of Vehicle; Penalty.

Received from Senate, 519.
Introduction, first reading, 604.
Referred to Committee on Transportation.
Reported back, 729.
Passed, 775.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 198

Senate Bill No. 198. A Bill for an Act to Amend and Reenact Sub-Section 1, Section 39-0401 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Definition of Dealer.

Received from Senate, 552. Introduction, first reading, 604. Referred to Committee on Industry and Business. Reported back, 966. Passed, 1009. Forwarded to Senate, 1076. Returned by Senate, 1189. Signed by Speaker, 1188. Forwarded to Senate, 1199.

#### Senate Bill No. 200

Senate Bill No. 200. A Bill for an Act to Amend and Reenact Section 39-0510 of the North Dakota Revised Code of 1943, Relating to Registration Card; Issuance, Contents; Signing of.

Received from Senate, 396.
Introduction, first reading, 433.
Referred to Committee on Transportation.
Reported back, 729.
Passed, 776.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 203

Senate Bill No. 203. A Bill for an Act to Amend and Reenact Section 39-0518 of the North Dakota Revised Code of 1943, Relating to Forwarding Certificate of Title to Department Not Required When Transferee is a Dealer; Exception.

Received from Senate, 685.
Introduction, first reading, 707.
Referred to Committee on Transportation.
Reported back, 996.
Passed, 1089.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

# Senate Bill No. 204

Senate Bill No. 204. A Bill for an Act Amending and Reenacting Section 39-0516 of the North Dakota Revised Code of 1943, Pertaining to Titles to Motor Vehicles, and Declaring an Emergency.

Recieved from Senate, 552.
Introduction, first reading, 604.
Referred to Committee on Judiciary.
Reported back, 948.
Other action, indefinitely postponed, 1010.
Amended, sixth order, 973.
Forwarded to Senate, 1076.

#### Senate Bill No. 207

Senate Bill No. 207. A Bill for an Act Declaring the Effect of a Registered Brand or Mark on Livestock; Requiring a Bill of Sale on the Sale of Branded or Marked Livestock; Declaring the Effect Thereof; Providing a Penalty and Repealing Section 36-0907 of the North Dakota Revised Code of 1943.

Received from Senate, 637. Introduction, first reading, 674. Referred to Committee on Agriculture. Reported back, 907.
Other action, 1020, 1022, 1051, conference committee report adopted by Senate, 1075.
Amended, sixth order, 929, Conference Committee, 1053.
Passed, 956, 1053.
Forwarded to Senate, amended, 998.
Conference Committee report, 1051, 1053, 1057.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

# Senate Bill No. 208

Senate Bill No. 208. A Bill for an Act Providing an Increase in Compensation to County Commissioners During the Calendar Years 1949, 1950, 1951, and 1952, Making Such Increase Retroactive to January 1, 1949, and Declaring an Emergency.

Received from Senate, 414.
Introduction, first reading, 439.
Referred to Committee on Judiciary.
Reported back, 834.
Passed, 919.
Forwarded to Senate, 951.
Returned to Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

# Senate Bill No. 209

Senate Bill No. 209. A Bill for an Act Relating to Probate Proceeding and Providing for the Distribution of Estates When an Interested Party Has Died and No Probate Proceedings Have Been Had Upon the Estate of Such Interested Party.

Received from Senate, 552.
Introduction, first reading, 604.
Referred to Committee on Judiciary.
Reported back, 834.
Passed, 920.
Forwarded to Senate, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

# Senate Bill No. 210

Senate Bill No. 210. A Bill for an Act Requiring the Hiring of Specialists in the Field of Mental Ills for the Treatment of Patients at the State Hospital for the Insane at Jamestown and for the Treatment of Persons not Committed.

Received from Senate, 414.
Introduction, first reading, 440.
Referred to Committee on State and Federal Government.
Reported back, 712.
Passed, 777.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

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# Senate Bill No. 211

Senate Bill No. 211. A Bill for an Act to Amend and Reenact Section 29-2402 of the North Dakota Revised Code of 1943, Relating to Causes for Granting New Trial, and Time of Making Motion on Cause No. 8 in This Section.

Received from Senate, 637.
Introduction, first reading, 675.
Referred to Committee on Judiciary.
Reported back, 973.
Passed, 880.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

## Senate Bill No. 212

Senate Bill No. 212. A Bill for an Act to Amend and Reenact Subsection 8 of Section 28-1902 of the North Dakota Revised Code of 1943, Relating to Causes for New Trial.

