

STATE OF NORTH DAKOTA

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**Journal of the House**

of the

**Thirty-Fourth Session**

of the

**Legislative Assembly**

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Begun and Held at the Capitol Building at Bismarck,  
January 4 to March 4, 1955, Inclusive

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**K. A. FITCH**

Fargo, North Dakota  
Speaker of the House

**KENNETH L. MORGAN**

Walcott, North Dakota  
Chief Clerk

**OFFICERS AND EMPLOYEES**  
of the  
**HOUSE OF REPRESENTATIVES OF NORTH DAKOTA**  
for the  
**THIRTY-FOURTH LEGISLATIVE ASSEMBLY—1955**

Name	Address	Position
Kenneth L. Morgan.....	Walcott .....	Chief Clerk
Gerald Stair.....	Newburg .....	Ass't. Chief Clerk
Ruth Smith.....	Bismarck .....	Desk Reporter
Arthur A. Herk.....	Fingal .....	Bill Clerk
Oswald Kruisk.....	Rock Lake .....	Sergeant-at-Arms
Hans Johnson.....	Werner .....	Asst. Sgt.-at-Arms
E. T. Rohde.....	Drake .....	Bill Room Clerk
E. O. Haugen.....	Wheelock .....	Bill Room Clerk
Chas. Wollitz.....	Lidgerwood .....	Bill Room Clerk
Lester Vanvig.....	Beach .....	Calendar Clerk
Edwin C. Becker, Jr.....	Willow City .....	En. and Eng. Ck.
Marjorie E. Daner.....	Cooperstown .....	Asst. En. & Eng. Ck.
Florence Nemer.....	Bismarck .....	Secretary to Speaker
Eleanor Vendt.....	Mandan .....	Chief Stenographer
Beatrice S. Gass.....	Bismarck .....	Stenographer
Myrtle R. Sloan.....	Bismarck .....	Stenographer
Helen Youness.....	Bismarck .....	Stenographer
Wilma Cook.....	Bismarck .....	Leg. Res. Com. Steno.
ElaNor Weber.....	Bismarck .....	Approp. Com. Steno.
Lawrence E. Watson.....	Bismarck .....	Committee Clerk
C. Pendergast, Jr.....	Bismarck .....	Committee Clerk
Leo Leidholm.....	Underwood .....	Committee Clerk
Earl D. Murray.....	Osnabrock .....	Committee Clerk
Janice Hedman.....	Bismarck .....	Committee Clerk
Helen Mann.....	Devils Lake .....	Committee Clerk
Mrs. Josephine Fevold.....	Bismarck .....	Committee Clerk
Mrs. Art Beaupre.....	Bismarck .....	Committee Clerk
Kenneth Johnson.....	Velva .....	Page
Jeanne Dutt.....	Bismarck .....	Page
Helen Thompson.....	Bismarck .....	Page
Donald Fenne.....	Leonard .....	Page
George Lapica.....	Ross .....	Floor Clerk
Robert Simenson.....	Kindred .....	Floor Clerk
Ronald Johnson.....	Pembina .....	Floor Clerk
A. W. Suckut.....	Heaton .....	Floor Clerk
Ruth McCormick.....	Menoken .....	Telephone Clerk
Joe Eisele.....	Bismarck .....	Doorkeeper
I. B. Rohrer.....	Churches Ferry .....	Doorkeeper
S. K. Hougsjaa.....	Pekin .....	Doorkeeper

Metro Dolyniuk.....	Belfield .....	Doorkeeper
Miles Nelson.....	Rugby .....	Head Mailing Clerk
Mrs. H. O. Saxvik.....	Bismarck .....	Postmistress
John Sailer.....	Bismarck .....	Mailing Room Clerk
Fred Wolff.....	Gackle .....	Mailing Room Clerk
Alfred G. Sundfor.....	Fargo .....	Mailing Room Clerk
Geo. E. Griffin.....	Jamestown .....	Mailing Room Clerk
Iver Kval.....	Lisbon .....	Mailing Room Clerk
Hans Okland.....	Watford City .....	Mailing Room Clerk
Lloyd E. Moug.....	Valley City .....	Mailing Room Clerk
Oscar G. Olson.....	Milnor .....	Mailing Room Clerk
Fred G. Schlenker.....	Kulm .....	Mailing Room Clerk
Geraldine Smith.....	Cando .....	Mailing Room Clerk
George P. Braun.....	Dickinson .....	Mailing Room Clerk
Harold Dockter.....	McClusky .....	Mailing Room Clerk
Daniel R. Twichell.....	Bismarck .....	Proofreader
Enola Eck.....	Bismarck .....	Proofreader
Albert W. Cook.....	Bismarck .....	Addressing Mach. Ck.
Walter D. Sundquist.....	Wilton .....	Messenger to Governor
Edward J. Loon.....	Fort Yates .....	Messenger to Senate
John L. Asplund.....	Bismarck .....	Night Watchman

# HOUSE MEMBERS

Dist.	County	Names	Addresses
1. Pembina	.....	A. J. Christopher	Pembina
		F. M. Einarson	Mountain
		John Sommer	Cavalier
2. Pt. Ward	.....	Walter Dahlund	Kenmare
3. Pt. Walsh	.....	Isaac Isakson	Edinburg
		George R. Berntson	Edinburg
4. Pt. Walsh	.....	Ralph H. Adamsen	Grafton
5. Pt. Grand Forks	.....	Howard Bye	Gilby
6. Pt. Grand Forks	.....	George Saumur	Grand Forks
7. Pt. Grand Forks	.....	Targie Trydahl	Thompson
8. Traill	.....	Oscar J. Sorlie	Buxton
		Elmer Strand	Portland
		Harvey G. Wambheim	Hatton
9. Pt. Cass	.....	E. E. Simonson	Fargo
		Jacque Stockman	Fargo
		Murray A. Baldwin	Fargo
		Lee F. Brooks	Fargo
		K. A. Fitch	Fargo
10. Pt. Cass	.....	A. J. Anderson	Rte. 2, Fargo
		Carl G. Simenson	Kindred
11. Pt. Cass	.....	Ogden E. Rose	Ayr
		Arthur E. Laske	Leonard
12. Pt. Richland	.....	Vernon Anderson	Dwight
		Walter Fleenor	Wahpeton
13. Sargent	.....	Iner E. Brekke	Milnor
		Chas. O. Dewey	Forman
14. Ransom	.....	Lawrence Dick	Englevale
		Hjalmar C. Nygaard	Enderlin
15. Pt. Barnes	.....	John T. Heimes	Valley City
16. Griggs-Steele	.....	Frank E. Kloster	Sharon
		Thomas L. Snortland	Sharon
		Gillman C. Olson	Cooperstown
17. Nelson	.....	Guy A. Engen	McVille
		Alex Miller	Michigan
18. Cavalier	.....	Carl G. Tollefson	Osnabrock
		Dan Power	Langdon
		Harry G. Renfrow	Calvin
19. Rolette	.....	Orin Dunlop	Rolla
		Oscar Solberg	Mylo
20. Benson	.....	C. H. Hofstrand	Leeds
		James O. Fine	Sheyenne
21. Ramsey	.....	Nels Overbo	Hampden
		Raymond Lee	Devils Lake
		Louis Leet	Webster
22. Towner	.....	Jack M. Currie	Cando
		Harry H. Heller	Calvin
23. Stutsman	.....	T. W. Hoffer	Streeter
		Clifford Lindberg	Jamestown
		Ralph Scott	Spiritwood
		Adolph Spitzer	Kensal
24. LaMoure	.....	Milo Knudsen	Edgeley
		Fred E. Rickford	LaMoure
25. Dickey	.....	Ed. N. Davis	Monango
		L. C. Mueller	Oakes

26. Emmons	Adam Gefreh	Linton
	E. A. Tough	Strasburg
27. Burleigh	Fay Brown	Bismarck
	Guy F. Larson	Bismarck
	Harry A. Thompson	Bismarck
28. Bottineau	Oliver Magnuson	Souris
	Jerroll P. Erickson	Eckman
	Martin E. Vinje	Bottineau
29. Pt. Ward	C. W. Baker	Minot
	Bert A. Balerud	Minot
	Brynhild Haugland	Minot
	Stanley Saugstad	Minot
30. Morton	Carl Knudson	Almont
	Matt M. Schmidt	Flasher
	C. G. (Gus) Fristad	Mandan
31. Stark	George Gress	Dickinson
	Albert Schmalenberger	Hebron
	Leo Sticka	New England
32. Eddy-Foster	Kenneth L. Anderson	New Rockford
	A. C. Langseth	Carrington
33. Wells	R. H. Hornbacher	Harvey
	Gorden Paulson	Harvey
34. McHenry	Floyd Ettestad	Drake
	George Hammer	Velva
	Bencer Kjos	Drake
35. Kidder-Sheridan	Harry W. George	Steele
	Gottlieb Frank	Kief
36. McIntosh-Logan	Ben J. Wolf	Zeeland
	Eldon L. Goebel	Lehr
	T. E. Schuler	Streeter
37. Pt. Richland	H. A. Petterson	Lidgerwood
	Willard Strege	Lidgerwood
38. Pt Barnes	Arthur C. Sortland	Litchville
39. Billings-Bowman- Golden Valley- Slope	Albert Homelvig	Amidon
	Leland Roen	Bowman
	Roy M. Snow	Beach
40. Burke-Divide	Ivan Erickson	Crosby
	Gunnar Gagnum	Bowbells
	R. H. Lynch	Fortuna
41. McKenzie	Halvor Rolfsrud	Watford City
	Arthur A. Link	Alexander
42. Pierce	Andrew Benson	Barton
	Joe Gumeringer	Esmond
43. Renville	Ray J. McLain	Mohall
44. Mountrail	J. N. Mollet	Powers Lake
	T. O. Rohde	New Town
45. Williams	Lloyd Bjella	Epping
	Lloyd Esterby	Appam
	Clarence Poling	Grenora
46. McLean	Denver Roseberg	Washburn
	Richard J. Thompson	Underwood
	Harold Ziegler	Emmet
47. Grant-Sioux	Ralph Beede	Elgin
	Joseph Wicks	Cannon Ball
48. Mercer-Oliver- Dunn	Ernest R. Hafner	Beulah
	Walter Kitzmann	Hannover
	Fred Mahlmann	Fayette
49. Adams-Hettinger	I. E. Bratcher	Mott
	Elmer Hegge	New England

# SENATE MEMBERS

Dist.	County	Names	Addresses
1.	Pembina	Franklin Page	Hamilton
2.	Pt. Ward	Glen R. Dolan	Kenmare
3.	Pt. Walsh	Mrs. Harry O'Brien	Park River
4.	Pt. Walsh	Clyde Kieley	Grafton
5.	Pt. Grand Forks	Oliver E. Bilden	Northwood
6.	Pt. Grand Forks	Carroll E. Day	Grand Forks
7.	Pt. Grand Forks	J. B. Bridston	Grand Forks
8.	Traill	Harvey B. Knudson	Mayville
9.	Pt. Cass	Arthur C. Johnson	Fargo
10.	Pt. Cass	John E. Yunker	Durbin
11.	Pt. Cass	Harry W. Wadeson	Alice
12.	Pt. Richland	A. W. Luick	Fairmount
13.	Sargent	Gilman A. Klefstad	Forman
14.	Ransom	Donald C. Holand	Lisbon
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	L. A. Sayer	Cooperstown
17.	Nelson	Arlie I. Ferry	Lakota
18.	Cavalier	O. S. Johnson	Langdon
19.	Rolette	Phillip A. Berube	Belcourt
20.	Benson	John Leier	Esmond
21.	Ramsey	Clyde Duffy	Devils Lake
22.	Towner	H. B. Baeverstad	Cando
23.	Stutsman	R. E. Meidinger	Jamestown
24.	LaMoure	Emil T. Nelson	Edgeley
25.	Dickey	Clarence Welander	Fullerton
26.	Emmons	Steve Thomas	Linton
27.	Burleigh	Milton Rue	Bismarck
28.	Bottineau	Duncan Fraser	Omeme
29.	Pt. Ward	Ernest C. Livingston	Minot
30.	Morton	Richard E. Wolf	New Salem
31.	Stark	Amos Freed	Dickinson
32.	Eddy-Foster	C. W. Schrock	New Rockford
33.	Wells	R. M. Streibel	Fessenden
34.	McHenry	Emil Torno	Towner
35.	Kidder-Sheridan	John Davis	McClusky
36.	McIntosh-Logan	Gail H. Hernet	Ashley
37.	Pt. Richland	Nick Schmit, Jr.	Wyndmere
38.	Pt. Barnes	Selmer Gilbertson	Nome
39.	Billings-Bowman- Golden Valley- Slope	Gust Wog	Belfield
40.	Burke-Divide	Ralph Dewing	Columbus
41.	McKenzie	Orville W. Hagen	Arnegard
42.	Pierce	Eugene Tuff	Barton
43.	Renville	Reinhart Krenz	Sherwood
44.	Mountrail	Axel Olson	Parshall
45.	Williams	Iver Solberg	Ray
46.	McLean	E. C. Stucke, Deceased	Garrison
47.	Grant-Sioux	William Kamrath	Leeds
48.	Mercer-Oliver- Dunn	John Kusler	Beulah
49.	Adams-Hettinger	Lavern Schoeder	Reeder
46.	McLean	Walter Fiedler, Senate Elect	Ryder

## MEMBERS OF THE HOUSE, 1955

Dist. No.	NAME	HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
1	Christopher, Albert	Pembina	Auto and Imp. Dealer	Married	Minnesota	1897 1953-55	
1	Einarson, F. M.	Mountain	Farmer	Married	North Dakota	1898 1947-49-51-53-55	
1	Sommer, John	Cavalier	Farmer	Married	North Dakota	1898 1951-53-55	
2	Dahlund, Walter	Kenmare	Theater Owner	Married	Minnesota	1896 1953-55	
3	Isakson, Isaac	Edinburg	Farmer	Single	North Dakota	1899 1955	
3	Berntson, George R.	Edinburg	Farmer	Married	North Dakota	1894 1955	
4	Adamsen, Ralph	Grafton	Contractor	Married	North Dakota	1929 1955	
5	Bye, Howard	Gilby	Farmer	Married	North Dakota	1908 1953-55	
6	Saumur, George	Grand Forks	Farmer	Married	North Dakota	1892 1935-37-39-41-43-45-47-49-51-53-55	
7	Trydahl, Targie	Thompson	Blacksmith	Married	North Dakota	1893 1937-39-41-51-53-55	
8	Sorlie, Oscar J.	Buxton	Farmer	Married	North Dakota	1907 1949-51-53-55	
8	Strand, Elmer	Portland	Farmer	Married	North Dakota	1915 1955	
8	Wambheim, Harvey G.	Hatton	Store Manager	Married	North Dakota	1897 1945-47-49-51-53-55	
9	Simonson, E. E.	Fargo	Business Manager	Married	North Dakota	1896 1955	
9	Stockman, Jacques	Fargo	Farmer and Lawyer	Married	North Dakota	1923 1955	
9	Baldwin, Murray A.	Fargo	Farmer	Married	North Dakota	1896 1955	
9	Brooks, Lee F.	Fargo	Lawyer	Married	Idaho	1908 1955	
9	Fitch, K. A.	Fargo	Insurance	Married	North Dakota	1900 1931-33-37-39-41-43-45-47-49-51-53-55	
10	Anderson, A. J.	Rt. 2, Fargo	Farmer	Married	North Dakota	1896 1947-49-51-53-55	
10	Simenson, Carl G.	Kindred	Farmer	Married	North Dakota	1904 1949-51-53-55	
11	Laske, Arthur E.	Leonard	Farmer	Married	North Dakota	1894 1947-49-51-53-55	
11	Rose, Ogden E.	Ayr	Farmer	Married	North Dakota	1894 1953-55	
12	Anderson, Vernon	Dwight	Petroleum Dealer	Married	Iowa	1904 1949-51-53-55	
12	Fleenor, Walter	Wahpeton	Veterinarian	Married	Indiana	1892 1951-53-55	
13	Brekke, Iner E.	Milnor	Farmer	Married	North Dakota	1905 1953-55	
13	Dewey, Chas. O.	Forman	Farmer	Married	North Dakota	1903 1955	

## MEMBERS OF THE HOUSE, 1955—(Continued)

Dist. No.	NAME	HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
14	Dick, Lawrence	Englevale	Farmer	Married	Nebraska	1905 1955	
14	Nygaard, Hjalmer C.	Enderlin	Merchant	Married	North Dakota	1906 1949-51-53-55	
15	Heimes, John T.	Valley City	Farmer	Married	North Dakota	1889 1949-51-53-55	
16	Kloster, Frank E.	Sharon	Farmer	Married	North Dakota	1898 1955	
16	Snortland, Thomas L.	Sharon	Farmer	Married	North Dakota	1917 1951-53-55	
16	Olson, Gilman C.	Cooperstown	Farmer and Trucker	Married	North Dakota	1905 1955	
17	Engen, Guy A.	McVile	Retired	Married	Minnesota	1903 1951-53-55	
17	Miller, Alex	Michigan	Farmer	Married	Michigan	1888 1955	
18	Tollefson, Carl G.	Osnabrock	Farmer	Married	North Dakota	1896 1955	
18	Power, Dan	Langdon	Farmer	Married	North Dakota	1901 1947-49-51-53-55	
18	Renfrow, Harry G.	Calvin	Auctioneer	Married	Iowa	1890 1955	
19	Dunlop, Orin L.	Rolla	Farmer	Married	North Dakota	1914 1953-55	
19	Solberg, Oscar	Mylo	Farmer	Married	North Dakota	1911 1949-51-53-55	
20	Hofstrand, C. H.	Leeds	Farmer Veterinarian	Married	North Dakota	1890 1937-39-41-43-45-47-49-51-53-55	
20	Fine, James O.	Sheyenne	Farmer	Married	North Dakota	1922 1955	
21	Overbo, Nels	Hampden	Farmer	Married	North Dakota	1884 1953-55	
21	Lee, Raymond	Devils Lake	Farmer	Married	North Dakota	1900 1955	
21	Leet, Louis	Webster	Farmer	Married	North Dakota	1890 1943-45-47-49-51-53-55	
22	Currie, James M.	Jando	Farmer	Married	North Dakota	1899 1951-53-55	
22	Heller, Harry	Calvin	Farmer	Single	North Dakota	1920 1955	
23	Hoffer, T. W.	Streeter	General Store Owner	Married	North Dakota	1911 1955	
23	Lindberg, Clifford	Jamestown	Contractor	Married	North Dakota	1915 1951-53-55	
23	Scott, Ralph	Spiritwood	Farmer	Single	North Dakota	1909 1953-55	
23	Spitzer, Adolph	Kensal	Farmer	Married	Arkansas	1894 1955	
24	Knudsen, Milo	Edgeley	Druggist	Married	Minnesota	1901 1955	
24	Rickford, Fred E.	LaMoure	Merchant and Farmer	Married	North Dakota	1896 1955	



## MEMBERS OF THE HOUSE, 1955—(Continued)

Dist. No.	NAME	HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
25	Davis, Ed. N.	Monango	Farmer	Married	North Dakota	1902 1953-55	
25	Mueller, L. C.	Oakes	Garage	Married	South Dakota	1894 1955	
26	Gefreh, Adam	Linton	Attorney	Married	North Dakota	1918 1953-55	
26	Tough, E. A.	Strasburg	Farmer	Married	North Dakota	1915 1955	
27	Larson, Guy F.	Bismarck	Merchant	Married	North Dakota	1912 1953-55	
27	Brown, Fay	Bismarck	Manager of Store	Married	North Dakota	1910 1953-55	
27	Thompson, Harry A.	Bismarck	Plumbing Contractor	Married	North Dakota	1908 1955	
28	Magnuson, Oliver	Souris	Farmer	Single	North Dakota	1904 1955	
28	Vinje, M. E.	Botineau	Merchant	Married	North Dakota	1899 1953-55	
28	Erickson, Jerroll P.	Eckman	Farmer, Auctioneer	Married	North Dakota	1923 1953-55	
29	Baker, C. W.	Minot	Radio	Married	North Dakota	1915 1947-49-51-53-55	
29	Balerud, Bert A.	Minot	Field Man Lutheran Home	Widower	Minnesota	1892 1955	
29	Haugland, Brynhild	Minot	Farmer	Single	North Dakota	1905 1939-41-43-45-47-49-51-53-55	
29	Saugstad, Stanley	Rt. 4, Minot	Farmer	Married	North Dakota	1908 1953-55	
30	Knudson, Karl	Almont	Farmer and Auctioneer	Married	North Dakota	1901 1955	
30	Schmidt, Matt M.	Flasher	Farmer	Married	North Dakota	1892 1945-47-49-51-53-55	
30	Fristad, C. G. (Gus)	Mandan	Life Underwriter	Married	North Dakota	1901 1949-51-55	
31	Sticks, Leo	New England	Farmer-Auctioneer	Married	North Dakota	1910 1943-45-47-49-51-53-55	
31	Gress, George J.	Dickinson	Farmer	Married	Washington	1912 1953-55	
31	Schmalenberger, Albert	Hebron	Farmer	Married	North Dakota	1899 1943-45-53-55	
32	Langseth, A. C.	Carrington	Farmer	Married	North Dakota	1911 1947-49-51-53-55	
33	Anderson, Kenneth L.	New Rockford	Farmer	Single	North Dakota	1916 1953-55	
33	Hornbacker, R. H.	Harvey	Farmer, Livestock and Imp.	Married	Russia	1886 1953-55	
33	Paulson, Gorden	Harvey	Hardware Merchant	Married	North Dakota	1912 1951-53-55	
34	Ettestad, Floyd	Drake	Farmer	Single	North Dakota	1909 1951-53-55	
34	Hammer, George	Velva	Farmer, Electric Works	Married	North Dakota	1902 1949-53-55	

## MEMBERS OF THE HOUSE, 1955—(Continued)

Dist. No.	NAME	HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
34	Kjos, Bencer	Drake	Automobile Dealer	Single	Minnesota	1904 1955	
35	George, Harry W.	Steele	Banker	Married	North Dakota	1903 1955	
35	Frank, Gottlieb	Kief	Farmer	Single	North Dakota	1904 1945-47-49-51-53-55	
36	Wolf, Ben. J.	Zeeland	Merchant	Married	North Dakota	1907 1941-43-45-47-49-51-53-55	
36	Goebel, Eldon L.	Lehr	Automobile Dealer	Married	North Dakota	1924 1955	
36	Schuler, T. E.	Streeter	Farmer	Single	North Dakota	1907 1947-49-51-53-55	
37	Petterson, H. A.	Lidgerwood	Garage and Implement	Married	North Dakota	1895 1955	
37	Strege, Willard	Lidgerwood	Farmer	Married	North Dakota	1922 1955	
38	Sortland, Arthur C.	Litchville	Farmer	Married	North Dakota	1906 1951-53-55	
39	Homelvig, Albert	Amidon	Farmer	Single	Minnesota	1893 1947-49-51-53-55	
39	Roen, Leland	Bowman	Rancher	Married	North Dakota	1915 1951-53-55	
39	Snow, Roy	Beach	Farmer	Married	Wisconsin	1893 1949-51-53-55	
40	Erickson, Ivan	Crosby	Farmer	Married	North Dakota	1912 1941-47-49-51-53-55	
40	Gagnum, Gunnar	Bowbells	Farmer	Single	North Dakota	1909 1955	
40	Lynch, R. H.	Fortuna	Farmer	Married	Minnesota	1885 1951-53-55	
41	Rolfstrud, Halvor	Watford City	Farmer	Married	North Dakota	1906 1949-51-53-55	
41	Link, Arthur A.	Alexander	Farmer	Married	North Dakota	1914 1947-49-51-53-55	
42	Benson, Andrew	Barton	Milling	Married	North Dakota	1904 1947-49-51-53-55	
42	Gumeringer, Joe	Esmond	Farmer	Married	North Dakota	1893 1949-53-55	
43	McLain, Ray J.	Mohall	Farmer	Married	North Dakota	1905 1953-55	
44	Mollet, J. N.	Powers Lake	Farmer	Married	Missouri	1884 1939-41-43-45-47-49-51-53-55	
44	Rhode, T. O.	New Town	Farmer	Married	Wisconsin	1896 1939-41-43-51-53-55	
45	Bjella, Lloyd	Epping	Blacksmith	Single	Minnesota	1907 1955	
45	Esterby, Lloyd	Appam	Farmer	Married	North Dakota	1910 1945-47-49-51-53-55	
45	Poling, Clarence	Granora	Farmer	Married	Indiana	1899 1951-53-55	
46	Rosberg, Denver	Washburn	Farmer	Married	North Dakota	1920 1955	

## MEMBERS OF THE HOUSE, 1955—(Continued)

Dist. No.	NAME	HOME ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	MEMBER DURING SESSION OF
46	Thompson, Richard	Underwood	Farmer	Married	North Dakota	1913	1949-51-53-55
46	Ziegler, Harold	Emmet	Farmer	Married	North Dakota	1905	1955
47	Beede, Ralph	Elgin	Printer	Married	South Dakota	1895	1939-41-43-51-53-55
47	Wicks, Joseph	Cannonball	Auctioneer and Rancher	Married	Minnesota	1903	1955
48	Hafner, Ernest R.	Beulah	Farmer	Married	North Dakota	1900	1949-51-53-55
48	Kitzman, Walter	Hannover	Farmer	Married	North Dakota	1910	1955
48	Mahlmann, Fred	Fayette	Farmer	Married	North Dakota	1926	1955
49	Bratcher, I. E.	Mott	Farmer	Married	Kentucky	1889	1951-53-55
49	Hegge, Elmer	New England	Farmer	Married	North Dakota	1897	1943-45-47-49-51-53-55

# ERRATA

## Corrections:

Rep. Powers motion the word "arange" should read "arrange" on page 14.

"Wahlman" in Judiciary should read "Mahlmann" on page 46.

"Christoher in State and Federal Government should read "Christopher" on page 46.

"Stickman" in State and Federal Government should read "Stockman" on page 46.

"Adamson" in Labor Relations should read "Adamsen" on page 46.

"Battinau" should read "Bottineau" on page 48.

"Khom" should read "whom" 10th line from the bottom on page 214.

"Committe" to read "Committee" on page 1199.

## Change:

In "Message to House" on page 500, House Concurrent Resolution "J" should read House Concurrent Resolution "T".

"House Bill 874" to be reprinted should read "House Bill 674" on page 725.

Motion to reconsider Senate Bill 158 inadvertently left out "explanation" on page 997.

House Concurrent Resolution "C" "Sent to Governor" to read "To Secretary of State" on page 296.

"Siminson" on Conference Committee to read "Simonson" on page 1224.

"Senate Bill 811" to read "House Bill 811" on page 1227.

Senate Resolution No. 7 messaged to House in error on page 1224.

On page 175 before Rep. Nygaard's motion to recess there should be a "Committee Report reading."

The Committee on Enrollment and Engrossment respectfully reports that House Concurrent Resolution "H" was delivered to the Secretary of State at the hour of 3:30 p.m., January 25th, 1955.

On page 741 following House Concurrent Resolution "L-1" there should be committee report reading.

The Committee on Enrollment and Engrossment respectfully reports that House Resolution No. 9 was delivered to the Secretary of State at the hour of 3:30 p.m. February 21st, 1955.

On page 1030 before Rep. Nygaard's motion to recess there should be a "signing of bills" reading.

The Chief Clerk announced the Speaker was about to sign House Memorial Resolution No. 4 and House Resolution No. 10 and the Speaker signed the same in the presence of the House.

**ACTING SPEAKERS**  
of the  
**HOUSE OF REPRESENTATIVES OF NORTH DAKOTA**  
for the  
**THIRTY-FOURTH LEGISLATIVE ASSEMBLY—1955**

Rep. Baker  
Rep. Beede  
Rep. Brooks  
Rep. Brown  
Rep. Hegge  
Rep. Langseth  
Rep. Larson  
Rep. Mollet  
Rep. Nygaard  
Rep. Saumur  
Rep. Schuler  
Rep. Sticka  
Rep. Wambheim  
Rep. Wicks  
Rep. Wolf

# Journal of the House



## Thirty-fourth Legislative Assembly

### FIRST DAY

Bismarck, January 4, 1955

At the hour of twelve o'clock, meridian, the fourth day of January, 1955, 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 V. L. Gilbreath, Chief Clerk of the House of Representatives of the Thirty-third legislative assembly of the State of North Dakota.

The session was opened with a prayer by Rev. F. V. Tannehill of the McCabe Methodist Church, Bismarck, North Dakota.

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

#### STATE OF NORTH DAKOTA

Department of State

Bismarck

January 4, 1955

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

Dear Sir:

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

Dist.	County	Names	Addresses
1.	Pembina	A. J. Christopher	Pembina
		F. M. Einarson	Mountain
		John Sommer	Cavalier
2.	Pt. Ward	Walter Dahlund	Kenmare
3.	Pt. Walsh	Isaac Isakson	Edinburg
		George R. Berntson	Edinburg
4.	Pt. Walsh	Ralph H. Adamsen	Grafton
5.	Pt. Grand Forks	Howard Bye	Gilby
6.	Pt. Grand Forks	George Saumur	Grand Forks
7.	Pt. Grand Forks	Targie Trydahl	Thompson

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Dist.	County	Names	Addresses
8.	Traill	Oscar J. Sorlie	Buxton
		Elmer Strand	Portland
		Harvey G. Wambheim	Hatton
9.	Pt. Cass	E. E. Simonson	Fargo
		Jacque Stockman	Fargo
		Murray A. Baldwin	Fargo
		Lee F. Brooks	Fargo
		K. A. Fitch	Fargo
10.	Pt. Cass	A. J. Anderson	Rte. 2, Fargo
		Carl G. Simenson	Kindred
11.	Pt. Cass	Ogden E. Rose	Ayr
		Arthur E. Laske	Leonard
12.	Pt. Richland	Vernon Anderson	Dwight
		Walter Fleenor	Wahpeton
13.	Sargent	Iner E. Brekke	Milnor
		Chas. O. Dewey	Forman
14.	Ransom	Lawrence Dick	Englevale
		Hjalmar C. Nygaard	Enderlin
15.	Pt. Barnes	John T. Heimes	Valley City
16.	Griggs-Steele	Frank E. Kloster	Sharon
		Thomas L. Snortland	Sharon
		Gillman C. Olson	Cooperstown
17.	Nelson	Guy A. Engen	McVille
		Alex Miller	Michigan
18.	Cavalier	Carl G. Tollefson	Osnabrock
		Dan Power	Langdon
		Harry G. Renfrow	Calvin
19.	Rolette	Orin Dunlop	Rolla
		Oscar Solberg	Mylo
		C. H. Hofstrand	Leeds
20.	Benson	James O. Fine	Shenney
		Nels Overbo	Hampden
21.	Ramsey	Raymond Lee	Devils Lake
		Louis Leet	Webster
		Jack M. Currie	Cando
22.	Towner	Harry H. Heller	Calvin
		T. W. Hoffer	Streeter
23.	Stutsman	Clifford Lindberg	Jamestown
		Ralph Scott	Spiritwood
		Adolph Spitzer	Kensal
24.	LaMoure	Milo Knudsen	Edgeley
		Fred E. Rickford	LaMoure
25.	Dickey	Ed. N. Davis	Monango
		L. C. Mueller	Oakes
26.	Emmons	Adam Gefreh	Linton
		E. A. Tough	Strasburg
27.	Burleigh	Fay Brown	Bismarck
		Guy F. Larson	Bismarck
		Harry A. Thompson	Bismarck
28.	Bottineau	Oliver Magnuson	Souris
		Jerroll P. Erickson	Eckman
		Martin E. Vinje	Bottineau
29.	Pt. Ward	C. W. Baker	Minot
		Bert A. Balerud	Minot
		Brynhild Haugland	Minot
		Stanley Saugstad	Minot

Dist.	County	Names	Addresses
30. Morton	.....	Carl Knudson .....	Almont
		Matt M. Schmidt .....	Flasher
		C. G. (Gus) Fristad .....	Mandan
31. Stark	.....	George Gress .....	Dickinson
		Albert Schmalenberger .....	Hebron
		Leo Sticka .....	New England
32. Eddy-Foster	.....	Kenneth L. Anderson.....	New Rockford
		A. C. Langseth .....	Carrington
33. Wells	.....	R. H. Hornbacher .....	Harvey
		Gorden Paulson .....	Harvey
34. McHenry	.....	Floyd Ettestad .....	Drake
		George Hammer .....	Velva
		Bencer Kjos .....	Drake
35. Kidder-Sheridan	.....	Harry W. George .....	Steele
		Gottlieb Frank .....	Kief
36. McIntosh-Logan	.....	Ben J. Wolf .....	Zeeland
		Eldon L. Goebel .....	Lehr
		T. E. Schuler .....	Streeter
37. Pt. Richland	.....	H. A. Petterson .....	Lidgerwood
		Willard Strege .....	Lidgerwood
38. Pt Barnes	.....	Arthur C. Sortland .....	Litchville
39. Billings-Bowman- Golden Valley- Slope	.....	Albert Homelvig .....	Amidon
		Leland Roen .....	Bowman
		Roy M. Snow .....	Beach
40. Burke-Divide	.....	Ivan Erickson .....	Crosby
		Gunnar Gagnum .....	Bowbells
		R. H. Lynch .....	Fortuna
41. McKenzie	.....	Halvor Rolfsrud .....	Watford City
		Arthur A. Link .....	Alexander
42. Pierce	.....	Andrew Benson .....	Barton
		Joe Gumeringer .....	Esmond
43. Renville	.....	Ray J. McLain .....	Mohall
44. Mountrail	.....	J. N. Mollet .....	Powers Lake
		T. O. Rohde .....	New Town
45. Williams	.....	Lloyd Bjella .....	Epping
		Lloyd Esterby .....	Appam
		Clarence Poling .....	Grenora
46. McLean	.....	Denver Roseberg .....	Washburn
		Richard J. Thompson.....	Underwood
		Harold Ziegler .....	Emmet
47. Grant-Sioux	.....	Ralph Beede .....	Elgin
		Joseph Wicks .....	Cannon Ball
48. Mercer-Oliver- Dunn	.....	Ernest R. Hafner .....	Beulah
		Walter Kitzmann .....	Hannover
		Fred Mahlmann .....	Fayette
49. Adams-Hettinger	.....	I. E. Bratcher .....	Mott
		Elmer Hegge .....	New England

In Witness Whereof, I have set my hand and affixed the Great Seal of the State of North Dakota, this 4th day of January, A. D., 1955.

BEN MEIER, Secretary of State.



## ROLL CALL

The roll was called and there were 111 present, 2 absent, as follows:

## Present:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson
Bye	Kloster	Simonson
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fitch	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	

## Absent:

Bratcher                   Hegge

Rep. Brown moved that the Chief Clerk appoint a committee of three to escort the Chief Justice of the Supreme Court to the rostrum, which motion prevailed, and the Chief Clerk appointed as such committee Reps. Wolf, Thompson of McLean and Bye.

The Chief Justice of the Supreme Court was then escorted to the rostrum and administered the oath of office to the members present.

The Chief Clerk announced that the next order of business would be the election of the Speaker.

Rep. Brown: It is a rare occasion that I have today in the opportunity which is now mine. The man whose name I would like to place in nomination for Speaker of the 34th legislative assembly of the State of North Dakota is a native of North Dakota. He was born in a log cabin

south of Fargo in Richland county and educated in the Moorhead and Fargo schools.

You may have wondered why he has such a booming voice and such control of his lungs. I just found out why he has that masterful control—he got it in his training as a bugler in World War I, when he served in France. If there are any members of any veteran's organizations who served with him, they will not be surprised by the noises they hear now.

This man first came to the legislative session in 1930, and has served continuously with the exception of the black year when the Democratic regime won out and he was left at home. He got his early training under that veteran legislator who is known to all in the history of North Dakota, Late Twichell.

Unbeknownst to many people, this man is also an extensive farmer in the State of North Dakota. He operates over six hundred acres in the Red River Valley and where he raises prize sheep. He is also a business man; vice president of the Warner Company of Fargo. This individual is a past master at parliamentary procedure. He is tolerant, and he has never let party politics enter in where Justice should prevail. I am happy and proud to place in nomination the name of that veteran legislator, that friend of all the people of North Dakota—Ken A. Fitch.

Rep. Baldwin: Gentlemen: After Fay has spoken these knowing words concerning Ken, I don't believe I have learned a great deal that I didn't know before about Ken. I do know many things—many of them complimentary but a few are not, and he knows those same things about me so we will leave those things out! Certainly those of us who came here from Cass county are so very thoroughly imbued with the idea that Ken Fitch can do a splendid job for the State of North Dakota. We know from past experience his willingness to do a job. In the name of those from Cass county, I am happy to second the nomination of Ken A. Fitch.

Rep. Rohde: I also have the honor to place in nomination for Speaker, the name of a man whom we all know down here. A man of great ability—a man that started as a pioneer in the State of North Dakota during the pioneer days; a man that has raised a fine Christian family and also has been a substantial farmer; and a man that can serve the whole state of North Dakota, who will serve all the people of the State of North Dakota very well in the Speaker's chair. I know there were a lot of fine words in the nomination of Rep. Fitch, that I can also use for the man I am about to place in nomination for speaker. I have in mind my friend and colleague, Rep. Mollet. I wish to place his name in nomination.

Rep. Rolfsrud: Mr. Chief Clerk, I wish also to state that we have here a friend of ours who has farmed in the State of North Dakota all of his life. He has been in the House for nine sessions. He is a man who has gone through thick and thin—through good times and bad times in the State of North Dakota. He is a man who has the ability to handle the major problems facing the State of North Dakota at this time. As I see it that is MONEY, MONEY, MONEY. Where is all the money going to come from? In Mr. Mollet we have a man with the mind to understand

how to make the dollar go the farthest. We also have a man who symbolizes the good will and the hospitality of the northwest corner of the state, and the western part of the state. Without friendliness and without cooperation there can be no progress.

So it is a pleasure for me to second the nomination of Joe Mollet.

Rep. Erickson of Burke-Divide: I would like to second the nomination of a fellow member from the northwest quarter of North Dakota. I have worked with him for many years on the Finance and Taxation Committee and I have always found him to be able and fair.

It gives me the greatest of pleasure to second the nomination of Joe Mollet.

Rep. Sticka: Realizing that the candidate whose name has been submitted to this House by Rep. Brown of Burleigh County is from the other end of the state, I rise to second that nomination. I also realize that the population of the State of North Dakota is made up of people in all walks of life, and we, in the livestock and farming business, (and when I say "business", I mean that, because that is what it is), certainly welcome the opportunity to second the nomination of a livestock man from the Red River Valley. And therefore, members of this House, it gives me a great deal of pleasure to extend a cooperative hand across the State of North Dakota, from the West to the East. For that reason I am very happy to second the nomination of Mr. Fitch.

Rep. Beede: Mr. Chief Clerk, I also want to second the nomination of my old friend, Joe Mollet. We came down to the legislature, I believe, in the same year. While I have been out, he has been here continuously during each session, and each session that I have been here too, my respect for his fine qualities has increased. He is a man of ability; a man of sincerity; and a man of honesty. And I feel that it is a privilege to second his nomination.

Rep. Trydahl: It is only fitting that Grand Forks county should join in seconding the nomination of Kenneth Fitch. I have known Kenneth Fitch for a number of years. I would like to say that I think we could have found a fine speaker from Grand Forks county but I also know that Kenneth Fitch will make one of the finest speakers we have ever had. He always seems to be awake at all times and knows what he is talking about. It is a pleasure for me to second the nomination of Kenneth Fitch.

Rep. Brown moved that the nominations be closed, which motion prevailed and the question was on the election of the Speaker of the House of Representatives.

#### ROLL CALL

The roll was called and the Chief Clerk announced that there were 64 votes for Rep. Fitch and 45 votes for Rep. Mollet, two passed and two absent.

Those voting for Rep. Fitch were:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Roen
Anderson, Richl'nd	Haugland	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur

Balerud	Hoffer	Scott
Ejella	Homelvig	Simenson
Brooks	Kjos	Simonson
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Thompson, Burl'gh
Einarson	Mueller	Tollefson
Engen	Nygaard	Trydahl
Ettestad	Paulson	Vinje
Fleenor	Petterson	Wambheim
Fristad	Power	Mr. Speaker
Gefreh	Renfrow	

Those voting for Rep. Mollet were:

Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Beede	Hofstrand	Rosberg
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Brekke	Kitzmann	Schuler
Dunlop	Langseth	Snortland
Erickson, Bottin'au	Link	Solberg
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Fine	McLain	Tough
Frank	Miller	Wicks
Gagnum	Olson	Wolf
Gress	Overbo	Ziegler
Gumeringer	Poling	

Absent and not voting:

Bratcher           Hegge

Passed:

Fitch               Mollet

Rep. Mollet moved that the Chief Clerk be instructed to cast a unanimous ballot for Rep. Fitch as Speaker of the House of Representatives, which motion prevailed, and a unanimous ballot was cast for Rep. Fitch.

So Rep. K. A. Fitch was declared elected as Speaker of the House of Representatives.

Rep. Sticka moved that the Chief Clerk appoint a committee of two to escort the newly elected Speaker to the rostrum, which motion prevailed and the Chief Clerk appointed as such committee Reps. Sticka and Beede, both former Speakers of the House of Representatives.

Chief Justice Burke administered the oath of office to the Speaker.

Speaker Fitch: Members of the 34th Legislative Assembly:

On entering the duties of Speaker of this House of Representatives, I do so with humility not only because of its responsibilities and the natural feeling of a human being of his own shortcomings, but also because of the fine line of speakers who have preceded me.

During my eleven sessions in this House, I have served with many fine speakers of both factions. I feel humble because I

know my opponent very well and he is a very worthy opponent. He would have filled the office of Speaker and discharged the responsibilities with credit to all the members of this House. It will be my hope and desire during this session to avoid factional political differences. We have a great job to do. Through cooperation and understanding of our responsibilities that job can be accomplished, for the benefit of our great state and all of its fine people.

Having served with many of you in the past, we have become close friends. And I want to welcome the new members of this session. I know they are going to enjoy their experience and while at times they may feel the legislative machinery is not moving fast enough for them, before the close of the session they will realize that this procedure is necessary for the legislature to bring forth sound and intelligent legislation.

I want you all to know how deeply I appreciate this high honor that has come to me today. I shall always remember this day as one of the highlights of my life.

Thank you.

The Speaker announced that the next order of business would be the election of Chief Clerk.

Rep. Nygaard: Mr. Speaker, it becomes a dual pleasure for me to rise at this time and have the pleasure of being the first one to address you as "Mr. Speaker," and secondly to place in nomination a candidate for the position of Chief Clerk. The person who I am going to nominate as a candidate for Chief Clerk is no stranger to most of you people. He has been around the legislative halls, starting originally as a page boy in the 30's, when his father was a member of this body. He has worked his way from page to the position of Chief Clerk—a position which he has had quite a number of times previous to this. One thing we can be agreed upon and unified upon and that is that this man has always done a very good job in any position of trust in which he has been placed. Without further ado, because of the knowledge that you people have of this man, it gives me great pleasure to place in nomination the name of Kenneth Morgan of Richland County.

Rep. Leet: I have known this person ever since I have been at the Legislature. Ken is what we generally call him—we don't say "Kenneth" or "Mr. Morgan" but just "Ken"—that is what he is to most of us. He is a native of North Dakota, of course, and anything he undertakes, he does well.

I was down to his farm not long ago. He is building a new house. I think he did that well and anything he has done here, he has done very well. It gives me great pleasure to second the nomination of Mr. Morgan.

Rep. Wicks moved that the nominations be closed, which motion prevailed.

#### ROLL CALL

The question being on the election of Kenneth L. Morgan as Chief Clerk, the roll was called and there were: Ayes, 111; no nays. Absent and not voting: 2.

Those voting for Kenneth L. Morgan were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde

Anderson, Rich'nd	Haugland	Rolfstrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson
Brown	Kloster	Simonson
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	
Absent and not voting:		
Bratcher	Hegge	

So Kenneth L. Morgan was declared elected as Chief Clerk.

Rep. Anderson of Richland moved that a committee of two be appointed to escort the Chief Clerk to the Rostrum, which motion prevailed and the Speaker appointed as such committee, Reps. Anderson of Richland and Strege.

The Speaker administered the oath of office to the newly elected Chief Clerk.

Rep. Brown: At this time I would like to move a resolution concerning our retiring Chief Clerk for the excellent job he has done as Chief Clerk of the 33rd Legislative Assembly and the many hours he has put in in preparation of this 34th Legislative Assembly. Mr. V. E. Gilbreath is the retiring chief clerk.

Rep. Beede: I want to second the motion and I want to concur wholeheartedly in the sentiments expressed by Rep. Brown. We have enjoyed working with Vic, as we all call him and I know that he is entitled to our sincere thanks.

Rep. Wolf: I would like to move that Mr. Gilbreath be paid his expenses in preparing for the 34th Legislative Assembly for three days, plus mileage and expenses.

Rep. Nygaard: Before that motion is passed I would like to ask that the motion be amended to read "six days" instead of three, to comply with what we have paid in previous years.

## ROLL CALL

Speaker Fitch: The motion is on the payment of six days wages, with mileage and expenses to V. L. Gilbreath for his work in preparing for the 34th Legislative Assembly.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson
Brown	Kloster	Simonson
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link,	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bratcher           Hegge

Rep. Larson moved that a committee of three be appointed by the Speaker to meet with a similar committee from the Senate to arrange for the inauguration of the state officials, which motion prevailed and the Speaker appointed as such committee: Reps. Larson and Brown of Burleigh county and Rep. Fristad of Morton county.

The Speaker announced that the next order of business would be the election of a Desk Reporter.

Rep. Saumur: It gives me pleasure at this time to place in nomination before this body a very outstanding lady that we have had for desk reporter in many past sessions. It would be useless for me to tell any former members how efficient she is, so without any further flowers or bouquets, I place in nomination the name of Mrs. Ruth Smith for desk reporter.

Rep. Beede: Mr. Speaker, I am glad to second the nomination of Ruth Smith as desk reporter. And I might add that were the majority on the other side, I would undoubtedly be making the first nomination for Ruth Smith as desk reporter.

If there are no other nominations, I move the nominations be closed and that we proceed with the election.

The motion was seconded by Rep. Rohde and carried.

#### ROLL CALL

The question being on the election of Ruth Smith as Desk Reporter, the roll was called and there were 111 ayes; no nays; absent and not voting, 2.

Those voting for Ruth Smith were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson
Brown	Kloster	Simonson
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bratcher                      Hegge

So Ruth Smith was declared elected as Desk Reporter and the oath of office was administered by the Speaker.

The next order of business was the election of a sergeant-at-arms.

Rep. Currie: I take great pleasure in presenting a man's nomination for the position of Sergeant-at-Arms. He is a



man that everybody in the legislature, who has been here before this year, knows well. "I don't need to say anything more for Mr. Oswald Kruisk of Rock Lake.

Rep. Wambheim: It is a pleasure for me at this time to second the nomination of Oswald Kruisk. He is very well known to the old members of the House and he has served two terms in this House and one in the Senate. He comes from the northern end of North Dakota—about as far north as he possibly can. He takes his work very seriously and I know that he will do a marvelous job. I am glad to second the nomination of Mr. Kruisk.

Rep. Stockman moved that nominations be closed, which motion prevailed.

#### ROLL CALL

The question being on the election of Oswald Kruisk as Sergeant-at-Arms, the roll was called and there were: 111 ayes; no nays. Absent and not voting, 2.

Those voting for Mr. Kruisk were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson
Brown	Kloster	Simonson
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bratcher           Hegge

So Oswald Kruisk was declared elected as sergeant-at-arms.

Rep. Currie moved that a committee of two be appointed to escort the newly elected sergeant-at-arms to the rostrum and the Speaker appointed Reps. Currie and Heller.

The oath of office was administered to the sergeant-at-arms by the Speaker.

Rep. Nygaard moved that the rules of the 33rd Legislative Assembly be adopted as the temporary rules of the 34th Legislative Assembly, which motion prevailed.

Rep. Larson of Burleigh moved that the Speaker appoint a committee of three to meet with the Board of Administration to arrange for supplies and printing, which motion prevailed and the Speaker appointed as such committee: Reps. Larson of Burleigh, Laske, and Rolfsrud.

Rep. Thompson of Burleigh moved that a committee of three be appointed to arrange for telephone service in the House Chambers and also to arrange for the operation of the loud speaker system, which motion prevailed, and the Speaker appointed as such committee: Reps. Thompson of Burleigh, Fristad and Thompson of McLean.

Rep. Brown moved that the Speaker appoint a committee of three to arrange for chaplain service during the legislative session, which motion prevailed, and the Speaker appointed as such committee: Reps. Wambheim, Saumer and Haugland.

A committee from the Senate was received, which committee announced that the Senate was organized and ready to transact business.

Rep. Brown moved that a committee of three be appointed to notify the Senate that the House was now organized and ready to transact business, which motion prevailed, and the Speaker appointed as such committee: Reps. Brown, Lindberg and Schmalenberger.

Rep. Heimes moved that a committee of three be appointed to notify the Governor that the House was now organized and ready to transact business, which motion prevailed, and the Speaker appointed as such Committee: Reps. Heimes, Baker, and Hofstrand.

Rep. Langseth: Mr. Speaker, we still have the position of Assistant Sergeant-at-Arms to elect. It is my pleasure to place in nomination the name of a man who served in a past session as Sergeant-at-Arms and it gives me a great deal of pleasure to present the name of Hans Johnson for Assistant Sergeant-at-Arms.

Rep. Nygaard: Having known Mr. Johnson and his work when he served in this capacity before, it gives me pleasure to second his nomination.

Rep. Wolf moved that the nominations be closed, which motion prevailed.

#### ROLL CALL

The question being on the appointment of Hans P. Johnson as Assistant Sergeant-at-Arms, the roll was called and there were: 104 ayes; no nays. Absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford

Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Homelvig	Saugstad
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kitzmann	Scott
Brekke	Kjos	Simonson
Brooks	Kloster	Simonson
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

## Absent and not voting:

Baker	Bratcher	Brown
Hegge	Heimes	Hofstrand
Lindberg	Saumur	Schmalenberger

So Mr. Hans Johnson was declared elected Assistant Sergeant-at-Arms, and was sworn in by the Speaker.

Rep. Power moved that a committee of three be appointed by the Speaker to arrange for committee rooms, which motion prevailed and the Speaker appointed as such committee: Reps. Powers, Anderson of Cass and Bratcher.

Rep. Brown moved that a temporary committee of five, on employment, be appointed, which motion prevailed, and the Speaker appointed as such committee: Reps. Brown, Trydahl, Roen, Langseth, Schuler.

Rep. Saugstad moved that the Speaker appoint a temporary committee of five for the correction and revision of the journal, which motion prevailed and the Speaker appointed as such committee: Reps. Saugstad, Ed Davis, Anderson of Richland, Rohde, Link.

Rep. Beede moved that the rules be suspended and House Concurrent Resolution "A", introduced by the Legislative Research Committee be read from the desk.

FIRST READING OF HOUSE CONCURRENT  
RESOLUTION

HOUSE CONCURRENT RESOLUTION "A"

Introduced by the Legislative Research Committee

A resolution directing and authorizing the legislative research committee, in cooperation with the North Dakota state bar association, to formulate and organize an orientation program for legislators.

1 WHEREAS, many legislators have expressed a desire  
1a to  
2 further acquaint themselves early in the legislative  
2a session  
3 with the legislative procedures and the rights and  
3a preroga-  
4 tives of legislators, so that they might more adequately  
5 represent their constituents during their terms as  
5a members  
6 of the legislature, and  
7 WHEREAS, twenty-eight other state legislatures have  
8 adopted introductory and orientation conferences,  
8a lectures,  
9 or seminars, conducted by veteran legislators as an  
9a aid to  
10 new legislators, and have since unanimously endorsed  
10a such  
11 programs as increasing the efficacy of the whole  
11a legislature  
12 as well as new members, and  
13 WHEREAS, it has been the experience of those states  
14 adopting these programs that the assistance of the state  
15 bar association is of great value, and  
16 WHEREAS, the North Dakota state bar association  
16a has  
17 expressed a willingness to aid and assist in an  
17a orientation  
18 conference for those legislators who may wish to  
18a participate;  
19 NOW, THEREFORE, BE IT RESOLVED BY THE  
19a HOUSE  
20 OF REPRESENTATIVES OF THE STATE OF NORTH  
20a DAKOTA,  
21 THE SENATE CONCURRING THEREIN: That the  
21a legislative  
22 research committee is hereby authorized and directed to  
23 invite the North Dakota state bar association to assist  
24 them in organizing and formulating an introductory and  
25 orientation program to be conducted by veteran  
25a legislators  
26 covering the use of the North Dakota Code, and the  
26a rules,  
27 organization, and procedures of the North Dakota  
27a legislature,  
28 so that all legislators may fully avail themselves of all  
29 the services and facilities at their disposal and obtain  
30 necessary information as to their rights and prerogatives  
31 as members of the legislature.

Rep. Beede moved that the rules be suspended and that House Concurrent Resolution "A" be adopted, which motion prevailed.

Rep. Beede moved that the Chief Clerk be directed to message House Concurrent Resolution A to the Senate, and that the Speaker appoint a committee of three to meet with a like committee from the Senate, of which the Speaker be one. Mr. Beede's motion prevailed and the Speaker appointed as such committee, the floor leader of the majority, Rep. Nygaard and the floor leader of the minority, Rep. Beede.

#### MESSAGE TO THE SENATE

Bismarck, January 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A".

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

KENNETH L. MORGAN, Chief Clerk.

The Chief Clerk announced that under the provisions of Rule 79 of the Rules of Order approved by the 1949 legislative assembly, the members would be seated as follows:

#### SEATING ARRANGEMENT

##### FOR

#### THE 34th LEGISLATIVE ASSEMBLY

1. 31st—Leo Sticka (Former Speaker)
2. 47th—Ralph Beede (Former Speaker)
3. Majority Floor Leader
4. Minority Floor Leader
5. 9th
6. 6th
7. 20th
8. 29th & 44th
9. 36th
10. 49th & 21st
11. 8th & 30th & 35th & 45th
12. 1st & 10th & 11th & 18th & 32nd & 39th & 40th & 41st & 42nd
13. 12th & 14th & 15th & 19th & 34th & 46th & 48th
14. 7th & 16th & 17th & 22nd & 23rd & 33rd & 38th
15. 2nd & 5th & 13th & 25th & 26th & 27th & 28th & 43rd
16. 3rd & 4th & 24th & 37th

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

Rep. Nygaard moved that the House do now recess until 1:00 p.m. January 5, 1955, which motion prevailed and the House stood recessed until 1:00 p.m. January 5, 1955.

KENNETH L. MORGAN, Chief Clerk.

FIRST DAY AFTER RECESS  
AND SECOND DAY

Bismarck, January 5, 1955

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

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

REPORT OF COMMITTEE ON CHAPLAINCY  
SCHEDULE OF CHAPLAINCY

Thirty-fourth Legislative Assembly  
State of North Dakota

January 4, to March 4, 1955

The following schedule of dates for the Chaplaincy of the Thirty-fourth Legislative Assembly, State of North Dakota, is submitted by a Committee of the Bismarck Ministerial Association:

HOUSE	DATE
F. V. Tannehill, (Bis. 556).....	Jan. 4, 5, 6
McCabe Methodist, Bismarck	
Wm. F. Garvin, (Bis. 252).....	Jan. 7, 8, 9
Cathedral, Bismarck	
Robert Feind, (Bis. 1472).....	Jan. 10, 11, 12
Evan. U. B., Bismarck	
A. G. Hewitt, (Bis. 3616-W).....	Jan. 13, 14, 15
Evan. Free, Bismarck	
K. T. Anderson, (Bis. 521).....	Jan. 16, 17, 18
Salvation Army, Bismarck	
S. C. Taylor, (Bis. 1296).....	Jan. 19, 20, 21
Nazarene, Bismarck	
Carsten F. Brien, (Man. 2683).....	Jan. 22, 23, 24
1st Lutheran, Mandan	
R. A. Feehan, (Bis. 760).....	Jan. 25, 26, 27
St. Mary's, Bismarck	
John E. Grygo, (Bis. 1056).....	Jan. 28, 29, 30
Bis. Baptist, Bismarck	
A. J. Galowitch, (Man. 657).....	Jan. 31, Feb. 1, 2
St. Joseph's, Mandan	
Magnus Lutness, (Bis. 678).....	Feb. 3, 4, 5
Trinity Lutheran, Bismarck	
Roy Wiegand, (Bis. 2842).....	Feb. 6, 7, 8
1st Baptist, Bismarck	
G. Adolph Johns, (Bis. 659).....	Feb. 9, 10, 11
1st Lutheran, Bismarck	
Frank Rumer, (Man. 3350).....	Feb. 12, 13, 14
Burns Methodist, Mandan	
A. E. Smith, (Bis. 1340).....	Feb. 15, 16, 17
St. Geo. Episcopal, Bismarck	

Isaac Scherpenisse, (Man. 8296).....	Feb. 18, 19, 20
Presbyterian, Mandan	
Kenneth E. Olson, (Bis. 2688).....	Feb. 21, 22, 23
Assembly of God, Bismarck	
G. Schnaidt, (Bis. 3272).....	Feb. 24, 25, 26
American Lutheran, Bismarck	
Geo. Sherbondy, (Bis. 3620).....	Feb. 27, 28, Mar. 1
7th Day Adv., Bismarck	
Pastor 1st Presbyterian, (Bis. 2721).....	Mar. 2, 3, 4
Presbyterian, Bismarck	

The chaplain will report to the Presiding Officer of the House or Senate shortly before two o'clock on the days of his assignment. On his last day he will please call the pastor who will serve the following day.

FRANCIS V. TANNEHILL, Chairman  
G. ADOLPH JOHNS  
ROBERT FEIND, Secretary

Rep. Wambheim moved that the report of the Committee on Chaplaincy be accepted which motion prevailed and the report was accepted.

#### REPORT OF COMMITTEE ON EMPLOYMENT

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

Mrs. Florence Nemer.....	Secretary to Speaker
Lester Vanvig.....	Calendar Clerk
Miles Nelson.....	Head Mailing Clerk
John Sailer.....	Mailing Room Clerk
Albert Cook.....	Addressing Machine Clerk
Mrs. Eleanor Vendt.....	Chief Stenographer
Mrs. John Sloan.....	Stenographer
Mrs. George Gass.....	Stenographer
Mrs. B. E. Dutt.....	Page
Kenneth Johnson.....	Page
Mrs. H. O. Saxvik.....	Postmistress
Mrs. Enola Eck.....	Proofreader
Daniel R. Twichell.....	Proofreader
Edwin C. Becker.....	Enrolling and Engrossing Clerk
S. K. Haugsjaa.....	Doorkeeper
Philip Frank.....	Doorkeeper
Joe Eisele.....	Doorkeeper
Ruth McCormick.....	Telephone Clerk
Carter Pendergast.....	Committee Clerk
Leo Leidholm.....	Committee Clerk

R. FAY BROWN, Chairman.

Rep. Brown moved the adoption of the report.

#### ROLL CALL

The question being on the report of the Employment Committee the roll was called and there were: Ayes, 110; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfstrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur

Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Absent and not voting:		
Baker	Hegge	Leet
Fristad		

So the above named employees were declared elected.

Oath of office administered by the Speaker to: Carter Pendergast; Daniel R. Twichell, Mrs. Enola Eck, Mrs. Florence Nemer, Mrs. Eleanor Vendt, Mrs. John Sloan, Lester Vanvig, Miles Nelson, John Sailer, Mrs. B. E. Dutt, Kenneth Johnson, Albert Cook, Mrs. H. O. Saxvik, Edwin C. Becker, S. K. Haugsjaa, Joe Eisele, Ruth McCormick, Leo Leidholm and Mrs. George Gass.

Rep. Laske moved that a Committee on Photographs be appointed, which motion prevailed, and the Speaker appointed as such committee, Reps. Thompson of Burleigh, Scott and Erickson of Burke-Divide.

Rep. Nygaard moved that the House stand recessed to the Call of the Chair, which motion prevailed.

Speaker Fitch called Rep. Wicks to the Chair to preside.

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

Speaker Fitch resumed the Chair and announced that the House would be on the fifth order of business.

#### REPORT OF EMPLOYMENT COMMITTEE

Mr. Speaker: Your Committee on Employment wishes to place in nomination the names of the following persons for employment:

Helen Thompson.....	Page
Fred Wolff.....	Mailing Room
I. B. Rohrer.....	Doorkeeper

REP. BROWN, Chairman.

Rep. Vinje: There is one position, that of Assistant Chief Clerk, which has not been filled. I am very glad and happy



to give you the name of a very fine, able young man from the 28th legislative district. He is the son of a former House member, known to many of you people. I want to give you the name of Mr. Gerald Stair. I move that the committee report of the Committee on Employment be amended to include the name of Mr. Gerald Stair as Assistant Chief Clerk.

Rep. Brown moved that the report be adopted, as amended, which motion prevailed, and the report was declared adopted.

#### ROLL CALL

The question being on the election of the above named employees, the roll was called and there were: Ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Hammer	Rickford
Anderson, Cass	Haugland	Roen
Anderson, Eddy-	Heimes	Rohde
Foster	Heller	Rolfsrud
Baldwin	Hoffer	Rosberg
Balerud	Hofstrand	Rose
Beede	Homelvig	Saugstad
Bjella	Hornbacher	Saumur
Bratcher	Isakson	Schmalenberger
Brekke	Kitzmann	Schmidt
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudsen, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Larson	Snow
Davis	Laske	Solberg
Dewey	Lee	Sommer
Dick	Leet	Sorlie
Dunlop	Lindberg	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Renfrow	Wambheim
Hafner	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Rich'nd	Benson	Gress
Baker	Berntson	Hegge

So the above named employees were declared elected, and were sworn in by the Speaker.

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

KENNETH L. MORGAN, Chief Clerk.

## SECOND DAY

Bismarck, January 5, 1955

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

Prayer was offered by Rev. F. V. Tannehill of the McCabe Methodist Church, Bismarck, North Dakota.

Roll call: All members present except Reps. Baker and Bratcher.

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 and find the same correct.

REP. SAUGSTAD, Chairman.

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

Rep. Nygaard moved that a committee of three be appointed to notify the Senate that the House is ready to receive them in joint session, which motion prevailed and the Speaker appointed as such committee, Reps. Nygaard, Beede and Wambheim.

Rep. Nygaard moved that the House stand recessed to the call of the Chair.

The House reconvened at the Call of the Chair to receive the Senate in joint session.

## JOINT SESSION

## THIRTY-FOURTH LEGISLATIVE ASSEMBLY

Bismarck, January 5, 1955

## ORDER OF BUSINESS

Speaker Fitch called the joint session to order.

Senator Sayer moved that the Speaker appoint a committee of two to escort the Lieutenant Governor to the rostrum, which motion prevailed, and the Speaker appointed as such committee: Senator Sayer and Representative Kloster.

Speaker Fitch presented the Lieutenant Governor to the Assembly and turned the gavel over to Lieutenant Governor Dahl.

Senator O'Brien moved that a committee of three be appointed to escort Mrs. Norman Brunsdale and Mrs. C. P. Dahl to special reserved seats in the Assembly, which motion prevailed and the Chair appointed Senator O'Brien, Senator Knudson and Representative Haugland.

Rep. Wambheim moved that a committee of two be appointed to escort the Rev. Magnus P. Lutness and the Right Rev. Monsignor Garvin, V.G. to the rostrum which motion prevailed and the Chair appointed as such committee Rep. Wambheim and Senator Baeverstad.

Rep. Langseth moved that the Chair appoint a committee of five to escort the state officials to the rostrum, which motion prevailed, and the Chair appointed as such committee, Rep. Langseth, Rep. Roen, Rep. Dahlund, Senator Hagen and Senator Kusler.

Rep. Gefreh moved that a committee of three be appointed to escort the Associate Justices of the Supreme Court to the rostrum, which motion prevailed, and the Chair appointed as such committee, Rep. Gefreh, Rep. Vinje and Senator Luick.

Senator Holand moved that the Chair appoint a committee of two to escort Chief Justice Burke to the rostrum, which motion prevailed, and the Speaker appointed as such com-

mittee, Senator Holand and Rep. Stockman.

Rep. Sorlie moved that the Chair appoint a committee of one to escort Governor Norman Brunsdale to the rostrum, which motion prevailed and the Chair appointed as such committee: Rep. Sorlie and Senator Livingston.

JOINT SESSION  
HOUSE CHAMBER  
STATE CAPITOL  
LIEUTENANT GOVERNOR C. P. DAHL  
Presiding Officer

- 2:00 Music by the Devils Lake Concert Band, under the direction of William Zesiger.
- 3:00 Call to Order.
- 3:02 Invocation by the Reverend Magnus Lutness, Bismarck.
- 3:05 Star Spangled Banner — Joseph Rossi, Musical Director, Diocese of Bismarck.
- 3:07 Selections by Bismarck Jr. College Chorus, under the direction of Raymond Heid.
- 3:17 Oaths of Office administered to Elected State Officials by Chief Justice Thomas J. Burke.
- 3:25 Oath of Office administered to Governor Norman Brunsdale by Chief Justice Thomas J. Burke.
- 3:26 Message by Governor Norman Brunsdale.
- 4:00 Benediction by the Right Reverend Monsignor W. F. Garvin, V.G.

Rep. Wicks moved that the joint session of the 34th Legislative Assembly be now dissolved, which motion prevailed.

The House reconvened at the call of the Chair, upon the dissolution of the joint session.

Rep. Wicks moved that the message of Governor Brunsdale be printed in the House journal, which motion prevailed.

MESSAGE TO THE 34th LEGISLATIVE ASSEMBLY AND  
BIENNIAL REPORT TO THE PEOPLE OF  
NORTH DAKOTA

By Norman Brunsdale

Mr. President, Mr. Speaker, Senators and Representatives of the 34th Legislative Assembly. Mr. Chief Justice and Justices of the Supreme Court, State officials, Ladies and Gentlemen:

INTRODUCTION

As provided in the Constitution in Section 75 it is the duty of the Governor to "communicate to the Legislative Assembly by message, information of the condition of the state, and recommend such measures as he shall deem expedient." Conforming to that mandate I appear before you today as you are assembled in joint session. To be able to serve the best interests of the state I will need your assistance and cooperation, and especially during this Legislative Session.

May I first of all congratulate you upon your election to membership in this Assembly. You were elected because the people in your districts had confidence in you and that you would represent them ably and conscientiously. You have also received a mandate that you will further and

support legislation that will promote the welfare of the state as a whole. To pass intelligently upon all legislation introduced will require much time and study. If during the next sixty days you will do your best, you will leave at the end of this session with a certain reward that you have been a good legislator.

A number of problems incident to various phases of our government will confront you in greater degree during this session than in several sessions of the past. Among these are those of an economic and a financial nature. The income of state government is always dependent upon net income of the people of the state who pay taxes.

#### AGRICULTURE

The production of our farms in 1953 and 1954 was a disappointment to most of the farmers and those in business who are dependent on the farm trade of our state. It is true that certain crops fared well. However, the grain crops, particularly in 1953, were seriously damaged by a virulent type of rust known as 15-B, with the result that excepting two varieties of wheat, and those had to be seeded early in the season, most of them did not produce a return which would pay the cost of harvesting. However, in both years a substantial amount of feed and forage were produced.

In 1953 there was exported out of the state thousands of tons of hay to the drought stricken states farther south. A year ago last December I was told by people in Missouri that more hay had come from the State of North Dakota into that state than from any other state. So, we were fortunate that we did not suffer the ravages of drought such as that state and other adjoining states experienced in both 1953 and 1954.

Our Agricultural Experiment Station at Fargo, realizing the seriousness of the rust damage to durum wheat in 1953, was successful in increasing the yield of one variety of durum which although not proof against 15-B rust may demonstrate itself to be of superior quality. In 1955 it is hoped that until better strains are available Sentry durum will be of some assistance in the production of a durum crop which this year and last year was far below the national consumption of that wheat.

The Experiment Station also has been doing considerable research and is working on varieties of hard spring, and durum wheat as well, that will be, we hope, proof against the ravages of serious rust damage. As a result four varieties of durum wheat have been sent to Arizona for an increase in production to the extent that in a limited way they will be available for further testing and increase here in 1955. If present indications are born out by 1956 most of the durum farmers of North Dakota will have a sufficient supply of seed provided the increased crops raised this winter in the states mentioned will produce the yields that are hoped for. In the meantime as legislators we should request the Congress to permit our durum growers at least to be freed from acreage limitations on durum wheat.

The State Emergency Commission appropriated sixty-five thousand dollars for increasing the production of what now appears to be rust resistant durum wheats. Out of its general appropriation the Station also will be able to increase the production of one or more hard wheats that appear promising

at this time. It is the intention, of course, that this seed will be sold to growers and the greater part of the production distributed among farmers of the state in 1956. As heretofore this will be done on a basis which will return to the state the cost of the Emergency Fund allocations.

In the fall of 1953 with a Canadian variety of bread wheat known as Selkirk, which had been raised on the experiment seed farms in a limited way in 1953, and also from a supply received from Canada, which developed it, it was possible to distribute a sizable amount of Selkirk wheat to the farmers of North Dakota. In 1955 there will be a small distribution to representative growers all over the state of this new wheat. By 1956 it is also hoped that this variety of wheat will assure the farmers of better yields of a wheat that will be at least greatly resistant to 15-B rust. In the meantime, and as always before, our Agricultural Experiment Station and Agricultural College is doing research work on both wheat and feed grains, with the hope of securing or producing varieties of seed that will increase the yield and improve the quality of these grains.

It is noteworthy the farmers of our state who have followed the best methods in soil conservation practices, coupled with good management and adequate farm credit have and will continue to fare well in their operations. Every county in the state belongs to some Soil Conservation District. To one who has been away from the state for twenty years or more the change is more apparent than to you and to me who have lived here during these years and seen this gradual development. As long as we receive an adequate supply of moisture for our crops, our pastures and our ranges, a diversified agriculture in North Dakota in cooperation with the use of good soil conservation practices should make a fair return to the owners of the soil provided prices of agricultural production are in reasonable parity with cost of production.

As I have stated on more than one occasion, the years of drought will return, and as stated in this message we are fortunate that the drought that has visited states to the south of us in several instances now for three years or more have to a great extent not done serious damage in North Dakota except in limited areas. However, if we do not prepare for the future by the means that are at hand, or will be available to us in a few years, we may suffer again the consequences of severe drought damage.

Before years of drought return again I hope we will be far enough along in our water conservation program so that to a large area in this state, which has seriously been affected before, water will be available for at least a limited acreage of every farmers' land that can be irrigated. Thereby he may raise at least feed and forage and a small cash crop to carry him over years of serious drought.

#### MISSOURI SOURIS CONSERVANCY AND RECLAMATION DISTRICT AMENDMENTS

Under the Pick Sloan plan of development of the water resources of the Missouri Basin, provision was made for furnishing water for domestic supply, municipal use, irrigation and industrial development. The original plan called for diversion of water out of the Missouri River below Fort Peck. Because the land in that immediate area in North

Dakota was found to be non-irrigable, the diversion for the above purposes, and particularly for irrigation, as now proposed will be out of the Garrison reservoir immediately above Garrison Dam, through the Snake Creek Canal. Sufficient surveys and soil analyses have been made to indicate that possibly a million acres of land can be irrigated from the waters led through this canal.

At least twenty-one counties will be the direct beneficiaries eventually of this great water supply if and when utilized. The Missouri Souris Conservancy and Reclamation Act passed by the 31st Legislative Assembly, being Chapter 347 of the Session Laws of 1949, provided for fifteen counties within the conservancy district. Because of improved plans and diversion from the Garrison Reservoir, several additional counties should be included, the total being twenty-one in number. A Missouri Souris Conservancy and Reclamation Committee will have legislation to propose for changes in the 1949 act as a result.

If the State of North Dakota is going to be benefited by the waters of the Missouri River for the purposes I mentioned, it will be necessary that until irrigation districts have been formed that a portion of the overhead in connection with the building and operation of the canal and other facilities which will convey these waters shall be cared for at least in part. Thus from a maximum levy that can be made, amounting to not to exceed three mills, adequate revenue can be produced to satisfy the Congress that there is a desire on the part of the state to take advantage of the type of development that irrigation can play in North Dakota. From information I have gained in appearing before Congress and from statements made by members of Congress and of the federal government, I believe that without some assurance that we intend to avail ourselves of the irrigation potentials, it is possible that the waters that rightly we can claim under the Pick Sloan Plan for this purpose may be utilized by others downstream, and perhaps lost to us forever. I strongly urge you to support the amended conservancy act which will be submitted to you for consideration.

In this connection it may be noted that the federal agencies have requested from the federal members of the Missouri Basin Inter-Agency Committee and the states in the Basin a reappraisal of the benefits and the uses of waters in the Missouri Basin. If we are unable to show that we intend seriously to make use of these benefits, Congress very likely will not appropriate the funds needed for starting a program of irrigation.

As I have more than once stated, it is not my desire, it is not my wish that we are going to convert the dry land farmer of North Dakota into an irrigation farmer. True enough, there will be those who will want to take a comparatively small tract of land and rely entirely upon irrigated agriculture. But, in the main I believe that the greatest benefits of irrigation to the dry land farmer will be on such acreage as will give him an assurance of production so that his livestock herds can be carried over and that he can have at least some cash crop in years of severe drought.

When drought arrives, and especially as it has in states to the south of us for three or more years in succession, remember water cannot be led to those lands in a hurry. We must plan for the future. If we plan today it is not

likely that any irrigation districts to be supplied from the Garrison Reservoir diversion will receive water before the year 1961. Therefore, I deem it imperative that we at this time make a small beginning that will assure those in responsible positions in the federal government that we have an interest and will prosecute the development as far as it lies within our power and at least furnish the revenue to take care of part of the overhead until irrigation districts are developed. In this connection funds for an experimental irrigation farm should be provided by the state.

#### THE NEEDS OF INDUSTRY

You have heard it said more than once, I am sure, that there are some definite essentials for industrial development. To some extent they are (1) natural resources that will promote that kind of development; but aside from those there must be available to the industrialist (2) an adequate supply of water and of electric power, or the wherewithal to produce it. The third essential is that of an adequate labor supply. We will have within a very short time adequate power and adequate water in the Missouri Basin. But, industry which will employ large numbers of people will be unable to locate here in spite of the advantages of power and water. If we can keep on our farms the boys and girls who are raised here and know this land of ours and its opportunities, through a system of assured agricultural production, through the use of adequate waters brought upon the lands, we will find that an adequate labor supply can be made available for industry and a more intensified and diversified agriculture.

Of course, first of all industry will concern itself with processing our agricultural production. Related industries can and will follow.

We have a few small manufacturing plants in the state and we have, of course, one industry that is the result of a fortunate development of our natural resources, and that is coal. In my judgment the time is not too far removed when the lignite coal of North Dakota will come into its own and will employ a sizable number of men in related industries as well as in the ever increasing electric power production.

As a result of oil development we have today a sizable refinery already in operation across the river, in Mandan, which will be utilizing about thirty thousand barrels a day; and two smaller refineries, one at Williston and one at Dickinson, which together will make use of about five thousand barrels a day. Fortunately the oil development and the construction of refineries, pipelines, etc., alleviated to a great degree unemployment among our people, although at the present time many of these people are unemployed locally.

Although every week new wells are coming into production and oil leases that have been made are gradually being exploited, unfortunately adequate reserves to make possible a crude oil outlet from these fields so far have not been proven. It is hoped that new fields will be discovered which will produce those reserves before long; but until they are found, the allowable production per well will be gradually curtailed below the highest potential provided for by law or regulation.

If we didn't know it before, by now we have learned that the high cost of transportation is a deterrent to maximum oil production unless the price at the well head is substan-

tially reduced. Hence a crude oil outlet is essential to transport oil production out of the state.

In spite of handicaps since its discovery oil development has been of material assistance from an economic point of view, not only to the areas in which exploration and development has taken place, but also to the state as a whole. Any inducements that you as legislators can give to furthering this development will pay big dividends to North Dakota in the future. At this stage I do not believe that it would be in the best interests of that development to increase the severance tax on oil production as much as the state is in need of additional revenue.

#### TAXATION, FISCAL POLICIES AND FINANCIAL BUDGETS FOR 1955-1956

If you will read the introduction to the report of the Budget Board for the biennium beginning July 1, 1955 and ending June 30, 1957, you will find that the total of all budgets approved for the departments of government, the institutions of an educational, charitable and penal nature, in fact all the functions of state government, come within sixty-three thousand dollars approximately of the estimated income for the next biennium. Obviously this is too small a margin for a surplus in the General Fund. Note that these budgets that I have referred to are from the General Fund.

As you examine the individual budgets you will find that with minor exceptions no increase of salaries is provided; that there is very little of funds made available for new personnel; that the budgets approved for new buildings are few and comparatively speaking involve a small sum of money. Among them are a dormitory for the state school at Grafton amounting to a half million dollars for which other recommendations are made later in this message, and a new water plant at the State Hospital at Jamestown.

It is true that demands for additional appropriations by departments and institutions for personnel and salary increases, and for buildings and facilities appeared essential in many instances, but the money was not there to pay for them. The Budget Board had no recourse but to trim the requests to fit the General Fund income of the state.

To be entirely frank, I must tell you that the General Fund income of the state does not include an increase of the state levy on property beyond two mills heretofore levied. The Budget Board was of the opinion, and I agree with their conclusions, that a reserve equivalent to the proceeds from a two mill levy on property is essential. Estimated income projected two years in advance requires a substantial reserve to offset unfavorable contingencies. Besides, the July 1, 1955 General Fund surplus includes \$2,636,718.62 which may not be available under Chapter 82 of the 1953 Session Laws until two or more years later. In figures it looks like this: Budgets approved in their entirety are approximately \$28,997,000.00. Estimated income is approximately \$25,570,000.00. Taking into consideration the surplus that is estimated in the General Fund as of July 1, 1955, and amounting to about \$3,490,000.00, this will leave about \$63,000.00 at the end of the next biennium, too small a surplus for the safety of the General Fund.

The requests from special funds were approved to the extent of \$44,196,233.37.

The General Fund surplus over the years has been a



fortunate windfall. It has financed most of the State's building programs at its educational, charitable and penal institutions up to this time amounting to about 15½ million dollars. It has provided a \$5,000,000.00 soldier bonus reserve fund. It has now furnished \$16,290,000.00 for highway construction; and because of increased costs and the necessity of raising salaries and paying increased expenses of departments and institutions of the state, it has been able to care for all this quite adequately. Now, contrary to past years, the surplus in the General Fund no longer will be available for such purposes or any increase in appropriations unless new revenue is provided or the General Fund is relieved of some of its customary appropriations.

Aside from a two mill increase in the state levy, income to the General Fund for 1955-1957 is dependent upon prosperous statewide conditions in agriculture and business. Income to the fund has been decreasing the past two years, particularly the income tax, although the rates of our income tax have also been lowered in the meantime.

Further, the General Fund is called upon to bear expenditures of a local nature in the per capita cost of inmates, pupils, patients at the State Hospital, Feeble Minded School, Blind School, Deaf School and the Tubercular Sanatorium. At the State Hospital the counties pay per capita a monthly charge of \$45.00 less their prorata share of the liquor tax. The cost per patient is in excess of \$2.50 per day. An increased charge should be made to the county. Other institutions are similarly affected by increased costs.

By increasing the counties' contributions at these institutions to more nearly actual cost per individual the General Fund will be spared what is and should be a county burden.

Although not related to this subject, legislation should be passed amending the voluntary admission law to our State Hospital. At present the privilege may be abused and often results in needless expense and futile service of personnel.

#### HIGHWAYS

Chapter 82 of the 1953 Session Laws appropriated and transferred to the General Fund under certain conditions, subject to approval of the Industrial Commission when funds become available from the Collection and Land Department of the Bank of North Dakota, \$5,136,718.82 to be used for matching federal funds for the construction of highways. There was also appropriated \$1,500,000.00 from the undivided profits of the Bank which has been transferred. Of the former \$2,000,000.00 has been transferred. Thus there will remain from the first amount \$3,136,718.62 for future use in highway matching. Such funds cannot be available for two or more years. In a sense this is a surplus which becomes available when earned; but it must be noted that in the July 1, 1955 General Fund surplus, as noted before in this message, \$2,636,718.62 is made a part thereof.

Beginning July 1, 1955, the Bureau of Public Roads of the Federal Government will allocate to North Dakota on a 50-50 matching basis for construction and reconstruction of state highways approximately \$15,124,000.00 for the following biennium. There will remain about \$10,500,000.00 unmatched at the end of the 1955-57 biennium unless new funds are provided.

At the last General Election two measures were submitted to the people which would have provided somewhat in excess of \$5,000,000.00 annually of the funds needed to match federal aid allocations. However, these measures failed of passage and we are now where new revenue must be provided if the State is going to meet federal allocations.

A subcommittee of the Interim Legislative Research Committee has been working on this problem and will have some legislation to submit on the subject. Among these there may be a bill to extend the anticipation certificate law another two years, being Chapter 82 of the 1953 Session Laws. This could provide about \$1,500,000.00 per year. However, outstanding certificates will take most of the income for the first year of the biennium beginning July 1, 1955. Undoubtedly again \$1,500,000.00 of the undivided profits of the Bank of North Dakota could be utilized for the same purpose as was done under Chapter 82 of the 1953 Session Laws. I do not believe that any funds of any consequence will be available out of the Collection and Land Department of the Bank of North Dakota for the ensuing biennium. However, eventually there will be available \$3,136,718.62 as referred to previously in my message.

The State's greatest problem is in the improvement of twenty-four hundred miles of the secondary system. With only about \$1,650,000.00 of federal funds available for the entire state secondary system, these roads will wear out before the job is finished unless more money is made available.

People voted down the one cent non-refundable motor fuel tax on November 2nd last for building these twenty-four hundred miles of more or less local type of roads. I hope the Research Committees' recommendations will solve, in part at least, the construction of these roads. A recommendation of another cent refundable tax has some merit. Tightening the tax collection of diesel fuel when used in motor vehicles is sorely needed and should add revenue.

It is possible to utilize the Equalization Fund for certain educational appropriations that otherwise will have to be paid out of the General Fund, thus releasing once again some General Fund money for matching in part the federal allocations for the construction and reconstruction of highways.

I know there may be objections to this method. However, surplus funds do not exist except for use. They are essential in tiding over the expenses of government during times of low return. However, no one can defend piling up a surplus raised by taxation when it is not to be used more or less currently. To allay the fears of those concerned, I do not believe that this Legislature or any Legislature will pass legislation to the detriment of the education of our boys and girls. If any appropriations have precedence or ever have had precedence over others it is the appropriations for educational purposes at the grade and high school level.

I hope you will give serious consideration to the recommendations of the Interim Legislative Research Committee in the matter of matching federal funds for the construction of highways, although their recommendations will not come forth with sufficient tentative revenue to match entirely the allocations available to the state.

## HIGHWAY SAFETY

Closely tied in with the construction and reconstruction of highways is the matter of safety to the drivers of motor vehicles upon those highways. The design of a completed new highway if made to conform to specifications of the Bureau of Public Roads in itself will assist materially in the elimination of fatalities to people using those highways. If you will read the report of the fatalities in 1954 you will find that on U. S. No. 10 running through the state for over three hundred and fifty miles there have been eleven fatalities (December 15, 1954). This road carries more motor vehicles than any other highway in the state. On the other hand, Highway No. 2, not so well improved, had twenty-one fatalities. If you will check the location of other highway accidents and fatalities you will find comparatively short lengths of old state highways, county highways, or township roads where proportionately more accidents and more fatalities have resulted. Fatal accidents to December 15, 1954, on state highways were 61% of total; county, township and city streets were 39%. In 1953 these figures were 68% and 32% respectively. Our county roads had 41 fatalities up to December 15, 1954. Undoubtedly without safety supervision on the county level the figures indicate there will be a larger percentage of fatalities on county roads in the future.

During the 1953 Session legislation was passed to provide for the appointment of a Highway Safety Director. As a result of his efforts and the stepped up enforcement program of the Highway Patrol progress has been made in spite of more highway traffic than in the preceding year. However, one man and one assistant for part time cannot accomplish wonders in a hurry. And, the Highway Patrol, under-staffed as it is, cannot do the job that must be done.

Several highway safety conferences have been held in the past biennium. I believe that they have been instrumental in impressing upon the people attending and those they may influence the importance of practicing safety on the highways. The press, radio and television have been of substantial assistance in promoting the safety program as well; and the state is indebted to them for that assistance.

Safety on the highways, safety in the factory or in business establishments as well as safety on the farm requires a great deal of education. The Workmen's Compensation Bureau has been at this for some time and through its safety department has been instrumental in reducing fatalities and injuries. You can read the reports and see that that is so.

The Highway Safety Director, Mr. R. C. Hill, has been diligent in promoting the practice of safe driving, speaking to citizens, organizations, schools and in fact anyone who would listen. The attendance at these meetings has been excellent. Gradually more schools are giving a driver training course. I believe every school offering four years of high school can profit by a course in safe driving and in driver education. An increased program of highway safety will bring dividends in the reduction of fatalities. In addition, legislation based upon recommendations offered by the Automotive Safety Foundation will be submitted through a committee to this Session of the Legislature. I hope you will give serious consideration and pass such legislation as seems necessary and beneficial.

### HIGHWAY PATROL

During the past biennium the Highway Patrol has stepped up its enforcement program by concentrated drives in scattered localities where the traffic appeared to warrant it. It has been done by placing additional men on designated highways, taking them away from their usual beat, particularly on weekends. At the request of the Superintendent, Clark Monroe, the Emergency Commission saw fit to appropriate from the State Contingency Fund sufficient money to care for this added expense. This, added to the educational efforts of the Safety Director, I believe has reduced excessive speeding on our state highways. Perhaps there has been a reduction in other traffic violations such as drunken driving and reckless driving, too.

This program has been accomplished not only by increased monies allotted to it, but also by more hours on duty for the patrolmen involved. There are times when these men have spent not only twelve but sixteen hours, and at times even more on duty, too long a day for anyone. Besides that they are on call at any time during the twenty-four hours. Such increased efforts on their part are more than we have a right to expect from the Highway Patrol. There is also the hazard that the services of a patrolman on his beat are needed when he is called away on these concentrated traffic enforcement drives.

Therefore, I hope that this session will not adjourn before it has increased the number of patrolmen by the minimum recommended by the subcommittee on safety.

### MENTAL HEALTH

Great progress has been made in the past biennium in improving the facilities and adding to the technical personnel needed in an improved mental health program. For the most part as yet it is concentrated at the State Hospital at Jamestown. A more or less complete picture of what has been done may be of interest to you, although there is much left undone.

Since July 1, 1953, a start has been made on the new receiving and treatment center to cost \$1,080,000.00 of which \$300,000 is represented by Hill-Burton funds. The \$300,000.00 nurses' home should be ready in the late 1955. Minor facilities have been provided as well.

Much has been done in the interior of buildings, but in some respects such as modern plumbing, fire escapes, elevators, etc., in all the buildings have not been completed or installed.

The kitchen has been modernized and a cafeteria system installed for the patients. Three new passenger and two food elevators have been installed. Lastly, an up to date surgical suite has been completed—a long felt need.

Still with what has been done, an even greater amount must be done to make the State Hospital a fit place for our mentally ill.

A sorely needed ward building to replace two old structures is needed to help care for the crowded population. The Budget Board did not nor could not provide the funds for this. But, under recommendations for new buildings mention will be made of this and other needed facilities at our charitable institutions later on in this message.

Briefly, changes in trained personnel at the Hospital have been pronounced. It now has eight psychiatrically trained and

experienced doctors plus one medic trained in internal medicine and surgery. The nursing staff has increased from three to seventeen. Its attendants' staff, from one hundred and ninety to two hundred and seventy-five.

By 1956 about two hundred students per year will be given psychiatric training, instead of as at present about twenty. As a result we look forward to the time when nurses trained in mental health work will be available at our State Hospital as well as for mental health work at clinics elsewhere in the state when the time and the facilities will permit their establishment.

Yes, progress has been made; and the rate of discharge of patients has increased substantially. But, admissions have also been almost doubled during the same period. There were admitted between July 1953 to November 1954, 1,994 patients; discharged during same period 2,065.

#### NEW BUILDINGS — CHARITABLE INSTITUTIONS STATE HOSPITAL:

The Budget Board approved an appropriation of \$250,000.00 for a new water system at the State Hospital. As stated before, a request had been made for a new ward building costing \$1,550,000.00 to replace two old structures and to take care of more adequately the crowded conditions at the hospital.

#### ALCOHOLICS:

Alcoholics to the number of thirty to forty are admitted to the hospital monthly. Crowded conditions haven't permitted the institution to keep them there for such treatment as those unfortunates should have. Some good has been accomplished. There are those who have profited and have abstained from the use of liquor after they have been treated. Follow-up supervision has assisted somewhat in this regard. A small building or quarters separate and apart from other inmates at the institution should be provided. It need not be an expensive building, perhaps \$100,000.00, furnished. It would alleviate crowded conditions to the extent of the number that are admitted.

#### FEEBLE MINDED:

The Budget Board approved the appropriation for a hospital and ward building at the Grafton institution, because it appeared most essential. There is a waiting list for most of the age categories asking admission at that school. In the next biennium funds should be provided for classroom facilities too. There is danger that in a mental health program we forget the unfortunates at our feeble minded institution who need attention as well.

#### BLIND SCHOOL:

By constitutional amendment the Blind School will be moved from Bathgate to a location adjoining the University campus at Grand Forks. The preliminary estimate of about \$800,000.00 was made for the buildings. Perhaps this figure is high but new plans and estimates will be provided.

Summarizing the requested appropriations for the buildings at the charitable institutions are as follows:

State Hospital Ward Building.....	\$1,550,000.00
Alcoholic Unit at Jamestown.....	100,000.00
Feeble Minded Ward Building.....	500,000.00
Blind School Buildings.....	800,000.00
Total .....	\$2,950,000.00

I recommend for your consideration using \$2,550,000.00 of the sales tax surplus credited to the Welfare Fund for the construction of these buildings, leaving \$400,000.00 to be paid out of the same surplus to the credit of the Equalization Fund.

Furthermore I would recommend using \$2,150,000.00 of Equalization surplus money for meeting appropriations of an educational nature heretofore paid out of the General Fund. However, this appropriation should be limited to the 1955-1957 biennium only.