Received from Senate, 637.
Introduction, first reading, 675.
Referred to Committee on Judiciary.
Reported back, 794.
Passed, 881.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

## Senate Bill No. 213

Senate Bill No. 213. A Bill for an Act Making an Appropriation to Pay Administration Expenses in Connection With the Payment of Adjusted Compensation to North Dakota Veterans of World War II and Declaring an Emergency.

Received from Senate, 586.
Introduction, first reading, 628.
Referred to Committee on Appropriations.
Reported back, 794.
Passed, 882.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

## Senate Bill No. 214

Senate Bill No. 214. A Bill for an Act Providing for a Temporary Increase in Income Taxes, to Remain in Effect Until the Bonds Issued in Connection With the Adjusted Compensation to Veterans of World War II Have Been Paid.

Received from Senate, 726.
Introduction, first reading, 735.
Referred to Committee on Finance and Taxation.
Reported back, 972.
Other action, 1010.
Passed, 1010.
Forwarded to Senate, 1076.

Returned by Senate, 1189. Signed by Speaker, 1188. Forwarded to Senate, 1199.

## Senate Bill No. 215

Senate Bill No. 215. A Bill for an Act Amending and Reenacting Section 40-2305 of the North Dakota Revised Code of 1943, Relating to the Levy of Assessments to Pay the Cost of Special Improvements, to Define the Items of Cost to be Assessed and Permit Such Assessment Prior to Completion of the Work, and Declaring an Emergency.

Received from Senate, 507.
Introduction, first reading, 546.
Referred to Committee on Political Subdivisions.
Reported back, 732.
Passed, 786.
Forwarded to Senate, 830.
Returned by Senate, 927.
Signed by Speaker, 991.
Forwarded to Senate, 992.

## Senate Bill No. 217

Senate Bill No. 217. A Bill for an Act to Amend and Reenact Section 35-2013 of the North Dakota Revised Code of 1943, Relating to House Mover's Liens.

Received from Senate, 552.
Introduction, first reading, 604.
Referred to Committee on Judiciary.
Reported back, 794.
Passed, 882.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 992.

# Senate Bill No. 218

Senate Bill No. 218. A Bill for an Act Imposing Separate and Additional Taxes on the Sale of Liquor, Providing for Collection Thereof, Providing a Penalty for Violation and Declaring an Emergency.

Received from Senate, 414.
Introduction, first reading, 440.
Referred to Committee on Finance and Taxation.
Reported back, 972.
Other action, 1173, 1179.
Amended, sixth order, 997.
Passed, 1094.
Forwarded to Senate, amended, 1176.
Returned by Senate, 1198.
Signed by Speaker, 1198.
Forwarded to Senate, 1199.

# Senate Bill No. 219

Senate Bill No. 219. A Bill for an Act Imposing a Separate Additional Tax on Sale of Beer, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation Thereof and Declaring an Emergency.

Received from Senate, 414. Introduction, first reading, 440.

Referred to Committee on Finance and Taxation.
Reported back, 972.
Lost for lack of constitutional majority, 1152.
Other action, reconsidered, placed on calendar, 1152, 1173, 1179.
Amended, sixth order, 997, unanimous consent, 1151, 1137.
Forwarded to Senate, amended, 1176.
Returned by Senate, 1198.
Signed by Speaker, 1198.

## Senate Bill No. 220

Forwarded to Senate, 1199.

Senate Bill No. 220. A Bill for an Act Imposing a Separate Additional Tax on Cigarettes, Providing for Collection Thereof into the General Fund, Providing a Penalty for Violation and Declaring an Emergency.

Received from Senate, 414.
Introduction, first reading, 440.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1032.
Other action, motion to retain in House, 1032, reconsidered, placed on calendar, 1137, 1152, placed at head of calendar, 1153, 1173.
Passed, 1153.
Forwarded to Senate, 1176.
Returned by Senate, 1198.
Signed by Speaker, 1198.
Forwarded to Senate, 1199.