#### REPORT OF GOVERNMENT DEPARTMENTS, INSTITUTIONS AND BOARDS

There will be made available to you numerous reports of the departments of state government, of the institutions of higher learning, of the boards that have supervision over them as well as the Board of Administration which has supervision over the charitable and penal institutions of this state. I hope that you will in your spare time, if you have any, read as much of these as you can. They contain valuable information. They will give you an excellent insight into what your state government consists of. They will also assist you in your final conclusions as to what shall be done in the matter of appropriations and other legislation.

In the Board of Administration report for the State Penitentiary you will find a complete summary of the activities of the Pardon Board for the last biennium. For all purposes it can be considered as an appendix to this message.

Other reports are worthy of your attention. Among these, because of increased attention and legislation by the Congress, is the one filed by the Indian Affairs Commission. I hope a subcommittee of this assembly will study the Indian problem in North Dakota with a view to better assist Congress in legislation which ultimately will free the Indian from the status of a government ward.

Other problems of a federal-state nature concern development of the Missouri Basin in our state. The status of Riverdale is one of these—how to make this huge development of greatest benefit to the state requires our immediate concern and attention in many respects, some of which have heretofore been enumerated in connection with the legislation for an enlarged conservancy district in North Dakota.

In order to get a complete picture of the fiscal policies of the state as provided under the Constitution and by statute every member should read the report of the Board of University and School Lands, the Workmen's Compensation Bureau, the Fire and Tornado Fund, the Bonding Department and the Hail Insurance Department because in these reports you will get a more complete picture of the finances of the departments and institutions mentioned.

The trust funds of the common schools, the institutions of higher learning, the charitable and penal institutions which received land grants at the time the state was admitted to the Union have steadily increased and these funds are invested as provided by law. The income, of course, inures to the benefit of the institutions involved. Most of the original grant lands of the common schools have been sold, it is true; but the proceeds of the sale are kept inviolate

and only the income from the money invested goes to the schools. The same condition applies to other trust funds. As a result of oil development, for example, the School and University Lands have received since the first oil well was brought into production as of December 1, 1954, \$4,098,611.30 in bonuses and delay rentals on lands, all of which is income to the schools and institutions affected. In 1954 comparatively small acreages have been leased of these lands; or other lands owned by the state under the supervision of the Bank of North Dakota. But since 1951 to 1954 there has been distributed to the common schools of the state on a per capita basis considerable more money than has ever been distributed in any like period in the history of the state. Besides \$211,910.80 of oil royalty has been added to the trust funds.

If it had not been for the income from oil development on lands acquired by the state under the rural credits law, it would not have been possible to divert as much revenue to the General Fund out of the Collection and Land Department as I have mentioned previously in this message and which has or presently will be \$2,000,000.00. Over \$1,000,000.00 of this comes from bonuses and delay rentals on oil lands.

It might be of interest to you that in the case of sale of original grant lands the state has retained 100% of the mineral rights. In the case of acquired lands as provided for by law the state has retained only 50%. Oil development in North Dakota can result in substantial increases if the promising outlook today will materialize tomorrow.

The reserves of the Workmen's Compensation Department appear adequate, are kept invested. They appear to be more than adequate for the payment of claims as exist today or as can be expected tomorrow. Therefore, it appears that out of the unencumbered reserves enough money could be set aside for a building to house that department, thus releasing one complete floor of the State Capitol for other offices that need that space.

Likewise, the Bonding Department and the Fire and Tornado Fund are fully protected by levies and collections that can be made as presently provided for by law. Barring extreme losses it does not seem possible that either one of these funds will be in danger.

#### HAIL INSURANCE DEPARTMENT

However, the Hail Insurance Department because of excessive losses in the last two years has reached a point where new legislation will be required to remedy what today is a serious situation. Undoubtedly not more than about half a million dollars of the reserve fund will remain after the payment of losses in 1954. At one time this fund was \$4,000,000.00. In the past we have been too optimistic in what could be done by a limited premium for hail insurance protection. The Hail Insurance Department functions much as a mutual insurance company, and it will be necessary to conduct it as such and that all losses must be either currently paid, or within a year thereafter recouped somehow by additional levies or premiums to the extent that losses of the nature incurred in the last biennium, and even the last three years, will not completely dissipate the fund and make it insolvent. The department will be presenting legis-

lation to correct the situation and if that legislation is passed, and I hope that you will consider it favorably and improve upon it if you can, so that the reserve fund can once again be built up to adequate proportions such as once existed. It is not the intention as originally was done to build a reserve by a flat fee levied on every acre of tillable land. I believe it should be done by an increase in premiums to be collected and changes in our present law, limiting protection from hail damages to such an extent that a reserve fund can be built up again and thereafter not seriously impaired.

#### OTHER BUILDINGS

You will note that the Budget Board did not approve of an appropriation for an office building on the Capitol grounds. It is my judgment that the offices of the Capitol are crowded but that additional space can be provided, and in part it has already been provided. The Unemployment Insurance Department as a result of a resolution passed in the 33rd Legislative Session has moved to quarters that have been secured on a rental payment basis for less money than it would have cost to have rented suitable quarters for their use. In less than twelve years the state will own the building which will be paid for by rent from employers contributions now on deposit with the federal government at Washington in the unemployment division of the Social Security Administration.

The quarters of the Bank of North Dakota have never been entirely suitable. As time goes on they are less so. I believe that out of surplus funds in its possession a building could be built to more adequately care for this institution. On that basis a new building would meet with my approval.

I also believe that out of the unencumbered reserves of the Workmen's Compensation Department a suitable building could be built to house that department. It could be constructed in conjunction with the Bank of North Dakota on state owned land adjoining the Capitol grounds if in your judgment that seems wise, or as a separate building. If the funds needed for these buildings had to come out of the General Fund, this could not be done. I believe the time is right that it can be done now with the funds that are available to these two departments.

#### GOVERNOR'S MANSION

Four years ago I vetoed an appropriation for a new Governor's Mansion and my veto message I believe was applicable at the time. There is sufficient money in the Capitol Fund several times over to construct an adequate Governor's Mansion on the Capitol grounds. Preparations should be made for this by the appointment of a commission, and if you see fit also by appropriation of funds for that purpose. However, if the latter is not done I believe that this is the time to set up a non-salaried commission that could have plans drawn and adequate provision made for a new home for the Governor who will succeed me two years hence.

#### CONCLUSION

The next sixty days, as I am sure you realize, will be days of hard work, concentrated study which will result in, as I hope and believe is your desire, the best that your judgment affords, all circumstances and conditions considered.



Those of you who have been members of previous legislatures realize that the problems facing this one are more acute than any that have preceded it since the beginning of World War II. I trust in your attempts to solve these problems and meet them fairly, squarely and honestly; that you will come up with decisions which will tide us over adequately in the biennium that begins next July 1.

Two years ago our country was involved in the Korean conflict. Many of our boys were sent overseas to take part in that area if not in the war itself. Fortunately there has been a cessation of hostilities although we are still living under something of an armed truce. Today peace seems closer to realization than it has been in a long time; yet clouds of war still hang over the world. If we had our way and if the type of government that we have here and that you represent in this Legislative Assembly prevailed all over the world, a solution would not be far away and peace would reign everywhere. Unfortunately we cannot control the ideologies of men who promote aggression and eventual war, but as long as we do our part in supporting the principles of government, such as you and I generally have taken for granted in our lifetime, it will help. Beyond that perhaps you and I can do very little, but, after all, even that is much.

Particularly to you who are new members, may I express a wish that you will not only enjoy the deliberations that you will presently enter upon but that you will contribute something toward wise legislation which will stand the test of time. It is a new experience for you, but that doesn't mean that you cannot be of service. If you will vote according to the dictates of your best judgment arrived at honestly and conscientiously, no one can ever criticize you. Besides, you will have served your district and your state and nation very well.

In closing may I express to you all and to the state officials with whom I have been associated in the past two years my sincere appreciation for all consideration and assistance that has been given to me both as Governor and as an individual citizen of the State of North Dakota.

Rep. Nygaard moved that the House do now recess until 1:30 p.m. Thursday, January 6, 1955, which motion prevailed and the House stood recessed.

KENNETH R. MORGAN, Chief Clerk.

SECOND DAY AFTER RECESS  
AND THIRD DAY

Bismarck, January 6, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A communication was received from Robert C. Dites of Williston regarding Old Age Assistance which was referred to the Committee on Social Welfare.

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the names of the following persons for employment:

Wilma Cook, Bismarck.....	Steno
(Assigned to Legislative Research Committee)	
Marjorie E. Daner, Cooperstown.....	Assistant Enrolling and Engrossing Clerk
A. G. Sundfor, Fargo.....	Mail Room Clerk
Donald Fenne, Leonard.....	Page
Geo. F. Griffin, Jamestown.....	Mail Room Clerk
E. O. Hougen, Wheelock.....	Bill Room Clerk
Art Herk, Valley City.....	Bill Clerk
Janice Hedman, Scranton.....	Committee Clerk
Iver Kval, Lisbon.....	Mail Room Clerk
Geo. Lapica, Ross.....	Floor Clerk
Earl Murray, Osnabrock.....	Committee Clerk
Hans Oakland, Watford City.....	Mail Room Clerk
Walter Sundquist, Wilton, Rte. No. 3.....	Messenger to Governor
Ed. Rohde, Drake.....	Bill Room Clerk
Robt. Simenson, Kindred.....	Floor Clerk
Fred Schlencker, LaMoure.....	Mail Room Clerk
ElaNor Weber, Bismarck.....	Appropriations Com. Steno
Charles Wollitz, Lidgerwood.....	Bill Room Clerk
Edna Walsh, Bismarck.....	Stenographer
Ronald O. Johnson, Pembina.....	Floor Clerk

REP. BROWN, Chairman.

Rep. Brown moved the adoption of the report.

## ROLL CALL

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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleemor	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

Absent and not voting:

Baker	Lynch	Petterson
Frank	Paulson	Strand

So the above named employees were declared elected, and were sworn in by the Speaker, except Janice Hedman, Fred Schlencker and Edna Walsh.

Rep. Nygaard moved that a temporary committee on Mileage and Per Diem be appointed by the Speaker, which motion prevailed, and the Speaker appointed as such committee: Reps. Saugstad, Kjos, Knudsen, Erickson of Bottineau and Olson.

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

Rep. Nygaard moved that the House do now adjourn, which motion prevailed.

KENNETH R. MORGAN, Chief Clerk.

THIRD DAY

Bismarck, January 6, 1955

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

Prayer was offered by Rev. F. V. Tannehill of the McCabe Methodist Church of Bismarck.

Roll call: All members present except: Reps. Baker, Paulson, Petterson, Snortland and Strand, so the Speaker declared a quorum 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 First day after recess and the second day and find the same correct.

REP. SAUGSTAD, Chairman.

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

PETITIONS AND COMMUNICATIONS

Rep. Fristad presented a letter from The Standard Oil Company inviting the members of the House for a tour of the oil refinery at Mandan, which communication was referred to the Morton County members of the House, Reps. Fristad, Schmidt and Knudsen.

Rep. Nygaard moved that the House stand recessed to the call of the Chair, which motion prevailed.

The House reconvened at the call of the Chair.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 6, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House now recess until 1:30 p.m., January 7, 1955, which motion prevailed and the House stood recessed.

KENNETH R. MORGAN, Chief Clerk.

**THIRD DAY AFTER RECESS  
AND FOURTH DAY**

Bismarck, January 7, 1955

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker Fitch presiding.

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

**REPORT OF COMMITTEE OF EMPLOYMENT**

Mr. Speaker: Your Committee on Employment places in nomination the names of the following persons for employment:

Ed Loon.....	Messenger to Senate
Oscar Olson.....	Mail Room Clerk
Lloyd Moug.....	Mail Room Clerk

REP. BROWN, Chairman.

Rep. Brown moved that the report be adopted.

**ROLL CALL**

The question being on the election of the above named employees, the roll was called and there were ayes, 69; nays, 0; absent and not voting, 44.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Balerud	Haugland	Rosberg
Beede	Heimes	Saumur
Berntson	Heller	Schmidt
Bjella	Hoffer	Schuler
Bratcher	Homelvig	Scott
Brekke	Hornbacher	Simenson, 10th
Brown	Isakson	Snow
Christopher	Kitzman	Sommer
Currie	Kjos	Sortland
Dahlund	Kloster	Spitzer
Dewey	Larson	Sticka
Einarson	Laske	Thompson, Burl'gh
Engen	Leet	Thompson, M'Lean
Erickson, Bottin'au	Link	Tollefson
Ettestad	Lynch	Tough
Fine	Mahlmann	Trydahl
Frank	McLain	Vinje

Fristad	Miller	Wicks
Gagnum	Mollet	Ziegler
Gefreh	Nygaard	Mr. Speaker
Goebel		

Absent and not voting:

Adamsen	Gress	Power
Anderson, Rich'nd	Hegge	Renfrow
Baker	Hofstrand	Rickford
Baldwin	Knudsen, LaMoure	Rose
Benson	Knudson, Morton	Saugstad
Brooks	Langseth	Schmalenberger
Bye	Lee	Simonson, 9th
Davis	Lindberg	Snortland
Dick	Magnuson	Solberg
Dunlop	Mueller	Sorlie
Erickson, Burke-	Olson	Stockman
Divide	Overbo	Strand
Esterby	Paulson	Strege
Fleenor	Petterson	Wambheim
George	Poling	Wolf

So the above named employees were declared elected and all were sworn in by the Speaker.

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

Rep. Balerud moved that the House do now adjourn, which motion prevailed.

KENNETH L. MORGAN, Chief Clerk.

#### FOURTH DAY

Bismarck, January 7, 1955

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

Prayer was offered by Father Garvin of the Cathedral of the Holy Spirit, of Bismarck.

The roll was called and all members were present except Reps. Adamsen, Anderson of Richland, Baker, Baldwin, Benson, Brooks, Bye, Davis, Dick, Dunlop, Erickson of Burke-Divide, Esterby, Fleenor, George, Gress, Hegge, Hofstrand, Knudson, Lee, Lindberg, Magnuson, Mueller, Olson, Overbo, Paulson, Petterson, Poling, Power, Renfrow, Rickford, Rose, Saugstad, Schmalenberger, Simonson (Cass 9th), Snortland, Solberg, Sorlie, Stockman, Strand, Strege, Wambheim, Wolf.

The Speaker called Rep. Brown to the Chair to preside.

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 find the same correct.

REP. LINK, Acting Chairman.

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

Rep. Roen moved that the name of Edna Walsh as stenographer be expunged from the record, which motion prevailed.

Rep. Leet moved that a committee of three be appointed to meet with a like committee from the Senate to arrange

for the mailing of Journals to constituents, which motion prevailed and the Chair appointed as such committee: Reps. Leet, Laske and Mollet.

Rep. Nygaard moved that the House do now recess until 1:45 p.m., January 8, 1955, which motion prevailed, and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FOURTH DAY AFTER RECESS  
AND FIFTH DAY

Bismarck, January 8, 1955

The House reconvened at 1:45 p.m., pursuant to recess taken, with Rep. Brown presiding.

The acting Speaker announced that the House would be on the ninth order of business.

FIRST READING OF HOUSE RESOLUTION  
HOUSE RESOLUTION NO. 1

Introduced by Rep. Leet.

A resolution providing copies of the 1953 supplement to the North Dakota Revised Code of 1943 and of the 1953 session laws for the use of the various committees of the house of representatives.

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:**

1 WHEREAS, in the various committee meetings it is  
1a often  
2 necessary to refer to the code and for that reason a  
2a code  
3 should be available for such use;  
4 NOW, THEREFORE, BE IT RESOLVED BY THE  
4a HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGIS-  
5 SENTATIVES OF THE THIRTY-FOURTH LEGIS-  
5a LATIVE ASSEMBLY OF  
6 THE STATE OF NORTH DAKOTA:  
7 That the secretary of the state be authorized and  
7a directed  
8 to furnish seventeen copies of the 1953 supplement to  
8a the  
9 North Dakota Revised Code of 1943 and seventeen copies  
9a of  
10 the 1953 session laws to be distributed to the various  
11 committee rooms of the house of representatives, each  
12 volume to be stamped or labeled "Property of the state  
12a of  
13 North Dakota", and under the custody of the various  
13a commit-  
14 tee chairmen using the same, whose duty it shall be,  
14a at the  
15 close of the session, to deliver them to the secretary of  
16 state to be kept by him for the use of succeeding sessions



17 of the legislature, and that a copy of this resolution  
17a duly  
18 certified by the chief clerk of the house be delivered to  
19 the secretary of state as his authority for furnishing  
19a same.

Rep. Leet moved that the rules be suspended, which motion prevailed.

Rep. Leet moved that House Resolution No. 1 be adopted, which motion prevailed.

Rep. Larson moved that the Chair write an appropriate letter to the people who appeared on the program of the joint session and thank them for their participation, which motion prevailed.

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

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

KENNETH L. MORGAN, Chief Clerk.

#### FIFTH DAY

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

Prayer was offered by Father Garvin of the Cathedral of the Holy Spirit, Bismarck.

Rep. Beede moved that House now recess until 1:00 p.m. on Monday the 10th of January, 1955, which motion prevailed and the House stood in recess until 1:00 p.m. Monday, January 10, 1955.

KENNETH L. MORGAN, Chief Clerk.

FIFTH DAY AFTER RECESS  
AND SEVENTH DAY

Bismarck, January 10, 1955

The House reconvened at 1:45 p.m. pursuant to recess taken, with Acting Speaker Brown presiding.

Speaker Fitch resumed the Chair.

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

The roll was called and all members were present except Reps. Berntson, Christopher, Dick, Knudsen, Lee, Miller, Overbo, Renfrow, Rickford, Sommer, Tough and Trydahl.

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, the third day after recess and the fourth day and recommends that the same be corrected as follows: on page 19, the name of Mrs. George Gass be added to the list of employees who were sworn in.

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

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

COMMITTEES

AGRICULTURE—Laske, Chairman; Roen, Vice Chairman; Snow, Currie, Sommer, Dahlund, Rose, Scott, Dewey, Dick, Knudson (Morton), Lee, Schuler, Hofstrand, Dunlop, Schmidt, Anderson (Eddy-Foster), Bratcher, Gress, Gumeringer and McLain.

APPROPRIATIONS—Heimes, Chairman; Trydahl, Vice Chairman; Sticka, Anderson (Cass), Baker, Anderson (Richland), Engen, Lindberg, Vinje, Baldwin, Mueller, Rickford, Solberg, Rolfsrud, Kitzmann, Snortland, Frank, Fine, Gagnum, Tough and Thompson (McLean).

EDUCATION—Larson, Chairman; Nygaard, Vice Chairman; Simenson, Sortland, Bye, Davis, Saugstad, Bjella, Fristad, Heller, Petterson, Tollefson, Hofstrand, Link,

Esterby, Hafner, Schmidt, McLain, Brekke, Hammer and Schmalenberger.

**FINANCE AND TAXATION**—Wambheim, Chairman; Paulson, Vice Chairman; Einarson, Homelvig, Brown, Balerud, George, Hoffer, Kloster, Knudsen (LaMoure), Petterson, Simonson, Mollet, Lynch, Erickson (Burke-Divide), Link, Rosberg, Overbo, Schmalenberger, Wicks and Poling.

**JUDICIARY**—Gefreh, Chairman; Sorlie, Vice Chairman; Haugland, Leet, Power, Fleenor, Scott, Brooks, Goebel, Renfrow, Spitzer, Stockman, Rohde, Lynch, Erickson (Bottineau), Erickson (Burke-Divide), Wolf, Magnuson, Poling, Strege and Wahlmann.

**STATE AND FEDERAL GOVERNMENT**—Saumur, Chairman; Etestad, Vice Chairman; Haugland, Paulson, Sorlie, Christoher, Dahlund, Davis, Adamson, Stickman, Tollefson, Thompson (Burleigh), Wolf, Gress, Bratcher, Langseth, Olson, Ziegler, Miller, Strand and Isakson.

**GENERAL AFFAIRS**—Engen, Chairman; Homelvig, Vice Chairman; Power, Sortland, Currie, Sommer, Bye, Rose, Vinje, Brooks, Goebel, Spitzer, Langseth, Hafner, Berntson, Brekke, Esterby, Kitzmann, Benson, Strege and Rosberg.

**INDUSTRY AND BUSINESS**—Brown, Chairman; Vinje, Vice Chairman; Saumur, Heimes, Currie, Lindberg, Paulson, Saugstad, Baldwin, Dewey, George, Kjos, Lynch, Mollet, Hornbacher, Frank, Link, Schuler, Snortland, Wicks and Gress.

**LABOR RELATIONS**—Baker, Chairman; Scott, Vice Chairman; Adamson, Balerud, Bjella, Brooks, Hoffer, Kloster, Lee, Petterson, Rickford, Thompson (Burleigh), Schmidt, Erickson (Burke-Divide), Thompson (McLean), Mahlmann, Ziegler, Hammer, Gumeringer, Olson and Isakson.

**NATURAL RESOURCES**—Sticka, Chairman; Power, Vice Chairman; Simonson, Snow, Etestad, Fleenor, Sommer, Sorlie, Bye, Saugstad, Dick, Knudson (Morton), Hegge, Benson, Hafner, Poling, Mollet, Solberg, Dunlop, Magnuson and Hammer.

**POLITICAL SUB-DIVISIONS**—Einarson, Chairman; Anderson (Cass), Vice Chairman; Wambheim, Anderson, (Richland), Engen, Christopher, Gefreh, Larson, Baldwin, George, Mueller, Simenson, Rohde, Hofstrand, Berntson, Gagnum, Fine, Erickson (Bottineau), Tough, Strand and Overbo.

**SOCIAL WELFARE**—Haugland, Chairman; Fleenor, Vice Chairman; Trydahl, Laske, Snow, Etestad, Davis, Dick, Heller, Knudson (Morton), Knudsen (LaMoure), Lee, Esterby, Rohde, Overbo, Dunlop, Wicks, Rolfsrud, Hornbacher, Miller and Berntson.

**TRANSPORTATION**—Leet, Chairman; Dahlund, Vice Chairman; Einarson, Sortland, Roen, Rose, Bjella, Brooks, Fristad, Kjos, Mueller, Renfrow, Schmalenberger, Hegge, Wolf, Gumeringer, McLain, Bratcher, Anderson (Eddy-Foster), Benson and Hornbacher.

**VETERANS' AND MILITARY AFFAIRS'**—Lindberg, Chairman; Bye, Vice Chairman; Nygaard, Brown, Christopher, Balerud, Fristad, Goebel, Heller, Stockman, Thompson (Burleigh), Tollefson, Hegge, Brekke, Schuler, Strege, Erickson (Bottineau), Olson, Miller, Mahlmann and Anderson (Eddy-Foster).

**EMPLOYMENT**—Roen, Chairman; Trydahl, Brown, Langseth and Schuler.

MILEAGE AND PER DIEM—Sommer, Chairman; Kjos, Knudsen (LaMoure), Erickson (Bottineau).

RULES—Anderson (Richland), Chairman; Leet, Vice Chairman; Saumur, Wambheim, Homelvig, Laske, Nygaard, Roen, Larson, Vinje, Gefreh, Simonson, Beede, Bratcher, Fine, Frank, Gagnum, Isakson, Rolfsrud, Tough and Kitzmann.

DELAYED BILLS—Currie, Chairman; Saumur, Einarson, Langseth and Hofstrand.

ENROLLING AND ENGROSSING—Fristad, Chairman; Simenson, Vice Chairman; Rose, Erickson (Bottineau) and Strand.

REVISION AND CORRECTION OF THE JOURNAL—Saugstad, Chairman; Anderson (Richland), Vice Chairman; Davis, Ziegler and Magnuson.

The Speaker announced that the House would revert to the ninth order of business.

FIRST READING OF HOUSE RESOLUTION

Introduced by Representatives Nygaard and Beede:

House Concurrent Resolution "B". A concurrent resolution commending county, state and national organizations of the foundation for infantile paralysis and the march of dimes campaign.

1 WHEREAS, the disease of infantile paralysis is  
2 one of the most costly of all diseases to treat because  
3 of the expensive equipment, the highly skilled techniques  
4 involved and the months or even years of treatment  
5 required, and

6 WHEREAS, many families are overwhelmed when  
6a this  
7 tragedy strikes and must depend on the assistance of  
7a the  
8 county, state, and national chapters of the foundation  
9 for infantile paralysis in treating those afflicted with  
10 this disease,

11 NOW, THEREFORE, BE IT RESOLVED BY THE  
11a HOUSE

12 OF REPRESENTATIVES OF THE STATE OF  
12a NORTH DAKOTA,

13 THE SENATE CONCURRING THEREIN:

14 That the legislature commend the county, state,  
15 and national chapters of the foundation for infantile  
16 paralysis for the generous assistance it has given to  
17 citizens of this state who are afflicted with this disease,  
18 and for the research carried on for the purpose of  
18a prevent-

19 ing the spread of this malady.  
20 BE IT FURTHER RESOLVED, that the legislature  
20a commend

21 all persons and individuals who are giving of their time  
22 and money to the current fund raising campaign com-  
22a monly  
23 called the march of dimes, which will further the work  
24 of these organizations.

25 BE IT FURTHER RESOLVED, that copies of this  
26 resolution be sent to the national foundation for  
26a infantile  
27 paralysis and to its state director and county chairmen.

Rep. Nygaard moved that the rules be suspended, which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolution "B" be adopted.

#### ROLL CALL

The question being on the adoption of House Concurrent Resolution "B", the roll was called and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfstad
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Erickson, Bottin'au Langseth

So House Concurrent Resolution "B" was declared adopted.

Rep. Nygaard moved that the rules be suspended, which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolution "B" be considered properly engrossed and messaged to the Senate at once, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 10, 1955

Mr. President: I have the honor to transmit:

## House Concurrent Resolution "B"

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

KENNETH L. MORGAN, Chief Clerk.

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

Rep. Dahlund moved that the House stand recessed to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

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

KENNETH L. MORGAN, Chief Clerk.

## SEVENTH DAY

Bismarck, January 10, 1955

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

Prayer was offered by Rev. Robert Feind of the Evangelical United Brethren Church of Bismarck.

The roll was called and all members were present except: Rep. Erickson of Bottineau.

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 find the same correct.

REP. SAUGSTAD, Chairman.

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

Fred Schlenker of LaMoure, who was elected on the second day as Mail Room Clerk, was sworn in by the Speaker.

Rep. Nygaard moved that the motion of Rep. Larson of Burleigh that a committee of three be appointed to meet with the Board of Administration to arrange for supplies and printing, be amended at this time to read a committee of five, and that such committee be a joint committee, which motion prevailed and the Speaker appointed as such committee: Reps. Larson of Burleigh, Laske, Rolfsrud, Leet and Mollet.

Rep. Leet moved that the committee of three composed of Reps. Leet, Laske and Mollet to meet with a like committee from the Senate to arrange for the mailing of Journals to constituents be dissolved, which motion prevailed.

Rep. Baker moved that a committee of three be appointed to arrange for a tour of the Garrison Dam for the members of the House of Representatives, in accordance with an invitation received from the Army Engineers, which motion prevailed, and the Speaker appointed as such committee Reps. Thompson of McLean, Rosberg and Frank.

Janice Hedman of Scranton who was elected as a committee clerk on Thursday, January 6, 1955, was sworn in by the Speaker.

Rep. Nygaard moved that the House recess to attend the meeting of the Orientation group; that upon the completion of that meeting the House reconvene and be on the ninth

order of business, after which the House would recess until 1:30 p.m., January 11, 1955, which motion prevailed.

The House reconvened at the Call of the Chair and the Speaker announced that the House would be on the ninth order of business.

#### FIRST READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, and plant improvements of the state institutions of higher learning of the State of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 502. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 310, Session Laws of 1951.

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

The Committee on Appropriations introduced:

House Bill No. 503. 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.

The Committee on Appropriations introduced:

House Bill No. 504. A Bill for an Act making an appropriation to the State Historical Society for salary, clerkhire and miscellaneous expenses and maintenance of State Parks.

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

The Committee on Appropriations introduced:

House Bill No. 505. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

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

The Committee on Appropriations introduced:

House Bill No. 506. A Bill for an Act making an appropriation for the purpose of paying salary, clerkhire and general expenses of the department of coal mine inspector and coal mine safety work.

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

The Committee on Appropriations introduced:

House Bill No. 507. A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission and to be used as provided by Sections 54-1601 to 54-1604, inclusive, and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943.

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

The Committee on Appropriations introduced:

House Bill No. 508. 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.

The Committee on Appropriations introduced:

House Bill No. 509. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

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

The Committee on Appropriations introduced:

House Bill No. 510. A Bill for an Act providing an appropriation for the paying of salary, clerkhire, travel and general expenses of the office of Commissioner of Veterans' Affairs.

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

The Committee on Appropriations introduced:

House Bill No. 511. A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

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

The Committee on Appropriations introduced:

House Bill No. 512. A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 513. 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.

The Committee on Appropriations introduced:

House Bill No. 514. 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 disbursement for such funds and making reports.

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

The Committee on Appropriations introduced:

House Bill No. 515. 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.

The Committee on Appropriations introduced:

House Bill No. 516. A Bill for an Act making an appropria-



tion for salaries, operation, maintenance, general and miscellaneous expenses for the State Laboratories Department.

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

The Committee on Appropriations introduced:

House Bill No. 517. 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. 518. A Bill for an Act making an appropriation for the financing of the operations of the State Soil Conservation Committee and the activities of the State Soil Conservation Districts.

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

The Committee on Appropriations introduced:

House Bill No. 519. A Bill for an Act making an appropriation into the "Administrative Fund" for the State Water Conservation Commission for general administration expenses, maintenance of existing dams and drainage channels, construction of needed drainage channels, planning and surveying projects, expenses of state compacts and for the preparation of water conservation and irrigation projects for post-war construction and development.

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

The Committee on Appropriations introduced:

House Bill No. 520. A Bill for an Act making an appropriation for salaries and expenses of the State Geological Survey and for cooperation of United States Geological Survey.

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

The Committee on Appropriations introduced:

House Bill No. 521. 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.

The Committee on Appropriations introduced:

House Bill No. 522. A Bill for an Act making an appropriation to pay the expenses and per diem of Presidential Electors.

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

The Committee on Appropriations introduced:

House Bill No. 523. A Bill for an Act making an appropriation for the payment of expenses of delegates to national conventions of political parties recognized as such by the laws of the State of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 524. A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to

needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, and for the necessary costs of administration of all of the programs above mentioned.

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

The Committee on Appropriations introduced:

House Bill No. 525. A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 324, Session Laws of 1949.

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

The Committee on Appropriations introduced:

House Bill No. 526. A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its sub-divisions, 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.

The Committee on Appropriations introduced:

House Bill No. 527. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

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

The Committee on Appropriations introduced:

House Bill No. 528. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Highway Department.

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

The Committee on Appropriations introduced:

House Bill No. 529. A Bill for an Act making an appropriation to pay the expenses of the operation of the Public Safety Division.

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

The Committee on Appropriations introduced:

House Bill No. 530. A Bill for an Act making an appropriation out of the Highway Patrol Fund in the State Treasury, for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the Highway Patrol Branch.

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

The Committee on Appropriations introduced:

House Bill No. 531. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

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

The Committee on Appropriations introduced:

House Bill No. 532. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

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

The Committee on Appropriations introduced:

House Bill No. 533. 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 Appropriation.

The Legislative Research Committee introduced:

House Bill No. 534. A Bill for an Act to amend and reenact sections 57-4302, 57-4304, 57-4306, 57-4307 and 57-4309 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to gasoline excise taxes, and providing for the levy of an additional one-cent refundable motor fuel tax.

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

The Legislative Research Committee introduced:

House Bill No. 535. A Bill for an Act to amend and reenact section 39-0422, 39-0424 and subsections 2 and 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943; and Section 39-0451 of the North Dakota Revised Code of 1943 relating to motor vehicle registration fees, ton fees, and bus seat tax fees.

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

The Legislative Research Committee introduced:

House Bill No. 536. 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 construction fund in the state treasury.

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

The Legislative Research Committee introduced:

House Bill No. 537. A Bill for an Act to provide for the appropriation and transfer of funds from the Bank of North Dakota and the mill and elevator association to the state highway construction fund in the state treasury.

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

The Legislative Research Committee introduced:

House Bill No. 538. A Bill for an Act making an appropriation from the state treasury to the state highway department construction fund for the purpose of matching federal aid.

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

The Legislative Research Committee introduced:

House Bill No. 539. A Bill for an Act to amend and reenact sections 57-4809, 57-4813, 57-4815, and 57-4816 of the 1953 Supplement to the North Dakota Revised Code of 1943,

relating to state highway anticipation certificates and the one cent motor fuel tax imposed for the retirement thereof.

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

The Legislative Research Committee introduced:

House Bill No. 540. A Bill for an Act regulating traffic on highways and defining certain crimes in the use and operation of vehicles, providing for traffic signs and signals and defining the power of local and state authorities to enact or enforce ordinances, rules, or regulations in regard to matters embraced within the provisions of this Act and to provide for the enforcement of this Act and to make uniform the law relating to the subject matter of this Act; creating subsections numbered 27 through 59 to section 39-0101, and repealing subsections 6, 15, 16 and 23 of section 39-0101 of the North Dakota Revised Code of 1943 and all sections of chapter 39-10 of the Code and the 1953 Supplement thereto.

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

The Legislative Research Committee introduced:

House Bill No. 541. A Bill for an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses, providing penalties for violations thereof, and repealing all sections of chapter 39-06 of the North Dakota Revised Code of 1943 and all sections of chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 542. A Bill for an Act relating to vehicle accidents, the duties of persons involved in such accidents, accident reports, the reports of magistrates, coroners, garage operators and others concerned with persons involved in accidents, providing penalties for false reports and failure to report as required, and repealing sections 39-0712, 39-0804, 39-0805, 39-0806, 39-0807, and 39-0808 of the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 543. A Bill for an Act relating to installation, specification, use, authorization of equipment on vehicles, amending and reenacting sections 39-1103, 39-1108, 39-1109, 39-1119, 39-1120, 39-1130, 39-1132 and repealing section 39-1112 of the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 544. A Bill for an Act to amend and reenact subsection 1 of section 39-1601, section 39-1602 through 39-1607, 39-1609 through 39-1613, 39-1615 through 39-1619, 39-1623 through 39-1629, all numbers inclusive, sections 39-1621, 39-1632, 39-1703, 39-17031, 39-1704, 39-17041, and 39-1710 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to financial responsibility of owners and operators of motor vehicles and the unsatisfied judgment fund, placing administration of chapters 39-16 and

39-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 under supervision of the director of public safety, requiring that judgment creditors exhaust all remedies available before recovery from the fund, and requiring notice of pendency of action, notice of default and notice of examination of the judgment debtor.

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

The Legislative Research Committee introduced:

House Bill No. 545. A Bill for an Act permitting school districts to make contracts for joint employment of qualified driver education instructors and equipment.

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

The Legislative Research Committee introduced:

House Bill No. 546. A Bill for an Act relating to the state highway patrol and giving the superintendent authority to take summary disciplinary action against members of the patrol in certain cases for inefficiency, misconduct or insubordination, but with right of appeal in certain cases to a disciplinary board of review; removing the limitation on number of patrolmen; lowering the entry age limit; authorizing the superintendent to reorganize the patrol, designate ranks and establish promotional procedures; providing for the admissibility and relating to the use of evidence by electrical devices in speed violations; establishing a uniform traffic summons and complaint; and amending and reenacting section 39-0303 and subsection 1 of section 39-0304 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 547. A Bill for an Act relating to appropriations which will aid the state highway safety program, to defray expenses for its increased operation and maintenance, and making an appropriation to the department of public instruction for state high schools which offer courses in driver training.

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

The Legislative Research Committee introduced:

House Bill No. 548. A Bill for an Act amending and reenacting sections 15-2008, 15-4003, 15-4010, and 15-4105 of the North Dakota Revised Code of 1943; and sections 15-2002, 15-2003, 15-2004, 15-2006, 15-2010, subsections 1 and 4 of 15-2012, 15-2013, 15-2014, 15-2015, 15-4021, 15-5303, 15-5701, 15-5902, 15-5903, 15-5905, subsection 6 of 15-6001 and 15-6006 of the 1953 Supplement to the North Dakota Revised Code of 1943; and repealing sections 15-5304 and 15-6002 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to vocational education and rehabilitation, the state equalization emergency fund board, the advisory board for school district reorganization, the state board of teaching scholarships, the advisory council on special education, the state school construction fund and other elementary and secondary education functions, and creating the state board of public school education.

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

The Legislative Research Committee introduced:

House Bill No. 549. A Bill for an Act relating to the licensing and sale of alcoholic beverages, and the licensing of games and amusements and other activities; creating a division of licensing and inspections within the state laboratories department; amending and reenacting sections 53-0406, 53-0601, 53-0602, 53-0603, 53-0604, 53-0605, 53-0606, 53-0607, subsection 7 of section 53-0608, and section 53-0610 of the North Dakota Revised Code of 1943 and sections 5-0501, 5-0503, 5-0510, 5-0511, 5-0512, 5-0513, 5-0514, 5-0515, 5-0516, 53-0405, and 54-1212 of the 1953 Supplement to the North Dakota Revised Code of 1943; providing for the transfer of any balance in the attorney general's licensing fund to the general fund; and repealing subsection 5 of section 53-0608 and section 53-0610 of the North Dakota Revised Code of 1943 and section 54-1212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

The Legislative Research Committee introduced:

House Bill No. 550. A Bill for an Act providing for the appointment and removal of inspectors of the state laboratories department.

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

The Legislative Research Committee introduced:

House Bill No. 551. A Bill for an Act to amend and reenact sections 5-0205, 5-0206, 5-0211, 5-0212, 5-0213, 5-0217, 5-0218, 5-0220, and 5-0307 of the North Dakota Revised Code of 1943 and subsection 1 of section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 5-0203 and 5-0204 of the North Dakota Revised Code of 1943, relating to the licensing of alcoholic beverage dealers and distributors, and the taxation of alcoholic beverages; and to amend and reenact section 57-3602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the licensing of tobacco dealers and distributors.

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

The Legislative Research Committee introduced: •

House Bill No. 552. A Bill for an Act to amend and reenact sections 36-0306, 36-0307, 36-0308, 36-0309, 36-0310, 36-0311, 36-0312, 36-0313, 36-0314, 36-0315, 36-0318, 36-0319 and 36-0320, and to repeal sections 36-0302, 36-0303, 36-0304 and 36-0305 of the North Dakota Revised Code of 1943, relating to stallion registration and transferring the functions of the stallion registration board to the state veterinarian.

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

The Legislative Research Committee introduced:

House Bill No. 553. A Bill for an Act making an appropriation for the purpose of defraying expenses of the final two years of a four-year soil reconnaissance survey and land classification program to facilitate rural land assessment.

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

The Legislative Research Committee introduced:

House Bill No. 554. A Bill for an Act making an appropriation to the legislative research committee for carrying on statutory revision and preparing the session laws during the last five months of the biennium ending June 30, 1955, and declaring an emergency.

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

The Legislative Research Committee introduced:

House Bill No. 555. A Bill for an Act to amend and reenact subsection 7 of section 57-4101, sections 57-4102, and 57-4103, 57-4104, 57-4105, 57-4109, 57-4113, and 57-4115 of the North Dakota Revised Code of 1943 and sections 57-4107, 57-4110, 57-4111, 57-4114, 57-4117, 57-4133, 57-4134, subsection 6 of section 57-4301, sections 57-4303, 57-4305, 57-5001, 57-5002, 57-5004, 57-5006, 57-5007, and 57-5009 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the administration and collection of gasoline excise taxes and the refund of portions thereof.

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

The Legislative Research Committee introduced:

House Bill No. 556. A Bill for an Act imposing a tax on special motor fuels, providing for the administration and enforcement thereof, providing a penalty, and repealing chapter 57-42 of the North Dakota Revised Code of 1943, as amended.

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

The Legislative Research Committee introduced:

House Bill No. 557. A Bill for an Act relating to traffic regulations, speed limits, establishing speed zones and coordinating highway safety activities, and amending section 39-0902 and subsection 1 of section 40-0501 of the North Dakota Revised Code of 1943, as amended.

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

Rep. Rose introduced:

House Bill No. 558. A Bill for an Act regulating the feeding of garbage to animals, providing for a license for commercial garbage feeders; regulating the movement of such animals; and providing a penalty.

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

Rep. Brown introduced:

House Bill No. 559. A Bill for an Act to amend and reenact section 57-15101 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to authorizing counties in which are located cities having a population in excess of three thousand and cities having a population in excess of three thousand to levy a tax for the purpose of advertising the resources and opportunities in the county or city and promoting the industrial development thereof, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

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

MONDAY, JANUARY 10, 1955

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Reps. Sortland, Strand, Spitzer, McLain and Miller introduced:

House Bill No. 560. A Bill for an Act to amend and reenact section 4-2204 of the North Dakota Revised Code of 1943, relating to the state soil conservation committee.

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

The ninth order of business having been completed, the House stood recessed until 1:30 p.m., January 11, 1955.

KENNETH L. MORGAN, Chief Clerk.



SEVENTH DAY AFTER RECESS  
AND EIGHTH DAY

Bismarck, January 11, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Fitch presiding.

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

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 enrolled:

House Concurrent Resolution "A"

House Resolution No. 1

CARL G. SIMENSON, Vice Chairman.

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

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the names of the following persons for employment:

Metro Dolniyuk, Belfield.....	Doorkeeper
Geraldine Smith, Cando.....	Mailing Room Clerk
Helen Mann, Devils Lake.....	Committee Clerk
Mrs. Joseph Fevold, Bismarck.....	Committee Clerk
George Braun, Dickinson.....	Mailing Room Clerk
Mrs. Helen Youness, Bismarck.....	Stenographer
Harold Dockter, McClusky.....	Mailing Room Clerk

REP. ROEN, Chairman.

Rep. Roen moved that the Report of the Committee on Employment be adopted.

ROLL CALL

The question being on the report of the Committee on Employment, the roll was called and there were 104 ayes; no nays; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford

Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlon	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Nygaard	Wicks
Frank	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George		
Absent and not voting:		
Currie	Leet	Saumur
Fristad	Power	Sticka
Hofstrand	Rolfsrud	Trydahl

So the above named employees were declared elected and were sworn in by the Speaker except Helen Mann and Helen Youness.

#### FIRST READING OF HOUSE BILLS

Reps. Fristad, Schmidt, and Knudson of Morton introduced:

House Bill No. 561. A Bill for an Act to amend and reenact subsection 3 of section 65-1204, sections 65-1206 and 65-1211 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to boiler inspection and certificate requirements.

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

Reps. Brown, Larson and Thompson of Burleigh introduced:

House Bill No. 562. A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements levied against the state of North Dakota by the city of Bismarck.

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

Rep. Brooks introduced:

House Bill No. 563. A Bill for an Act to amend and reenact section 27-1603 of the 1953 Supplement to the North

Dakota Revised Code of 1943, relating to the compensation of juvenile commissioners.

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

Rep. Brown introduced:

House Bill No. 564. A Bill for an Act to amend and reenact subsection 6 of Section 57-3822 of the North Dakota Revised Code of 1943, as amended March 13, 1953 (Chapter 326) Thirty-third Legislative Assembly (1953), relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining and production of lignite coal in North Dakota and encourage its utilization as a natural resource.

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

Rep. Erickson of Burke-Divide, Esterby, Mollet and Erickson of Bottineau introduced:

House Bill No. 565. A Bill for an Act relating to damages to drilling sites of oil and gas wells.

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

Reps. Einarson and Christopher introduced:

House Bill No. 566. A Bill for an Act to amend and reenact sections 40-2115 and 40-2116 of the North Dakota Revised Code of 1943 relating to election of municipal officers.

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

Reps. Rolfsrud, Rohde, Link and Mollet introduced:

House Concurrent Resolution "C". A concurrent resolution urging that the new Sanish bridge be renamed the "Four Bears Bridge".

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

#### SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 1. A resolution providing copies of the 1953 Supplement to the North Dakota Revised Code of 1943 and of the 1953 Session Laws for the use of the various committees of the House of Representatives.

House Concurrent Resolution "A". A resolution directing and authorizing the legislative research committee, in cooperation with the North Dakota bar association, to formulate and organize an orientation program for legislators.

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 11, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "B"  
Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 11, 1955

Mr. President: I have the honor to transmit:  
House Concurrent Resolution "A"

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

KENNETH L. MORGAN, Chief Clerk.

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

The Speaker announced that the House would recess to the Call of the Chair.

The House reconvened at the Call of the Chair.

Helen Mann and Helen Youness were sworn in as employees of the House.

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

KENNETH L. MORGAN, Chief Clerk.

#### EIGHTH DAY

Bismarck, January 11, 1955

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

Prayer was offered by Rev. Robert Feind of the Evangelical United Brethren Church of Bismarck.

The roll was called and all members were present except Reps. Esterby, Snortland, Sticka and Trydahl.

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: Page 48, line 12, change the spelling of "Wahlmann" to Mahlmann".

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

Rep. Moen moved that the name of Philip Krunk as an employee, be stricken from the record, which motion prevailed.

Rep. Nygaard moved that the spelling of "Stockman" be corrected on page 48, line 15, which motion prevailed.

Rep. Nygaard moved that the House be on the ninth order of business and on the completion of that order of business the House stand recessed until 1:30 p.m., January 12, 1955, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

Rep. Brown introduced:

House Bill No. 567. A Bill for an Act providing for the regulation of accountants, and providing a savings clause, and providing for a penalty for violation, and repealing Chapter 43-02 of the North Dakota Revised Code of 1943, and Chapter 43-02 of the Session Laws of 1953, relating to accountants.

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

And the House stood recessed pursuant to the motion of Rep. Nygaard until 1:30 p.m., Wednesday, January 12, 1955.

KENNETH L. MORGAN, Chief Clerk.

EIGHTH DAY AFTER RECESS  
AND NINTH DAY

Bismarck, January 12, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Fitch presiding.

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

## FIRST READING OF HOUSE BILLS

Rep. Hornbacher introduced:

House Bill No. 568. A Bill for an Act requiring all county and township roads to be constructed with back sloped grades and ditches and that grass be planted thereon, for control of weeds.

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

Reps. Wicks, Hofstrand, Fine and Roen introduced:

House Bill No. 569. A Bill for an Act to amend and reenact section 5-0318 of the North Dakota Revised Code of 1943 and sections 5-0210 and 5-0509 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the sale of alcoholic beverages to Indians and other persons.

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

Reps. Brooks, Langseth and Gefreh introduced:

House Bill No. 570. A Bill for an Act providing for a lien in favor of persons performing labor or furnishing material or services in relation to the drilling or operating of oil or gas wells or in the construction of pipelines or in constructing or repairing of any material used or employed therein, and providing for the filing, perfection and enforcement of said lien.

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

Rep. Brown introduced:

House Bill No. 571. A Bill for an Act to amend and reenact section 34-01091 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to maximum hours of work of fire department employees in any city with a population of eighteen thousand or more inhabitants.

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

Rep. Brown introduced:

House Bill No. 572. A Bill for an Act to amend and reenact section 18-0105 of the North Dakota Revised Code of 1943, relating to reporting fires and losses by fire insurance companies to state fire marshal.

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

Rep. Brown introduced:

House Bill No. 573. A Bill for an Act to amend and reenact subsection 6 of section 26-0340 of the 1953 Supplement, North Dakota Revised Code of 1943, relating to a standard fire insurance policy.

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

The Speaker announced that the House would revert to the seventh order of business.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Committee Rooms has the following report to make on Committee Room Assignments for 1955:

A. COMMITTEES

Agriculture .....	East Balcony
Appropriations .....	G-5
Education .....	Blue Room
Finance and Taxation .....	G-2
Judiciary .....	G-3
State and Federal Government .....	G-3

B. COMMITTEES

General Affairs .....	West Balcony
Industry and Business .....	East Balcony
Labor Relations .....	West Balcony
Natural Resources .....	G-2
Political Subdivisions .....	G-2
Social Welfare .....	G-3
Transportation .....	Blue Room
Veterans and Military Affairs .....	G-3

REP. POWER, Chairman.

Rep. Power moved that the report of the Committee on Committee Rooms, be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Printing and Supplies recommend the following report:

We recommend the printing of 2,500 copies of the Journal of each day's 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 the University Law School and by request in writing to County and District Judges, a newspaper published in the state, any secretary of a county taxpayer's association, any auditor of any 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 calendar 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 1951 session.

REP. LARSON, Chairman.

Rep. Larson moved that the report be adopted.

#### ROLL CALL

The question being on the motion of Rep. Larson that the report of the Committee on Printing and Supplies be adopted, the roll was called and there were: ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Lee	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Einarson	Magnuson	Strand
Engen	Mahlmann	Strege
Erickson, Bottin'au	McLain	Thompson, Burl'gh
Erickson, Burke-	Miller	Tollefson
Divide	Mollet	Tough
Esterby	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Gagnum	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Absent and not voting:		
Ettestad	Homelvig	Schmalenberger
Fristad	Laske	Thompson, M'Lean
Gefreh		

So the motion of Rep. Larson that the Report of the Committee on Printing and Supplies be adopted, was declared carried, and the report was adopted.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker, your committee on Mileage and Per Diem makes the following report:

Names and Addresses	Miles Traveled	Mileage Due
Ralph H. Adamsen, Grafton .....	656	\$65.60
A. J. Anderson, Fargo .....	400	40.00
Kenneth L. Anderson, New Rockford .....	354	35.40
Vernon Anderson, Dwight .....	520	52.00
C. W. Baker, Minot .....	380	38.00
Murray A. Baldwin, Fargo .....	400	40.00
Bert A. Balerud, Minot .....	380	38.00
Ralph Beede, Elgin .....	170	17.00
Andrew Benson, Barton .....	536	53.60
George R. Berntson, Edinburg .....	680	68.00
Lloyd Bjella, Epping .....	470	47.00
I. E. Bratcher, Mott .....	240	24.00
Iner E. Brekke, Milnor .....	480	48.00
Lee F. Brooks, Fargo .....	400	40.00
Fay Brown, Bismarck .....	0	00
Howard Bye, Gilby .....	610	61.00
A. J. Christopher, Pembina .....	736	73.60
Jack M. Currie, Cando .....	468	46.80
Walter Dahlund, Kenmare .....	480	48.00
Ed. N. Davis, Monango .....	340	34.00
Chas. O. Dewey, Forman .....	438	43.80
Lawrence Dick, Englevale .....	400	40.00
Orin Dunlop, Rolla .....	500	50.00
F. M. Einarson, Mountain .....	720	72.00
Guy A. Engen, McVile .....	400	40.00
Jerroll P. Erickson, Eckman .....	576	57.60
Ivan Erickson, Crosby .....	522	52.20
Lloyd Esterby, Appam .....	560	56.00
Floyd Ettestad, Drake .....	330	33.00
James O. Fine, Sheyenne .....	380	38.00
K. A. Fitch, Fargo .....	400	40.00
Walter Fleenor, Wahpeton .....	500	50.00
Gottlieb Frank, Kief .....	190	19.00
C. G. (Gus) Fristad, Mandan .....	12	1.20
Gunnar Gagnum, Bowbells .....	400	40.00
Adam Gefreh, Linton .....	130	13.00
Harry W. George, Steele .....	90	9.00
Eldon L. Goebel, Lehr .....	220	22.00
George Gress, Dickinson .....	210	21.00
Joe Gumeringer, Esmond .....	438	43.80
Ernest R. Hafner, Beulah .....	200	20.00
George Hammer, Velva .....	284	28.40
Brynhild Haugland, Minot .....	390	39.00
Elmer Hegge, New England .....	312	31.20
John T. Heimes, Valley City .....	282	28.20
Harry H. Heller, Calvin .....	534	53.40
T. W. Hoffer, Streeter .....	302	30.20
C. H. Hofstrand, Leeds .....	430	43.00
Albert Homelvig, Amidon .....	300	30.00
R. H. Hornbacker, Harvey .....	376	37.60
Isaac Isakson, Edinburg .....	696	69.60
Walter Kitzmann, Hannover .....	106	10.60



Names and Addresses	Traveled	Due
	Miles	Mileage
Bencer Kjos, Drake .....	330	33.00
Frank E. Kloster, Sharon .....	400	40.00
Milo Knudsen, Edgeley .....	282	28.20
Carl Knudson, Almont .....	106	10.60
A. C. Langseth, Carrington .....	316	31.60
Guy F. Larson, Bismarck .....	0	00
Arthur E. Laske, Leonard .....	400	40.00
Raymond Lee, Devils Lake .....	572	57.20
Louis Leet, Webster .....	574	57.40
Clifford Lindberg, Jamestown .....	204	20.40
Arthur A. Link, Alexander .....	450	45.00
R. H. Lynch, Fortuna .....	496	49.60
Oliver Magnuson, Souris .....	604	60.40
Fred Mahlmann, Fayette .....	288	28.80
Ray J. McLain, Mohall .....	468	46.80
Alex Miller, Michigan .....	506	50.60
J. N. Mollet, Powers Lake .....	510	51.00
L. C. Mueller, Oakes .....	370	37.00
Hjalmer C. Nygaard, Enderlin .....	516	51.60
Gillman C. Olson, Cooperstown .....	386	38.60
Nels Overbo, Hampden .....	634	63.40
Gordon Paulson, Harvey .....	376	37.60
H. A. Petterson, Lidgerwood .....	550	55.00
Clarence Poling, Grenora .....	570	57.00
Dan Power, Langdon .....	720	72.00
Harry G. Renfrow, Calvin .....	800	80.00
Fred E. Rickford, LaMoure .....	320	32.00
Leland Roen, Bowman .....	372	37.20
T. O. Rohde, Newtown .....	410	41.00
Halvor Rolfsrud, Watford City .....	400	40.00
Denver Rosberg, Washburn .....	120	12.00
Ogden E. Rose, Ayr .....	400	40.00
Stanley Saugstad, Minot .....	410	41.00
George Saumur, Grand Forks .....	570	57.00
Albert Schmalenberger, Hebron .....	156	15.60
Matt M. Schmidt, Flasher .....	76	7.60
T. E. Schuler, Streeter .....	190	19.00
Ralph Scott, Spiritwood .....	228	22.80
Carl G. Simenson, Kindred .....	412	41.20
E. E. Simonson, Fargo .....	400	40.00
Thomas L. Snortland, Sharon .....	400	40.00
Roy M. Snow, Beach .....	336	33.60
Oscar Solberg, Mylo .....	540	54.00
John Sommer, Cavalier .....	700	70.00
Oscar J. Sorlie, Buxton .....	520	52.00
Arthur C. Sortland, Litchville .....	290	29.00
Adolph Spitzer, Kensal .....	270	27.00
Leo Sticka, New England .....	244	24.40
Jacque Stockman, Fargo .....	400	40.00
Elmer Strand, Portland .....	520	52.00
Willard Strege, Lidgerwood .....	550	55.00
Harry A. Thompson, Bismarck .....	1	.10
Richard Thompson, Underwood .....	120	12.00
Carl G. Tollefson, Osnabrock .....	720	72.00
E. A. Tough, Strasburg .....	152	15.20
Targie Trydahl, Thompson .....	532	53.20
Martin E. Vinje, Bottineau .....	582	58.20
Harvey G. Wambheim, Hatton .....	530	53.00
Joseph Wicks, Cannon Ball .....	76	7.60

Names and Addresses	Traveled Miles	Due Mileage
Ben J. Wolf, Zeeland .....	220	22.00
Harold Ziegler, Emmet .....	222	22.20

REP. SOMMER, Chairman.

Rep. Nygaard moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Hjalmer C. Nygaard .....	400	40.00
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Which motion prevailed.

Rep. Homelvig moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Albert Homelvig .....	325	32.50
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Which motion prevailed.

Rep. Wolf moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Ben J. Wolf .....	210	21.00
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Which motion prevailed.

Rep. Saugstad moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Stanley Saugstad .....	390	39.00
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Which motion prevailed.

Rep. Frank moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

Gottlieb Frank .....	190	19.00
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Which motion prevailed.

Rep. Berntson moved that the Report of the Committee on Mileage and Per Diem be amended as follows:

George Berntson .....	720	72.00
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Which motion prevailed.

Rep. Power moved that the mileage for Reps. Renfrow and Tollefson be allowed by the rail mileage, which motion prevailed.

Rep. Wicks moved that the report of the Committee on Mileage and Per diem be laid over one legislative day, which motion prevailed.

### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 12, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A".

Which the President has signed.

EDWARD LENO, Secretary.

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

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

KENNETH L. MORGAN, Chief Clerk.

## NINTH DAY

Bismarck, January 12, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer was offered by Rev. Robert Feind of the Evangelical United Brethren Church of Bismarck.

Roll Call: All members present except Rep. Schmalenberger.

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 seventh day after recess and eighth day and finds the same correct.

REP. SAUGSTAD, Chairman.

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

## FIRST READING OF HOUSE BILLS

Rep. Beede introduced:

House Bill No. 574. A Bill for an Act to amend and reenact section 18-0115 of the North Dakota Revised Code of 1943, relating to abatement of conditions dangerous to persons.

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

Reps. Brooks and Wicks introduced:

House Bill No. 575. A Bill for an Act to repeal sections 14-0304, 14-0305, 14-0326 and 14-0327 of the North Dakota Revised Code of 1943 relating to miscegenation.

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

## REPORT OF STANDING COMMITTEES

## REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the names of the following persons for employment:

A. W. Suckut, Heaton.....Floor Clerk  
Mrs. A. M. Beaupre, Bismarck.....Committee Clerk

REP. ROEN, Chairman.

Rep. Roen moved that the Report of the Committee on Employment be adopted.

## ROLL CALL

The question being on the motion of Rep. Roen that the Report of the Committee on Employment be adopted, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Haugland	Rohde
Baker	Hegge	Rolfstrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Saumur

Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	
Absent and not voting:		
Dunlop	Heimes	Solberg
Hammer	Schmalenberger	

So the above named employees were declared elected to their respective positions and were sworn in by the Speaker.

Rep. Beede moved that the Speaker appoint a committee of two, consisting of the Chairman of the Appropriation Committee and the Chairman of the Finance and Taxation Committee to meet with a like committee from the Senate to arrange for one or more joint hearings of those committees, which motion prevailed.

Rep. Beede moved that the message pertaining to the above joint committees be messaged to the Senate as soon as possible, which motion prevailed.

Rep. Erickson of Bottineau moved that the courtesy of the floor be extended to Robert Ellsworth, county auditor of Bottineau county, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 12, 1955

Mr. President: I have the honor to inform you that the House has appointed a committee of two, consisting of the Chairmen of the Committee on Appropriations and the Committee on Finance and Taxation, to meet with a like committee from the Senate to arrange for one or more joint meetings of the above named committees with like committees of the Senate.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House recess until 1:30 p.m. Thursday, January 13, 1955, which motion prevailed, and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

NINTH DAY AFTER RECESS  
AND TENTH DAY

Bismarck, January 13, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Fitch presiding.

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

REPORTS OF STANDING COMMITTEES  
HOUSE COMMITTEE ON ENROLLMENT  
AND ENGROSSMENT

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have delivered the following Resolution to the Secretary of State:

House Concurrent Resolution "A"

REP. FRISTAD, Chairman.

HOUSE COMMITTEE ON ENROLLMENT  
AND ENGROSSMENT

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 "B"

REP. FRISTAD, Chairman.

Rep. Simenson (10th) moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the name of the following person:

Lawrence E. Watson.....Committee Clerk

REP. ROEN, Chairman.

Rep. Roen moved that the report of the Committee on Employment be adopted.

ROLL CALL

The question being on the motion of Rep. Roen that the report of the Committee on Employment be adopted, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford

	Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Hegge	Rolfsrud
Baker	Heimes	Heller	Rosberg
Baldwin	Hoffer	Hofstrand	Rose
Balerud	Hofstrand	Homelvig	Saugstad
Beede	Homelvig	Hornbacher	Saumur
Benson	Hornbacher	Kitzmann	Schmalenberger
Berntson	Kitzmann	Kjos	Schmidt
Bjella	Kjos	Kloster	Schuler
Bratcher	Kloster	Knudsen, LaMoure	Scott
Brekke	Knudsen, LaMoure	Knudson, Morton	Simenson, 10th
Brooks	Knudson, Morton	Langseth	Simonson, 9th
Brown	Langseth	Larson	Snortland
Bye	Larson	Laske	Snow
Christopher	Laske	Lee	Solberg
Currie	Lee	Lindberg	Sommer
Dahlund	Lindberg	Link	Sortlie
Davis	Link	Lynch	Sortland
Dewey	Lynch	Magnuson	Spitzer
Einarson	Magnuson	Mahlmann	Sticka
Engen	Mahlmann	McLain	Stockman
Erickson, Bottin'au	McLain	Miller	Strand
Erickson, Burke- Divide	Miller	Mollet	Strege
Esterby	Mollet	Mueller	Thompson, Burl'gh
Ettestad	Mueller	Nygaard	Thompson, M'Lean
Fine	Nygaard	Olson	Tollefson
Fleenor	Olson	Overbo	Vinje
Frank	Overbo	Paulson	Wambheim
Gagnum	Paulson	Petterson	Wicks
George	Petterson	Poling	Wolf
Goebel	Poling		Ziegler
Gress			Mr. Speaker
Absent and not voting:			
Dick	Gefreh		Roen
Dunlop	Isakson		Tough
Fristad	Leet		Trydahl

So the report was adopted and Lawrence E. Watson was declared elected as committee clerk and was sworn in by the Speaker.

Rep. Wambheim moved that House Bill No. 559 be referred from the Committee on Finance and Taxation to the Committee on Business and Industry, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

Reps. Leet and Hegge (at the request of the Game and Fish Department) introduced:

House Bill No. 576. A Bill for an Act to provide for the regulation of propagation, taking, catching, destroying, and disposing of fish in this state; to provide for the regulation of bait vendors; to provide for the regulation of construction and maintenance of fishways; providing a penalty; and to repeal sections 20-0316, 20-0317, 20-0601, 20-0602, 20-0603, 20-0606, 20-0607, 20-0608, 20-0609, 20-0610, 20-0612, 20-0613, 20-0614, and 20-0615 of the North Dakota Revised Code of 1943, and to repeal sections 20-0314, 20-0315, 20-0604, 20-0605, 20-0611, and 20-0616 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Rep. Rohde introduced:

House Bill No. 577. A Bill for an Act to amend and reenact section 21-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against a county.

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

Reps. Leet and Vinje introduced:

House Bill No. 578. A Bill for an Act levying a tax upon alcoholic and carbonated soft drink beverages sold in disposable containers and providing for the distribution thereof.

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

Reps. Benson and Wicks introduced:

House Bill No. 579. A Bill for an Act relating to basic data on agriculture, to amend and reenact section 4-0104 of the North Dakota Revised Code of 1943, and to appropriate moneys for the publication and distribution of annual county reports.

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

Reps. Renfrow and Heller introduced:

House Bill No. 580. A Bill for an Act to create a lien upon crops in favor of any person who furnishes motor fuel to be used in the production of such crops.

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

Reps. Power and Overbo introduced:

House Bill No. 581. A Bill for an Act to amend and reenact sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the cutting of weeds and grasses adjoining township highways.

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

The Committee on Veterans and Military Affairs introduced:

House Concurrent Resolution "D". A Concurrent Resolution providing for the issuance, sale and delivery of the bonds of the State of North Dakota not to exceed the sum of \$9,000,000.00 to be used in the payment of an adjusted compensation to North Dakota veterans of the Korean Conflict who served in the Armed Forces of the United States or any of its allies between June 25, 1950 and July 27, 1953, and to provide the levy of a tax for the payment of same.

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

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "B"

And the Speaker signed the same in the presence of the House.

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

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

KENNETH L. MORGAN, Chief Clerk.

## TENTH DAY

Bismarck, January 13, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer was offered by Rev. A. G. Hewitt of the Evangelical Free Church of Bismarck.

Roll Call: All members present except Reps. Dick and Trydahl.

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 after Recess and Ninth Day and find the same correct.

REP SAUGSTAD, Chairman.

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

## FIRST READING OF HOUSE BILLS

Reps. Thompson of McLean, Power, Sorlie and Fine introduced:

House Bill No. 582. A Bill for an Act providing for a state game and fish department controlled and supervised by a state game and fish board and for officers of the department; prescribing duties, powers, and compensation; amending and reenacting subsections 1 and 2 of section 20-0101, sections 20-0201, 20-0202, 20-0204 and 20-0205 of the North Dakota Revised Code of 1943, and section 20-0203 of the 1953 Supplement to the North Dakota Revised Code of 1943, and repealing sections 20-0207, 20-0209 and 20-0212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Rep. Fristad introduced:

House Bill No. 583. A Bill for an Act relating to agricultural research, imposing a tax upon agricultural products to carry on agricultural research, creating an agricultural research commission, imposing a penalty, and making an appropriation.

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

Reps. Hegge and Dunlop introduced:

House Bill No. 584. A Bill for an Act to amend and reenact section 39-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, to remove the requirement for printing the license number on the side of state-owned motor vehicles, and declaring an emergency.

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

Reps. Leet, Beede, Nygaard and Hofstrand introduced:

House Resolution No. 2

Rep. Nygaard moved that House Resolution No. 2 be not printed in bill form but be printed in the House Journal and further action delayed one legislative day, which motion prevailed.



## HOUSE RESOLUTION NO. 2

Introduced by Representatives Beede, Nygaard, Leet  
and Hofstrand:

A resolution requesting the state board of higher education to conduct open and public hearings upon all matters relating to the controversy over academic freedom and tenure at the agricultural college.

- 1 WHEREAS, charges have been made that the  
1a administration  
2 of the agricultural college has interfered with academic  
3 freedom and has disregarded the rights of tenure of  
3a faculty  
4 members; and  
5 WHEREAS, as a result of private hearings conducted  
5a by  
6 a counsel of the state board of higher education a state-  
7 ment has been issued by such board vindicating the  
7 adminis-  
8 tration of the college and asking for the resignation of  
9 four professors now employed at the college; and  
10 WHEREAS, this action on the part of such board is  
11 reported to be based upon testimony offered at such  
11a private  
12 hearing by persons who were expressly assured that  
12a their  
13 testimony would not be made public; and  
14 WHEREAS, the citizens and taxpayers of the State  
14a of  
15 North Dakota and the North Dakota House of  
15a Representatives  
16 who are vitally interested in the welfare of the North  
17 Dakota agricultural college are uninformed of the facts  
18 involved in such controversy and particularly the facts  
19 warranting the requested resignations of the four  
19a professors  
20 of the college; and  
21 WHEREAS, it is felt that such facts could be  
21a properly  
22 presented at an open hearing at which time information  
22a in  
23 support of the board's action could be revealed and the  
24 professors requested to resign might be fully apprised  
24a of  
25 the charges made against them and be given the  
25a opportunity  
26 to answer such charges;  
27 NOW, THEREFORE, BE IT RESOLVED BY THE  
28 HOUSE OF REPRESENTATIVES OF THE STATE  
28a OF NORTH DAKOTA:  
29 That the board of higher education is hereby urged  
29a and  
30 requested to conduct full and complete open public  
30a hearings  
31 upon all matters relating to such controversy.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Friday, January 14, 1955, in honor of Senator Stucke who passed away last evening.

The motion of Rep. Nygaard prevailed and the House stood recessed until 1:30 p.m. January 14, 1955 in honor of the late Senator Stucke.

KENNETH L. MORGAN, Chief Clerk.

TENTH DAY AFTER RECESS  
AND ELEVENTH DAY

Bismarck, January 14, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Fitch presiding.

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

Rep. Erickson of Bottineau moved that the report of the Committee of Mileage and Per Diem as printed on page 70 of the House Journal, be adopted.

ROLL CALL

The question being on the motion of Rep. Erickson of Bottineau that the report of the Committee on Mileage and Per Diem be adopted, the roll was called and there were: ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rohde
Baker	Heller	Rolfstrud
Baldwin	Hoffer	Rosberg
Balerud	Homelvig	Rose
Beede	Hornbacher	Saugstad
Benson	Isakson	Saumur
Berntson	Kitzmann	Schmalenberger
Bjella	Kjos	Schmidt
Bratcher	Kloster	Schuler
Brekke	Knudsen, LaMoure	Scott
Brooks	Knudson, Morton	Simenson, 10th
Brown	Langseth	Simonson, 9th
Bye	Larson	Snortland
Currie	Laske	Snow
Dahlund	Lee	Solberg
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh

Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Richl'nd	Engen	Hofstrand
Christopher	Fleenor	Sommer
Dick	Heimes	Trydahl

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

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEE

Mr. Speaker. Your Committee on Appropriations to whom was referred House Bill No. 514, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Sticka 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. 515, have had the same under consideration and recommend that the same be amended as follows:

Strike out in the Title the words "headstones for soldiers and sailors" and the words "and list of new taxable lands" and insert the word "and" after the word "inmates". Place a period after the word "Insane". In Line 5 of the bill, strike out the words "erection of headstones for soldiers" and insert the word "and". In Line 6 of the bill, strike out the words "and sailors" and the words "and list of". In Line 7 of the bill, strike out the words "new taxable lands". Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 515 would 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. 516, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baldwin 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. 522, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Cass moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker. Your Committee on Employment wishes to place in nomination the name of the following person for employment:

John L. Asplund.....Night watchman  
LELAND ROEN, Chairman.

Rep. Roen moved that the report of the Committee on Employment be adopted.

### ROLL CALL

The question being on the motion of Rep. Roen that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 99; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rolfsrud
Foster	Hegge	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Homelvig	Saumur
Beede	Hornbacher	Schmalenberger
Benson	Isakson	Schmidt
Berntson	Kjos	Schuler
Bjella	Kloster	Scott
Bratcher	Knudsen, LaMoure	Simenson, 10th
Brekke	Knudson, Morton	Simonson, 9th
Brooks	Langseth	Snortland
Brown	Larson	Snow
Bye	Laske	Solberg
Currie	Lee	Sorlie
Dahlund	Leet	Sortland
Davis	Lindberg	Spitzer
Dewey	Link	Sticka
Einarson	Lynch	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker
Gumeringer	Renfrow	

Those voting in the negative were:

Erickson, Bottin'au	Magnuson	Rohde
Absent and not voting:		
Anderson, Rich'nd	Engen	Kitzmann
Christopher	Fleenor	Sommer
Dick	Heimes	Trydahl
Dunlop	Hofstrand	

So the report of the Committee on Employment was declared adopted and John L. Asplund was elected as night watchman. Mr. Asplund was sworn in by the Speaker.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 14, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B".

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

KENNETH L. MORGAN, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 14, 1955

Mr. Speaker: I have the honor to inform you that the Senate has complied with the request of the House and the President has appointed Senators Page and Dewing to act with a like Committee of the House to arrange joint meetings of the Appropriations and Finance and Taxation Committees.

EDWARD LENO, Secretary.

FIRST READING OF HOUSE BILLS  
AND RESOLUTIONS

Reps. Erickson of Burke-Divide, Link, Gagnum and Homelvig introduced:

House Bill No. 585. A Bill for an Act to amend and reenact sections 26-2229 and 26-2230 of the North Dakota Revised Code of 1943 relating to levies for hail indemnity taxes.

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

The Committee on Education introduced:

House Bill No. 586. A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

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

The Committee on Education introduced:

House Bill No. 587. A Bill for an Act to amend and reenact section 15-4701 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to school ages.

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

The Committee on Education introduced:

House Bill No. 588. A Bill for an Act to amend and reenact Section 15-4727 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to renewal of teachers' contracts.

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

The Committee on Education introduced:

House Bill No. 589. A Bill for an Act to amend and reenact Section 15-3412 of the North Dakota Revised Code of 1943, relating to vehicular school transportation.

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

Rep. Larson of Burleigh (By request) introduced:

House Bill No. 590. A Bill for an Act authorizing the board of administration to expend the sum of ten thousand dollars for connecting the water and sewage system of the capitol building to the mains of the city of Bismarck and re-appropriating such sum for that purpose and declaring an emergency.

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

Reps. Snortland, Kloster and Olson introduced:

House Bill No. 591. A Bill for an Act making an appropriation for the purpose of refunding to Steele County amounts erroneously paid by such county for the care of a patient at the state hospital.

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

Reps. Roen, Langseth and Brown introduced:

House Concurrent Resolution "E". A Concurrent Resolution allowing use of the Memorial Hall for Legislative Dances.

Rep. Roen moved that House Concurrent Resolution "E" be adopted, which motion prevailed.

Rep. Langseth moved that House Concurrent Resolution "E" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "E"

Introduced by Reps. Roen, Langseth and Brown

A Concurrent Resolution allowing use of the Memorial Hall for Legislative Dances.

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

- 1 WHEREAS, the employees of the house of
- 1a representatives
- 2 and the senate of the 34th legislative session wish to
- 3 hold dances and a mock session in the memorial hall
- 3a and
- 4 house chambers located in the state capitol, and
- 5 WHEREAS, under the ruling of the board of adminis-
- 6 tration, a concurrent resolution must be passed in
- 7 order to obtain the use of said memorial hall and
- 8 house chambers;
- 9 NOW, THEREFORE, BE IT RESOLVED, by the
- 10 house of representatives of the state of North Dakota,
- 11 the senate concurring therein, that the board of
- 11a adminis-
- 12 tration is hereby requested to give permission to the
- 13 employees of the house of representatives and the
- 13a senate
- 14 for the use of said state owned property, furnishing
- 15 proper police to maintain proper order and decorum;
- 15a and
- 16 BE IT FURTHER RESOLVED, that the chief clerk
- 16a of the
- 17 house of representatives be requested to send one copy
- 18 of this resolution to the secretary of the board of
- 19 administration of the state of North Dakota.

Rep. Nygaard moved that the Resolutions adopted by the County Commissioners' Association of North Dakota, at their convention held in Bismarck, January 13, 1955, be printed in the House Journal, which motion prevailed.

RESOLUTIONS ADOPTED BY  
THE COUNTY COMMISSIONERS' ASSOCIATION  
OF NORTH DAKOTA

AT BISMARCK, JANUARY 13, 1955

Commissioner J. W. Matejcek, Walsh County, Chairman of the Resolutions Committee, introduced and read the following resolutions and moved their adoption:

1. WHEREAS, the liquor tax at its inception was sufficient to absorb the entire cost of the care of patients at the State Hospital for the Insane, Jamestown, North Dakota; the North Dakota Tuberculosis Sanatorium, Dunseith, North Dakota; and the State School for the Feeble-Minded, Grafton, North Dakota; and,

WHEREAS, the State has now in operation a program for alcoholics; and,

WHEREAS, the costs incidental to the care and treatment of the patients at the three aforementioned institutions has sharply increased so that the monies resulting from the liquor tax earmarked for such care is no longer sufficient and resulting in large expenditures of money out of county funds for the care of the county's patients in the aforementioned institutions; and,

WHEREAS, it has previously been the intention that the care of patients at the aforementioned institutions be completely paid for by the State; and,

WHEREAS, it is found that 60% of the liquor tax is not sufficient, but it is believed that 100% of the liquor tax could take care of the three institutions and the program for alcoholics;

NOW, THEREFORE, BE IT RESOLVED by the North Dakota County Commissioners' Association here assembled, that the entire cost of the care of patients at the State Hospital for the Insane, North Dakota Tuberculosis Sanatorium, and the State School for the Feeble-minded at Grafton, and of the program for alcoholics be absorbed by the State. Motion seconded, and carried.

2. WHEREAS, the present salary for the County Commissioners is restricted to \$8.00 per day, and

WHEREAS, the costs for replacing the elected officials in their respective places of industry or business for the days in attendance at County Commissioners' Meetings is not in proportion and much more than the per diem salary received by the said County Commissioners,

NOW, THEREFORE, BE IT RESOLVED by the North Dakota County Commissioners' Association here assembled that the said Association go on record in favor of an increase in the per diem salary of County Commissioners increasing that salary to a compensation of \$10.00 per day and that the compensation of county commissioners for expenses and as per diem allowances shall not exceed \$3,600.00 per year. Motion seconded, and carried. This resolution was passed without one dissenting vote.

3. WHEREAS, North Dakota is now in a period of agricultural and industrial growth; and,  
WHEREAS, one phase of this development requires the location of processing plants within the State of North Dakota;  
NOW, THEREFORE, BE IT RESOLVED by the North Dakota County Commissioners' Association here assembled, that the proper state agencies make a study as to possible tax advantages to be given to any new processing plant to be located in North Dakota. Motion seconded, and carried.
4. WHEREAS, the laws of North Dakota now provide that the board of county commissioners shall not levy any taxes for general or special county purposes which will exceed the amount produced by a levy of eighteen mills on the dollar of the net taxable valuation of the county; and,  
WHEREAS, said levy produces insufficient funds for the efficient operation of the counties;  
NOW, THEREFORE, BE IT RESOLVED, that said limitation shall be increased by the legislature of North Dakota by the amendment of Section 57-1506 of the North Dakota Revised Code of 1943, paragraph 1 (1953 Supplement), to read as follows:  
"1. The board of county commissioners shall not levy any taxes for general or special county purposes which will exceed the amount produced by a levy of twenty mills on the dollar of the net taxable valuation of the county."  
Motion seconded, and carried.
5. WHEREAS, the automotive engineers in conjunction with the State Highway Department, Legislative Research Committee, and the Bureau of Public Roads having submitted a comprehensive survey report on the primary and secondary roads in the State of North Dakota, which said report was given to the North Dakota County Commissioners' Association; and,  
WHEREAS, said Association desires to commend the engineering and financial reports as competent and unprejudiced; and,  
WHEREAS, we favor the classification of state and county highways and recommend that standards be established for each classification by the State Highway Department in cooperation with the North Dakota Association of State and County Engineers; and,  
WHEREAS, we favor the establishment of a state primary system patterned after the recommendation of the engineering report or about 4200 miles, and we recommend that the balance of the present state system or about 2400 miles be retained as the State Secondary System and be maintained by the State Highway Department, except where counties may wish to integrate the mileage within their county into their highway system after proper financial arrangement with the State Highway Department. Motion seconded, and carried.
6. WHEREAS, the County Commissioners' Association believes that a serious overcrowding, and also a shortage of proper educational facilities designed especially to aid



and assist the mentally retarded exist at the Grafton State School, and,

WHEREAS, the County Commissioners' Association is aware that placement of mentally retarded individuals at the Grafton State School is presently all but impossible because of the long waiting list for admission which exists,

NOW, THEREFORE, BE IT RESOLVED, that the Legislature of the State of North Dakota undertake at its earliest opportunity such action as will be necessary and proper in order to insure the availability of public funds for the construction of a new three hundred (300) bed ward building and also a new school building to be added to the present facilities of the Grafton State School, as recommended by the Superintendent of said Grafton State School.

7. WHEREAS, Chapter 57-15063 pertains to County Road program including Farm to Market and Federal Aid; and,

WHEREAS, the chapter provides for a five (5) mill levy only after an election is held; and,

WHEREAS, it is felt that the entire law is good except that the five (5) mill increase should be left to the discretion of the Board of County Commissioners;

NOW, THEREFORE, be it recommended that chapter 57-55063 be amended to delete all words pertaining to election and in lieu thereof, place the power of discretion in the Board of County Commissioners so that they may levy from zero (0) to five (5) mills for matching of Federal funds for road purposes and which levy shall not be subject to the county mill levy limitation.

8. WHEREAS, the Legislative Research Committee has submitted House Bills 534, 535, and 539 for the purpose of financing the roads of North Dakota; and,

WHEREAS, Bill 534 imposes an additional one cent (1¢) refundable gasoline tax; Bill 535 imposes a ten percent (10%) increase in registration fees on all passenger cars and five percent (5%) increase on trucks; and Bill 539 makes permanent the one cent gas tax presently earmarked for retirement of highway revenue anticipation certificates; and,

WHEREAS, it is well-known that some definite method of financing our road system is necessary;

NOW, THEREFORE, BE IT RESOLVED, that this convention endorse and recommend the adoption and passage of House Bills 534, 535 and 539.

9. We recommend the passage of House Bill 555, recommended by the Legislative Research Committee, transferring the collection of gasoline taxes from the State Auditor's office to the State Tax Commissioner's office.
10. WHEREAS, it appears that there are no funds available for the twenty-four hundred (2400) miles of State Secondary Road System; and,

WHEREAS, additional funds are now needed and will be continually needed for road maintenance of the State Secondary system,

NOW, THEREFORE, be it recommended that a one-half cent ( $\frac{1}{2}\text{¢}$ ) a gallon non-refundable fuel tax be imposed and that the proceeds be earmarked fifty percent (50%) to the State of North Dakota and fifty percent (50%) to be distributed to the counties on an equitable basis, and the State Share to be used only for construction and maintenance of twenty-four hundred (2400) miles of State Secondary Road System.

11. A Bill for an Act to empower counties to establish zoning districts and to impose regulations and restrictions within such districts, and to establish county planning boards to secure the orderly development of the county.
12. WHEREAS, Almighty God, in His wisdom, has taken from our midst during the past year the following members of our Association:

Theodore Radke.....Crystal, Pembina County  
Passed away October, 1954

Erling Johnson.....Corinth, Williams County  
Passed away August 2, 1954

Ernest W. Faller.....Lisbon, Ransom County  
Passed away January 10, 1955

Oscar J. Walker.....Pierce County  
Passed away June, 1954

WHEREAS, these men have served their communities unselfishly by giving of their time and talents; and,

WHEREAS, their departure is felt keenly by the members of this Association,

NOW, THEREFORE, BE IT RESOLVED, by the North Dakota County Commissioners' Association assembled at Bismarck, this 12th day of January, 1955, that we extend our profound sympathy to the families of our departed members; and,

BE IT FURTHER RESOLVED, that the Secretary be requested to forward a copy of this resolution to the families of the deceased and spread a copy of the same upon the minutes of the convention.

Motion seconded, and carried.

13. BE IT RESOLVED, that the officers and members of the North Dakota County Commissioners' Association express their sincere thanks to the Burleigh County Board of County Commissioners, the Chamber of Commerce of the City of Bismarck, the Eagles Club, the Entertainment Committee, machinery companies and business firms within the City of Bismarck, North Dakota, and other North Dakota cities, and all others who have made the convention a great success.

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

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

KENNETH L. MORGAN, Chief Clerk.

## ELEVENTH DAY

Bismarck, January 14, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer was offered by Rev. A. G. Hewitt of the Evangelical Free Church of Bismarck.

Roll Call: All members present except Reps. Anderson of Richland, Christopher, Dick, Engen, Fleenor, Hofstrand, Sommer, Trydahl.

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

REP. SAUGSTAD, Chairman.

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

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

FIRST READING OF HOUSE MEMORIAL  
RESOLUTION

Reps. Thompson of McLean, Rosberg and Ziegler introduced:

House Memorial Resolution No. 1. A Memorial Resolution in honor of the late Senator Stucke.

Rep. Thompson of McLean moved that House Memorial Resolution No. 1 be adopted by a rising vote in honor of the late Senator Stucke, which motion prevailed.

Rep. Thompson of McLean moved that House Memorial Resolution No. 1 be printed in the House Journal, which motion prevailed.

HOUSE MEMORIAL RESOLUTION NO. 1

Introduced by Reps. Thompson of McLean, Rosberg and Ziegler

House Memorial Resolution No. 1. A Memorial Resolution in honor of the late Senator Stucke.

- 1 WHEREAS, the Divine Ruler of the Universe in His  
1a infin-  
2 ite mercy and wisdom has seen fit to call from his  
2a earthly  
3 labors our friend and fellow legislator, Dr. Edmund C.  
4 Stucke, who died on January 12, 1955, while serving  
4a his  
5 seventh consecutive term as Senator from the forty-  
5a sixth  
6 district; and  
7 WHEREAS, the memory of Dr. Stucke will long  
7a remain in  
8 our hearts and minds as an efficient and able legislator,  
9 a great humanitarian, and one who numbered as his  
9a friends  
10 all who knew him; and  
11 WHEREAS, his many years of service in McLean  
11a County.

12 as a practicing physician, as a civic leader, and as one  
 13 of its legislators have won for him a place in the  
 13a hearts  
 14 of all that can never be refilled; and  
 15 WHEREAS, the passing of Dr. Stucke is a great loss,  
 15a not  
 16 only to McLean County, but also the State of North  
 17 Dakota;  
 18 NOW, THEREFORE, BE IT RESOLVED BY THE  
 18a HOUSE  
 19 OF REPRESENTATIVES OF THE STATE OF  
 19a NORTH DAKOTA:  
 20 That we express our deepest appreciation for the  
 20a valuable  
 21 services in so many ways rendered by our beloved and  
 21a distin-  
 22 guished citizen, and that we express our heartfelt  
 22a sympathy  
 23 to his widow, relatives, and intimate friends.  
 24 BE IT FURTHER RESOLVED that this resolution  
 24a be printed  
 25 in the journal of the House of Representatives and  
 25a that a  
 26 properly engrossed copy be forwarded by the Chief  
 26a Clerk of  
 27 the House of Representatives to his widow at Garrison,  
 27a North  
 28 Dakota.

## MESSAGE TO THE SENATE

House Chamber  
 Bismarck, January 14, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E".

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

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that House Resolution No. 2, as printed on page 79 of the House Journal, be adopted.

Rep. Rohde moved a substitute motion that House Resolution No. 2 be referred to the Committee on Education.

The question being on the substitute motion of Rep. Rohde, the motion was declared lost on a voice vote.

The question being now on the original motion of Rep. Nygaard, that House Resolution No. 2 be adopted, the motion was declared carried on a voice vote.

Speaker Fitch announced that Rep. Mollet would take the Chair and preside.

Rep. Mollet assumed the Speaker's chair.

Rep. Nygaard moved that House Resolution No. 2 be properly enrolled and a copy sent to the Board of Higher Education, which motion prevailed.

Rep. Nygaard moved that the House do now recess until 1:30 p.m. on Saturday, January 15, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

ELEVENTH DAY AFTER RECESS  
AND TWELFTH DAY

Bismarck, January 15, 1955

The House reconvened at 1:30 p.m. with Acting Speaker Mollet presiding.

The Acting 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 Resolutions:

House Resolution 2

House Memorial Resolution 1

And find the same correctly Enrolled.

REP. SIMENSON, Vice Chairman.

Rep. Simenson (10th) moved that the report be adopted, which motion prevailed, and the report was adopted.

The Acting Speaker announced that the House would be on the Sixth Order of Business.

Rep. Nygaard moved that the Sixth Order of Business be laid over until Monday, January 17, 1955, which motion prevailed.

The Acting Speaker announced that the House would be on the Thirteenth Order of Business.

Rep. Nygaard moved that the Thirteenth Order of Business be laid over until Monday, January 17, 1955, which motion prevailed.

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

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

KENNETH L. MORGAN, Chief Clerk.

TWELFTH DAY

Bismarck, January 15, 1955

The House convened at 2:00 p.m. with Acting Speaker Mollet presiding.

Prayer by Rev. A. G. Hewitt of the Evangelical Free Church of Bismarck.

Rep. Nygaard moved that the House now recess until 1:00 p.m., Monday, January 17, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

TWELFTH DAY AFTER RECESS  
AND FOURTEENTH DAY

Bismarck, January 17, 1955

The House reconvened at 1:00 p.m. with Acting Speaker Mollet presiding.

The Acting Speaker announced that the House would be on the second order of business.

Roll Call: All members present except Reps. Olson and Trydahl.

Speaker Fitch resumed the Chair.

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

REP. SAUGSTAD, Chairman.

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

Rep. Thompson of McLean presented resolutions at the desk, from the North Dakota Inter-Tribal Council regarding representation of the reservation on the Indian Affairs Commission; the sale of intoxicating beverages to Indian citizens; Public Laws 260 and 277; and inundation of the reservation by Garrison Dam, with reference to the high school situation there. These resolutions were referred to the Committee on Social Welfare.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 506, have had the same under consideration and recommend that the same be amended as follows:

In Line 7 of the bill after the figure "1943" insert the words "as amended by Section 38-0304, 38-0314, 38-0404 and 38-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943". And re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 506 would be considered in the sixth order of business on the next legislative day.

#### FIRST READING OF HOUSE BILLS

Reps. Wicks and Haugland introduced:

House Bill No. 592. A Bill for an Act relating to county welfare boards, providing for their functions to be administered by county commissioners sitting as county welfare boards, and repealing sections 50-0107 and 50-0110 of the North Dakota Revised Code of 1943 and 50-0108 of the 1953 Supplement thereto, relating to membership of county welfare boards.

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

Reps. Beede, Dahlund, Einarson, Rohde, Scott, Sortland and Frank introduced:

House Bill No. 593. A Bill for an Act relating to motor fuel excise taxes, providing for the coloring of tax exempt fuel and making such fuel tax exempt, and repealing section 57-4308 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Reps. Rohde and Mollet introduced:

House Bill No. 594. A Bill for an Act to amend and reenact section 54-3601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the Indian Affairs Commission.

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

Rep. Brooks introduced:

House Bill No. 595. A Bill for an Act to amend and reenact section 27-0818 of the North Dakota Revised Code of 1943, relating to court reporters in county courts of increased jurisdiction.

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

Rep. Thompson announced that the committee to make arrangements for a tour of Garrison Dam by the members of the 34th Legislative Assembly, had set January 23, 1955, as the day the tour would be held.

Rep. Nygaard requested that the courtesy of the floor be extended to the class in State and Local Government, of which his daughter is a member, and which class is from the Minot State Teachers College, and their professor, Mr. Manning, which request was granted.

Rep. Einarson requested that the sponsors of House Bill No. 566, Rep. Christopher and himself, be permitted to withdraw this bill, which request was granted.

Rep. Saumur announced that Rep. Trydahl is a patient in a local hospital and will be confined there for several days.

Rep. Sommer moved that the Report of the Committee on Mileage and Per Diem, as shown on page 72 of the House Journal be amended as follows: After the name of Rep. Berntson, change the figure 360 to 720, and the figure 36.00 to 72.00, which motion prevailed.



Rep. Wicks requested that the courtesy of the floor be extended to Miss Janice Rodine of Oakes, North Dakota, which request was granted.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 2

House Memorial Resolution No. 1

And the Speaker signed the same in the presence of the House.

Rep. Wambheim moved that the courtesy of the floor be extended to a former member of the House of Representatives, H. W. McInnes, which motion prevailed.