# Senate Bill No. 221

Senate Bill No. 221. A Bill for an Act Appropriating Surplus Funds of the Bank of North Dakota to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

Received from Senate, 396.
Introduction, first reading. 433.
Referred to Committee on Finance and Taxation.
Reported back, 972, 1032.
Other action, re-referred to Committee on Appropriations, 997, 1153, action deferred, 1166, reconsider action on Conference Committee report, 1191, 1196.
Amended, sixth order, 997.
Passed, 1100, 1191.
Forwarded to Senate, amended, 1124.
Conference Committee, 1137, 1142.
Conference Committee report, 1165, 1191.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

## Senate Bill No. 222

Senate Bill No. 222. A Bill for an Act Appropriating Surplus Funds of the North Dakota Mill and Elevator Association to the Sinking Fund for General Obligation Bonds, Veterans of World War II Adjusted Compensation Series, and Declaring an Emergency.

Received from Senate, 374. Introduction, first reading, 391. Referred to Committee on Appropriations. Reported back, 1038.
Passed, 1101.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1189.
Forwarded to Senate, 1199.

## Senate Bill No. 223

Senate Bill No. 223. A Bill for an Act Making an Appropriation for the Biennium Beginning July 1, 1949, and Ending June 30, 1951, for the Disbursement by the Public Welfare Board of North Dakota to Counties in Which are Located Indian Reservations to Provide for the Assistance of Destitute and Necessitous Indians on Indian Reservations Within the State of North Dakota.

Received from Senate, 637.
Introduction, first reading, 675.
Referred to Committee on Appropriations.
Reported back, 996.
Passed, 1089.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

# Senate Bill No. 224

Senate Bill No. 224. A Bill for an Act to Amend and Reenact Section 60-0217 of the North Dakota Revised Code of 1943, Relating to Warehouse and Storage Grain Contracts.

Received from Senate, 468.
Introduction, first reading, 497.
Referred to Committee on Agriculture.
Reported back, 733.
Amended, sixth order, 759.
Lost, 861.
Forwarded to Senate, 891.

## Senate Bill No. 225

Senate Bill No. 225. A Bill for an Act to Amend and Reenact Subsection 1 of Section 61-2133 and Section 61-2148 of the North Dakota Revised Code of 1943 and Sections 61-2135 and 61-2142 of the 1947 Supplement to the North Dakota Revised Code of 1943, Relating to Drainage Projects.

Received from Senate, 708.

Introduction, first reading, 735.

Referred to Committee on Agriculture.

Reported back, indefinitely postponed, 813.

Other action, return from Senate requested, 946, 951, returned by Senate, 959, action reconsidered, 959, placed in General Orders, 959, request return from Senate, 1139, 1142, 1153.

Amended, General Orders, 989.

Passed, 1012.

Forwarded to Senate, 830, 1076.

Returned by Speaker, 1189.

Signed by Speaker, 1188.

Forwarded to Senate, 1199.

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# Senate Bill No. 226

Senate Bill No. 226. A Bill for an Act to Regulate the Handling, Sale, and Distribution of Barbiturates.

Received from Senate, 586.

Introduction, first reading, 628.

Referred to Committee on Social Welfare.

Reported back, 733.

Other action, reconsidered, 835, action delayed one day, 889.

Amended, unanimous consent, 787.

Lost, 787.

Passed, 921.

Forwarded to Senate, amended, 930.

Returned by Senate, 994. Signed by Speaker, 1018.

Forwarded to-Senate, 1020.

## Senate Bill No. 228

Senate Bill No. 228. A Bill for an Act to Amend and Reenact Section 10-0513 of the North Dakota Revised Code of 1943, Providing the Place of Holding Stockholders' and Directors' Meetings of Corporations; Providing for Place of Keeping Minutes and Providing for Appointment of Resident Agency When Directors' Meeting Held Outside State.

Received from Senate, 468. Introduction, first reading, 498.

Referred to Committee on Judiciary.

Reported back, 966.

Passed, 1011.

Forwarded to Senate, 1076.

Returned by Senate, 1189.

Signed by Speaker, 1188.

Forwarded to Senate, 1199.

# Senate Bill No. 229

Senate Bill No. 229. A Bill for an Act to Amend and Reenact Section 16-0107 of the 1947 Supplement to the North Dakota Revised Code of 1943 and Sections 16-0301, 16-0804 and 16-1702 of the North Dakota Revised Code of 1943, Relating to Election Laws.

Received from Senate, 468.

Introduction, first reading, 498.

Referred to Committee on Judiciary. Reported back 834.

Passed, 922.

Forwarded to Senate, 951.

Returned by Senate. 994.

Signed by Speaker, 1018.