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

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

KENNETH L. MORGAN, Chief Clerk.

#### FOURTEENTH DAY

Bismarck, January 17, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Lieutenant K. T. Anderson of the Salvation Army, Bismarck, North Dakota.

Roll Call: All members present except Reps. Olson and Trydahl.

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 the twelfth day and find the same correct.

REP. SAUGSTAD, Chairman.

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

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 574 have had the same under consideration and recommend that the same do pass.

ADAM GEFREH, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Baker moved that the amendments to House Bill No. 515, as recommended by the Committee on Appropriations and printed on page 82 of the House Journal, be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

Reps. Nygaard and Dick introduced:

House Bill No. 596. A Bill for an Act exempting cigarettes given to soldiers' home from state cigarette taxes, and declaring an emergency.

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

Reps. Nygaard and Dick introduced:

House Bill No. 597. A Bill for an Act to require the state board of administration to advertise for bids for coal and other supplies for the soldiers' home, upon the request of the board of trustees thereof, and declaring an emergency.

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

SECOND READING AND FINAL PASSAGE  
OF HOUSE BILLS

House Bill No. 514. 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 disbursement for such funds and making reports.

Which has been read.

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:

Adamsen	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Smortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim

Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Absent and not voting:

Anderson, Cass	Olson	Trydahl
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So the bill passed and the title was agreed to.

House Bill No. 516. A Bill for an Act making an appropriation for salaries, operation, maintenance, general and miscellaneous expenses for the State Laboratories Department.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snotland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Absent and not voting:

Olson	Trydahl
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So the bill passed and the title was agreed to.

House Bill No. 522. A Bill for an Act making an appropriation to pay the expenses and per diem of Presidential Electors.

Which has been read.

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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Rich'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Absent and not voting:

Fristad	Olson	Trydahl
Hofstrand		

So the bill passed and the title was agreed to.

Rep. Beede moved that House Bill No. 522 be amended as follows: Add the words "A Bill" before the words "for an Act" in the title, which motion prevailed.

Rep. Laske moved that five hundred additional copies be printed of the House Journal.

## ROLL CALL

The question being on the motion of Rep. Laske, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Rich'nd	Hammer	Rickford
Baker	Haugland	Roen
Baldwin	Heimes	Rohde
Balerud	Heller	Rolfstrud
Beede	Hoffer	Rosberg
Benson	Hofstrand	Rose
Berntson	Homelvig	Saugstad
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George		

Absent and not voting:

Dunlop	Olson	Trydahl
Fristad	Saumur	Vinje
Hegge	Thompson, M'Lean	Mr. Speaker

So the motion of Rep. Laske prevailed.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Tuesday, January 18, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk

FOURTEENTH DAY AFTER RECESS  
AND FIFTEENTH DAY

Bismarck, January 18, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

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

FIRST READING OF HOUSE CONCURRENT  
RESOLUTION

HOUSE CONCURRENT RESOLUTION "F"

Introduced by Representative Brown and Speaker Fitch

A Concurrent Resolution extending an invitation to General Alfred M. Gruenther to attend and address a joint session of the Thirty-fourth Legislative Assembly of the State of North Dakota.

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

1 WHEREAS, the people of North Dakota are deeply  
2 concerned with the problems of world defense against  
3 the dangers of aggression by totalitarian governments  
4 of communistic ideologies; and  
5 WHEREAS, no man is better qualified to give a first  
6 hand explanation of the needs, the difficulties and the  
7 hopes of such defense than General Alfred M. Gruenther,  
8 Supreme Commander of Allied Powers in Europe; and  
9 WHEREAS, Norman Brunsdale, Governor of the  
9a State of  
10 North Dakota, and Floyd Boutrous, executive chairman  
10a of  
11 the North Dakota Crusade for Freedom, have extended  
12 invitations to General Gruenther to visit North Dakota.  
13 NOW, THEREFORE, BE IT RESOLVED by the  
13a House of  
14 Representatives, the Senate concurring therein, that  
15 General Alfred M. Gruenther be and is hereby invited  
15a to  
16 address a joint session of the House of Representatives  
17 and Senate to be held in the chamber of the House of  
18 Representatives on Washington's birthday, February  
18a 22,

19 1955.

20 BE IT FURTHER RESOLVED, that the Secretary  
20a of State

21 be directed to forward a certified copy of this  
22 resolution to General Gruenther.

Rep. Brown moved that House Concurrent Resolution "F" be adopted, which motion prevailed.

Rep. Brown moved that House Concurrent Resolution "F" be considered properly engrossed and messaged immediately to the Senate, which motion prevailed.

Rep. Brown moved that House Concurrent Resolution "F" be printed in the House Journal, which motion prevailed.

Rep. Wolf moved that the courtesy of the floor be extended to Miss Luella Dockter and her pupils of a rural school near Zealand, North Dakota, and their drivers, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, January 18, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "F".

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

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, January 18, 1955

Mr. President: I have the honor to transmit:

House Bill No. 514

House Bill No. 516

House Bill No. 522

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

KENNETH L. MORGAN, Chief Clerk.

The Speaker announced that the House would revert to 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:

House Bill No. 522

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

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

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Rep. Brown introduced:

House Bill No. 598. A Bill for an Act to amend and reenact section 39-0446 of the North Dakota Revised Code of 1943, relating to registration of motor vehicles in this state by non-residents.

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

Rep. Langseth (by request) introduced:

House Bill No. 599. A Bill for an Act amending and reenacting sections 20-0313 and 20-0321 of the North Dakota Revised Code of 1943 relating to game and fish license fees and providing for the retention of one-half of the proceeds thereof by counties for the propagation of game and fish.

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

Reps. Beede and Schmalenberger introduced:

House Bill No. 600. A Bill for an Act relating to contracts for fire protection in unorganized townships or in school districts comprising unorganized townships and authorizing a tax for the payment thereof.

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

Rep. Brown introduced:

House Bill No. 601. A Bill for an Act to create and enact subsection 6 of section 39-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to powers of local authorities in traffic regulation.

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

Reps. Baldwin and Laske introduced:

House Bill No. 602. A Bill for an Act to authorize the board of county commissioners of any county, or the governing body of any municipal corporation or of any public library in this state to furnish rooms in public buildings for the use of the historical society of the county, and to authorize such board of county commissioners to make an annual appropriation from the general fund of the county for the promotion of the work of such historical society.

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

Rep. Thompson of Burleigh, Scott and Erickson of Burke-Divide introduced:

House Resolution No. 3. A Resolution to appoint an official photographer for the House of Representatives of the Thirty-fourth Legislative Assembly of the State of North Dakota.

Rep. Thompson of Burleigh moved that House Resolution No. 3 be adopted.

#### ROLL CALL

The question being on the motion of Rep. Thompson of Burleigh that House Resolution No. 3 be adopted, the roll was called and there were ayes, 100; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hammer	Roen
Anderson, Rich <sup>nd</sup>	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Homelvig	Schmalenberger



Berntson	George	Poling
Bjella	Isakson	Schmidt
Bratcher	Kjos	Schuler
Brekke	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simenson, 9th
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
	Petterson	Mr. Speaker

Those voting in the negative were:

Brooks	Hafner	Snortland
Christopher	Hornbacher	Sticka
Einarson	Rohde	Wicks

Absent and not voting:

Hofstrand	Nygaard	Trydahl
Kitzmann		

So the resolution passed and the title was agreed to.

Rep. Thompson of Burleigh moved that House Resolution No. 3 be printed in the House Journal and not in bill form, which motion prevailed.

### HOUSE RESOLUTION NO. 3

Introduced by

Reps. Thompson (Burleigh), Scott and  
Erickson (Burke-Divide)

A Resolution to Appoint an Official Photographer for the House of Representatives of the Thirty-fourth Legislative Assembly of the State of North Dakota.

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA**

- 1 WHEREAS, for historical purposes it has been the
- 2 custom of all North Dakota Legislative Assemblies to
- 3 have composite group pictures made of all members of
- 4 such assemblies, and
- 5 WHEREAS, Mason Owens Studio of Bismarck, North
- 6 Dakota, offers to make a large composite group picture
- 7 of the members of the House of Representatives of the
- 8 Thirty-fourth Legislative Assembly, size forty-nine
- 9 inches by thirty-eight and one-half inches, composite
- 10 framed and ready to hang, and one hundred seventeen,
- 11 eleven by fourteen, copies of said picture for each
- 12 member and desk force of the house but not to be
- 13 framed, at a cost of five hundred seventy-five dollars.
- 14 **NOW THEREFORE, BE IT RESOLVED: That**

14a Mason

15 Owens Studio, Bismarck, North Dakota, be, and is  
16 hereby appointed official photographer for the  
17 North Dakota House of Representatives of the Thirty-  
18 fourth Legislative Assembly.

19 BE IT FURTHER RESOLVED: That the Mason  
20 Owens Studio of Bismarck, North Dakota, be and is  
21 hereby awarded the sole privilege of photographing  
22 members of the House of the Thirty-fourth Legislative  
23 Assembly, at a cost price of five hundred and seventy-  
24 five dollars, to be taken out of legislative expenses.

The Speaker announced the House would revert to the Sixth Order of Business.

#### SIXTH ORDER OF BUSINESS

Rep. Baker moved that the amendments to House Bill No. 506, as recommended by the Committee on Appropriations and printed on page 95 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that House Bill No. 593 be re-referred from the Committee on Transportation to the Committee on Finance and Taxation, which motion prevailed.

Rep. Wambheim moved that House Bill No. 535 be transferred from the Committee on Finance and Taxation to the Committee on Transportation, which motion prevailed.

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

Rep. Erickson of Burke-Divide moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FIFTEENTH DAY

Bismarck, January 18, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Lieutenant K. T. Anderson of the Salvation Army, Bismarck, North Dakota.

Roll Call: All members present except Rep. Trydahl.

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 find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

A resolution was received by Speaker Fitch and presented at the desk, from the Legislative Assembly of Puerto Rico "condemning the aggression against democracy in Costa Rica."

Rep. Wicks moved that the communication and resolution from the Puerto Rican legislative assembly be printed in the House Journal, which motion prevailed.

Commonwealth of Puerto Rico  
LEGISLATIVE ASSEMBLY  
Capitol  
San Juan, Puerto Rico

January 15, 1955

Honorable Speaker  
House of Representatives  
Bismarck, North Dakota

Sir:

Pursuant to the provisions of the Concurrent Resolution approved by the Legislative Assembly of the Commonwealth of Puerto Rico on January 14, 1955, condemning the aggression against democracy in Costa Rica, we have the honour of attaching a certified copy of the said resolution.

Respectfully yours,

ERNESTO RAMOS ANTONINI  
Speaker, House of Representatives

SAMUEL R. QUINONES  
President of the Senate

Commonwealth of Puerto Rico  
LEGISLATIVE ASSEMBLY  
Capitol  
San Juan, Puerto Rico

We, Néstor Rigual Camacho and Julio C. Torres, Secretary of the House of Representatives and the Senate of the Commonwealth of Puerto Rico, respectively,

**CERTIFY:**

That in sessions held by the House of Representatives and the Senate of the Commonwealth of Puerto Rico the fourteen of January nineteen hundred and fifty-five, the following concurrent resolution was approved:

**"CONCURRENT RESOLUTION**

"To condemn the aggression which is being inflicted to democracy in Costa Rica, and for other purposes.

"WHEREAS, democracy is being attacked in one of its most prominent bastions in America, the Republic of Costa Rica;

"WHEREAS, the people of Costa Rica being an exemplary expression of democratic reality, the aggression which is being perpetrated against it there must of necessity put on the alert all Americans who profess the conviction that it is on the democratic reality that the foundations of the freedom and the security of the peoples of the New World are settled;

"WHEREAS, the people of Puerto Rico firmly believe in the great virtue of democracy as well as in friendship and peace among peoples;

"WHEREAS, the Costa Rican people and the Puerto Rican people are fully identified by their common belief in the principles of democracy and by their mutual earnest desire

that those principles are not impaired, so that they may contribute towards guaranteeing the subsistence and integrity of democracy in America;

"WHEREAS, any attempt at destroying by violence a government established by the free will of the governed constitutes a menace which makes it imperative, for the preservation of democracy in America, to mobilize, in a militant moral force, the conscience of the free peoples of the New World;

"WHEREAS, We Puerto Ricans firmly believe that any aggression against the democratic institutions in this hemisphere constitutes a serious danger to the integrity of these institutions in America.

**"BE IT RESOLVED BY THE LEGISLATIVE ASSEMBLY OF THE COMMONWEALTH OF PUERTO RICO:**

"1. To condemn, as it does hereby condemn, the aggression which is being inflicted to democracy in Costa Rica;

"2. To express the respect and admiration of the Puerto Rican people for the men who in Costa Rica uphold, with a high spirit and a profound devotion, the integrity of the democratic principles against the aggression of those who pretend to destroy by force of arms a government established by the strength of the popular will;

"3. To ratify before the democratic peoples of the world its expression of solidarity with the people of Costa Rica, exhorting them to convey that same expression of solidarity, with their faith placed in the divine justice of Almighty God;

"4. To send a copy of this Resolution to the Congress of the United States, the Parliaments of all the Republics of Latin America, the Legislative Assemblies of all the States of the United States, the United Nations Organization, the Organization of American States and to the free press of America.

In order to certify this, we give this certificate signed by us in our offices at the Capitol, in San Juan, Puerto Rico, this fifteenth day of January nineteen hundred and fifty-five.

NESTOR RIGUAL CAMACHO,  
Secretary, House of  
Representatives

JULIO C. TORRES,  
Secretary, Senate of Puerto Rico

#### FIRST READING OF HOUSE BILLS

Rep. Brooks introduced:

House Bill No. 603. A Bill for an Act to amend and reenact section 12-2119 of the North Dakota Revised Code of 1943, relating to the hours in which public dancing shall be prohibited.

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

Reps. Vinje and Engen introduced:

House Bill No. 604. A Bill for an Act to amend and reenact subsection 15 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

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

SECOND READING AND FINAL PASSAGE  
OF HOUSE BILLS

House Bill No. 574. A Bill for an Act to amend and reenact section 18-0115 of the North Dakota Revised Code of 1943, relating to abatement of conditions dangerous to persons.

Which has been read.

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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Richl'nd	Hafner	Renfrow
Baker	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brekke	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Eimarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke- Divide	Lynch	Strand
	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker

Absent and not voting:

Anderson, Eddy-	Langseth	Stockman
Foster	Rolfsrud	Trydahl
Davis		

So the bill passed and the title was agreed to.

House Bill No. 515. A Bill for an Act making an appropriation for inquest and burial of penal inmates, and action to release insane.

Which has been read.

## 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Hegge	Rolfstrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einaron	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	

Absent and not voting:

Davis	Langseth	Trydahl
Erickson, Burke-		
Divide		

So the bill passed as amended and the title was agreed to.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Wednesday, January 19, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FIFTEENTH DAY AFTER RECESS  
AND SIXTEENTH DAY

Bismarck, January 19, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch 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 Memorial Resolution No. 1

House Resolution No. 1

Were delivered to the Secretary of State for his approval at the hour of 1:36 o'clock p.m., January 18, 1955.

REP. FRISTAD, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Memorial Resolution No. 1

Was delivered to the Secretary of State at the hour of 1:40 o'clock p.m., January 18, 1955.

REP. FRISTAD, Chairman.

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

House Resolution No. 3

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 515

And find the same correctly Engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 536, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Erickson, Burke-Divide, 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. 563, have had the same under consideration and recommend that the same be amended as follows:

On line 32 strike the word "two" and on line 33 strike the words "hundred dollars per month" and in lieu thereof insert the words "the amount fixed for the compensation of the juvenile commissioner".

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 563 would 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. 552, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

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

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

Addition to House Rule No. 41 to read as follows:

"The Minority and Majority floor leaders shall be permitted to participate in all A and B Committees but shall not be permitted to vote therein unless they are duly appointed members of said committee."

And when so amended recommend the same do pass.

REP. ANDERSON of Richland, Chairman.

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

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

Omitting the last line of Joint Rule No. 10 and inserting the following in lieu thereof:

"The secretary of State shall retain at least 250 copies of these pamphlets to be made available to each newly certified elected member of the House and Senate, prior to the convening of the Legislative Assembly in 1957."

The Rules Book shall be printed the same size as that of the 1951 Rules Book.

And when so amended recommend the same do pass.

REP. ANDERSON of Richland, Chairman.

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



FIRST READING OF HOUSE BILLS  
AND RESOLUTIONS

Rep. Erickson of Burke-Divide (at the request of the Tax Commissioner), introduced:

House Bill No. 605. A Bill for an Act to validate certain estate tax determinations made by the state tax commissioner.

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

Reps. Poling, Erickson of Burke-Divide and Homelvig introduced:

House Bill No. 606. A Bill for an Act to amend and reenact section 26-2211 of the North Dakota 1953 Supplement to the North Dakota Revised Code of 1943, relating to crops insurable; dates when coverage on insured crops commences and terminates.

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

Reps. Engen, Rose, Thompson of Burleigh and Benson introduced:

House Bill No. 607. A Bill for an Act providing for licensing funeral establishments and inspection thereof; providing for prescribing of minimum standards, rules and regulations by State Department of Health; providing for requirement of embalming or preparation room in every funeral establishment, with exceptions; providing for issuance, denial, suspension or revocation of licenses by the State Health Officer and appeal therefrom to the District Court; and providing a penalty for the violation of the provisions of this Act.

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

Reps. Engen, Rose, Thompson of Burleigh and Benson introduced:

House Bill No. 608. A Bill for an Act providing for the conduct of a funeral service, interment or graveside service by a duly licensed embalmer in the State of North Dakota, with certain exceptions and providing a penalty for violations thereof.

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

Reps. Larson and Adamsen introduced:

House Bill No. 609. A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

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

Reps. Christopher, Einarson and Sommer introduced:  
 House Concurrent Resolution "G". A House Concurrent Resolution urging Congress to take favorable action upon measures for flood control in the Red River Valley watershed area.

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

**HOUSE CONCURRENT RESOLUTION "H"**

Introduced by Employment Committee

A Concurrent Resolution Providing and Designating House and Senate Employees and Naming and Fixing their Salaries:

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

- 1 That for and during this Thirty-fourth Legislative
- 2 Assembly the following named persons be employed and
- 3 appointed as officers and employees of the House and
- 4 of the Senate and shall be paid the compensation per
- 5 diem set opposite their respective names:

**HOUSE**

6	Kenneth L. Morgan, Chief Clerk.....	\$15.00
8	Gerald Stair, Assistant Chief Clerk.....	12.00
9	Ruth Smith, Desk Reporter.....	17.00
10	Oswald Kruisk, Sergeant-at-Arms.....	9.00
11	Hans Johnson, Asst. Sergeant-at-Arms.....	8.00
12	Arthur A. Herk, Bill Clerk.....	11.00
13	Lester Vanvig, Calendar Clerk.....	11.00
14	Edwin C. Becker, Jr., Enroll. & Engr. Clerk.....	10.00
15	Marjorie E. Daner, Asst. Enroll. & Engr. Clerk.....	10.00
16	Florence Nemer, Secretary to Speaker.....	11.00
17	Eleanor Vendt, Chief Stenographer.....	13.00
18	Beatrice S. Gass, Stenographer.....	11.00
19	Myrtle R. Sloan, Stenographer.....	11.00
20	Helen Youness, Stenographer.....	11.00
21	Wilma Cook, Legis. Research Com. Steno.....	11.00
22	Lawrence E. Watson, Com. Clerk.....	11.00
23	ElaNor Weber, Appropriations Com. Steno.....	11.00
24	Mrs. H. O. Saxvik, Postmistress.....	9.00
25	Ruth McCormick, Telephone Clerk.....	8.00
26	Kenneth Johnson, Page.....	8.00
27	Jeanne Dutt, Page.....	8.00
28	Helen Thompson, Page.....	8.00
29	Donald Fenne, Page.....	8.00
30	Miles Nelson, Head Mailing Clerk.....	10.00
31	John Sailer, Mailing Room Clerk.....	8.00
32	Joe Eisele, Doorkeeper.....	8.00
33	I. B. Rohrer, Doorkeeper.....	8.00
34	Daniel R. Twichell, Proofreader.....	9.00
35	Enola Eck, Proofreader.....	9.00
36	Carter Pendergast, Jr., Committee Clerk.....	9.00
37	S. K. Hougsjaa, Doorkeeper.....	8.00
38	George Lapica, Floor Clerk.....	8.00
39	Robert Simenson, Floor Clerk.....	8.00
40	Leo Leidholm, Committee Clerk.....	9.00
41	Earl D. Murray, Committee Clerk.....	9.00
42	Janice Hedman, Committee Clerk.....	9.00
43	Fred Wolff, Mailing Room Clerk.....	8.00

44	Albert W. Cook, Addressing Machine Clerk.....	8.00
45	E. T. Rohde, Bill Room Clerk.....	8.00
46	Alfred G. Sundfor, Mailing Room Clerk.....	8.00
47	Geo. F. Griffin, Mailing Room Clerk.....	8.00
48	Iver Kval, Mailing Room Clerk.....	8.00
49	E. O. Haugen, Bill Room Clerk.....	8.00
50	Walter D. Sundquist, Messenger to Governor.....	8.00
51	Edward J. Loon, Messenger to Senate.....	8.00
52	Ronald Johnson, Floor Clerk.....	8.00
53	Chas. Wollitz, Bill Room Clerk.....	8.00
54	Hans Okland, Mail Room Clerk.....	8.00
55	Lloyd E. Moug, Mail Room Clerk.....	8.00
56	Oscar G. Olson, Mail Room Clerk.....	8.00
57	Fred G. Schlenker, Mail Room Clerk.....	8.00
58	Metro Dolynik, Doorkeeper.....	8.00
59	Geraldine Smith, Mail Room Clerk.....	8.00
60	Helen Mann, Committee Clerk.....	9.00
61	Mrs. Joseph Fevold, Committee Clerk.....	9.00
62	George P. Braun, Mailing Room Clerk.....	8.00
63	Harold Dockter, Mailing Room Clerk.....	8.00
64	Mrs. Arthur Beaupre, Committee Clerk.....	9.00
65	A. W. Suckut, Floor Clerk.....	8.00
66	John L. Asplund, Night Watchman.....	8.00
67	SENATE	
68	Edward Leno, Secretary of the Senate.....	15.00
69	V. L. Gilbreath, Ass't. Sec'y of the Senate.....	12.00
70	Mrs. Vera M. Geng, Desk Reporter.....	17.00
71	Harrison Miller, Bill Clerk.....	11.00
72	Ludger Kadlec, Sergeant-at-Arms.....	9.00
73	Joe Davis, Ass't. Sergeant-at-Arms.....	8.00
74	Mrs. C. E. Murray, Sec'y to Lt. Governor.....	11.00
75	Mrs. P. J. Curtis, Enroll. & Engr. Clerk.....	12.00
76	Mrs. Anton A. Knoll, Enroll. & Engr. Clerk.....	10.00
77	Lorraine Wahl, Stenographer.....	11.00
78	Mrs. Wendelin Scherr, Stenographer.....	11.00
79	Mary Austin, Stenographer.....	11.00
80	Myrtle Steen, Appropriations Com. Stenographer.....	11.00
81	Henry Lundene, Proofreader.....	9.00
82	Stan Sharkey, Proofreader.....	9.00
83	Claudia M. McCulloch, Postmistress.....	9.00
84	Elmer M. Sundlie, Chart Room Chief Clerk.....	10.00
85	T. A. Crawford, Chart Room Clerk.....	8.00
86	R. M. Lundberg, Chart Room Clerk.....	8.00
87	Emery J. Cote, Calendar Clerk.....	11.00
88	Joe Coghlan, Committee Clerk.....	9.00
89	R. Paul Krenz, Committee Clerk.....	9.00
90	Ray Unzelman, Mailing Room Clerk.....	8.00
91	T. B. Etland, Mailing Room Clerk.....	8.00
92	Martin Kilwein, Bill Room Clerk.....	8.00
93	Mrs. Victoria Stucke, Bill Room Clerk.....	8.00
94	Lloyd Iverson, Bill Room Clerk.....	8.00
95	George Hegland, Mailing Room Clerk.....	8.00
96	Melvin Forthun, Mailing Room Clerk.....	8.00
97	C. S. Wiley, Committee Clerk.....	9.00
98	Norin Korsmo, Committee Clerk.....	9.00
99	Harvey Knudson, Jr., Committee Clerk.....	9.00
100	O. J. Saunders, Mailing Room Clerk.....	8.00
101	Christ Geier, Mailing Room Clerk.....	8.00
102	J. H. Engh, Committee Clerk.....	9.00
103	Fred A. Shipman, Messenger to Governor.....	8.00
104	Gerald Vincent, Messenger to House.....	8.00

105 Edna Mae Leno, Page.....	8.00
106 Verline Deloris Just, Page.....	8.00
107 James Klesalek, Page.....	8.00
108 Darrell Sorenson, Page.....	8.00
109 Nels Noben, Doorkeeper.....	8.00
110 J. B. Fisher, Doorkeeper.....	8.00
111 Jacob Albrecht, Doorkeeper.....	8.00
112 Ed Richter, Committee Room Attendant.....	8.00
113 John Lindeman, Committee Room Attendant.....	8.00
114 Reuben L. Olson, Committee Clerk.....	9.00
115 E. Wilson Willoughby, Cloak Room Attendant.....	8.00
116 J. R. Tangen, Supply Room Clerk.....	10.00
117 John N. Feist, Night Watchman.....	8.00
118 Echo Hamilton, Telephone Attendant.....	8.00
119 Lloyd B. Omdahl, Committee Clerk.....	11.00

Rep. Roen moved that House Concurrent Resolution "H" be printed in the House Journal and further action delayed one legislative day, which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 3

And the Speaker signed the same in the presence of the House.

The Speaker announced that the House would revert to the tenth order of business.

SECOND READING AND FINAL PASSAGE  
OF HOUSE BILLS

House Bill No. 506. 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.

Which has been read.

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:

Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Bjella	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brække	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer

Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	

Absent and not voting:

Adamsen	Hafner	Trydahl
Berntson	Snortland	

So the bill passed as amended and the title was agreed to.

Rep. Brown moved that the Speaker appoint a committee of three to meet with a like committee from the Senate to arrange for the Washington Day program when General Alfred M. Gruenther will appear on behalf of the Crusade for Freedom; and to also arrange for the Memorial Service, which motion prevailed and the Speaker appointed as such committee: Reps. Brown, Schuler and Lindberg.

Rep. Laske moved that the Motion on page 100 of the House Journal, which he made in reference to five hundred additional copies of the House Journal, be expunged from the record, which motion prevailed and the motion of Rep. Laske was ordered expunged.

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

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

KENNETH L. MORGAN, Chief Clerk.

## SIXTEENTH DAY

Bismarck, January 19, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. S. C. Taylor of the Church of the Nazarene, Bismarck, North Dakota.

Roll Call: All members present except: Rep. Trydahl.

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 fourteenth day after recess and the fifteenth day and find the same correct.

REP. SAUGSTAD, Chairman.

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

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 19, 1955

Mr. President: I have the honor to transmit:

House Bill No. 515

House Bill No. 574

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

KENNETH L. MORGAN, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 19, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "D"

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 19, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "F"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 19, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the President has signed.

EDWARD LENO, Secretary.

## FIRST READING OF SENATE RESOLUTION

Senate Concurrent Resolution "D". A Concurrent Resolution requesting the secretary of Agriculture of the United States to suspend acreage controls on durum wheat during 1955.

Was read the first time.

Rep. Nygaard moved that the rules be suspended, which motion prevailed.

Rep. Nygaard moved that Senate Resolution "D" be adopted, which motion prevailed, and Senate Resolution "D" was declared adopted.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 19, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Thursday, January 20, 1955, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

SIXTEENTH DAY AFTER RECESS  
AND SEVENTEENTH DAY

Bismarck, January 20, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

Rep. Miller presented a communication from the Nelson County Board of County Commissioners containing a resolution in regard to black stem rust and urging that the State Experiment Station be given sufficient funds to operate effectively, which was referred to the Committee on Agriculture.

Rep. Beede read a communication from the 7th and 8th grade students from New Leipzig thanking the legislature for the many courtesies extended to them during their visit to the legislature and saying that their visit will remain a pleasant memory for many years to come.

REPORTS OF STANDING COMMITTEES

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

House Concurrent Resolution "F"

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 506

And find the same correctly Engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 553, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Currie 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. 558, have had the same under consideration and recommend that the same be amended as follows:

Omitting everything after "A Bill" and inserting the following in lieu thereof: And renumber the lines.

AN ACT TO PROHIBIT THE FEEDING OF RAW GARBAGE TO SWINE IN NORTH DAKOTA AND TO PROVIDE FOR THE LICENSING AND REGULATION OF GARBAGE FEEDERS AND TO PROVIDE MINIMUM STANDARDS FOR THE OPERATION OF GARBAGE FEEDING ESTABLISHMENTS.

Whereas, vesicular exanthema, a virus disease of swine foreign to North Dakota has become widespread in the United States and threatens the swine industry; and

Whereas, the feeding of raw or untreated garbage is the chief source of the spread of this disease; and

Whereas, the feeding of raw or untreated garbage is the source of other infectious diseases such as hog cholera, brucellosis, tuberculosis and parasitic diseases of animals; and

Whereas, the feeding of raw or untreated garbage endangers public health by the transmission of viral, bacterial, trichinosis and other parasitic diseases to man; and

Whereas, the symptoms of vesicular exanthema cannot be distinguished from foot and mouth disease except by laboratory and animal inoculation; and

Whereas, vesicular exanthema might mask the symptoms of foot and mouth disease and thereby jeopardize the cattle industry.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Definitions: For the purpose of this act, the following words shall have the meanings as defined in this section:

(a) "Garbage" means animal and vegetable waste matter resulting from the handling, preparation, cooking and consumption of foods including animal carcasses or parts thereof.

(b) "Person" means the State, any municipality, political subdivision, institution, public or private corporation, individual, partnership, or other entity.

Section 3. Permit for Feeding Garbage to Swine:

(a) No person shall feed garbage to swine without first securing a permit from the Livestock Sanitary Board. Such permits shall be secured within 30 days after the effective date of this Act and shall be renewed on the first of July of each year.

(b) This order shall not apply to any person who feeds only his own household garbage.

Section 4. Application for Permit:

Any person desiring to obtain a permit to feed garbage to swine shall make written application therefor to the North Dakota Livestock Sanitary Board in accordance with the requirements of this act.



**Section 5. Revocation of permits:**

Upon determining that any person having had a permit issued under this Act, or who has applied for a permit hereunder, has violated or failed to comply with any of the provisions of this Act, or any of the other rules or regulations of the Livestock Sanitary Board, shall have his license revoked or refuse to issue a permit to an applicant therefor.

**Section 6. Cooking or Other Treatment:**

All garbage, regardless of previous processing shall, before being fed to swine, be thoroughly heated to at least 212 degrees F. for at least 30 minutes.

**Section 7. Inspection and Investigation; Maintenance of Records:**

(a) Any authorized representative of the North Dakota Livestock Sanitary Board shall have the power to enter at reasonable times upon any private or public property for the purpose of inspecting and investigating conditions relating to the treating of garbage to be fed to swine as required by this Act.

(b) In addition to the inspection of the proper sterilization of the garbage by agents of the Livestock Sanitary Board, the garbage feeding plant must be kept in a reasonably sanitary condition and any animals which may die and all garbage which is not consumed must be cleaned up and the place kept in as sanitary condition as is possible under the circumstances so as not to become a public nuisance.

(c) Any authorized representative of the North Dakota Livestock Sanitary Board may examine any records pertaining to the feeding of garbage to swine and the Livestock Sanitary Board can require maintenance of records relating to the operation of equipment for and procedure of treating garbage to be fed to swine. Such copies to be submitted to the North Dakota Livestock Sanitary Board.

**Section 8. Enforcement of the Act:**

The Livestock Sanitary Board is hereby charged with the administration and enforcement of the provisions of this Act. The State Veterinarian, by and with the consent of the Livestock Sanitary Board, shall have full power to cooperate with the United States Department of Agriculture, Agricultural Research Service, in the control and eradication of vesicular exanthema.

The State Veterinarian, by and with the consent of the Livestock Board, shall have full power to promulgate and enforce such rules and regulations that may hereafter be necessary to carry out the provisions of this Act.

**Section 9. Penalties:**

Any person, firm or corporation who shall knowingly violate any provision set forth in this Act or any rule or regulation duly established by the Livestock Sanitary Board, or any officer or inspector who shall wilfully fail to comply with any provisions of this Act shall be guilty of a misdemeanor and shall be fined or imprisoned, or both, in the discretion of the court.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

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

The Speaker announced that House Bill No. 558 would 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. 577, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Anderson of 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. 597, have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Stockman 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. 584, have had the same under consideration and recommend that the same do pass.

REP. ENGEN, Chairman.

Rep. Esterby moved that the report be adopted.

Rep. Hegge moved a substitute motion that House Bill No. 584 be returned to the Committee on General Affairs which motion prevailed.

Mr. Speaker: Your Committee on General Affairs, to whom was referred House Concurrent Resolution "C", have had the same under consideration and recommend that the same be amended as follows:

Insert the word "Memorial" after the words "Four Bears" in the following places: The title and lines 5, 11, and 19. To read "Four Bears Memorial Bridge".

And renumber lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

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

The Speaker announced that House Concurrent Resolution "C" would be considered in the sixth order of business on the next legislative day.

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "B"

House Resolution No. 3

Were delivered to the Secretary of State for his approval at the hour of 1:25 o'clock p.m., January 20, 1955.

REP. FRISTAD, Chairman.

#### SIXTH ORDER OF BUSINESS

Rep. Baker moved that the amendments to House Bill No. 563, as recommended by the Committee on Judiciary and printed on page 114 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh asked unanimous consent to further amend House Bill No. 563, which consent was given.

Rep. Gefreh moved that House Bill No. 563 be further

amended by renumbering the lines and striking out the brackets, which motion prevailed.

FIRST READING OF HOUSE BILLS  
AND RESOLUTIONS

Reps. Saumur and Wolf introduced:

House Bill No. 610. A Bill for an Act to provide for the licensing and bonding of Mobile Home Dealers; to provide for the licensing of Mobile Homes; to exempt from taxation Mobile Homes licensed or carrying a dealer's tag for the current year; to provide for safety devices and regulations in the operation of Mobile Homes; to provide for the size of Mobile Homes; to provide for the suspension and revocation of Dealer's Licenses and for penalties; and repealing all Acts in conflict herewith.

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

Reps. Rose and Lindberg introduced:

House Bill No. 611. A Bill for an Act to amend and reenact section 11-3201 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to World War memorials; providing for maintenance of such memorials, authorizing agreements with public or private non-profit agencies or corporations for such purpose, and declaring an emergency.

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

Reps. Scott, Sortland and McLain introduced:

House Bill No. 612. A Bill for an Act to amend and reenact section 36-2301 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to inspections by the livestock sanitary board.

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

Rep. Power introduced:

House Bill No. 613. A Bill for an Act relating to the payment of publication costs in school district reorganization proceedings.

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

Reps. Schuler, Schmalenberger, Rohde, Mollet and Lynch introduced:

House Bill No. 614. A Bill for an Act making an appropriation for the purpose of paying a deficiency in the operating fund of the state hail insurance department for the period beginning January 1, 1955, and ending June 30, 1955, and declaring an emergency.

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

Reps. Anderson of Eddy-Foster, Currie and Erickson of Burke-Divide introduced:

House Bill No. 615. A Bill for an Act to amend and reenact section 26-2214 of the North Dakota Revised Code of 1943 relating to applications to county auditors and agents of insurance commissioner; duties of auditor.

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

Reps. Baldwin, Simonson (9th) and Brooks introduced:

House Bill No. 616. A Bill for an Act to amend and reenact subsection 9 of section 65-0102 of the North Dakota Revised Code of 1943, providing that any condition or impairment of health of municipal paid firemen in the state of North Dakota caused by tuberculosis, hypertension, or heart disease, resulting in total or partial disability, shall be presumed to have been suffered in line of duty.

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

Rep. Poling introduced:

House Bill No. 617. A Bill for an Act to amend and reenact section 57-0210 of the North Dakota Revised Code of 1943, relating to lands exempt from taxation, and declaring an emergency.

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

Rep. Brooks introduced:

House Bill No. 618. A Bill for an Act relating to negligent homicide, defining the crime, and providing for a penalty and revocation of driving privilege.

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

Reps. Beede and Nygaard introduced:

House Concurrent Resolution "I". A Concurrent Resolution to permit the Bismarck Association for the Handicapped to use memorial hall for the sale of goods manufactured by handicapped persons.

Rep. Beede moved that the rules be suspended, which motion prevailed.

Rep. Beede moved that House Concurrent Resolution "I" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Beede moved that House Concurrent Resolution "I" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "I"

Introduced by Representatives Beede and Nygaard

A concurrent resolution to permit the Bismarck Association for the Handicapped to use memorial hall for the sale of goods manufactured by handicapped persons.

- 1 WHEREAS, many handicapped persons are extremely
- 1a pro-
- 2 ficient and artistic in handicraft of jewelry, leather
- 2a goods,
- 3 paintings, and other goods and wares, but are unable
- 3a easily
- 4 to gain a selling outlet for these handicrafts; and
- 5 WHEREAS, sale of such handicrafts not only promotes
- 6 the spirit of well-being and independence of
- 6a handicapped
- 7 people, but materially promotes their self-support; and
- 8 WHEREAS, the Bismarck Association for the
- 8a Handicapped
- 9 is dedicated to aid, support, and promotion of the
- 9a welfare
- 10 of handicapped persons, which is a most praiseworthy

10a aim,  
 11 worthy of support; and  
 12 WHEREAS, the Bismarck Association for the  
 12a Handicapped  
 13 wishes to utilize the premises of memorial hall in the  
 14 capitol building for handicapped persons to sell their  
 15 handicrafts for two days during the month of February,  
 15a 1955;  
 16 and  
 17 WHEREAS, under the ruling of the board of  
 17a administra-  
 18 tion, a concurrent resolution must be passed in order for  
 19 outside agencies to obtain the use of said memorial hall;  
 20 NOW, THEREFORE, BE IT RESOLVED BY THE  
 20a HOUSE  
 21 OF REPRESENTATIVES OF THE STATE OF  
 21a NORTH DAKOTA,  
 22 THE SENATE CONCURRING THEREIN:  
 23 That the board of administration is hereby requested to  
 24 give permission to the Bismarck Association for the  
 24a Handi-  
 25 capped to utilize the premises of memorial hall in the  
 26 capitol building for handicapped persons to sell their  
 28 handicrafts on two selected days during the month of  
 29 February, 1955.  
 30 BE IT FURTHER RESOLVED that the chief clerk of  
 31 the House of Representatives be requested to send one  
 31a copy  
 32 of this concurrent resolution to the secretary of the  
 32a board  
 33 of administration of the state of North Dakota.

#### REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 549, have had the same under consideration and recommend that the same be amended as follows:

In section 1 line 6 after the word "division". Strike out the balance of line 6 and all of line 7 and insert in lieu thereof the following:

The laboratories commission shall appoint a chief inspector who shall be an attorney at law and shall be designated by the attorney general as a special assistant attorney general, such special assistant attorney general shall be paid such compensation as the commission shall direct out of the appropriation made to the laboratories commission therefor. Such inspector shall sit as a referee at all license revocation or suspension hearings as in this act provided. And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

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

The Speaker announced that House Bill No. 549 would 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. 550, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 551, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

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

House Bill No. 536. 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 construction fund in the state treasury.

Which has been read.

### 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:

Adamsen	Gefreh	Paulson
Anderson, Cass	George	Petterson
Anderson, Eddy-	Goebel	Poling
Foster	Gress	Power
Anderson, Richl'nd	Gumeringer	Renfrow
Baker	Hafner	Rickford
Baldwin	Hammer	Roen
Balerud	Haugland	Rohde
Beede	Hegge	Rolfsrud
Benson	Heimes	Rosberg
Berntson	Heller	Rose
Bjella	Hoffer	Saugstad
Bratcher	Hofstrand	Saumur
Brekke	Homelvig	Schmallenberger
Brooks	Hornbacher	Schmidt
Brown	Kjos	Schuler
Bye	Kloster	Scott
Christopher	Knudsen, LaMoure	Simenson, 10th
Currie	Knudsen, Morton	Simonson, 9th
Dahlund	Langseth	Snortland
Davis	Larson	Snow
Dewey	Laske	Sommer
Dunlop	Lee	Sortland
Einarson	Leet	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wicks
Frank	Nygaard	Wolf
Fristad	Olson	Ziegler
Gagnum	Overbo	Mr. Speaker
Absent and not voting:		
Dick	Solberg	Thompson, M'Lean
Isakson	Sorlie	Trydahl
Kitzmann	Thompson, Burl'gh	Wambheim
Lindberg		

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the courtesy of the floor be extended to the county superintendents of North Dakota who are in convention here at this time, which motion prevailed.

Rep. Ettestad moved that the courtesy of the floor be extended to the seventeen pupils of the Balfour grade school, together with their teacher and drivers, which motion prevailed.

Rep. Berntson moved that the courtesy of the floor be extended to Supt. A. G. Strand, Supt. Frank Smith, Joy Penas, Alex Meagher and Norman Larson, which motion prevailed.

Rep. Poling moved that the courtesy of the floor be extended to Helen C. Jacobson, County Supt. of Schools of Williams County, which motion prevailed.

Rep. Roen moved that House Concurrent Resolution "H" as printed on page 116 of the House Journal be adopted.

#### ROLL CALL

The question being on the motion of Rep. Roen that House Concurrent Resolution "H" be adopted, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Richl'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rohde
Balerud	Hegge	Rolfstrud
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brekke	Hornbacher	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudsen, Morton	Sortland
Dahlund	Langseth	Snow
Davis	Larson	Sommer
Dewey	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wicks
Frank	Nygaard	Wolf
Fristad	Olson	Ziegler
Gagnum	Overbo	Mr. Speaker
Gefreh	Paulson	

Absent and not voting:

Dick	Solberg	Trydahl
Isakson	Sorlie	Wambheim
Lindberg	Thompson, Burl'gh	

So the motion of Rep. Roen was declared carried and House Concurrent Resolution "H" was adopted.

Rep. Roen moved that the vote by which House Concurrent Resolution "H" 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 Concurrent Resolution "F"

And the Speaker signed the same in the presence of the House.

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

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

KENNETH L. MORGAN, Chief Clerk.

#### SEVENTEENTH DAY

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. S. C. Taylor of the Church of the Nazarene, Bismarck, North Dakota.

Roll Call: All members present except Reps. Dick, Lindberg, Solberg, Thompson of Burleigh, Trydahl 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 fifteenth day after recess and the sixteenth day and recommends that the same be corrected as follows:

Page 116, line 11 of House Concurrent Resolution "H" correct the spelling of "Arms".

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, January 20, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "F"

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

KENNETH L. MORGAN, Chief Clerk.



House Chamber  
Bismarck, January 20, 1955

Mr. President: I have the honor to transmit:

House Bill No. 506

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 20, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H"

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

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 20, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "F"

Senate Bill No. 3

Senate Bill No. 9

Senate Bill No. 10

Senate Bill No. 11

Senate Bill No. 12

Senate Bill No. 19

Senate Bill No. 31

Senate Bill No. 32

Senate Bill No. 37

Senate Bill No. 45

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 20, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 20, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "G"

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

EDWARD LENO, Secretary.

#### FIRST READING

#### OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "G". A Senate Concurrent Resolution inviting the Governor and members of the South Dakota Legislative Assembly to meet with similar representatives of the state of North Dakota to explore possibilities of cooperation in the training of the blind.

Was read for the first time.

Rep. Beede moved that the rules be suspended, which motion prevailed.

Rep. Beede moved that Senate Concurrent Resolution "G" be adopted, which motion prevailed.

Rep. Beede moved that the Chief Clerk of the House be instructed to return Senate Concurrent Resolution "G" to the Senate, as soon as possible, which motion prevailed.

**MESSAGE TO THE SENATE**

House Chamber  
Bismarck, January 20, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "G"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Friday, January 21, 1955, which motion prevailed, and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

SEVENTEENTH DAY AFTER RECESS  
AND EIGHTEENTH DAY

Bismarck, January 21, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A letter was received from the Williston AA Society of 25 members urging an appropriation to carry on the program of the Commission on Alcoholism, which was referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

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

House Bill No. 563

And find the same correctly engrossed.

REP. SIMENSON, Vice-Chairman.

Rep. Mollet 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:

House Concurrent Resolution "E"

And find the same correctly enrolled.

REP. SIMENSON, Vice-Chairman.

Rep. George 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. 510, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, 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. 511, have had the same under

consideration and recommend that the same be amended as follows:

In line 3 of the bill, after the words "the sum of", strike out the figure \$11,400.00, and insert the figure \$15,000.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 511 would 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. 533, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Richland 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. 586, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Link 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. 587, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad 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. 588, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Brekke 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. 589, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the amendments to House Bill No. 549 as recommended by the Committee on State and Federal Government and printed on page 127 of the House Journal, be adopted, which motion prevailed.

Rep. Laske moved that House Bill No. 558 be referred back to the Committee on Agriculture, which motion prevailed.

Rep. Rohde moved that the amendments to House Concurrent Resolution "C", as recommended by the Committee on General Affairs and printed on page 124 of the House Journal, be adopted, which motion prevailed.

## FIRST READING OF HOUSE BILLS

Reps. Brown and Sorlie (by request) introduced:

**House Bill No. 619.** A Bill for an Act to amend and reenact subsection 3 of section 11-1010 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to salaries of county officers and declaring an emergency and making the provision of this Act retroactive to January 1, 1955.

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

Reps. Davis and Mueller introduced:

**House Bill No. 620.** A Bill for an Act to amend and reenact section 27-0740 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to filing fees in county courts.

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

Reps. Snortland and Baker introduced:

**House Bill No. 621.** A Bill for an Act to amend and reenact section 15-2508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to employment of teachers.

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

Reps. Saugstad, Bratcher and Einarson introduced:

**House Bill No. 622.** A Bill for an Act providing for the control of weeds; creating a state weed commission within the department of agriculture and labor; providing for municipal, township, district, and county organization and expenditure of money for control and eradication of noxious weeds; fixing responsibility for weed control on public lands and roads; providing for enforcement of the weed program and appropriation to the state weed board; and repealing all sections of chapters 63-01 and 63-02 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto, except section 63-0116 of the 1953 Supplement.

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

Reps. Hofstrand and Fine introduced:

**House Bill No. 623.** A Bill for an Act to amend and reenact section 15-3409 of the North Dakota Revised Code of 1943, relating to transportation or maintenance of pupils on discontinuance of a high school, and authorizing a levy for such purposes.

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

Rep. Hegge introduced:

**House Bill No. 624.** A Bill for an Act relating to the establishment and operation of conciliation and small debtors courts.

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

Rep. Erickson of Burke-Divide introduced:

**House Bill No. 625.** A Bill for an Act limiting the meaning of mineral rights or royalties when used in instruments of conveyance or lease.

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

Reps. Anderson of Eddy-Foster and Roen (by request) introduced:

**House Bill No. 626.** A Bill for an Act to amend and reenact sections 36-0108, 36-1513, 36-1514, and 36-1515 of the North Dakota Revised Code of 1943, relating to bang's disease and to provide for bang's disease vaccination by technicians and owners.

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

Reps. Larson and Thompson of Burleigh introduced:

**House Bill No. 627.** A Bill for an Act to vacate the plat of Capitol Park platted by the Capitol Commission by virtue of the provisions of Chapter 104, Laws of Dakota Territory for 1883, said plat being a plat of the present Capitol grounds, providing for a limitation of time for all claimants to object to such vacation and providing for the repeal of any act or part of any act in conflict herewith.

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

Reps. Sortland, Scott and Strand introduced:

**House Bill No. 628.** A Bill for an Act to authorize county commissioners to provide for or furnish clerical assistance to supervisors of soil conservation districts.

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

Rep. Roen moved that the Senate be requested to return House Concurrent Resolution "H", which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "E"

And the Speaker signed the same in the presence of the House.

#### SECOND READING AND FINAL PASSAGE OF HOUSE BILLS

Rep. Nygaard moved that House Bills No. 550 and No. 551 be laid over until Monday, which motion prevailed.

**House Bill No. 553.** A Bill for an Act making an appropriation for the purpose of defraying expenses of the final two years of a four-year soil reconnaissance survey and land classification program to facilitate rural land assessment.

Which has been read.

#### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen

Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Langseth	Snow
Dahlund	Larson	Solberg
Dewey	Laske	Sommer
Dunlop	Leet	Sorlie
Einarson	Lindberg	Sortland
Erickson, Bottin'au	Link	Spitzer
Erickson, Burke- Divide	Lynch	Sticka
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Fine	McLain	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker

Absent and not voting:

Currie	Knudson, Morton	Stockman
Davis	Lee	Strand
Dick	Miller	Strege
Engen	Petterson	Trydahl
Fristad	Snortland	Wicks

So the bill passed and the title was agreed to.

Rep. Beede moved that the House reconsider the action by which House Bill No. 553 was passed, which motion prevailed.

Rep. Beede moved that House Bill No. 553 be referred to the Committee on Appropriations, which motion prevailed and the bill was ordered referred to the Committee on Appropriations.

**House Bill No. 563.** A Bill for an Act to amend and reenact section 27-1603 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the compensation of juvenile commissioners.

Which has been read.

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:

Adamsen	Goebel	Overbo
Anderson, Cass	Gress	Paulson
Anderson, Eddy- Foster	Gumeringer	Poling
Anderson, Rich'nd	Hafner	Power
	Hammer	Renfrow

Baker	Haugland	Rickford
Baldwin	Hegge	Rohde
Balerud	Heimes	Rolfsrud
Beede	Heller	Rosberg
Benson	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Dahlund	Langseth	Solberg
Dewey	Larson	Sommer
Dunlop	Laske	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Vinje
Frank	Mollet	Wambheim
Gagnum	Mueller	Wicks
Gefreh	Nygaard	Wolf
George	Olson	Mr. Speaker

## Absent and not voting:

Currie	Lee	Stockman
Davis	Petterson	Strand
Dick	Roen	Strege
Fleenor	Saumur	Trydahl
Fristad	Snortland	Ziegler
Knudson, Morton		

So the bill passed, as amended, and the title was agreed to.

Rep. Gefreh moved that the title of House Bill No. 563 be amended as follows: after the last word in the title, "commissioners", strike out the period and add the following words: "and providing for a reporter or an assistant and their compensation", which motion prevailed.

House Bill No. 577. A Bill for an Act to amend and reenact section 21-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against a county.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Goebel	Paulson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Rich'nd	Hammer	Rickford
Baker	Haugland	Roen
Baldwin	Hegge	Rohde



Balerud	Heimes	Rolfsrud
Beede	Heller	Rosberg
Benson	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Dewey	Larson	Sorlie
Dunlop	Laske	Sortland
Einarson	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Thompson, Burl'gh
Erickson, Burke- Divide	Lynch	Thompson, M'Lean
Esterby	Magnuson	Tollefson
Ettestad	Mahlmann	Tough
Fine	McLain	Vinje
Fleenor	Miller	Wambheim
Frank	Mollet	Wicks
Gagnum	Mueller	Wolf
Gefreh	Nygaard	Ziegler
George	Olson	Mr. Speaker
Absent and not voting:	Overbo	
Davis	Pettersen	Strand
Dick	Saumur	Strege
Fristad	Snortland	Trydahl
Lee	Stockman	

So the bill passed and the title was agreed to.

**House Bill No. 597.** A Bill for an Act to require the state board of administration to advertise for bids for coal and other supplies for the soldiers' home, upon the request of the board of trustees thereof, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Goebel	Paulson
Anderson, Cass	Gress	Poling
Anderson, Eddy- Foster	Gumeringer	Power
Anderson, Richl'nd	Hafner	Renfrow
Baker	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Heimes	Rolfsrud
Benson	Heller	Rosberg
Berntson	Hoffer	Rose
Bjella	Hofstrand	Saugstad
Bratcher	Homelvig	Saumur
Brekke	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
	Kitzmann	Schuler

Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dunlop	Leet	Sortland
Einaron	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Vinje
Fine	Mollet	Wambheim
Fleenor	Mueller	Wicks
Frank	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker
George		
Absent and not voting:		
Currie	Lee	Stockman
Dick	Petterson	Strand
Fristad	Snortland	Strege
Knudson, Morton	Snow	Trydahl

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

Rep. Adamsen moved that the Chair appoint a committee of three to meet with a like committee from the Senate to arrange for a joint session of the House and Senate for a program to commemorate Lincoln's birthday on February 12, 1955, and Boy Scout Week, which motion prevailed and the Speaker appointed as such committee, Rep. Adamsen, Thompson of Burleigh and Goebel.

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

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

KENNETH L. MORGAN, Chief Clerk.

## EIGHTEENTH DAY

Bismarck, January 21, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. S. C. Taylor of the Church of the Nazarene, Bismarck, North Dakota.

Roll Call: All members present except Reps. Currie, Davis, Dick, Fristad, Knudson, Lee, Petterson, Snortland, Stockman, Strand, Strege, and Trydahl.

Rep. Nygaard moved that the courtesy of the floor be extended to former member of the House, Roy Holand of LaMoure, N. D. and that a committee of two be appointed to escort Mr. Holand to the rostrum, which motion prevailed and the Speaker appointed as such committee, Reps. Knudsen and Rickford.

## MESSAGES TO THE SENATE

House Chamber  
Bismarck, January 21, 1955

Mr. President: I have the honor to transmit:  
House Concurrent Resolution "I"

House Bill No. 536

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 21, 1955

Mr. President: I have the honor to request the return of House Concurrent Resolution "H".

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 21, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 21, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed Reps. Adamsen, Thompson of Burleigh and Goebel to act with a like committee from the Senate to arrange for a joint session on Lincoln's Birthday and Boy Scout Week.

KENNETH L. MORGAN, 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 sixteenth day after recess and seventeenth day and recommends that the same be corrected as follows:

Page 130, lines 6 and 8, change the letter "G" to "H".

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 21, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 16

Senate Bill No. 17

Senate Bill No. 22

Senate Bill No. 29

Senate Bill No. 38

Senate Bill No. 43

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 21, 1955

Mr. Speaker: I have the honor to transmit:  
Senate Concurrent Resolution "D"  
Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, January 21, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "F"  
Which the President has signed.

EDWARD LENO, Secretary.

#### FIRST READING OF HOUSE BILLS

Reps. Beede and Gefreh introduced:

**House Bill No. 629.** A Bill for an Act to provide for appeal from orders of the Insurance Commissioner and declaring an emergency.

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

Reps. Saugstad, Balerud and Simonson (9th) introduced:

**House Bill No. 630.** A Bill for an Act to amend and reenact section 16-1008 of the North Dakota Revised Code of 1943 relating to nomination and appointment of judges of elections.

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

Rep. Adamsen introduced:

**House Bill No. 631.** A Bill for an Act to amend and reenact Section 57-2226 of the North Dakota Revised Code of 1943, relating to deduction of personal property taxes from salaries and claims against public funds.

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

Rep. Adamsen introduced:

**House Bill No. 632.** A Bill for an Act to amend and reenact Section 48-0214 of the North Dakota Revised Code of 1943, relating to retention of money on public contracts.

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

Rep. Adamsen introduced:

**House Bill No. 633.** A Bill for an Act to amend and reenact Section 43-0712 of the North Dakota Revised Code of 1943, relating to bids, licenses of contractors, and issuance of contracts, and providing for voidance of contracts for violation.

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

The Speaker called Rep. Brown to the Chair.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 545, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Wolf 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. 559, have had the same under consideration and recommend that the same be amended as follows:

Strike out line 5 in its entirety.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Acting Speaker announced that House Bill No. 559 would 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. 572, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. George 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. 573, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

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

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 21, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "H"

Which the House has requested.

EDWARD LENO, Secretary.

Rep. Baker moved that the House reconsider the action by which House Concurrent Resolution "H" was passed, which motion prevailed.

Rep. Roen moved that House Concurrent Resolution "H" be amended as follows:

"House Journal, page 116 line 14 change Edwin Becker from \$10.00 to \$11.00, and in line 15 change Marjorie Daner from \$10.00 to \$11.00.

In line 75, page 117, add Payroll Clerk to Enrolling and Engrossing Clerk, Mrs. P. J. Curtis from \$12.00 to \$13.00.

In line 76, change Mrs. Anton A. Knoll from \$10.00 to \$11.00, and renumber the lines accordingly." The motion of Rep. Roen prevailed.

Rep. Nygaard moved that the rules be suspended and the House Resolution "H" be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### SECOND READING AND FINAL PASSAGE OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "H". A Concurrent Resolution providing and designating House and Senate Employees and naming and fixing their salaries.

Which had been read.

## ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Eddy-	Goebel	Poling
Foster	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Dahlund	Langseth	Solberg
Dewey	Larson	Sommer
Dunlop	Laske	Sorlie
Einarson	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
Absent and not voting:		
Anderson, Cass	Knudson, Morton	Snortland
Currie	Lee	Stockman
Davis	Leet	Strand
Dick	Petterson	Strege
Fristad	Power	Trydahl
Gress	Rohde	Mr. Speaker
Heimes		

So House Concurrent Resolution "H" was declared adopted, as amended.

Rep. Roen moved that the vote by which House Concurrent Resolution "H" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber

Bismarck, January 21, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed Reps. Brown, Schuler, and Lindberg as a committee to act with a like committee from the Senate to arrange for a Washington Day program.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., January 22, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

EIGHTEENTH DAY AFTER RECESS  
AND NINETEENTH DAY

Bismarck, January 22, 1955

The House reconvened at 1:30 p.m. with Acting Speaker Brown presiding.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "F"

Has been delivered to the Secretary of State for his approval.

REP. SIMENSON, Vice-Chairman.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following Resolutions:

House Concurrent Resolution "C"

House Concurrent Resolution "H"

And find the same correctly engrossed.

REP. SIMENSON, Vice-Chairman.

Rep. Simenson 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:

House Bill No. 549

House Bill No. 563

And find the same correctly engrossed.

REP. SIMENSON, Vice-Chairman.

Rep. Simenson 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. 540, have had the same under consideration and recommend that the same be amended as follows:

In line 182 delete the word "and" and insert after the word "driving" a comma and then the words "and negligent homicide" before the word "shall".

In line 509 delete the word "three" and insert the word "four" in lieu thereof.

Between the lines 562 and 563 insert lines 562a, 562b, and 562c as follows:

562a 4. The driver of any vehicle traveling at an unlawful

562b speed shall forfeit any right of way which he other-

562c wise might have under the provisions of this Act.

In line 831 delete the word "ten" and insert the word "fifteen" in lieu thereof.

In line 842 delete the words "fifteen hundred" and insert the words "one thousand three hundred and twenty" in lieu thereof.

In line 852 after the end of the sentence add the sentence: "No person shall drive any vehicle past any human flagman at a railroad crossing until the flagman signals that the way is clear to proceed." and number the additional lines 852a, 852b, and 852c as needed.

In line 859 delete the word "ten" and insert the word "fifteen" in lieu thereof.

In line 869 delete the word "ten" and insert the word "fifteen" in lieu thereof.

In line 966 delete the word "fifteen" and insert the word "ten" in lieu thereof.

In line 969 delete the word "ten" and insert the word "fifteen" in lieu thereof.

In line 977 delete the word "twenty" and insert the word "fifteen" in lieu thereof.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 540 would 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. 546, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Leet 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. 561, have had the same under consideration and recommend that the same be amended as follows:

Delete line 42 and insert the following in lieu thereof; a. Not more than 100 square feet of. Deleting from line 43 "three dollars" and inserting the following in lieu thereof; "four dollars". And deleting lines 44 through 46. And re-number lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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



The Speaker announced that House Bill No. 561 would be considered in the sixth order of business on the next legislative day.

#### SIXTH ORDER OF BUSINESS

Rep. Sticka moved that the amendments to House Bill No. 511, as recommended by the Committee on Appropriations and printed on page 133 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that House Bill No. 559 be amended as follows: In the title of the original bill, strike out all of line 5 and the word "thousand" in the sixth line, which motion prevailed.

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

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

KENNETH L. MORGAN, Chief Clerk.

#### NINETEENTH DAY

Bismarck, January 22, 1955

The House convened at 2:00 p.m. with Acting Speaker Brown presiding.

Prayer by Rev. Carsten Brien of the First Lutheran Church of Mandan, North Dakota.

Rep. Nygaard moved that the House do now recess until 1:00 p.m., Monday, January 24, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

NINETEENTH DAY AFTER RECESS  
AND TWENTY-FIRST DAY

Bismarck, January 24, 1955

The House reconvened at 1:00 p.m. with Acting Speaker Brown presiding.

The Acting Speaker announced that the House would be on the second order of business.

Speaker Fitch resumed the Chair.

Roll Call: All members present except Reps. Dick, Kitmann and Trydahl.

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 seventeenth day after recess and eighteenth day and recommend that the same be corrected as follows:

Page 141, line 5, change "J" to "I" and line 41, strike the words "and the"

And when so corrected recommends that the same be approved.

REP. ZIEGLER, Acting Chairman.

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

## PETITIONS AND COMMUNICATIONS

A communication, with several resolutions, which were received from the Theodore Roosevelt Memorial Park Committee of the Greater North Dakota Association which met in Dickinson, North Dakota on January 19, 1955, and which requested roadway surveys in points of interest in the park and adjacent areas, was referred to the Committee on Appropriations.

## MESSAGE TO THE SENATE

House Chamber

Bismarck, January 22, 1955

Mr. President: I have the honor to transmit:

House Bill No. 577

House Bill No. 597

House Concurrent Resolution "H"

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

KENNETH L. MORGAN, Chief Clerk.

## REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Labor Relations, to whom was referred House Bill No. 571, have had the same under consideration and recommend that the same do pass.

REP. BAKER, Chairman.

Rep. Erickson (Burke-Divide) moved that the report be adopted, which motion prevailed and the report was adopted.

## SIXTH ORDER OF BUSINESS

Rep. Leet moved that the amendments to House Bill No. 540, as recommended by the Committee on Transportation and printed on page 145 of the House Journal, be adopted, which motion prevailed.

Rep. Heimes moved that the amendments to House Bill No. 561, as recommended by the Committee on Industry and Business and printed on page 146 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS  
AND A RESOLUTION

Reps. Rohde, Mollet and Baldwin introduced:

**House Bill No. 634.** A Bill for an Act to amend and reenact section 40-1904 of the North Dakota Revised Code of 1943 relating to the compensation of city and village assessors.

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

Reps. Rohde and Baldwin introduced:

**House Bill No. 635.** A Bill for an Act to amend and reenact section 57-5005 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to motor vehicle fuel tax refunds to the state and political subdivisions.

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

Reps. Nygaard and Paulson introduced:

**House Bill No. 636.** A Bill for an Act to authorize the state fire marshal to prescribe uniform regulations for safety in the design, construction, location, installation and operation of equipment for storing, handling, transporting by tank-truck or tank-trailer and the utilizing of liquefied petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquefied petroleum gas containers and to prohibit the refilling or use of such containers without authorization by the owner thereof; providing for licensing of dealers; making an appropriation, and providing for penalty.

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

The Committee on State and Federal Government introduced:

**House Bill No. 637.** A Bill for an Act to repeal chapter 36-03 of the North Dakota Revised Code of 1943, relating to the registration of stallions.

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

Reps. Nygaard, Paulson and Bye introduced:

**House Bill No. 638.** A Bill for an Act relating to licensing and regulation of transient merchants doing business by auction or otherwise, and repealing chapter 51-04 of the North Dakota Revised Code of 1943 and sections 51-0401 and 51-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Reps. Hofstrand and Link introduced:

**House Bill No. 639.** A Bill for an Act to amend and reenact sections 15-5314 and 15-5316 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to reorganization of school districts.

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

Reps. Larson, Hofstrand and Leet introduced:

**House Bill No. 640.** A Bill for an Act to prohibit the offering or giving of commissions, fees or rewards to the agent of any school or school district for or on account of the purchase of any school books, furniture or other supplies for the use of such school, school district, employees thereof, or students, and to provide a penalty.

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

Reps. Power and Langseth introduced:

**House Bill No. 641.** A Bill for an Act to amend and reenact section 4-0227 of the North Dakota Revised Code of 1943, relating to county fair associations and tax levies therefor.

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

Reps. Roen, Snow and Homelvig introduced:

**House Bill No. 642.** A Bill for an Act to amend and reenact subsection 2 of section 10-1520 of the North Dakota Revised Code of 1943, relating to increase of permissive surplus of corporations organized under provisions of chapter 10-15 of the North Dakota Revised Code of 1943, as amended.

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

Reps. Strand, Isakson and Berntson introduced:

**House Bill No. 643.** A Bill for an Act relating to levy of taxes in reorganized school districts, and permitting adjustment of the tax burden equitably between merged rural and urban areas.

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

Reps. Lynch and Leet introduced:

**House Bill No. 644.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a secondary highway system.

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

Reps. Langseth and Vinje introduced:

**House Bill No. 645.** A Bill for an Act to require a full market value reappraisal of real property at least once every five years.

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

Rep. Nygaard introduced:

**House Memorial Resolution No. 2.** A Memorial Resolution extending condolences to Representative Lawrence Dick upon the death of his brother.

Was read the first time.

Rep. Nygaard moved that the rules be suspended and that House Memorial Resolution No. 2 be adopted, which motion prevailed.

Rep. Nygaard moved that House Memorial Resolution No. 2 be printed in the House Journal, and not printed in bill form, which motion prevailed.

#### HOUSE MEMORIAL RESOLUTION NO. 2

Introduced by Rep. Nygaard.

A Memorial Resolution extending condolences to Representative Lawrence Dick upon the death of his brother.

1 WHEREAS, it has come to the attention of the  
 2 House of Representatives that grief and sorrow have  
 3 entered the family of our colleague, Representative  
 4 Lawrence Dick, by reason of the recent death of his  
 5 brother William; and  
 6 WHEREAS, Representative Dick is held in the  
 6a highest  
 7 esteem by the members of this body; who share with  
 7a him  
 8 the sorrow brought to him at this time;  
 9 NOW, THEREFORE, BE IT RESOLVED BY THE  
 9a HOUSE  
 10 OF REPRESENTATIVES OF THE STATE OF  
 10a NORTH DAKOTA:  
 11 That in this time of distress we extend our sincerest  
 12 sympathies and condolences to Representative Dick and  
 13 the members of his family.  
 14 BE IT FURTHER RESOLVED that this resolution  
 14a be  
 15 printed in the journal and an enrolled copy be presented  
 16 to our colleague, Representative Dick.

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 "D"

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, January 24, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E"

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 24, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 14  
Senate Bill No. 24  
Senate Bill No. 28  
Senate Bill No. 36  
Senate Bill No. 39  
Senate Bill No. 42  
Senate Bill No. 44  
Senate Bill No. 52

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 24, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a committee to act with a like committee from the House, Senators: Davis, Schmit and Kieley to arrange for a joint ceremony in honoring Lincoln's birthday and Boy Scout Week.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 24, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a committee to act with a like committee from the House, Senators: Rue, Thomas and Davis to arrange for a joint session observing Washington's birthday.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 514  
House Bill No. 522  
House Concurrent Resolution "I"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 24, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "G"

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

EDWARD LENO, Secretary.

The Speaker announced that the House would revert to the tenth order of business.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 510. A Bill for an Act providing an appropriation for the paying of salary, clerkhire, travel and

general expenses of the office of Commissioner of Veterans' Affairs.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dunlop	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel	Petterson	

Absent and not voting:

Christopher	Hofstrand	Stockman
Dick	McLain	Thompson, M'Lean
Einarson	Power	Trydahl
Gagnum	Rohde	

So the bill passed and the title was agreed to.

House Bill No. 511. A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dunlop	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel	Petterson	

Absent and not voting:

Dick	Hofstrand	Thompson, M'Lean
Einarson	Rohde	Trydahl
Gagnum	Snortland	

So the bill passed and the title was agreed to.

House Bill No. 533. \*A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg



Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simenson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dunlop	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wicks
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker
	Petterson	

Absent and not voting:

Dick	Hofstrand	Thompson, M'Lean
Einarson	Rohde	Trydahl
Gagnum	Snortland	

So the bill passed and the title was agreed to.

House Bill No. 545. A Bill for an Act permitting school districts to make contracts for joint employment of qualified driver education instructors and equipment.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy- Foster	Gumeringer	Power
Anderson, Rich'nd	Hafner	Renfrow
Baker	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brekke	Isakson	Schmidt
Brooks	Kitzmann	Schuler
	Kjos	Scott

Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dunlop	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	

Absent and not voting:

Dick	Rohde	Trydahl
Einarson	Snortland	Mr. Speaker
Hofstrand	Thompson, M'Lean	

So the bill passed and the title was agreed to.

House Bill No. 546. A Bill for an Act relating to the state highway patrol and giving the superintendent authority to take summary disciplinary action against members of the patrol in certain cases for inefficiency, misconduct or insubordination, but with right of appeal in certain cases to a disciplinary board of review; removing the limitation on number of patrolmen; lowering the entry age limit; authorizing the superintendent to reorganize the patrol, designate ranks and establish promotional procedures; providing for the admissibility and relating to the use of evidence by electrical devices in speed violations; establishing a uniform traffic summons and complaint; and amending and reenacting section 39-0303 and subsection 1 of section 39-0304 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heimes	Rose
Benson	Heller	Saugstad
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schuler
Bratcher	Homelvig	Scott
Brekke	Hornbacher	Simenson, 10th

Brooks	Isakson	Simonson, 9th
Brown	Kitzmann	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Sommer
Currie	Knudsen, LaMoure	Sorlie
Davis	Knudson, Morton	Sortland
Dewey	Langseth	Spitzer
Einarson	Larson	Sticka
Engen	Laske	Stockman
Erickson, Burke-	Lee	Strand
Divide	Leet	Strege
Esterby	Lindberg	Thompson, Burl'gh
Ettestad	Link	Tollefson
Fine	Lynch	Tough
Fleenor	McLain	Vinje
Frank	Miller	Wambheim
Fristad	Mueller	Wolf
Gefreh	Nygaard	Ziegler
George	Overbo	Mr. Speaker
Goebel	Paulson	
Those voting in the negative were:		
Anderson, Eddy-	Magnuson	Rohde
Foster	Mollet	Schmidt
Dahlund	Olson	Solberg
Dunlop	Power	Wicks
Erickson, Bottin'au		
Absent and not voting:		
Dick	Petterson	Thompson, M'Lean
Gagnum	Saumur	Trydahl
Mahlmann		

So the bill passed and the title was agreed to.

**House Bill No. 549.** A Bill for an Act relating to the licensing and sale of alcoholic beverages, and the licensing of games and amusements and other activities; creating a division of licensing and inspections within the state laboratories department; amending and reenacting sections 53-0406, 53-0601, 53-0602, 53-0603, 53-0604, 53-0605, 53-0606, 53-0607, subsection 7 of section 53-0608, and section 53-0610 of the North Dakota Revised Code of 1943 and sections 5-0501, 5-0503, 5-0510, 5-0511, 5-0512, 5-0513, 5-0514, 5-0515, 5-0516, 53-0405, and 54-1212 of the 1953 Supplement to the North Dakota Revised Code of 1943; providing for the transfer of any balance in the attorney general's licensing fund to the general fund; and repealing subsection 5 of section 53-0608 and section 53-0610 of the North Dakota Revised Code of 1943 and section 54-1212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud

Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Kjos	Schuler
Brekke	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Larson	Snow
Christopher	Laske	Solberg
Currie	Lee	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dewey	Link	Spitzer
Dunlop	Lynch	Sticka
Einarson	Mahlmann	Stockman
Engen	McLain	Strand
Erickson, Burke- Divide	Miller	Strege
	Mollet	Thompson, Burl'gh
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
Goebel		

Those voting in the negative were:

Berntson	Haugland	Langseth
Erickson, Bottin'au	Isakson	Magnuson
George		

Absent and not voting:

Dick	Snortland	Trydahl
Kitzmann	Thompson, M'Lean	

So the bill passed, as amended, and the title was agreed to.

Rep. Beede moved that the title of House Bill No. 549, which the House has just passed, be amended as follows: In line 9 of the printed bill, strike out the word "and", and the figure "54-1212", and insert the word "and" after the figure "5-0516", which motion prevailed.

House Bill No. 550. A Bill for an Act providing for the appointment and removal of inspectors of the state laboratories department.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 45; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Fristad	Nygaard
Anderson, Cass	Gefreh	Paulson
Anderson, Rich'nd	Goebel	Petterson
Baldwin	Gress	Poling
Beede	Hammer	Rickford
Bjella	Haugland	Saumur

Bratcher	Hegge	Scott
Brekke	Heimes	Simenson, 10th
Brooks	Heller	Simonson, 9th
Brown	Hofstrand	Sommer
Bye	Kjos	Sorlie
Christopher	Kloster	Sortland
Currie	Knudsen, LaMoure	Spitzer
Dewey	Knudson, Morton	Sticka
Einarson	Larson	Stockman
Engen	Laske	Strand
Erickson, Burke-	Leet	Thompson, Burl'gh
Divide	Lindberg	Vinje
Esterby	Lynch	Wambheim
Fine	Miller	Ziegler
Fleenor	Mueller	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Homelvig	Rohde
Foster	Hornbacher	Rolfsrud
Baker	Isakson	Rosberg
Balerud	Langseth	Rose
Benson	Lee	Saugstad
Berntson	Link	Schmalenberger
Dahlund	Magnuson	Schmidt
Dunlop	Mahlmann	Schuler
Erickson, Bottin'au	McLain	Snow
Ettestad	Mollet	Sollberg
Frank	Olson	Strege
Gagnum	Overbo	Tollefson
George	Power	Tough
Gumeringer	Renfrow	Wicks
Hafner	Roen	Wolf
Hoffer		
Absent and not voting:		
Davis	Kitzmann	Thompson, M'Lean
Dick	Snortland	Trydahl

So the bill passed and the title was agreed to.

House Bill No. 559. A Bill for an Act to amend and reenact section 57-15101 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to authorizing counties in which are located cities having a population in excess of three thousand to levy a tax for the purpose of advertising the resources and opportunities in the county or city and promoting the industrial development thereof, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Hegge	Roen
Anderson, Richl'nd	Heimes	Rolfsrud
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur

Beede	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kjos	Scott
Brekke	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Larson	Snow
Currie	Laske	Sommer
Dahlund	Lee	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	McLain	Thompson, Burl'gh
Fleenor	Miller	Tollefson
Frank	Mollet	Tough
Fristad	Mueller	Vinje
Gefreh	Nygaard	Wambheim
George	Olson	Wicks
Goebel	Paulson	Wolf
Gress	Petterson	Ziegler
Gumeringer	Poling	Mr. Speaker
Homelvig	Schmalenberger	

Those voting in the negative were:

Benson	Fine	Overbo
Bratcher	Gagnum	Rosberg
Brooks	Langseth	Solberg
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-Divide		

Absent and not voting:

Dick	Kitzmann	Thompson, M'Lean
Dunlop	Rohde	Trydahl

So the bill passed, as amended, and the emergency clause carried.

#### MESSAGE TO HOUSE

Senate Chamber

Bismarck, January 24, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "H"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

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

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

KENNETH L. MORGAN, Chief Clerk.

#### TWENTY-FIRST DAY

Bismarck, January 24, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. Carsten Brien of the First Lutheran Church of Mandan, North Dakota.

Roll Call: All members present except Reps. Thompson of McLean and Trydahl.

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 eighteenth day after recess and nineteenth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

#### FINAL PASSAGE OF HOUSE BILLS AND A RESOLUTION

**House Bill No. 551.** A Bill for an Act to amend and reenact sections 5-0205, 5-0206, 5-0211, 5-0212, 5-0213, 5-0217, 5-0218, 5-0220, and 5-0307 of the North Dakota Revised Code of 1943 and subsection 1 of section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 5-0203 and 5-0204 of the North Dakota Revised Code of 1943, relating to the licensing of alcoholic beverage dealers and distributors, and the taxation of alcoholic beverages; and to amend and reenact section 57-3602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the licensing of tobacco dealers and distributors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege

Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Those voting in the negative were:

Isakson

Absent and not voting:

Dick Thompson, M'Lean Trydahl

So the bill was passed and the title was agreed to.

**House Bill No. 572.** A Bill for an Act to amend and reenact section 18-0105 of the North Dakota Revised Code of 1943, relating to reporting fires and losses by fire insurance companies to state fire marshal.

Which has been read.

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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Rich'l'nd	Haugland	Rohde
Baker	Heller	Rolfsrud
Baldwin	Hoffer	Rosberg
Balerud	Hofstrand	Rose
Benson	Homelvig	Saugstad
Berntson	Hornbacher	Saumur
Bjella	Isakson	Schmalenberger
Bratcher	Kitzmann	Schmidt
Brekke	Kjos	Schuler
Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simenson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dunlop	Lindberg	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gefreh	Paulson	Wolf



George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Absent and not voting:		
Beede	Hegge	Thompson, M'Lean
Dick	Heimes	Trydahl
Gagnum		

So the bill was passed and the title was agreed to.

**House Bill No. 573.** A Bill for an Act to amend and reenact subsection 6 of section 26-0340 of the 1953 Supplement, North Dakota Revised Code of 1943, relating to a standard fire insurance policy.

Which has been read.

Rep. Nygaard moved that House Bill No. 573 be laid over one legislative day, which motion prevailed.

**House Bill No. 586.** A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dunlop	Leet	Sortland
Einaron	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleener	Mueller	Vinje

Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Absent and not voting:

Dick	Thompson, M'Lean	Trydahl
Heimes		

So the bill passed and the title was agreed to.

House Bill No. 587. A Bill for an Act to amend and reenact section 15-4701 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to school ages.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 31; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Hegge	Roen
Anderson, Cass	Heller	Rohde
Anderson, Rich'nd	Hoffer	Rolfsrud
Baker	Homelvig	Rose
Balerud	Hornbacher	Saugstad
Bjella	Kjos	Saumur
Bratcher	Kloster	Schmidt
Brekke	Knudsen, LaMoure	Schuler
Bye	Knudson, Morton	Simenson, 10th
Christopher	Larson	Snortland
Currie	Laske	Snow
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Engen	Lindberg	Sortland
Esterby	Link	Spitzer
Fine	Mahlmann	Stockman
Fleenor	Mollet	Strand
Frank	Mueller	Strege
Fristad	Nygaard	Thompson, Burl'gh
Gefreh	Olson	Tollefson
George	Paulson	Vinje
Goebel	Petterson	Wambheim
Hafner	Poling	Wolf
Hammer	Renfrow	Ziegler
Haugland	Rickford	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Erickson, Burke-	McLain
Foster	Divide	Miller
Baldwin	Ettestad	Overbo
Benson	Gagnum	Power
Berntson	Gress	Rosberg
Brooks	Gumeringer	Schmalenberger
Brown	Isakson	Simonson, 9th
Dahlund	Kitzmann	Solberg
Dunlop	Langseth	Sticka
Einarson	Lynch	Tough
Erickson, Bottin'au	Magnuson	Wicks

Absent and not voting:

Beede	Hofstrand	Thompson, M'Lean
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Dick                                 Scott                                 Trydahl  
Heimes

So the bill passed and the title was agreed to.

**House Bill No. 588.** A Bill for an Act to amend and reenact Section 15-4727 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to renewal of teachers' contracts.

Which has been read.

#### 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:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Rich'l'nd	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rosberg
Berntson	Hofstrand	Rose
Bjella	Homevig	Saugstad
Bratcher	Hornbacher	Saumur
Brekke	Isakson	Schmalenberger
Brooks	Kjos	Schmidt
Brown	Kloster	Schuler
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snotland
Dahlund	Larson	Snow
Davis	Laske	Solberg
Dewey	Lee	Sommer
Dunlop	Leet	Sorlie
Einarson	Lindberg	Sortland
Engen	Link	Snitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George		

Those voting in the negative were:

Baker	Strege	Wicks
Absent and not voting:		
Dick	Kitzmann	Thompson, M'Lean
Heimes	Scott	Trydahl

So the bill passed and the title was agreed to.

**House Bill No. 589.** A Bill for an Act to amend and reenact Section 15-3412 of the North Dakota Revised Code of 1943, relating to vehicular school transportation.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Those voting in the negative were:

Dunlop	Wicks	
Absent and not voting:		
Dick	Kitzmann	Thompson, M'Lean
Heimes	Magnuson	Trydahl

So the bill passed and the title was agreed to.

**House Concurrent Resolution "C".** A concurrent resolution urging that the new Sanish bridge be renamed "Four Bears Memorial Bridge".

Which has been read.

Rep. Rohde moved that House Concurrent Resolution "C" be adopted, which motion prevailed and House Concurrent Resolution "C" was declared adopted on a voice vote.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution "G"

And the Speaker signed the same in the presence of the House.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., Tuesday, January 25, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

TWENTY-FIRST DAY AFTER RECESS  
AND TWENTY-SECOND DAY

Bismarck, January 25, 1955

The House reconvened at 1:30 p.m. pursuant to recess taken, with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A communication and resolution were received from the North Dakota Lions Clubs, of the "Lions International", at a conference in Bismarck, N. D. on January 20, 1955, asking the removal of the School for the Blind to a suitable location, which were referred to the Committee on Education.

REPORTS ON STANDING COMMITTEES

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

House Bill No. 549

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 514

House Bill No. 522

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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 resolutions:

House Concurrent Resolution "H"

House Concurrent Resolution "I"

House Memorial Resolution 2

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

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

Mr. Speaker: Your committee on Enrollment and En-grossment respectfully reports that:

House Concurrent Resolution "E"

Was delivered to the Secretary of State for his approval at the hour of 2:00 o'clock p.m., January 24, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 575, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Brooks 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. 580, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Power 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. 623, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

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

Rep. Wambheim moved that House Bill No. 643 be referred from the Committee on Finance and Taxation to the Committee on Education, which motion prevailed.

Rep. Wambheim moved that House Bill No. 593 be referred from the Committee on Finance and Taxation to the Committee on Industry and Business, which motion prevailed.

Rep. Brown moved that House Bill No. 573 be re-referred to the Committee on Industry and Business for further study, which motion prevailed.

Rep. Nygaard moved that the House reconsider the action by which House Bill No. 586 was passed, which motion prevailed.

Rep. Nygaard moved that House Bill No. 586 be re-referred to the Committee on Education for comparison with a like bill which has been received from the Senate, which motion prevailed.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Sorlie, Bye and Baldwin introduced:

House Bill No. 646. A Bill for an Act to amend and reenact sections 36-0510 and 36-2203 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees for livestock brand inspection.

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

Reps. Larson and Adamsen introduced:

House Bill No. 647. A Bill for an Act to provide a method of enforcement of the Initiated Measure which appeared on

the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as measure No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

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

Reps. Larson and Adamsen introduced:

House Bill No. 648. A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

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

Reps. Hofstrand, Engen and Link introduced:

House Bill No. 649. A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to transportation in reorganized school districts.

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

Reps. Baldwin and Simonson introduced:

House Bill No. 650. A Bill for an Act to amend and reenact section 40-2608 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the liability of municipalities for deficiencies in special improvement funds.

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

Reps. Miller, Sortland, Engen and McLain introduced:

House Bill No. 651. A Bill for an Act to amend and reenact section 24-0619 of the North Dakota Revised Code of 1943, relating to the expenditure of township road funds.

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

Reps. Frank and George introduced:

House Bill No. 652. A Bill for an Act defining the term "other suitable recognition" as used in sections 11-3201 and 11-3203 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to memorials.

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

Reps. Frank and George introduced:

House Bill No. 653. A Bill for an Act to amend and reenact section 63-0116 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to noxious weed seed.

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



Rep. Leet introduced:

House Bill No. 654. A Bill for an Act to provide for the collection of fees commensurate with costs for services rendered to private persons by county auditors and for the disposition of such fees.

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

Reps. Erickson of Burke-Divide, Currie and Schuler introduced:

House Bill No. 655. A Bill for an Act to amend and reenact section 26-2216 of the North Dakota Revised Code of 1943, relating to compensation of assessors, county auditors and agents of the insurance commissioner for taking applications.

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

Reps. Langseth, Laske and Dunlop introduced:

House Bill No. 656. A Bill for an Act allowing the participation of friends or relatives in the costs of burial of county welfare cases.

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

Rep. Langseth introduced:

House Bill No. 657. A Bill for an Act to amend and reenact section 46-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to distribution of session laws, compilations, and codifications to county officers.

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

Reps. Rose, Hofstrand, Fleenor and Schuler introduced:

House Bill No. 658. A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, relating to hog cholera virus.

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

Reps. Power, Scott, Spitzer and Renfrow introduced:

House Bill No. 659. A Bill for an Act to amend and reenact section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to organization of annual or special township meetings and providing for five o'clock p.m. closing.

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

Reps. Rohde, Gumeringer and Frank introduced:

House Bill No. 660. A Bill for an Act to repeal Section 34-0114 of the 1953 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. Haugland, Solberg, Nygaard, Saumur and Schuler introduced:

House Bill No. 661. A Bill for an Act to provide for nurse preparation scholarships for qualified residents of North

Dakota who express an intent to prepare for nursing; designating the state board to administer the provisions of this Act; and making an appropriation.

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

Reps. Sortland, Engen and Miller introduced:

**House Bill No. 662.** A Bill for an Act to amend and reenact Section 15-2515 of the 1949 Supplement to the North Dakota Revised Code of 1943 relating to compensation for clerks in common school districts.

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

Reps. Wicks, Fristad and Rohde introduced:

**House Resolution No. 4.** A House Resolution recommending an investigation of the conditions of the North Dakota State Penitentiary.

Was read the first time.

Rep. Wicks moved that House Resolution No. 4 be printed in the House Journal and a motion for adoption laid over one legislative day. The Speaker announced that the motion of Rep. Wicks prevailed.

Rep. Baker asked for a verification and the motion of Rep. Wicks was declared lost, 54 to 58.

Rep. Baker moved that House Resolution No. 4 be read from the desk and action taken on the Resolution at this time, which motion prevailed and the Resolution was read by the Chief Clerk.

Rep. Wicks moved that House Resolution No. 4 be adopted.

Rep. Baker moved a substitute motion that House Resolution No. 4 be indefinitely postponed.

#### ROLL CALL

The roll was called on the substitute motion of Rep. Baker and there were ayes, 20; nays, 86; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Fleenor	Scott
Anderson, Richl'nd	Heller	Simenson, 10th
Baker	Hoffer	Sorlie
Bjella	Laske	Spitzer
Bye	Nygaard	Vinje
Currie	Power	Wambheim
Einarson	Saugstad	

Those voting in the negative were:

Adamsen	Gumeringer	Poling
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Hofstrand	Rolfstrud
Benson	Homelvig	Rosberg
Berntson	Hornbacher	Rose
Bratcher	Isakson	Saumur
Brooks	Kitzmann	Schmalenberger
Brown	Kjos	Schmidt
Christopher	Kloster	Schuler
Dahlund	Knudson, Morton	Simonson, 9th

Dewey	Langseth	Snortland
Dick	Larson	Snow
Dunlop	Lee	Solberg
Engen	Leet	Sommer
Erickson, Bottin'au	Lindberg	Sticka
Erickson, Burke- Divide	Link	Stockman
	Lynch	Strand
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Thompson, M'Lean
Frank	Miller	Tollefson
Fristad	Mollet	Tough
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker
Gress		

Absent and not voting:

Brekke	Knudsen, LaMoure	Sortland
Davis	Mueller	Trydahl
Heimes		

So the motion of Rep. Baker was declared lost.

The question now being on the original motion of Rep. Wicks, the motion prevailed and the Speaker announced that he would give consideration to the appointment of such committee, as provided in House Resolution No. 4.

#### HOUSE RESOLUTION NO. 4

Introduced by Reps. Wicks, Fristad and Rohde

A House Resolution recommending an investigation of the conditions of the NORTH DAKOTA STATE PENITENTIARY.

Be it resolved by the House of Representatives of the State of North Dakota:

- 1 WHEREAS, recent events have occurred which tend
- 1a to
- 2 discredit the administration of affairs at the
- 3 North Dakota State Penitentiary, and
- 4 WHEREAS, charges have been made, which were
- 4a carried
- 5 in the daily press, charging laxity, incompetence and
- 6 improper administration of the affairs of the said
- 7 North Dakota State Penitentiary; and
- 8 WHEREAS, the welfare of the inmates of such
- 9 Institution is of vital concern to every citizen of the
- 10 State of North Dakota, and if such charges which have
- 11 been made are true, steps should be taken by this
- 12 Legislative Assembly to correct such evils as might
- 12a exist;
- 13 NOW, THEREFORE, in order that the members of
- 13a this
- 14 House may be apprized of the true facts regarding the
- 15 situation at the North Dakota State Penitentiary at
- 16 Bismarck, so that evils which may in fact exist can be
- 17 corrected,
- 18 BE IT THEREFORE RESOLVED that a Committee
- 18a of
- 19 five (5) members of this House be appointed by the
- 20 Speaker to inquire into and investigate the facts

21 and conditions surrounding the Administration of the  
 22 affairs at the North Dakota State Penitentiary at  
 23 Bismarck, North Dakota, and that such Committee be  
 24 instructed to report back to this House its findings  
 25 and its recommendations as to what action, if any,  
 26 should be taken in the matter, and what, if any, future  
 27 legislation should be enacted affecting the said  
 28 Institution.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Memorial Resolution 2

House Concurrent Resolution "H"

And the Speaker signed the same in the presence of the House.

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

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-SECOND DAY

Bismarck, January 25, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. Father Calgan of St. Mary's Church in Bismarck, North Dakota.

Roll Call: All members present except Rep. Trydahl.

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 nineteenth day after recess and twenty-first day and find the same correct.

REP. SAUGSTAD, Chairman.

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

## MESSAGES TO THE SENATE

House Chamber

Bismarck, January 25, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, January 25, 1955

Mr. President: I have the honor to transmit:

House Bill No. 510

House Bill No. 511

House Bill No. 533

House Bill No. 545  
 House Bill No. 546  
 House Bill No. 549  
 House Bill No. 550  
 House Bill No. 551  
 House Bill No. 559  
 House Bill No. 563

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, January 25, 1955

Mr. President: I have the honor to transmit:

House Bill No. 572  
 House Bill No. 587  
 House Bill No. 588  
 House Bill No. 589  
 House Concurrent Resolution "C"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, January 25, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"  
 Senate Concurrent Resolution "G"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### FIRST READING OF HOUSE RESOLUTION

Reps. Erickson of Burke-Divide, Rohde, Dunlop, Erickson of Bottineau, Mahlmann and Gumeringer introduced:

**House Concurrent Resolution "J".** A Concurrent Resolution memorializing Congress and the Secretary of Agriculture to provide full one hundred per cent parity for products produced on family-type farms.