Forwarded to Senate, 1020.

## Senate Bill No. 231

Senate Bill No. 231. A Bill for an Act Implementing the Constitutional Amendment Adopted in November, 1948, and Directing the Method of Disbursement and the Expenditure of the Proceeds From the One Mill Levy Provided Thereby, Together With Any Other Funds Received, for the Establishment, Development and Maintenance of the North Dakota State Medical Center.

Received from Senate, 685. Introduction, first reading, 707. INDEX CXCI

Referred to Committee on State and Federal Government. Reported back, 834.

Passed, 923.

Forwarded to Senate, 930.

Returned by Senate, 964.

Signed by Speaker, 991.

Forwarded to Senate, 992.

## Senate Bill No. 233

Senate Bill No. 233. A Bill for an Act Providing for Summary Guardianships in Estates of Small Value; and Declaring an Emergency.

Received from Senate, 637.
Introduction, first reading, 675.
Referred to Committee on Judiciary.
Reported back, 838.
Passed, 924.
Forwarded to Senate, 904.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

# Senate Bill No. 234

Senate Bill No. 234. A Bill for an Act Amending and Reenacting Section 57-3727 of the North Dakota Revised Code of 1943, Relating to Determination of Taxes on Estates When There is no Probate Proceeding Within the State, and Declaring an Emergency.

Received from Senate, 586.
Introduction, first reading, 628.
Referred to Committee on Judiciary.
Reported back, 838.
Passed, 925.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 993.

# Senate Bill No. 236

Senate Bill No. 236. A Bill for an Act Authorizing the State Library Commission to Accept and Disburse Grants of Federal Funds.

Received from Senate, 586.
Introduction, first reading, 628.
Referred to Committee on Education.
Reported back, 756.
Passed, 863.
Forwarded to Senate, 930.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 993.

## Senate Bill No. 237

Senate Bill No. 237. A Bill for an Act to Amend and Reenact Section 39-0606 of the 1947 Supplement to the North Dakota Revised Code of 1943 Requiring Applicant for Motor CXCII INDEX

Vehicle Operator's License to Take Physical, Mental and Driving Tests; Fee for Physical Examination.

Received from Senate, 685. Introduction, first reading, 707. Referred to Committee on Judiciary. Reported back, 794. Lost, 883. Forwarded to Senate, 891.

## Senate Bill No. 238

Senate Bill No. 238. A Bill for an Act Creating the Missouri-Souris Conservancy and Reclamation District in Order to Facilitate the Establishment and Construction of the Missouri-Souris Unit of the Missouri Basin Project as Approved by Act of Congress of December 22, 1944, (58 Stat. 887), Amendatory Thereof and Supplementary Thereto, and Defining Its Purposes, Functions, Powers, and Duties.

Received from Senate, 708.
Introduction, first reading, 735.
Referred to Committee on State and Federal Government.
Reported back, 996.
Passed, 1091.
Forwarded to Senate, 1124.
Returned by Senate, 1189.
Signed by Speaker, 1188.
Forwarded to Senate, 1199.

# Senate Bill No. 239

Senate Bill No. 239. A Bill for an Act to Amend and Reenact Section 57-2009 of the North Dakota Revised Code of 1943 Relating to Discount for Early Payment of Taxes, and Declaring an Emergency.

Received from Senate, 601, 655.
Introduction, first reading, 602.
Other action, request return from Senate, 610.
Action reconsidered, 611.
Senate requests return, 616.
Returned to Senate, 616.
Passed, rules suspended, 602, 655.
Forwarded to Senate, 603, 656.
Returned by Senate, 657.
Signed by Speaker, 657.
Forwarded to Senate, 657.

## Senate Bill No. 240

Senate Bill No. 240. A Bill for an Act Making an Appropriation for Administrative Expenses of the State Auditor in Connection with the Payment of Adjusted Compensation to North Dakota Veterans of World War II as Provided in Senate Bill Number 2 of the Thirty-first Legislative Assembly of the State of North Dakota; and declaring an Emergency.

Received from Senate, 708. Introduction, first reading, 735. Referred to Committee on Appropriations. Reported back, 794. Passed, 884. Forwarded to Senate, 930. INDEX CXCIII

Returned by Senate, 964. Signed by Speaker, 991. Forwarded to Senate, 993.

## Senate Bill No. 241

Senate Bill No. 241. A Bill for an Act to Facilitate the Provisions of Section 25 of the Constitution Relating to the Enactment of Measures by the Initiative Process and to Require That the Proposed Petition be Submitted to the Secretary of State Before Circulation so That the Sufficiency Thereof May Be Determined.

Received from Senate, 685.

Introduction, 707.

Referred to Committee on State and Federal Government.

Reported back, 756.

Lost, 862.

Forwarded to Senate, 891.

# Senate Bill No. 242

Senate Bill No. 242. A Bill for an Act Making an Additional Appropriation for Expenses of the Thirty-first Legislative Assembly, and Declaring an Emergency.

Received from Senate, 708.

Introduction, first reading, 735.
Referred to Committee on Appropriations.
Reported back, 794.

Passed, 885.

Forwarded to Senate, 930.

Returned by Senate, 964.

Signed by Speaker, 991.

Forwarded to Senate, 993.

## Senate Bill No. 243

Senate Bill No. 243. A Bill for an Act to Amend and Reenact Section 12-0918 of the North Dakota Revised Code of 1943 Relating to Lobbyists.

Received from Senate, 727.

Introduction, first reading, 735.
Referred to Committee on State and Federal Government.

Reported back, 907.

Other action, placed in General Orders, 909, action deferred one day, 957, 1036, request return from Senate, 1037, 1049. Lost, 983.

Returned to Senate, 1075.

Forwarded to Senate, amended, 1021, indefinitely postponed,

# Senate Bill No. 244

Senate Bill No. 244. A Bill for an Act Providing That Gain Shall Not Be Recognized for Income Tax Purposes on Property Involuntarily Converted, and Declaring an Emergency.

Received from Senate, 1020.

Rules suspended and referred to General Orders.

Reported back, 1048.

Passed, 1113.

Forwarded to Senate, 1124.

Returned by Senate, 1189.

Signed by Speaker, 1188.

Forwarded to Senate, 1199.

# SENATE CONCURRENT RESOLUTIONS

## Senate Concurrent Resolution "A"

Senate Concurrent Resolution "A". A Senate Concurrent Resolution for Ratification Proposed Amendment to the Constitution of the United States Relating to the Terms of Office of the President.

Received from Senate, 127.
Introduction, first reading, 149.
Referred to Committee on State and Federal Government.
Reported back, 910.
Passed, 941.
Forwarded to Senate, 951.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

## Senate Concurrent Resolution "B"

Senate Concurrent Resolution "B". A Concurrent Resolution Providing for the Amendment of Subdivision 2 of Section 216 of Article XIX of the Constitution of the State of North Dakota as Amended.

Received from Senate, 278
Introduction, first reading. 297.
Referred to Committee on State and Federal Government.
Reported back, 713.
Passed, 778.
Forwarded to Senate, 830.
Returned by Senate, 951.
Signed by Speaker, 961.
Forwarded to Senate, 962.

# Senate Concurrent Resolution "C"

Senate Concurrent Resolution "C". A Concurrent Resolution Allowing Use of the Memorial Hall for Legislative Employees' Dances.

Received from Senate, 85. Introduction, first reading, 89. Passed, 89, rules suspended. Forwarded to Senate, 93. Returned by Senate, 127. Signed by Speaker, 139. Forwarded to Senate, 141.

# Senate Concurrent Resolution "D"

Senate Concurrent Resolution "D". A Concurrent Resolution Directing the Industrial Commission and the Bank of North Dakota to Expand the Veterans' Loan Program.

Received from Senate, 96.
Introduction, first reading, 110.
Referred to Committee on Veterans and Military Affaris.
Reported back, 251.
Other action, General Orders, 251, 387.
Amended, General Orders, 343.
Passed, 361.

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Forwarded to Senate, 364. Returned by Senate, 414. Signed by Speaker, 433. Forwarded to Senate, 441.

# Senate Concurrent Resolution "E"

Senate Concurrent Resolution "E". A Concurrent Resolution Petitioning the Secretary of the Interior and the Acting Commissioner of Indian Affairs to Take Action With Reference to Claims Awaiting Presentation to the Indian Claims Commission.

Received from Senate, 156.
Introduction, first reading, 187.
Referred to Committee on State and Federal Government.
Reported back, 756.
Passed, 864.
Forwarded to Senate, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

# Senate Concurrent Resolution "F"

Senate Concurrent Resolution "F." A Concurrent Resolution Providing for the Amendment of the Constitution of the State of North Dakota Pertaining the Appointment of Guardians.