Which was read the first time.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "J" be not printed in bill form, but be printed in the House Journal and further action delayed one legislative day, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "J"

Introduced by Rep. Erickson of Burke-Divide

A Concurrent Resolution memorializing Congress and the Secretary of Agriculture to provide full one hundred per cent parity for products produced on family-type farms.

- 1 WHEREAS, the very existence of the farm home and
- 2 the family-sized farm is endangered by continuing
- 2a economic
- 3 trends, with farm prices declining twenty-five per cent
- 4 since 1951, net farm income steadily falling, farm
- 4a operat-
- 5 ing costs remaining at near record heights, and the
- 5a nation's
- 6 farm population declining 12.6% between 1950 and 1954.

6a while  
7 national income continues upward; and  
8 WHEREAS, the best interests and general welfare  
8a of the  
9 nation as a whole would suffer incalculable loss if the  
10 farm family home were to be replaced by large,  
10a commercial,  
11 manager-operated farms, because:  
12 The farm home is such a large consumer of the  
12a nation's  
13 goods and services and upon its patronage depends the  
14 survival of so many villages and towns;  
15 The traditional farm home has been one of the very  
16 foundations upon which this country has been built;  
17 From the farm home have come, not only much of  
17a the raw  
18 material and food so necessary for all, but young  
18a citizens,  
19 reared in God-fearing families, trained by hard work  
19a to  
20 contribute their willing share to the tasks which lie  
20a ahead,  
21 and possessed of the character and fortitude which are  
21a so  
22 necessary if this nation is to endure and prosper;  
23 The farm home is still a close-knit family unit, where  
24 the ideals of our Democracy are respected, taught and  
25 preserved; and  
26 WHEREAS, it is for the best interests and general  
27 welfare of the whole nation that those who toil on  
27a these  
28 family-sized farms to maintain their farm homes  
28a receive for  
29 their labors a fair return, comparable with industry, so  
30 that these farm homes may not be replaced by large,  
30a manager-  
31 ial-type, commercially operated farms;  
32 NOW, THEREFORE, BE IT RESOLVED BY THE  
32a HOUSE  
33 OF REPRESENTATIVES OF THE STATE OF  
33a NORTH DAKOTA,  
34 THE SENATE CONCURRING THEREIN: that the  
34a Congress of  
35 the United States and the United States Secretary of  
36 Agriculture are hereby requested and urged to provide  
36a price  
37 supports for the products of these family-type farms at  
38 higher levels than those which may be established for  
38a the  
39 large, commercially-operated farms; that, up to a fair  
39a and  
40 reasonable limit, the prices of products raised on such  
41 family-sized farms be supported at one hundred per  
41a cent of  
42 parity.  
43 BE IT FURTHER RESOLVED that copies of this  
43a resolution  
44 be forwarded to the members of the North Dakota  
44a congress-  
45 ional delegation and the United States Secretary of  
45a Agri-

46 culture by the Chief Clerk of the North Dakota House  
46a of  
47 Representatives.

Rep. Erickson of Bottineau introduced:

House Concurrent Resolution "K". A Concurrent Resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

Which was read the first time.

Rep. Erickson of Bottineau moved that House Concurrent Resolution "K" be not printed in bill form, but be printed in the House Journal and further action delayed one legislative day, which motion prevailed.

### HOUSE CONCURRENT RESOLUTION "K"

Introduced by Representative Erickson (Bottineau)

A concurrent resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

1 WHEREAS, the laws of the state of North Dakota  
2 prescribe a penalty for the removal of any part of a  
3 dead body from any grave or place where the same is  
3a buried,  
4 through malice or wantonness; and  
5 WHEREAS, the laws of the state of North Dakota  
6 prescribe a penalty for the interment, removal or disposal  
7 of the body of any deceased person without having  
7a received  
8 a burial-transit permit; and  
9 WHEREAS, certain citizens of the state of South  
10 Dakota did violate the laws of the state of North Dakota  
11 in unlawfully opening the place of burial of the remains  
12 of Sitting Bull and did unlawfully remove portions of the  
13 remains of said Sitting Bull and did unlawfully transport  
14 same into the state of South Dakota for burial;  
15 NOW, THEREFORE, BE IT RESOLVED BY THE  
15a HOUSE  
16 OF REPRESENTATIVES OF THE STATE OF NORTH  
16a DAKOTA, THE  
17 SENATE CONCURRING THEREIN: That we do  
17a hereby memorial-  
18 ize and petition the governor of the state of South Dakota  
19 to take such steps as are necessary to obtain the return  
20 to its grave in Sioux County, North Dakota, that portion  
21 of the remains of the body of Sitting Bull which was  
22 wrongfully and unlawfully removed therefrom by certain  
23 citizens of the state of South Dakota.  
24 BE IT FURTHER RESOLVED that a copy of this  
25 resolution, properly authenticated, be transmitted by the  
26 secretary of state to the governor of the state of  
27 South Dakota.

## FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 540.** A Bill for an Act regulating traffic on highways and defining certain crimes in the use and operation of vehicles, providing for traffic signs and signals and defining the power of local and state authorities to enact or enforce ordinances, rules, or regulations in regard to matters embraced within the provisions of this Act and to provide for the enforcement of this Act and to make uniform the law relating to the subject matter of this Act; creating subsections numbered 27 through 59 to section 39-0101, and repealing subsections 6, 15, 16 and 23 of section 39-0101 of the North Dakota Revised Code of 1943 and all sections of chapter 39-10 of the Code and the 1953 Supplement thereto.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Smortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Absent and not voting:

Gagnum	Roen	Trydahl
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So the bill passed, as amended, and the title was agreed to.



**House Bill No. 561.** A Bill for an Act to amend and reenact subsection 3 of section 65-1204, sections 65-1206 and 65-1211 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to boiler inspection and certificate requirements.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Absent and not voting:

Gagnum	Trydahl	Wicks
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So the bill passed, as amended, and the title was agreed to.

**House Bill No. 571.** A Bill for an Act to amend and reenact section 34-01091 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to maximum hours of work of fire department employees in any city with a population of eighteen thousand or more inhabitants.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 63; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Hafner	Petterson
Beede	Hammer	Poling
Benson	Haugland	Rohde
Bjella	Hofstrand	Rolfsrud
Brown	Homelvig	Rosberg
Christopher	Isakson	Schmidt
Dick	Kitzmann	Schuler
Erickson, Bottin'au	Knudson, Morton	Solberg
Erickson, Burke-	Langseth	Sommer
Divide	Larson	Sortland
Esterby	Link	Strege
Fine	Lynch	Thompson, Burl'gh
Frank	Magnuson	Thompson, M'Lean
Gagnum	Mahlmann	Wolf
Goebel	Overbo	Ziegler
Gumeringer	Paulson	Mr. Speaker

Those voting in the negative were:

Adamsen	Gefreh	Rickford
Anderson, Cass	George	Roen
Anderson, Eddy-	Gress	Rose
Foster	Hegge	Saugstad
Anderson, Richl'nd	Heimes	Saumur
Baldwin	Heller	Schmalenberger
Balerud	Hoffer	Scott
Berntson	Hornbacher	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brekke	Kloster	Snortland
Brooks	Knudsen, LaMoure	Snow
Bye	Laske	Sorlie
Currie	Lee	Spitzer
Dahlund	McLain	Sticka
Davis	Miller	Stockman
Dewey	Mollet	Strand
Dunlop	Mueller	Tollefson
Einarson	Nygaard	Tough
Engen	Olson	Vinje
Ettestad	Power	Wambheim
Fleenor	Renfrow	Wicks
Fristad		

Absent and not voting:

Leet	Lindberg	Trydahl
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So the bill was declared lost.

The Speaker announced that the House would revert to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation, to whom was referred House Bill No. 534, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Homelvig 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. 537, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Knudsen (LaMoure) 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. 539, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Brown 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. 600, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Schmalenberger 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. 605, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Lynch 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. 617, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

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

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "I"

House Bill No. 514

House Bill No. 522

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 25, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27

Senate Bill No. 51

Senate Bill No. 53

Senate Bill No. 72

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 25, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 515

House Bill No. 536

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, January 25, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "H"

Which the President has signed.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House do now recess until 1:00 p.m., Wednesday, January 26, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

TWENTY-SECOND DAY AFTER RECESS  
AND TWENTY-THIRD DAY

Bismarck, January 26, 1955

The House reconvened at 1:00 p.m. January 26, 1955, with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A telegram was received at the House desk from Albert Wolt, Sterling, North Dakota, opposing color gasoline, which was referred to the Committee on Industry and Business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 504, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Thompson of McLean 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. 505, have had the same under consideration and recommend that the same be amended as follows:

Insert a line to be designated as "1a" in the bill and follow this with the letters "ated" for the purpose of completing the word "appropriated" which was divided at the end of line 1.

In line 3 of the bill, strike out the figure "\$372,700.00" and insert the figure "\$377,200.00".

Insert a line to be designated as "18a" in the bill, this item to be called "New X-ray Unit" in the amount of \$4,500.00.

In line 20 of the bill, strike out the figure "\$372,700.00" and insert the figure "\$377,200.00".

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 505 would 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. 521, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Solberg 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. 570, have had the same under consideration and recommend that the same be amended as follows:

On line 7 after the word "any" strike the words "land or";

On line 39 after the word "any" strike the word "land";

On line 40 strike the first word "or";

On line 43 after the word "such" strike the words "land or";

On line 57 after the words "The whole of the" strike the words "land or";

On line 62 after the word "such" strike the words "land or";

On line 66 after the word "such" strike the words "land or";

On line 96 after the numeral "5" strike the words "LIEN ON UNDERLYING FEE" and strike the semi-colon;

On line 97 after the word "TITLE" strike the words "If material or services are furnished to or";

On line 98 strike all of the words and the comma;

On line 99 strike all of the words;

On line 100 strike all of the words and the period;

On line 101 strike all of the words;

On line 102 strike the first two words "the fee" and strike the comma;

On line 102 after the word "of" strike the word "such" and insert in lieu thereof the words "a leasehold" and capitalize the word "forfeiture";

On line 120 after the words "of the" strike the words "land or";

On line 125 after the words "from the" strike the words "land or";

On line 160 after the word "same" strike the word "land";

On line 161 strike the first word "or";

On line 173 strike the first word "land" and the comma thereafter;

On line 177 after the words "owner of the" strike the word "land" and the comma thereafter;

On line 179 after the words "description of the" strike the word "land" and the comma thereafter;

On line 199 after the words "Description of" strike the word "land" and the comma thereafter;

On line 258 after the words "in which the" strike the word "land" and the comma thereafter;

On line 314 strike the last word "land" and the comma thereafter;

On line 316 strike the period and insert after the word "estate" the words "or chattels, whichever may apply" and a period thereafter;

And that the lines be re-numbered accordingly.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 570 would 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. 595, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Haugland 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. 618, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Rohde 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. 629, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

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

Mr. Speaker: Your Committee on State and Federal Government report that:

The meeting of Joint Committees on State and Federal Government to discuss Social Security Coverage for state employees was held yesterday in the Hearing Room.

A motion was made to pick a sub-committee of two from each House. Chairman Saumur has appointed Rep. Stockman and Rep. Strand to act with a like committee from the Senate.

These committees are to investigate existing conditions and report back to the Joint Committee.

REP. SAUMUR, Chairman.

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

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully reports that:

House Memorial Resolution No. 2

Was delivered to the Governor for his approval at the hour of nine forty-three o'clock a.m., January 26, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

House Resolution No. 4

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 561

House Bill No. 540

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 536

House Bill No. 515

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

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

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Brooks, Baldwin, Simonson and Stockman introduced:

**House Bill No. 663.** A Bill for an Act to provide for the joint exercise of powers of two or more governmental units or municipal corporations, including every city, village, county, town, park district, school district, and states and United States Governments and departments of each thereof; and also to provide that two or more of such governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any of their respective separate powers or any power common to such contracting parties or any similar powers; to provide for disbursements from public funds, including funds already raised to buy real estate for public buildings and other proper funds or properties already on hand; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

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

Reps. Stockman and Wicks introduced:

**House Bill No. 664.** A Bill for an Act to protect the health, safety and welfare of the people of the State of North Dakota; defining terms used in this Act; prescribing regulations for the practice of massage and the conduct of massage establishments; providing for the creation of a Board of Masseurs and defining the powers and duties of such Board; providing for the inspection of all massage establishments and requiring the registration of all who practice massage; license fee, appropriating the proceeds thereof to accomplish the purposes of this Act, and providing penalties for the violation of any provisions of this Act.



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

Reps. Isakson and Adamsen introduced:

**House Bill No. 665.** A Bill for an Act to amend and reenact section 12-1006 of the North Dakota Revised Code of 1943, relating to personal interest in contract by public officer.

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

Reps. Gefreh, Stockman, Beede and Brooks introduced:

**House Bill No. 666.** A Bill for an Act to amend and reenact section 28-1301 of the North Dakota Revised Code of 1943, relating to affidavits of prejudice in district court.

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

Rep. Nygaard introduced:

**House Bill No. 667.** A Bill for an Act to amend and reenact section 15-2512 of the North Dakota Revised Code of 1943 and section 15-5602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to common school districts and providing for agreements between boards of districts of residence and boards of districts of enrollment, and determining the district of enrollment of elementary pupils and the credit for tuition therefor.

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

Reps. Langseth, Wolf, George and Olson introduced:

**House Bill No. 668.** A Bill for an Act to restrict political activities by licensing inspectors or investigators employed by the state of North Dakota and to provide a penalty.

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

Rep. Baker introduced:

**House Bill No. 669.** A Bill for an Act to amend and reenact section 52-0909 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Rate of Contributions and subsection 5 of section 52-0920 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

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

Rep. Brown introduced:

**House Bill No. 670.** A Bill for an Act relating to restrictions on the powers of police magistrates and municipal justices of the peace, and providing a penalty, and declaring an emergency.

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

Rep. Beede introduced:

**House Bill No. 671.** A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of hail insurance indemnity and when losses allowed and declaring an emergency.

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

Reps. Brooks, Stockman, Gefreh and Beede introduced:

**House Bill No. 672.** A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, franchise taxes and charges, and dissolution of domestic and foreign profit corporations organized or operating within this state for any lawful purpose, providing certain penalties for violation of certain sections of this Act, and repealing Chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17, and Subdivisions 4, 5, 8 and 9 of section 54-0904 of the North Dakota Revised Code of 1943, and the 1953 Supplement thereto.

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

Reps. Homelvig, Roen and Snow introduced:

**House Concurrent Resolution "L".** A House Concurrent Resolution urging the division of land management of the Department of the Interior to give adjacent landowners preference in leasing lands.

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

Rep. Brown moved that the courtesy of the floor be extended to the pupils of Trygg School Dist. No. 8, School No. 4, and their teacher, Mrs. Gertrude Funston, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS AND RESOLUTIONS

**House Bill No. 575.** A Bill for an Act to repeal sections 14-0304, 14-0305, 14-0326 and 14-0327 of the North Dakota Revised Code of 1943 relating to miscegenation.

Which has been read.

Rep. Rohde moved that House Bill No. 575 be indefinitely postponed, which motion lost.

#### ROLL CALL

The question now being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Power
Baker	Gumeringer	Renfrow
Baldwin	Hafner	Rose
Balerud	Hammer	Saugstad
Beede	Haugland	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Brekke	Hoffer	Schuler
Brooks	Hofstrand	Scott
Brown	Homelvig	Simonson, 9th
Christopher	Kjos	Snortland
Currie	Kloster	Snow
Dewey	Knudson, Morton	Solberg
Dick	Larson	Sorlie
Dunlop	Laske	Sortland
Einarson	Lee	Spitzer
Erickson, Bottin'au	Leet	Sticka
Erickson, Burke-	Link	Stockman

	Divide	Lynch	Strand
Esterby		Mahlmann	Strege
Ettestad		McLain	Thompson, Burl'gh
Fine		Nygaard	Vinje
Fristad		Oison	Wambheim
Gagnum		Overbo	Wolf
Gefreh		Paulson	Mr. Speaker
Goebel			

Those voting in the negative were:

Anderson, Cass	Frank	Mueller
Anderson, Eddy-	George	Petterson
Foster	Hegge	Poling
Anderson, Rich'nd	Hornbacher	Rickford
Bjella	Isakson	Roen
Bratcher	Knudsen, LaMoure	Rohde
Bye	Langseth	Rolfsrud
Dahlund	Lindberg	Simenson, 10th
Davis	Magnuson	Sommer
Engen	Miller	Tollefson
Fleenor	Mollet	Tough

Absent and not voting:

Kitzmann	Thompson, M'Lean	Wicks
Rosberg	Trydahl	Ziegler

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which House Bill No. 575 was passed be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 580.** A Bill for an Act to create a lien upon crops in favor of any person who furnishes motor fuel to be used in the production of such crops.

Which has been read.

Rep. Wolf requested that he be excused from voting on House Bill No. 580 because of personal interest.

Rep. Anderson of Richland requested that he be excused from voting on House Bill No. 580 because of personal interest.

Rep. Baker moved that Rep. Wolf and Rep. Anderson of Richland be permitted to vote, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 38; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Hafner	Power
Anderson, Eddy-	Hegge	Renfrow
Foster	Heimes	Rickford
Anderson, Rich'nd	Heller	Roen
Baker	Hoffer	Rose
Baldwin	Homelvig	Saugstad
Balerud	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Brooks	Kjos	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Larson	Snow
Currie	Laske	Sommer

Dahlund	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Stockman
Ettestad	Miller	Thompson, Burl'gh
Fleenor	Mueller	Tollefson
Fristad	Nygaard	Wambheim
Gefreh	Paulson	Wolf
Goebel	Petterson	Mr. Speaker

Those voting in the negative were:

Beede	Gagnum	Olson
Benson	George	Overbo
Bjella	Gumeringer	Rohde
Bratcher	Hammer	Rolfsrud
Brekke	Haugland	Saumur
Davis	Hofstrand	Schmalenberger
Dunlop	Kitzmann	Snortland
Erickson, Bottin'au	Kloster	Solberg
Erickson, Burke- Divide	Langseth	Strand
Esterby	Link	Strege
Fine	Mahlmann	Tough
Frank	McLain	Vinje
	Mollet	Wicks

Absent and not voting:

Rosberg	Trydahl	Ziegler
Thompson, M'Lean		

So the bill passed and the title was agreed to.

**House Bill No. 623.** A Bill for an Act to amend and reenact section 15-3409 of the North Dakota Revised Code of 1943, relating to transportation or maintenance of pupils on discontinuance of a high school, and authorizing a levy for such purposes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Eddy- Foster	Gress	Poling
Anderson, Rich'nd	Gumeringer	Power
Baker	Hafner	Renfrow
Baldwin	Hammer	Rickford
Balerud	Haugland	Roen
Beede	Hegge	Rolfsrud
Berntson	Heimes	Rose
Bjella	Heller	Saugstad
Bratcher	Hoffer	Saumur
Brekke	Hofstrand	Schmalenberger
Brooks	Homelvig	Schmidt
Brown	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kitzmann	Simenson, 10th
Currie	Kjos	Simonson, 9th
Dahlund	Kloster	Snortland
	Knudsen, LaMoure	Snow

Davis	Knudson, Morton	Solberg
Dewey	Langseth	Sommer
Dick	Larson	Sorlie
Dunlop	Laske	Sortland
Einarson	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke- Divide	Lynch	Strand
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Vinje
Fristad	Mueller	Wambheim
Gagnum	Nygaard	Wicks
Gefreh	Olson	Wolf
Absent and not voting:	Overbo	Mr. Speaker
Benson	Rosberg	Trydahl
Lee	Thompson, M'Lean	Ziegler
Rohde		

So the bill passed and the title was agreed to.

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

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-THIRD DAY

Bismarck, January 26, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. A. P. Simon of St. Mary's Church, Bismarck, North Dakota.

Roll Call: All members present except Reps. Lee, Rosberg, Thompson of McLean, Trydahl and Ziegler.

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

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

REP. SAUGSTAD, Chairman.

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

## FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 534.** A Bill for an Act to amend and reenact sections 57-4302, 57-4304, 57-4306, 57-4307 and 57-4309 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to gasoline excise taxes, and providing for the levy of an additional one-cent refundable motor fuel tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Poling
Anderson, Eddy-	Hafner	Power
Foster	Hammer	Renfrow
Baker	Haugland	Rickford
Baldwin	Hegge	Roen
Balerud	Heimes	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bjella	Hornbacher	Saumur
Brekke	Isakson	Schmalenberger
Brown	Kitzmann	Schmidt
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Larson	Snow
Dewey	Laske	Solberg
Dick	Lee	Sommer
Dunlop	Leet	Sorlie
Einarson	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gefreh	Overbo	Wolf
George	Paulson	Mr. Speaker
Goebel		

Those voting in the negative were:

Anderson, Rich'nd	Gagnum	Schuler
Bratcher	Langseth	Wicks
Brooks		

Absent and not voting:

Homelvig	Thompson, M'Lean	Ziegler
Rosberg	Trydahl	

So the bill passed and the title was agreed to.

House Bill No. 537. A Bill for an Act to provide for the appropriation and transfer of funds from the Bank of North Dakota and the mill and elevator association to the state highway construction fund in the state treasury.

Which has been read.

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:

Adamsen	Gefreh	Poling
Anderson, Cass	George	Power
Anderson, Eddy-	Goebel	Renfrow
Foster	Gress	Rickford
Anderson, Rich'l'nd	Gumeringer	Roen
Baker	Hafner	Rohde
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rose
Beede	Hegge	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Mr. Speaker

Those voting in the negative were:

Fine	Langseth	
Absent and not voting:		
Heimes	Petterson	Trydahl
Homelvig	Rosberg	Ziegler
Lindberg	Thompson, M'Lean	

So the bill passed and the title was agreed to.

Rep. Langseth: Mr. Speaker, I wish to explain my vote and have it recorded. After we contacted the Commissioner and attempted to get information from him regarding how these funds have been used as to secondary and primary roads systems in the last two years, and how they would be used in the next two years and we could not get any satisfaction out of him, I feel justified in not handing anything more over to the Commissioner until we can get some satisfaction along this line.

**House Bill No. 539.** A Bill for an Act to amend and reenact sections 57-4809, 57-4813, 57-4815, and 57-4816 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state highway anticipation certificates and the one cent motor fuel tax imposed for the retirement thereof.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gefreh	Petterson
Anderson, Cass	George	Poling
Anderson, Eddy-	Goebel	Power
Foster	Gress	Renfrow
Anderson, Rich'nd	Gumeringer	Rickford
Baker	Hafner	Roen
Baldwin	Hammer	Rohde
Balerud	Haugland	Rofsrud
Beede	Hegge	Rose
Benson	Heller	Saugstad
Berntson	Hoffer	Saumur
Bjella	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonsen, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Mr. Speaker
Absent and not voting:		
Heimes	Rosberg	Trydahl
Homelvig	Thompson, M'Lean	Ziegler
Lindberg		

So the bill passed and the title was agreed to.

**House Bill No. 600.** A Bill for an Act relating to contracts for fire protection in unorganized townships or in school districts comprising unorganized townships and authorizing a tax for the payment thereof.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gefreh	Poling
Anderson, Cass	George	Power
Anderson, Eddy-	Goebel	Renfrow
Foster	Gress	Rickford



Anderson, Richl'nd	Gumeringer	Roen
Baker	Hafner	Rohde
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rose
Beede	Hegge	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Vinje
Fine	Nygaard	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Mr. Speaker
Gagnum	Petterson	
Absent and not voting:		
Heimes	Magnuson	Trydahl
Homelvig	Rosberg	Ziegler
Lindberg	Thompson, M'Lean	

So the bill passed and the title was agreed to.

House Bill No. 605. A Bill for an Act to validate certain estate tax determinations made by the state tax commissioner.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gagnum	Petterson
Anderson, Cass	Gefreh	Poling
Anderson, Eddy- Foster	George	Power
	Goebel	Renfrow
Anderson, Richl'nd	Gress	Rickford
Baker	Gumeringer	Roen
Baldwin	Hafner	Rohde
Balerud	Hegge	Rolfsrud
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt

Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Laske	Snow
Dahlund	Lee	Solberg
Davis	Leet	Sommer
Dewey	Lindberg	Sorlie
Dick	Link	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke- Divide	Miller	Strege
	Mollet	Thompson, Burl'gh
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Mr. Speaker
Fristad		

Those voting in the negative were:

Hammer	Langseth	Wicks
Haugland	Larson	Wolf
Absent and not voting:		
Heimes	Rosberg	Trydahl
Homelvig	Thompson, M'Lean	Ziegler

So the bill passed and the title was agreed to.

**House Bill No. 617.** A Bill for an Act to amend and reenact section 57-0210 of the North Dakota Revised Code of 1943, relating to lands exempt from taxation, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Roen
Baldwin	Hammer	Rohde
Balerud	Haugland	Rolfstrud
Beede	Hegge	Rose
Benson	Heimes	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Larson	Solberg

Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarnson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Mr. Speaker
Gefreh		

Absent and not voting:

Baker	Langseth	Thompson, M'Lean
Homelvig	Rickford	Trydahl
Knudsen, LaMoure	Rosberg	Ziegler

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

**House Concurrent Resolution "J".** A Concurrent Resolution memorializing Congress and the Secretary of Agriculture to provide full one hundred per cent parity for products produced on family-type farms.

Which has been read.

The question being on the final passage of House Concurrent Resolution "J", as printed on page 176 of the House Journal, Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "J" be adopted, which motion prevailed, and the resolution was declared adopted.

**House Concurrent Resolution "K".** A Concurrent Resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

Which has been read.

The question being on the final passage of House Concurrent Resolution "K" as printed on page 178 of the House Journal, Rep. Erickson of Bottineau moved that House Concurrent Resolution "K" be laid over one legislative day, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 26, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 23  
 Senate Bill No. 25  
 Senate Bill No. 26  
 Senate Bill No. 35  
 Senate Bill No. 71

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

EDWARD LENO, Secretary.

## MESSAGES TO THE SENATE

House Chamber  
Bismarck, January 26, 1955

Mr. President: I have the honor to transmit:

House Bill No. 514

House Bill No. 522

House Concurrent Resolution "I"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, January 26, 1955

Mr. President: I have the honor to transmit:

House Bill No. 540

House Bill No. 561

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

KENNETH L. MORGAN, Chief Clerk.

The Speaker announced that the House would revert to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation, to whom was referred House Bill No. 544, have had the same under consideration and recommend that the same be amended as follows:

In line 887 after the word "has" and before the word "given" insert the word "been".

In line 950 insert after the word "effect" and before the word "until" the following: "if proof of financial responsibility is furnished"

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 544 would 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. 560, have had the same under consideration and recommend that the same be amended as follows:

Amend title by deleting the word "section" and inserting the word "sections". After the numbers "4-2204" insert "and 4-2224", and deleting the period after the word "committee" and adding "and county supervisors."

Beginning on line 19 insert the following:

SECTION 2. AMENDMENT) Section 4-2224 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

4-2224. SUPERVISORS TO PROVIDE FOR SURETY BONDS, KEEPING RECORDS, AND ANNUAL AUDIT. The supervisors shall provide for the execution of surety bonds for all employees and officers who shall be entrusted with funds

or property, for the keeping of a full and accurate record of all their proceedings and of all resolutions, regulations, and orders issued or adopted by them, and for an annual audit of the accounts of receipts and disbursements of the district. The surety bonds provided for in this section may be issued by the state bonding fund.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

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

The Speaker announced that House Bill No. 560 would 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. 579, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LASKE, Chairman.

Rep. Roen 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. 583, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LASKE, Chairman.

Rep. Snow moved that the report be adopted.

Rep. Fristad moved a substitute motion that House Bill No. 583 be re-referred to the Committee on Agriculture, which motion was declared lost.

Rep. Fristad moved a substitute motion that House Bill No. 583 be placed on the calendar, which motion lost.

The question was now on the original motion of Rep. Snow that the report of the Committee on Agriculture on House Bill No. 583 be adopted, which motion prevailed.

Rep. Rohde moved that the vote by which House Bill No. 583 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 State and Federal Government, to whom was referred House Bill No. 628, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 632, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

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

Rep. Simonson (9th) 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., Thursday, January 27, 1955, which motion prevailed.

## FIRST READING OF SENATE BILLS

**Senate Bill No. 3.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the School for the Blind at Bathgate, North Dakota.

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

**Senate Bill No. 9.** A Bill for an Act making an appropriation for the general maintenance and operation of the North Dakota State Farm, Bismarck, North Dakota.

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

**Senate Bill No. 11.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

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

**Senate Bill No. 14.** A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Occupational Information and Guidance, Business Education, and Trade and Industrial Education.

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

**Senate Bill No. 16.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Board of School District Reorganization.

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

**Senate Bill No. 17.** A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

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

**Senate Bill No. 19.** A Bill for an Act making an appropriation for operation and maintenance of the Auto Transportation Division.

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

**Senate Bill No. 22.** A Bill for an Act making an appropriation to carry out the provisions of chapter 6-07 of the 1953 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.

**Senate Bill No. 24.** A Bill for an Act making an appropriation for the purpose of paying a bounty on wolves, coyotes, foxes, bobcats and magpies.

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

**Senate Bill No. 27.** 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.

**Senate Bill No. 28.** 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.

**Senate Bill No. 29.** 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.

**Senate Bill No. 32.** 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.

**Senate Bill No. 36.** A Bill for an Act to correct clerical typographical or printing errors in sections of the North Dakota Revised Code of 1943 or the 1953 Supplement thereto, and amending sections 26-2315, 35-2302, 40-0105, 40-2501, of the North Dakota Revised Code of 1943, and section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

**Senate Bill No. 37.** A Bill for an Act to amend and reenact section 12-5313 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to imposition and suspension of sentences in certain criminal cases.

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

**Senate Bill No. 38.** A Bill for an Act to amend and reenact section 54-2601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the state census.

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

**Senate Bill No. 39.** A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

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

**Senate Bill No. 42.** A Bill for an Act to repeal chapter 57-49 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to mineral rights privilege tax.

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

**Senate Bill No. 43.** A Bill for an Act to amend and reenact section 54-1404 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against the state of North Dakota.

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

**Senate Bill No. 44.** A Bill for an Act to amend and reenact section 30-1933 of the North Dakota Revised Code of 1943 relating to orders to mortgage by county courts.

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

**Senate Bill No. 45.** A Bill for an Act to amend and reenact section 20-0125 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the management of lands in the Heart Butte area and the expenditure of revenue derived therefrom.

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

**Senate Bill No. 51.** A Bill for an Act to amend and reenact subdivisions b and i of subsection 2 of section 57-3711 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to terminable interests and interests in property considered as passing from a decedent, and declaring an emergency.

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

**Senate Bill No. 52.** A Bill for an Act to amend and reenact section 21-0607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment by political subdivisions of surplus fund moneys in government bonds.

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

**Senate Bill No. 53.** A Bill for an Act to amend and reenact sections 43-2202, 43-2205, and 43-2208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to registration of oil and gas brokers, and certification of their employees and agents, and declaring an emergency.

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

**Senate Bill No. 72.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, correcting a clerical error in chapter 8, section 1, 1953 Session Laws of North Dakota, and declaring an emergency.

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

The House stood recessed until 1:30 p.m. Thursday, January 27, 1955, pursuant to the motion of Rep. Simonson of the 9th District.

KENNETH L. MORGAN, Chief Clerk.



TWENTY-THIRD DAY AFTER RECESS  
AND TWENTY-FOURTH DAY

Bismarck, January 27, 1955

The House reconvened at 1:30 p.m., January 27, 1955, with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A letter was received from F. W. Young of Berlin, North Dakota, regarding old age assistance, and addressed to the "State Legislature, Bismarck, N. Dak.", which was referred to the Committee on Social Welfare.

A telegram from Albin Lindella of the Lindella Funeral Home at Stanley, North Dakota, protesting House Bill No. 608, was referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 520, 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 \$226,000.00 and insert the figure \$269,700.00.

In line 8 of the bill, strike out the figure \$120,000.00 and insert the figure \$165,000.00.

In line 9 of the bill, strike out the figure \$30,000.00 and insert the figure \$32,300.00.

In line 13 of the bill, strike out the figure \$30,500.00 and insert the figure \$21,500.00.

Insert line 13a and designate it as "Replacement cars" in the amount of \$6,000.00.

In line 15 of the bill, strike out the figure \$3,000.00 and insert the figure \$2,400.00.

In line 16 of the bill, strike out the figure \$226,000.00 and insert the figure \$269,700.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 520 would 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. 524, 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 \$8,644,400.00 and insert the figure \$9,804,856.00.

In line 14 of the bill, strike out the figure \$5,650,000.00 and insert the figure \$6,276,460.00.

In line 15 of the bill, strike out the figure \$1,700,000.00 and insert the figure \$1,781,175.00.

In line 19 of the bill, strike out the figure \$600,000.00 and insert the figure \$898,630.00.

In line 21 of the bill, strike out the figure \$35,000.00 and insert the figure \$72,510.00.

In line 22 of the bill, strike out the figure \$135,000.00 and insert the figure \$239,760.00.

In line 27 of the bill, strike out the figure \$1,200.00 and insert the figure \$1,500.00.

In line 30 of the bill, strike out the figure \$8,800.00 and insert the figure \$12,300.00.

In line 33 of the bill, strike out the figure \$1,200.00 and insert the figure \$4,125.00.

In line 34 of the bill, strike out the figure \$1,200.00 and insert the figure \$1,550.00.

In line 35 of the bill, strike out the figure \$2,500.00 and insert the figure \$7,756.00.

In line 36 of the bill, strike out the figure \$3,000.00 and insert the figure \$2,750.00.

In line 37 of the bill, strike out the figure \$9,000.00 and insert the figure \$10,840.00.

In Line 39 of the bill, strike out the figure \$11,000.00 and insert the figure \$9,000.00.

In Line 40 of the bill, strike out the figure \$8,644,400.00 and insert the figure \$9,804,856.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 524 would 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. 612, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Heimes moved that House Bill No. 505 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 570, as recommended by the Committee on Appropriations and printed on page 186 of the House Journal, be adopted, which motion prevailed.

The Speaker called Rep. Wolf to the Chair.

Acting Speaker Wolf announced that the House would be on the ninth order of business.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Power and Lee introduced:

**House Bill No. 673.** A Bill for an Act relating to bees and bee equipment, their control and regulation, amending sections 4-1204, 4-1209, 4-1212, 4-1220, and creating subsections 4 and 5 of section 4-1201 of the North Dakota Revised Code of 1943 and repealing sections 4-1214, 4-1218 and 4-1219 thereof.

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

Reps. Link and Rolfsrud introduced:

**House Bill No. 674.** A Bill for an Act relating to eradication of noxious weeds; providing for appointment of a commissioner of noxious weeds and deputy commissioner in each county commissioner district and in a city, village, township or irrigation district; prescribing their powers and duties and fixing their compensation, providing for a tax levy to cover compensation and expenses of such commissioner and deputy commissioner of noxious weeds, providing penalties for violation of this Act; repealing chapter 63-02 of the North Dakota Revised Code of 1943 and declaring an emergency.

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

Reps. Engen, Miller, Scott and Langseth introduced:

**House Bill No. 675.** A Bill for an Act to amend and reenact subsection 67 of section 40-0501 and section 40-3301 of the North Dakota Revised Code of 1943, relating to the acquisition and operation of municipal utilities and authorizing municipalities to construct and operate natural or artificial gas transmission lines, plants, and distribution systems.

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

Reps. Saugstad, Magnuson, Power and Berntson introduced:

**House Bill No. 676.** A Bill for an Act to amend and reenact section 20-0302 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 20-0310 of the North Dakota Revised Code of 1943, relating to game and fish licenses.

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

Reps. Hofstrand, Fine, Berntson and Isakson introduced:

**House Bill No. 677.** A Bill for an Act to amend and reenact section 57-15141 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to levies for support of county agricultural and training schools.

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

Reps. Sticka, Gress and Schmalenberger introduced:

**House Bill No. 678.** A Bill for an Act to amend and reenact sections 23-1002, 23-1003, 23-1004, 23-1005, 23-1006, 23-1008, 23-1010, 23-1011 and 23-1012 of the North Dakota Revised Code of 1943, dealing with motor and trailer courts and to repeal sections 23-1001, 23-1007 and 23-1009 and providing for an emergency.

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

Reps. Erickson of Bottineau, Mollet and Rohde introduced:

**House Bill No. 679.** A Bill for an Act to amend and reenact section 47-1409 of the North Dakota Revised Code of 1943, relating to usury and maximum contract rates of interest.

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

Reps. Erickson of Bottineau, Power, Magnuson, Sommer and Vinje introduced:

**House Bill No. 680.** A Bill for an Act under which the State Forester will provide for fire prevention, detection and suppression in the forested areas of North Dakota.

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

Reps. Brooks, Haugland, Heimes and Simonson (9th) introduced:

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 50-0921 and 50-0922 of the North Dakota Revised Code of 1943, relating to payments of assistance to unmarried mothers or to the dependent children of unmarried mothers.

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

The Committee on Transportation introduced:

**House Bill No. 682.** A Bill for an Act relating to the registration of driveaway transporters of vehicles, providing for in-transit plates and fees, providing penalties, and declaring an emergency.

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

Reps. Brooks and Gefreh introduced:

**House Bill No. 683.** A Bill for an Act to amend and reenact section 27-0831 of the North Dakota Revised Code of 1943, relating to Assignment of counsel for indigent defendants in county courts having increased jurisdiction and compensation thereof.

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

Reps. Brooks and Gefreh introduced:

**House Bill No. 684.** A Bill for an Act to amend and reenact section 29-0127 of the North Dakota Revised Code of 1943, relating to compensation and limitation of assignment of counsel for indigent defendants.

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

Reps. Haugland, Saugstad, Simonson (9th) Brooks and Baldwin introduced:

**House Bill No. 685.** A Bill for an Act to amend and reenact section 27-0812 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Clerks of the County Court with increased jurisdiction, their appointment and salary.

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

Reps. Haugland, Saugstad, Simonson (9th) Brooks and Baldwin introduced:

**House Bill No. 686.** A Bill for an Act to amend and reenact section 16-1016 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to election officers and their compensation.

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

Reps. Brooks and Gefreh introduced:

**House Bill No. 687.** A Bill for an Act to amend and reenact Section 31-0203 of the North Dakota Revised Code of 1943 relating to the examination of adverse parties before trial and declaring an emergency.

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

Reps. Poling and Gefreh introduced:

**House Bill No. 688.** A Bill for an Act to amend and reenact Sections 43-1301, 43-1307, 43-1308, 43-1317, subsection 3 of Section 43-1317, and 43-1320 relating to Optometrists.

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

The Committee on Appropriations introduced:

**House Bill No. 689.** A Bill for an Act to appropriate and transfer moneys out of the funds available for aid to dependent children and to make such moneys available for expenditure by the Public Welfare Board for crippled children services during the remainder of the biennium ending June 30, 1955; and declaring an emergency.

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

Reps. Link and Rolfsrud introduced:

**House Bill No. 690.** A Bill for an Act to provide for a township tax levy of five mills to be used in cooperation with a county in the construction and maintenance of federal aid farm to market roads on the county highway system within such township.

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

Reps. Brown, Baldwin and Thompson of Burleigh introduced:

**House Bill No. 691.** A Bill for an Act to amend and reenact Subsection 8 of Section 57-3822 of the 1943 Revised Code relating to deductions allowed in computing net income.

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

Reps. Gefreh and Gress introduced:

**House Bill No. 692.** A Bill for an Act to amend and reenact section 40-0911 of the North Dakota Revised Code of 1943, relating to meetings of boards of city commissioners.

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

Reps. Christopher, Einarson and Gefreh introduced:

**House Bill No. 693.** A Bill for an Act to amend and reenact sections 40-0808, 40-0816 and 40-0910 of the North Dakota Revised Code of 1943, relating to vacancies in city offices.

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

Reps. Link, Rolfsrud, Knudsen (LaMoure), Davis, Mueller and Rickford introduced:

**House Bill No. 694.** A Bill for an Act amending and reenacting subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the definition of assessed valuation, and declaring an emergency.

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

Reps. Simonson (9th), Hofstrand and Brooks introduced:

**House Bill No. 695.** A Bill for an Act to amend and reenact subsection 5 of Section 43-0442 of the North Dakota Revised Code of 1943; relating to increase in renewal fee for barber's certificate and membership in North Dakota Barber Association.

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

Rep. Erickson of Burke-Divide introduced:

**House Bill No. 696.** A Bill for an Act to repeal chapter 125 of the North Dakota Session Laws of 1953, relating to investment in farm loans by the board of university and school lands.

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

Reps. Gefreh and Adamsen introduced:

**House Bill No. 697.** A Bill for an Act to amend and reenact section 11-1512 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sheriff's mileage.

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

Reps. Sticka, Schmalenberger, Gress, Hegge, Rolfsrud, Link, Bratcher, Homelvig, Snow and Roen introduced:

House Concurrent Resolution "M".

Which was read the first time and referred to the Committee on Transportation.

Rep. Roen moved that House Concurrent Resolution "M" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "M"

Introduced by Reps. Sticka, Schmalenberger, Gress,  
Hegge, Rolfsrud, Link, Bratcher, Homelvig,  
Snow and Roen.

- 1 WHEREAS, the Theodore Roosevelt National
- 1a Memorial
- 2 Park, located in the fabulous Badlands of North Dakota,
- 3 composed of the north and south units and the Elkhorn

4 ranch site, is North Dakota's greatest tourist  
 4a attraction;  
 5 and  
 6 WHEREAS, the Badlands contain areas of historic  
 7 significance, unparalleled scenic beauty, and geological  
 8 phenomena that now are all but inaccessible to the  
 8 average  
 9 motorist; and  
 10 WHEREAS, the citizenry of the state are intensely  
 11 interested in further developing the travel industry;  
 12 NOW, THEREFORE, BE IT RESOLVED BY THE  
 12a HOUSE OF  
 13 REPRESENTATIVES OF THE STATE OF NORTH  
 13a DAKOTA, THE  
 14 SENATE CONCURRING THEREIN: That the  
 14a commissioner of the  
 15 state highway department be and he is hereby authorized  
 16 and directed, in collaboration and with the  
 16a recommendations  
 17 of the state historical society and the national park  
 17a ser-  
 18 vice, to cause to be surveyed a possible roadway from  
 19 U. S. Highway 12 in the vicinity of Bowman to U. S.  
 19a Highway  
 20 2 near Williston, utilizing highways U. S. 85 and 10  
 20a and  
 21 N. D. 23 and 22, where feasible and in line with the  
 22 objectives of this resolution.  
 23 BE IT FURTHER RESOLVED that such survey  
 23a include on  
 24 the proposed route or on spur and access roads from the  
 25 proposed roadway or from existing highways, the  
 25a limber  
 26 pine area north of Marmarth and west of the little  
 26a Missouri  
 27 river, the Fort Dilts historic site, the H. T. ranch, the  
 28 burning coal mine and columnar cedar area in northern  
 29 Slope county, the original Eaton Brothers' ranch, now  
 29a the  
 30 Custer Trail ranch south of Medora, stands of ponderosa  
 31 pine, the Maltese Cross ranch south of Medora, the  
 31a Custer  
 32 expedition camp sites, the petrified forest of the south  
 33 unit, the de Mores Chateau, the routes and termini of  
 33a the  
 34 Texas cattle trails, the Ice Cave area west of Grassy  
 34a Butte,  
 35 the Indian battle fields and camp sites, and such other  
 36 points and areas as the state historical society and  
 36a national  
 37 park service may suggest.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 504.** A Bill for an Act making an appropriation to the State Historical Society for salary, clerkhire and miscellaneous expenses and maintenance of State Parks.

Which has been read.

Rep. Erickson of Bottineau moved that House Bill No. 504 be placed in General Orders, which motion prevailed.

**House Bill No. 521.** A Bill for an Act making an appropriation to the North Dakota Firemen's Association.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Hammer	Rickford
Anderson, Cass	Haugland	Roen
Anderson, Eddy-	Hegge	Rohde
Foster	Heimes	Rolfsrud
Anderson, Richl'nd	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brekke	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Smortland
Davis	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke-	Lynch	Stockman
Divide	Magnuson	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
Frank	Mueller	Tough
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Wolf
Gress	Poling	Ziegler
Gumeringer	Power	Mr. Speaker
Hafner	Renfrow	
Absent and not voting:		
Baker	Bjella	Nygaard
Beede	Bye	Trydahl
Benson	Fristad	

So the bill passed and the title was agreed to.

**House Bill No. 595.** A Bill for an Act to amend and reenact section 27-0818 of the North Dakota Revised Code of 1943, relating to court reporters in county courts of increased jurisdiction.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 2; absent and not voting, 6.



Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brekke	Homelvig	Schuler
Brooks	Hornbacher	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Mollet Rohde

Absent and not voting:

Baker	Benson	Nygaard
Beede	Isakson	Trydahl

So the bill passed and the title was agreed to.