Received from Senate, 586.
Introduction, first reading, 628.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 996.
Other action, referred to Committee on State and Federal Government, 865.
Forwarded to Senate, indefinitely postponed, 1076.

# Senate Concurrent Resolution "G"

Senate Concurrent Resolution "G". A Concurrent Resolution for the Amendment of Section 173 of the Constitution of the State of North Dakota as Amended.

Received from Senate, 586. Introduction, first reading, 628. Referred to Committee on State and Federal Government. Reported back, indefinitely postponed, 757. Forwarded to Senate, 791.

# Senate Concurrent Resolution "I"

Senate Concurrent Resolution "I". A Concurrent Resolution Memorializing Congress to Enact Legislation Providing for the Maintenance of the Government of the Garrison Dam Area.

Received from Senate, 468.
Introduction, first reading, 498.
Referred to Committee on State and Federal Government.
Reported back, 767.
Passed, 864.
Forwarded to Senate, 929.
Returned by Senate, 994.
Signed by Speaker, 1018.
Forwarded to Senate, 1020.

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## Senate Concurrent Resolution "M"

Senate Concurrent Resolution "M". A Concurrent Resolution Requesting the United States Biological Survey to Control Weeds on Government Game Reserves.

Received from Senate, 552, 586.
Introduction, first reading, 628.
Referred to Committee on Agriculture.
Reported back, 813.
Other action, returned to Senate as requested, 565.
Passed, 889.
Forwarded to Senate, 929.
Returned by Senate, 964.
Signed by Speaker, 991.
Forwarded to Senate, 993.

# Senate Concarrent Resolution "N"

Senate Concurrent Resolution "N". A Concurrent Resolution Authorizing the State Printing and Publication Commission to Pay Overtime for Work Done by Printers Working for the Bismarck Tribune Company January 28, 29, 30 and 31, 1949, in and About Preparations for the Printing of House and Senate Journals.

Received from Senate, 507.
Introduction, first reading, 546.
Referred to Committee on Appropriations.
Reported back, 757.
Passed, 865.
Forwarded to Senate, 929.
Returned by Senate, 964.'
Signed by Speaker, 991.
Forwarded to Senate, 993.

# Senate Concurrent Resolution "O"

Senate Concurrent Resolution "O."
Received from Senate, 339.
Introduction, first reading, 364.
Referred to Committee on State and Federal Government.
Reported back, 388.
Passed, 388.
Forwarded to Senate, 392.
Returned by Senate, 414.
Signed by Speaker, 415.
Forwarded to Senate, 416.

## Senate Concurrent Resolution "P"

Senate Concurrent Resolution "P." A Concurrent Resolution Declaring October 13th Guadalcanal Day in Recognition of the 164th Infantry, North Dakota National Guard Unit.

Received from Senate, 374. Passed, rules suspended, 376. Forwarded to Senate, 386. Returned by Senate, 414. Signed by Speaker, 433. Forwarded to Senate, 441.

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# Senate Concurrent Resolution "Q"

Senate Concurrent Resolution "Q." A Concurrent Resolution Memorializing Congress to Investigate the Indian Bureau.

Received from Senate, 415.
Introduction, first reading, 438.
Passed, rules suspended, 438.
Forwarded to Senate, 446.
Returned by Senate, 506.
Signed by Speaker, 514.
Forwarded to Senate, 514.

# Senate Concurrent Resolution "R"

Senate Concurrent Resolution "R." A Concurrent Resolution Urging the Use of North Dakota Material in the Construction of the Garrison Dam and Other Projects.

Received from Senate, 709.
Introduction, first reading, 735.
Referred to Committee on State and Federal Government.
Reported back, 911.
Passed, 943.
Forwarded to Senate, 963.
Returned by Senate, 1051.
Signed by Speaker, 1116.
Forwarded to Senate, 1125.

## Senate Concurrent Resolution "S"

Senate Concurrent Resolution "S". A Concurrent Resolution Providing for Reimbursement to the Western Printing Company for Loss Incurred Because of Cancellation of Contract for Legislative Printing.

Received from Senate, 1137. Introduction, first reading, 1166. Adopted, rules suspended, 1166. Forwarded to Senate, 1167. Returned by Senate, 1198. Signed by Speaker, 1198. Forwarded to Senate, 1199.