**House Bill No. 618.** A Bill for an Act relating to negligent homicide, defining the crime, and providing for a penalty and revocation of driving privilege.

Which has been read.

#### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfstrud
Baldwin	Heimes	Rosberg

Balerud	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brekke	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Solberg
Dewey	Larson	Sommer
Dick	Laske	Sorlie
Dunlop	Lee	Sortland
Einarson	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke- Divide	Lynch	Strand
	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	

Absent and not voting:

Baker	Benson	Trydahl
Beede	Nygaard	

So the bill passed and the title was agreed to.

**House Bill No. 629.** A Bill for an Act to provide for appeal from orders of the Insurance Commissioner and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy- Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Rohde
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Berntson	Heimes	Rose
Bjella	Heller	Saugstad
Bratcher	Hoffer	Saumur
Brekke	Hofstrand	Schmalenberger
Brooks	Homelvig	Schmidt
Brown	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kitzmann	Simenson, 10th
	Kjos	Simonson, 9th

Currie	Kloster	Snortland
Dahlund	Knudsen, LaMoure	Snow
Davis	Knudson, Morton	Solberg
Dewey	Langseth	Sommer
Dick	Larson	Sorlie
Dunlop	Laske	Sortland
Einarson	Lee	Spitzer
Engen	Leet	Sticka
Erickson, Bottin'au	Lindberg	Stockman
Erickson, Burke- Divide	Link	Strand
	Lynch	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefsen
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	

Those voting in the negative were:

Magnuson	Wicks	
Absent and not voting:		
Baker	Benson	Roen
Beede	Nygaard	Trydahl

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

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

Rep. Erickson of Burke-Divide moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-FOURTH DAY

Bismarck, January 27, 1955

The House convened at 2:00 p.m. with Acting Speaker Wolf presiding.

Prayer by Rev. A. P. Simon of St. Mary's Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Baker, Beede, Benson, Nygaard and Trydahl.

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-second day after recess and twenty-third day and find the same correct.

REP. SAUGSTAD, Chairman.

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

MESSAGE TO THE SENATE

House Chamber  
Bismarck, January 27, 1955

Mr. President: I have the honor to transmit:

House Bill No. 534  
House Bill No. 537  
House Bill No. 539  
House Bill No. 575  
House Bill No. 580  
House Bill No. 600  
House Bill No. 605  
House Bill No. 617  
House Bill No. 623

House Concurrent Resolution "J"

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

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 27, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 50  
Senate Bill No. 59  
Senate Bill No. 64  
Senate Bill No. 65  
Senate Bill No. 85  
Senate Bill No. 86  
Senate Bill No. 87  
Senate Concurrent Resolution "H"  
Senate Concurrent Resolution "I"

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

EDWARD LENO, Secretary.  
Senate Chamber

Bismarck, January 27, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 514  
House Bill No. 522  
House Concurrent Resolution "I"

Which the President has signed.

EDWARD LENO, Secretary.

SIXTH ORDER OF BUSINESS

Rep. Leet moved that the amendments to House Bill No. 544, as recommended by the Committee on Transportation and printed on page 200 of the House Journal, be adopted, which motion prevailed.

Rep. Laske moved that the amendments to House Bill No. 560, as recommended by the Committee on Agriculture and printed on page 200 of the House Journal, be adopted, which motion prevailed.

Rep. Laske moved that House Bill No. 560 be further amended by renumbering the lines, which motion prevailed.

Rep. McLain moved that the courtesy of the floor be extended to the members of the Mohall band, their instructors,

parents and several city officials from Mohall, Renville county, North Dakota.

Which motion prevailed.

Rep. Berntson moved that the courtesy of the floor be extended to Mr. Lyle Currie, executive secretary of the Red River Valley Potato Grower's Association, East Grand Forks, Minnesota, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 628. A Bill for an Act to authorize county commissioners to provide for or furnish clerical assistance to supervisors of soil conservation districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rohde
Anderson, Rich'nd	Heimes	Rolfstrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bjella	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Bye	Kitzmann	Schuler
Christopher	Kjos	Scott
Currie	Kloster	Simonson, 10th
Dahlund	Knudsen, LaMoure	Simonson, 9th
Davis	Knudson, Morton	Snortland
Dewey	Langseth	Snow
Dick	Larson	Solberg
Dunlop	Laske	Sommer
Einarson	Lee	Sorlie
Engen	Leet	Sortland
Erickson, Bottin'au	Lindberg	Spitzer
Erickson, Burke-	Link	Sticka
Divide	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	Mahlmann	Strege
Fine	McLain	Thompson, Burl'gh
Fleenor	Miller	Thompson, M'Lean
Frank	Mollet	Tollefson
Fristad	Mueller	Tough
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Wolf
Gress	Poling	Ziegler
Gumeringer	Power	Mr. Speaker
Absent and not voting:		
Baker	Brekke	Nygaard
Beede	Brown	Trydahl
Benson		

So the bill passed and the title was agreed to.

House Bill No. 632. A Bill for an Act to amend and reenact Section 48-0214 of the North Dakota Revised Code of 1943, relating to retention of money on public contracts.

Which has been read.

### 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:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rohde
Anderson, Richl'nd	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Biella	Hofstrand	Saugstad
Bratcher	Homelvig	Saumur
Brekke	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Bye	Kitzmann	Schuler
Christopher	Kjos	Scott
Currie	Kloster	Simenson, 10th
Dahlund	Knudsen, LaMoure	Simonson, 9th
Davis	Knudson, Morton	Snortland
Dewey	Langseth	Snow
Dick	Larson	Solberg
Dunlop	Laske	Sommer
Einarson	Lee	Sorlie
Engen	Leet	Sortland
Erickson, Bottin'au	Lindberg	Spitzer
Erickson, Burke-	Link	Sticka
Divide	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	Mahlmann	Strege
Fine	McLain	Thompson, Burl'gh
Fleenor	Miller	Thompson, M'Lean
Frank	Mollet	Tollefson
Fristad	Mueller	Tough
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker
Gumeringer	Power	

Absent and not voting:

Baker	Berntson	Trydahl
Beede	Brown	Wolf
Benson	Nygaard	

So the bill passed and the title was agreed to.

House Concurrent Resolution "K". A Concurrent Resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

Rep. Erickson of Bottineau moved that House Concurrent Resolution "K" be laid over one more legislative day, which motion prevailed.

Acting Speaker Wolf announced that the House would revert to the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 548, have had the same under consideration and recommend that the same be amended as follows:

Delete all words after the comma on line 5.

Delete all of line 6.

Delete all words on line 7 up to and including the word "association"

Insert on lines 5, 6, and 7 and upon such additional alphabetically numbered lines as may be necessary following the comma on line 5, the following words " a member to be named by the president of the North Dakota educational association and a member to be named by the president of the North Dakota school officers' association, such members to serve for a term beginning July 1, 1955, through December 31, 1955. Thereafter, a member shall be selected by the North Dakota educational association and a member shall be selected by the North Dakota school officers' association at their respective annual conventions who shall be appointed to serve for a two year term beginning on the first day of January in each even numbered year and expiring on the last day of December of each odd numbered year.

At the beginning of line 16 delete all words up to and including the word "but" and insert in lieu thereof the words "except that the members from", and renumber the lines alphabetically as necessary.

After the word "receive" on line 18 insert the words "the sum of ten dollars for each day actually engaged in their duties under this Act and shall receive" and renumber the lines alphabetically as necessary.

Delete all of line 322 and delete all words from the beginning of line 323 up to and including the word "education" and renumber the lines accordingly.

Following and below line 498 insert the following words:

499 SECTION 25: AMENDMENT.) Subsection 3 of  
 499a section 15-1901 of  
 500 the North Dakota Revised Code of 1943 is hereby  
 500a amended and reenacted  
 501 to read as follows:  
 502 3. Every child living in a rural community in the  
 502a state, upon  
 503 compliance with the regulations of the state  
 503a board of  
 504 ((higher)) public school education acting  
 504a through the office  
 505 of the superintendent of public instruction, shall  
 505a be entitled  
 506 to the benefits of this chapter up to and including  
 506a the second  
 507 year of high school, and such child shall be  
 507a entitled to high  
 508 school work for the third and fourth years if

508a space is avail-  
509 able in the local school;  
510 SECTION 26. AMENDMENT.) Section 15-1902  
510a of the North Dakota  
511 Revised Code of 1943 is hereby amended and reenacted  
511a to read as follows:  
512 15-1902. DIRECTOR OF HIGH SCHOOL COR-  
512a RESPONDENCE COURSES:  
513 APPOINTMENT AND DUTIES.) The state director  
513a of correspondence courses  
514 in secondary education shall be appointed by the state  
514a board of  
515 ((higher))) public school education acting through  
515a the office of  
516 the superintendent of public instruction. The board  
516a shall determine  
517 his qualifications and fix his compensation. The  
517a director shall coor-  
518 dinate the correspondence work of participating  
518a institutions for the  
519 best interests of the state and with the object of  
519a providing high  
520 school education for all pupils in the state who are  
520a capable of receiv-  
521 ing the instruction and who are eligible to receive the  
521a benefits pro-  
522 vided under the provisions of this chapter. He shall  
522a make annual  
523 reports containing such information as the state board  
523a of ((higher)))  
524 public school education may specify. Such reports  
524a shall be furnished  
525 to the state board of ((higher))) public school  
525a education ((, to the  
526 state superintendent of public instruction, to the  
526a commissioner of  
527 agriculture and labor, and to the legislative  
527a assembly))).  
528 SECTION 27. AMENDMENT.) Section 15-1903 of  
528a the North Dakota  
529 Revised Code of 1943 is hereby amended and reenacted  
529a to read as follows:  
530 15-1903. DUTY OF COUNTY SUPERINTENDENT  
530 OF SCHOOLS.)  
531 All enrollments under the provisions of this chapter  
531a shall be certified  
532 by the county superintendent of schools to the  
532a institution designated  
533 by the state board of ((higher))) public school  
533a education.  
534 SECTION 28. AMENDMENT.) Section 15-1906 of  
534a the North Dakota  
535 Revised Code of 1943 is hereby amended and reenacted  
535a to read as follows:  
536 15-1906. CORRESPONDENCE COURSES TO BE  
536a FINANCED FROM STATE  
537 EQUALIZATION FUND.) The cost of operating the  
537a correspondence courses  
538 under the provisions of this chapter shall be paid out of  
538a the state  
539 equalization fund. All vouchers shall be approved by



539a the ((state  
 540 director of correspondence courses in secondary  
 540a education))) superin-  
 541 tendent of public instruction.  
 542 SECTION 29. AMENDMENT.) Section 15-4002 of  
 542a the North Dakota  
 543 Revised Code of 1943 is hereby amended and reenacted  
 543a to read as follows:  
 544 15-4002. HIGH SCHOOL CORRESPONDENCE  
 544a WORK.) The amount of money  
 545 appropriated to the fund by the legislative assembly  
 545a for correspondence  
 546 work for a biennium, or so much thereof as may be  
 546a necessary, shall be  
 547 expended first by the state board of (((higher)))  
 547a public school  
 548 education for high school work by correspondence.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

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

Acting Speaker Wolf announced that House Bill No. 548 would be considered in the sixth order of business on the next legislative day.

Rep. Wambheim moved that additional time be granted the Committee on Finance and Taxation to consider House Bills Nos. 555 and 556, which motion prevailed.

Rep. Brooks moved that the House be on the sixteenth order of business and that on the conclusion of that order of business, the House recess until 1:30 p.m., January 28, 1955, which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 515

House Bill No. 536

House Resolution No. 4

And the Speaker signed the same in the presence of the House.

The House stood recessed pursuant to the motion of Rep. Brooks until 1:30 p.m., January 28, 1955.

KENNETH L. MORGAN, Chief Clerk.

TWENTY-FOURTH DAY AFTER RECESS  
AND TWENTY-FIFTH DAY

Bismarck, January 28, 1955

The House reconvened at 1:30 p.m., January 28, 1955, with Speaker Fitch presiding.

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

## PETITIONS AND COMMUNICATIONS

A letter from Florence Rasmusson, President of the County Superintendents' Association thanking the members of the House for their courtesy during their recent convention was read by the Chief Clerk.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 569, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Wicks 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. 603, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, Chairman.

Rep. Esterby 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. 607, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Knudson (Morton) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully reports that:

House Bill No. 514

and

House Bill No. 522

Were delivered to the Governor for his approval at the hour of 2:25 o'clock p.m., January 27, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully reports that:

House Concurrent Resolution "I"

Was delivered to the Secretary of State for his approval at the hour of 2:25 o'clock p.m., January 27, 1955.

REP. FRISTAD, Chairman.

#### SIXTH ORDER OF BUSINESS

Rep. Heimes moved that the amendments to House Bill No. 520, as recommended by the Committee on Appropriations and printed on page 205 of the House Journal, be adopted, which motion prevailed.

Rep. Heimes moved that the amendments to House Bill No. 524, as recommended by the Committee on Appropriations and printed on page 206 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 Social Welfare, to whom was referred House Bill No. 594, have had the same under consideration and recommend that the same be amended as follows:

In line 10 after the comma insert the following words "director of the North Dakota state employment service," and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HAUGLAND, Chairman.

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

The Speaker announced that House Bill No. 594 would 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. 608, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, Chairman.

Rep. Rohde 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. 656, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

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

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 612. A Bill for an Act to amend and reenact section 36-2301 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to inspections by the livestock sanitary board.

Which has been read.

## ROLL CALL.

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Rich'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfstrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Brekke	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sortland
Einarson	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker

Absent and not voting:

Anderson, Cass	Heimes	Sorlie
Bratcher	Olson	Trydahl
Christopher		

So the bill passed and the title was agreed to.

**House Bill No. 570.** A Bill for an Act providing for a lien in favor of persons performing labor or furnishing material or services in relation to the drilling or operating of oil or gas wells or in the construction of pipelines or in constructing or repairing of any material used or employed therein, and providing for the filing, perfection and enforcement of said lien.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended on page 186 of the House Journal, the roll was called and there were ayes, 104; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Burke-	Lynch	Thompson, Bur'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George		

Those voting in the negative were:

Erickson, Bottin'au	Mahlmann	Strege
Magnuson	Snortland	

Absent and not voting:

Christopher	Olson	Trydahl
Haugland		

So the bill passed and the title was agreed to.

Rep. Link requested that the House revert to the eighth order of business, which request was granted.

Rep. Link moved that House Bill No. 674 be re-referred from the Committee on State and Federal Government to the Committee on Agriculture, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

Reps. Saugstad, Haugland, Balerud and Dahlund introduced:

House Bill No. 698. A Bill for an Act authorizing the industrial commission to make tax payments upon real property owned by the state in the Burlington Irrigation Project.

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

Reps. Wolf and Schmalenberger introduced:

**House Bill No. 699.** A Bill for an Act to amend and reenact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, prohibiting sale of alcoholic beverages at certain times.

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

Reps. Leet, Lee and Overbo introduced:

**House Bill No. 700.** A Bill for an Act prohibiting the draining into a water course or natural drainway the waters of a pond, slough or lake, which impounds waters gathered or drained from a watershed or drainage area comprising 80 acres or more, unless a permit to do so is granted by the State Water Conservation Commission, and providing a penalty for violation of this act.

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

Reps. Christopher, Einarson and Sommer introduced:

**House Bill No. 701.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

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

The Committee on Education introduced:

**House Bill No. 702.** A Bill for an Act to amend and reenact section 4 of chapter 136 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the limitations of purposes and amount expended from the school construction fund.

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

Rep. Wicks introduced:

**House Bill No. 703.** A Bill for an Act to amend and reenact section 26-2240 of the North Dakota Revised Code of 1943, relating to hail taxes.

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

Reps. Nygaard, Beede, Thompson of McLean, Haugland, Brown and Rosberg introduced:

**House Bill No. 704.** A Bill for an Act to authorize the industrial commission to deal with the federal government or its agencies in the disposition and utilization of government owned properties at Riverdale, North Dakota, to designate the industrial commission as a state agency authorized to co-operate under the Housing Act of 1954, authorizing the commission to apply for, receive and disburse planning funds, and making an appropriation therefor.

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

Reps. Wolf, Sticka, Lee, Gress, Roen, Schmalenberger, Snow, Homelvig, Petterson, Brown, Larson, Bratcher, Strege, Hegge and Poling introduced:

**House Bill No. 705.** A Bill for an Act to, amend and reenact subsection 2 of section 12-2115 of the North Dakota Revised Code of 1943, relating to acts of Sabbath breaking.

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

The Committee on Appropriations introduced:

**House Bill No. 706.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

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

Rep. Hofstrand introduced:

**House Bill No. 707.** A Bill for an Act to amend and reenact sections 36-1505, 36-1508 and 36-1509 of the North Dakota Revised Code of 1943, relating to diseased animals.

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

The Committee on Education introduced:

**House Bill No. 708.** A Bill for an Act to amend and reenact sections 15-4019, 15-5803, subsections 1, 2, and 3 of section 57-1514, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county high school equalization fund tax levy and payments, limitations in school districts, and determination of sums due county tuition funds and county high school equalization funds.

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

Reps. Erickson of Burke-Divide, Hammer and Wicks introduced:

**House Bill No. 709.** A Bill for an Act relating to minimum wages.

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

Rep. Baker introduced:

**House Bill No. 710.** A Bill for an Act providing for the licensing and regulating by the state department of health of the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; fixing the license fees; providing for the issuance of permits by health officers of cities, towns, counties, and health districts, fixing the fees for such permits; authorizing local and district health officers to regulate within their jurisdictions; and providing penalties for violation of any provision of this Act.

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

Reps. Bye, Trydahl and Wambheim introduced:

**House Bill No. 711.** A Bill for an Act prohibiting the issuance of retail beer or liquor licenses by county commissioners without written consent of township supervisors.

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

Reps. Leet and Erickson of Burke-Divide introduced:

**House Bill No. 712.** A Bill for an Act to amend and reenact section 36-0406 of the 1953 Supplement to the North Dakota Revised Code of 1943, Relating to Bonds of Livestock Dealers.

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

Reps. Fristad, Schmidt, Knudson of Morton, Simenson (10th), Heimes, Leet, Lee and Anderson of Cass, introduced:

**House Bill No. 713.** A Bill for an Act to amend and reenact sections 61-1602, 61-1605, 61-1615 and section 61-1620 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to water conservation and flood control districts.

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

Reps. Frank and Thompson of McLean introduced:

**House Bill No. 714.** A Bill for an Act to amend and reenact subdivisions 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees and mileage for jurors.

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

Rep. Lynch introduced:

**House Bill No. 715.** A Bill for an Act to amend and reenact section 47-1007 of the North Dakota Revised Code of 1943, relating to the requirement that the post office address of each grantee be shown in documents describing real estate.

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

Rep. Gefreh introduced:

**House Bill No. 716.** A Bill for an Act to amend and reenact section 20-0117 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to hunting game on posted land and taking of fur-bearing animals on private land.

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

The Committee on Education introduced:

**House Bill No. 717.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to elementary per pupil payments from the county tuition fund.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 718.** A Bill for an Act to amend and reenact section 15-3926 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the teacher's insurance and retirement fund.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 719.** A Bill for an Act to amend and reenact section 26-2210 of the North Dakota Revised Code of 1943, relating to investment of the hail insurance fund.

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



Reps. Nygaard, Tollefson and Erickson of Burke-Divide introduced:

**House Bill No. 720.** A Bill for an Act requiring sellers of bulk petroleum fuels to equip fuel meters with devices for stamping amount of fuel metered on sales receipt.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 721.** A Bill for an Act to amend and reenact section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the North Dakota workmen's compensation fund.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 722.** A Bill for an Act to amend and reenact section 26-2303 of the North Dakota Revised Code of 1943, relating to investment of the state bonding fund.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 723.** A Bill for an Act to amend and reenact subsection B of section 52-0906 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the old age and survivors' insurance trust fund.

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

Reps. Gefreh, Thompson of Burleigh, Gress and Larson introduced:

**House Bill No. 724.** A Bill for an Act to amend and reenact section 26-2407 of the North Dakota Revised Code of 1943, relating to the state fire and tornado fund.

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

Reps. Christopher, Einarson, Currie, Saumur, Saugstad, Schmidt, Leet and Lee introduced:

**House Bill No. 725.** A Bill for an Act making an appropriation to the state water conservation commission for aid in drainage, irrigation, and flood control programs.

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

Reps. Poling, Homelvig, Lee, Hegge, Bratcher, Roen and Schmalenberger introduced:

**House Bill No. 726.** A Bill for an Act to amend and reenact Sections 38-09013, 38-09014, and 38-09015 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to reservations of minerals; providing that where the state sells lands to the person from whom the state's title was derived, or to the spouse or lineal descendant of such person, the sale shall be made free of any reservation of minerals, providing for the release of reservations made

subsequent to March 12, 1939, and providing for the allocation of revenue.

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

Rep. Larson introduced:

**House Bill No. 727.** A Bill for an Act to amend and reenact Section 15-4803 of the North Dakota Revised Code of 1943, relating to school elections.

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

Reps. Simonson (9th) and Wolf introduced:

**House Bill No. 728.** A Bill for an Act to amend and reenact section 57-3835 of the North Dakota Revised Code of 1943, relating to payment of state income taxes.

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

Reps. Simonson (9th) and Balerud introduced:

**House Bill No. 729.** A Bill for an Act to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to allowable deductions from net income for state income tax computation, and requiring use of the depreciation schedules used for federal income tax.

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

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

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-FIFTH DAY

Bismarck, January 28, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. John E. Grygo of the Bismarck Baptist Church of Bismarck, North Dakota.

Roll Call: All members present except Reps. Christopher, Olson and Trydahl.

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

REP. SAUGSTAD, Chairman.

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

## MESSAGES TO THE SENATE

House Chamber

Bismarck, January 28, 1955

Mr. President: I have the honor to transmit:

House Bill No. 521  
 House Bill No. 595  
 House Bill No. 618  
 House Bill No. 628  
 House Bill No. 629  
 House Bill No. 632

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, January 28, 1955

Mr. President: I have the honor to transmit:

House Bill No. 515  
 House Bill No. 536

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

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 573, have had the same under consideration and recommend that the same be amended as follows:

In line 13 delete "twelve months" and insert "three years" lieu thereof.

and when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 573 would 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. 616, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

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

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, January 28, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, January 28, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 66  
 Senate Bill No. 73  
 Senate Bill No. 74  
 Senate Concurrent Resolution "B"

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

EDWARD LENO, Secretary.

### SIXTH ORDER OF BUSINESS

Rep. Larson moved that House Bill No. 548 be referred to the Committee on Education, which motion prevailed.

### 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.

The Speaker resumed the Chair.

Mr. Speaker. The Committee of the Whole have had under consideration House Bill No. 504 and recommend that the original bill be amended as follows:

In line 3 and line 39 of the original bill, change the figure 135,300.00 to 139,300.00.

In line 33, change the figure 4,000.00 to 8,000.00.

In line 38, change the figure 70,000.00 to 74,000.00.

REP. BAKER, Chairman.

Rep. Sticka moved that the report of the Committee of the Whole be adopted, which motion prevailed.

### FINAL PASSAGE OF HOUSE BILLS AND RESOLUTION

**House Bill No. 544.** A Bill for an Act to amend and reenact subsection 1 of section 39-1601, section 39-1602 through 39-1607, 39-1609 through 39-1613, 39-1615 through 39-1619, 39-1623 through 39-1629, all numbers inclusive, sections 39-1621, 39-1632, 39-1703, 39-17031, 39-1704, 39-17041, and 39-1710 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to financial responsibility of owners and operators of motor vehicles and the unsatisfied judgment fund, placing administration of chapters 39-16 and 39-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 under supervision of the director of public safety, requiring that judgment creditors exhaust all remedies available before recovery from the fund, and requiring notice of pendency of action, notice of default and notice of examination of the judgment debtor.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 18; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Rich'nd	Haugland	Rickford
Baker	Hegge	Roen
Baldwin	Heller	Rolfsrud
Balerud	Hoffer	Rosberg
Beede	Hofstrand	Rose
Benson	Homelvig	Saugstad
Berntson	Hornbacher	Saumur

Bjella	Isakson	Schmalenberger
Bratcher	Kjos	Schmidt
Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Currie	Knudson, Morton	Simonson, 9th
Davis	Larson	Snow
Dick	Laske	Sommer
Einarson	Lee	Sortland
Engen	Leet	Spitzer
Erickson, Burke-	Lindberg	Sticka
Divide	Link	Stockman
Esterby	Lynch	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Thompson, M'Lean
Fleenor	Miller	Tollefson
Frank	Mueller	Tough
Gagnum	Nygaard	Vinje
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker
Gress	Poling	

Those voting in the negative were:

Anderson, Eddy-	Hafner	Rohde
Foster	Heimes	Schuler
Brekke	Kitzmann	Snortland
Dahlund	Langseth	Solberg
Dewey	Magnuson	Strand
Dunlop	Mollet	Wicks
Erickson, Bottin'au		

Absent and not voting:

Bye	Olson	Trydahl
Christopher	Sorlie	Wambheim
Fristad		

So the bill passed as amended on page 200 of House Journal, and the title was agreed to.

**House Bill No. 560.** A Bill for an Act to amend and reenact sections 4-2204 and 4-2224 of the North Dakota Revised Code of 1943, relating to the state soil conservation committee, and county supervisors.

Which has been read.

#### 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:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Hegge	Roen
Anderson, Richl'nd	Heimes	Rohde
Baker	Heller	Rolfsrud
Baldwin	Hoffer	Rosberg
Balerud *	Hofstrand	Rose
Beede	Homelvig	Saugstad
Benson	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Bratcher	Kitzmann	Schmidt
Brekke	Kjos	Schuler

Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Currie	Knudson, Morton	Simonson, 9th
Davis	Langseth	Snortland
Dewey	Larson	Snow
Dick	Laske	Solberg
Dunlop	Lee	Sommer
Einaronson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke- Divide	Lynch	Stockman
	Magnuson	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
Frank	Mueller	Tough
Gagnum	Nygaard	Vinje
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker
Gumeringer		
Absent and not voting:		
Bjella	Dahlund	Sorlie
Bye	Fristad	Trydahl
Christopher	Olson	Wambheim

So the bill passed as amended on page 200 of the House Journal, and the title was agreed to.

**House Concurrent Resolution "K".** A Concurrent Resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

Which has been read.

The question being on the final passage of House Concurrent Resolution "K" as printed on page 178 of the House Journal.

Rep. Erickson of Bottineau moved that House Concurrent Resolution "K" be adopted, which motion lost.

Rep. Dunlop moved that the courtesy of the floor be extended to the following people from the Turtle Mountain Indian Reservation: Pat Gourneau, Ed Jollie, Fay Albert, Leo Ginotte, Clarence Marcellus, Betty Lou LeBraun, Mrs. Fred LeBraun and Carol Jolly, which motion prevailed.

Rep. Anderson of Eddy-Foster moved that the courtesy of the floor be extended to Mr. and Mrs. Chester Larson and Mary Ann, which motion prevailed.

#### FIFTEENTH ORDER OF BUSINESS

The Speaker announced that he would appoint as a committee as provided in House Resolution No. 4, to inquire into and investigate the facts and conditions surrounding the administration of affairs at the North Dakota state penitentiary at Bismarck, North Dakota, the following Representatives: Gefreh, Mueller, Saumur, Hofstrand and Wicks.

Rep. Nygaard moved that the House revert to the ninth order of business and that on the conclusion of that order of business, the House recess until 1:45 p.m., Saturday, January 29, 1955, which motion prevailed.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Rep. Stockman introduced:

**House Bill No. 730.** A Bill for an Act to amend and reenact Section 26-2407 of the North Dakota Revised Code of 1943, relating to the investment of excess moneys in the state fire and tornado fund.

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

Rep. Stockman introduced:

**House Bill No. 731.** A Bill for an Act to amend and reenact Section 6-0909 of the North Dakota Revised Code of 1943, relating to funds deposited to the credit of the Bank of North Dakota.

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

Rep. Stockman introduced:

**House Bill No. 732.** A Bill for an Act to amend and reenact Section 7-0501 of the North Dakota Revised Code of 1943, relating to fees for examination of building or savings and loan associations.

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

Rep. Stockman introduced:

**House Bill No. 733.** A Bill for an Act to amend and reenact section 26-2303 of the North Dakota Revised Code of 1943, relating to the investment of excess moneys in the state bonding fund.

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

Rep. Stockman introduced:

**House Bill No. 734.** A Bill for an Act to amend and reenact section 26-2210 of the North Dakota Revised Code of 1943, relating to the investment of moneys in the state hail insurance fund.

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

Reps. Langseth, Kitzmann and Strand introduced:

**House Bill No. 735.** A Bill for an Act to amend and reenact section 15-2508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to employment of teachers.

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

Reps. Gumeringer, Hammer, Wolf, Leet and Saumur introduced:

**House Bill No. 736.** A Bill for an Act to provide for the coverage under the Old Age and Survivors Insurance provisions of title II of the Federal Social Security Act, as

amended, of all officers and employees of the state of North Dakota and political subdivisions within the state who are under the provisions of Chapter 52-09, entitled, Old Age and Survivors Insurance, or who may by election come under the provisions of such chapter, and of all officers and employees of political subdivisions who are under locally administered retirement systems.

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

Reps. Hammer, Gumeringer, Wolf, Leet and Saumur introduced:

**House Bill No. 737.** A Bill for an Act to create sections 52-0928 to 52-0932, inclusive, of the North Dakota Revised Code of 1943, as amended, to provide for the uses of federal old age and survivors insurance as made available under title II of the Federal Social Security Act, as amended, separate from and in addition to the insurance protection and benefits created and existing by and in accordance with sections 52-0901 to 52-0927, inclusive, of the North Dakota Revised Code.

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

Reps. Sommer, Christopher, Einarson and Rosberg introduced:

**House Bill No. 738.** A Bill for an Act to amend and reenact sections 50-0736, 50-0827, 50-0912 and 50-10A34 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the availability to taxpayers of confidential records on old age assistance, aid to the needy blind, aid to dependent children, and aid to the permanently and totally disabled.

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

Reps. Baldwin and Simonson (9th) introduced:

**House Bill No. 739.** A Bill for an Act to amend and reenact section 16-0102 of the North Dakota Revised Code of 1943, relating to opening and closing of polls at primary and general elections and providing for extension of polling hours in any precinct upon resolution of the governing body of the city, village, or township in which such precinct is located.

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

Reps. Baldwin and Simonson (9th) introduced:

**House Bill No. 740.** A Bill for an Act legalizing and validating proceedings taken by certain cities for the creation of improvement districts, notwithstanding certain defects in such proceedings, authorizing the levy of special assessments and taxes for payment of the municipal share of the cost of such improvements and the issuance of warrants in anticipation of the collection thereof, and declaring an emergency.

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

Reps. Fristad and McLain introduced:

**House Bill No. 741.** A Bill for an Act to amend and reenact Section 49-1810 of the 1953 Supplement to the North



Dakota Revised Code of 1943, relating to special common motor carriers, and providing restrictions.

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

Reps. Goebel and Etestad introduced:

**House Bill No. 742.** A Bill for an Act providing for credit or refund of fees or taxes upon destruction of licensed or taxed motor vehicles, and providing for an appropriation for refunds.

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

Rep. Hegge introduced:

**House Bill No. 743.** A Bill for an Act requiring railroads to construct and maintain overhead or underpass crossings in municipalities under certain conditions, providing for supervision, and declaring an emergency.

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

The Committee on Political Subdivisions introduced:

**House Bill No. 744.** A Bill for an Act to amend and reenact section 63-0107 of the North Dakota Revised Code of 1943 relating to Destruction of Noxious Weeds on Railroad Rights-of way.

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

Reps. Leet, Poling, Overbo and Lee introduced:

**House Bill No. 745.** A Bill for an Act to amend and reenact subsection 1 of section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

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

Rep. Brown (by request) introduced:

**House Bill No. 746.** A Bill for an Act providing that real property within the corporate limits shall not be subject to any special assessment, nor special tax for improvements, unless directly benefited. Recovery of tax paid. Declaring void city and village ordinances in conflict with Act.

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

Reps. Hegge, Poling, Roen, Sticka, Bratcher and Homelvig introduced:

**House Bill No. 747.** A Bill for an Act relating to electric cooperative corporations, providing for certification, inspection, and record of bylaws adopted, amended, or repealed; amending section 10-1313 of the North Dakota Revised Code of 1943, relating to amendment, repeal, or adoption of bylaws, and repealing section 10-1308 of the North Dakota Revised Code of 1943.

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

Reps. Berntson, Saumur and Tollefson introduced:

**House Bill No. 748.** A Bill for an Act to amend and reenact subsection (d) of section 4-10A06 and subsection (a)

of section 4-10A08 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the regulatory powers of the North Dakota Potato Development Commission.

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

Reps. Hammer, Kjos and Ettestad introduced:

**House Bill No. 749.** A Bill for an Act to amend and reenact Sections 15-2511 and 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the approval by the county superintendent of elementary non-resident pupils.

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

Rep. Rohde introduced:

**House Bill No. 750.** A Bill for an Act designating the North Dakota state board of chiropractic examiners to administer this act, providing for chiropractic preparation scholarships for qualified residents of the state of North Dakota who express an intent to prepare for chiropractic practice in this state, and making an appropriation.

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

Reps. Wicks and Goebel introduced:

**House Bill No. 751.** A Bill for an Act to require that the purchase of any automobile, truck, or item of equipment costing five hundred dollars or more by any state agency, department, or institution be made by the state purchasing agent from the lowest and best bidder and from a resident seller when such item is readily available in this state, providing for the procedure to be followed in such bidding, and declaring contracts void if not let as provided by this Act.

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

Reps. Rohde, Mollet, Fine, Saugstad, Dahlund, Rolfsrud, Link and Simonson (9th) introduced:

**House Bill No. 752.** A Bill for an Act relating to sale and purchase of alcoholic beverages; providing for permits for purchase and for administration, enforcement, fees and penalty.

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

Reps. Thompson of Burleigh and Brown introduced:

**House Bill No. 753.** A Bill for an Act relating to the sale or distribution of certain enumerated poisons and requiring a permit as a condition therefor.

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

Reps. Sticka, Brooks, Nygaard and Gefreh introduced:

**House Bill No. 754.** A Bill for an Act to amend and reenact section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable corporations.

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

Reps. Lindberg and Bye introduced:

**House Bill No. 755.** A Bill for an Act providing for permissive requirement by the adjutant general of a bidder's bond in lieu of certified check from a contractor.

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

Reps. Lindberg and Bye introduced:

**House Bill No. 756.** A Bill for an Act authorizing the transfer of title of national guard motor storage buildings to cities for armory purposes.

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

Reps. Sticka, Brooks, Nygaard and Gefreh introduced:

**House Bill No. 757.** A Bill for an Act to repeal Section 10-0807 of the North Dakota Revised Code of 1943 as amended by Section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable organizations.

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

Reps. Paulson and Einarson introduced:

**House Bill No. 758.** A Bill for an Act to amend and reenact section 24-0609 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to contracts by the board of supervisors of a township for construction, improvement, or repairing of township roads and bridges.

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

Rep. Fine introduced:

**House Bill No. 759.** A Bill for an Act to amend and reenact sections 16-1804 and 16-1805 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absent voter ballots and application therefore.

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

Reps. Frank, George and Mollet introduced:

**House Bill No. 760.** A Bill for an Act to require persons, copartnerships, associations, or corporations that buy grain from producers for resale, to determine dockage and screenings and make payment to seller for such dockage and screenings.

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

Reps. Sticka, Anderson of Richland, Paulson, Strege, Brown, Larson of Burleigh and Leet introduced:

**House Bill No. 761.** A Bill for an Act providing for the construction and equipping of an executive mansion on the capitol grounds and providing for an appropriation.

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

Reps. Scott and Snortland introduced:

**House Bill No. 762.** A Bill for an Act authorizing the Public Service Commission to appoint grain elevator weighmasters; prescribing qualifications; authorizing the Public

Service Commission to prescribe fees; providing for remuneration of weighmasters, revocation of license and providing a penalty.

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

Reps. Hornbacher, Simenson (10th), Langseth, Link and Rosberg introduced:

**House Bill No. 763.** 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. Solberg and Rolfsrud introduced:

**House Bill No. 764.** A Bill for an Act to amend and reenact section 28-2021 of the North Dakota Revised Code of 1943, relating to renewal of judgments.

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

Reps. Langseth and Wolf introduced:

**House Bill No. 765.** A Bill for an Act to amend and reenact subsections 3, 4 and 5 of Section 43-1502 and Section 43-1514 of the North Dakota Revised Code of 1943, relating to the sale of certain drugs, medicines and chemicals and for other purposes.

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

Reps. Schuler, Currie, Thompson of McLean and Hofstrand introduced:

**House Bill No. 766.** A Bill for an Act to provide for protein test to be made of all wheat delivered grain warehouse, providing for appeal and providing for a penalty.

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

Rep. Link introduced:

**House Bill No. 767.** A Bill for an Act to provide for the promotion of courses in vocational agriculture, industrial arts and home economics by providing assistance therefor, and making an appropriation.

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

Reps. Fristad and Sticka introduced:

**House Bill No. 768.** A Bill for an Act relating to the size of containers in which beer or ale can be sold at wholesale and retail in this State; and providing a penalty.

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

Reps. Fristad, Knudson (Morton), Schmidt and Baldwin introduced:

**House Bill No. 769.** A Bill for an Act to amend and reenact section 5-0206 of the North Dakota Revised Code of 1943, with reference to the establishment and licensing of breweries within the state.

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

Reps. Fristad, Knudson (Morton), Schmidt and Baldwin introduced:

**House Bill No. 770.** A Bill for an Act to amend and reenact sections 40-2907, 40-2908, and 40-2909 of the North Dakota Revised Code of 1943, relating to sidewalk construction in municipalities; providing for advertising for bids, awarding of contracts, and extension of assessments.

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

Reps. Baldwin, Fristad, Knudson (Morton) and Schmidt introduced:

**House Bill No. 771.** A Bill for an Act to amend and reenact section 40-4608 of the North Dakota Revised Code of 1943, relating to investment of city employees' pension funds.

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

Reps. Baldwin, Fristad, Knudson (Morton) and Schmidt introduced:

**House Bill No. 772.** A Bill for an Act to amend and reenact section 40-4506 of the North Dakota Revised Code of 1943, relating to investment of policemen's pension funds.

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

Rep. Stockman introduced:

**House Concurrent Resolution "N".** A Concurrent Resolution providing for the amendment of the constitution of the state of North Dakota, as amended, relating to the investment of moneys of the permanent school fund and other educational funds.

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

Reps. Beede and Nygaard introduced:

**House Concurrent Resolution "O".** A Concurrent Resolution for an amendment of section 14 of the Constitution of the state of North Dakota.

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

The House now stood recessed until 1:45 p.m., January 29, 1955, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-FIFTH DAY AFTER RECESS

Bismarck, January 29, 1955

The House reconvened at 1:45 p.m., January 29, 1955, with Speaker Fitch presiding.

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

## PETITIONS AND COMMUNICATIONS

Two communications were received, from R. J. Wheeler of Battle Creek, Iowa and W. H. Rhodes of Minot, North Dakota, regarding House Bill No. 575, relating to miscegenation, which has been passed by the House.

A communication protesting House Concurrent Resolution "K", which resolution was declared lost on a voice vote on January 28, 1955, was received from Mrs. Geo. L. Kerber of Hannaford, North Dakota.

A communication from Mrs. Mathilda C. Vollmer of Berthold, North Dakota urging repeal of the gambling laws was referred to the Committee on Social Welfare.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation, to whom was referred House Bill No. 541, have had the same under consideration and recommend that the same be amended as follows:

Delete lines 6 through 13 inclusive.

Line 126—after the word "notorized" insert the words "or verified before a person authorized by law to administer oaths"

Line 161—Delete the word "MISCONDUCT" and insert in lieu thereof the words "NEGLIGENCE"

Line 162—Delete the words "or willful misconduct"

Line 168—Delete the words "or willful misconduct"

Line 170—Delete the word "MISCONDUCT" and insert the word "NEGLIGENCE" in lieu thereof

Line 194—Delete the word "or"

Line 195—Delete the words "willful misconduct"

Line 223—Delete the words "the applicant" and insert the words "applicants over the age of eighteen and a one dollar fifty cent fee by applicants under the age of eighteen"

Line 225—insert after the word “for” and before the comma, the words “in the form of a triple license card”

Line 233—After the period add the sentence “For purposes of verification, an officer may require the licensee to write his signature in the presence of such officer.”

Line 256—After the word “of” insert the following “any court, police magistrate,”

Lines 278 through 285 inclusive—delete

Line 347—Delete the words “expire July first in the” and insert in lieu thereof the following words: “be issued for a term of two years, which shall commence on July first of each odd numbered year, and expire June thirtieth in the next succeeding odd numbered calendar year.”

Line 348—Delete the words “second year following the issuance of such license.”

Line 351—After the word “fee” and before the period insert the following: “except that licensee under the age of eighteen shall pay a one dollar and fifty cent fee”

Line 428—Delete the words “motor vehicle registrar” and insert the words “licensing authority” in lieu thereof

Between the line 448 and 449 insert the following words: “Any court or juvenile commissioner in the state, upon finding any licensee guilty of hazardous traffic violation, may detach one of the three license cards, and shall in each case forward such card immediately to the director of public safety with a statement of the facts regarding the offense.”

Line 450—After the word “court” insert the words “or juvenile commissioner”

Line 455—After the word “court” insert the following before the word “for”, “or a report of the action of the juvenile court in the case of a juvenile,”

Line 457—After the word “license” insert the words “or permit”

Line 458—After the word “convicted” and before the period, insert the words “or reported”

Lines 497 through 499 inclusive—Delete

Line 500—Delete the words “with such frequency”

Line 502—After the word “vehicles” insert the words “with such frequency”

Line 582—After the word “division” insert a comma

Line 584—After the word “Act” insert a comma

Line 587—After the word “reside” insert a semicolon

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 541 would 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. 542, have had the same under consideration and recommend that the same be amended as follows:

In SECTION 10. Lines 131 and 132 delete the words “one thousand” and insert in lieu thereof the words “two hundred”

In lines 132 and 133 delete the words "one year" and insert in lieu thereof the words "thirty days"

In line 136, Section 11, Delete the words "upon request"  
And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 542 would 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. 543, have had the same under consideration and recommend that the same be amended as follows:

Line 88: Delete the period after "39-1109" and insert a semicolon in lieu thereof and add the following: "provided that any motor vehicle may be equipped with not to exceed two fog lamps mounted on the front at a height not less than 12 inches nor more than 30 inches above the level surface upon which the vehicle stands and so aimed that when the vehicle is not loaded none of the high-intensity portion of the light to the left of the center of the vehicle shall at a distance of 25 feet ahead project higher than a level of 4 inches below the level of the center of the lamp from which it comes."

After SECTION 15 and after line 226, add the following:  
"SECTION 16. CERTAIN VEHICLES TO CARRY  
FLARES OR OTHER WARNING DEVICES.

1. No person shall operate any motor truck, passenger bus or truck tractor upon any highway outside the corporate limits of municipalities at any time from a half hour after sunset to a half hour before sunrise unless there shall be carried in such vehicle the following equipment except as provided in paragraph 2.
  - a. At least three flares or three red electric lanterns or three portable red emergency reflectors, each of which shall be capable of being seen and distinguished at a distance of not less than 600 feet under normal atmospheric conditions at nighttime. No flare, fusee, electric lantern or cloth warning flag shall be used for the purpose of compliance with the requirements of this section unless such equipment is of a type which has been submitted to the registrar and approved by him. No portable reflector unit shall be used for the purpose of compliance with the requirements of this section unless it is so designed and constructed as to include two reflecting elements one above the other, each of which shall be capable of reflecting red light clearly visible from all distances within 600 feet to 100 feet under normal atmospheric conditions at night when directly in front of lawful upper beams of headlamps, and unless it is of a type which has been submitted to the registrar and approved by him.
  - b. At least three red-burning fusees unless red electric lanterns or red portable emergency reflectors are carried.



- c. At least two red-cloth flags, not less than 12 inches square, with standards to support such flags.
2. No person shall operate at the time and under conditions stated in paragraph (a) any motor vehicle used for the transportation of explosives, any cargo tank truck used for the transportation of flammable liquids or compressed gases, or any motor vehicle using compressed gas as a fuel unless there shall be carried in such vehicle three red electric lanterns or three portable red emergency reflectors meeting the requirements of paragraph (a) of this section, and there shall not be carried in any said vehicle any flares, fusees or signal produced by flame.

**SECTION 17. DISPLAY OF WARNING DEVICES WHEN VEHICLE DISABLED.**

1. Whenever any motor truck, passenger bus, truck tractor, trailer, semitrailer or poletrailer is disabled upon the traveled portion of any highway or the shoulder thereof outside of any municipality at any time when lighted lamps are required on vehicles the driver of such vehicle shall display the following warning devices upon the highway during the time the vehicle is so disabled on the highway except as provided in paragraph (b):
  - a. A lighted fusee, a lighted red electric lantern or a portable red emergency reflector shall be immediately placed at the traffic side of the vehicle in the direction of the nearest approaching traffic.
  - b. As soon thereafter as possible but in any event burning period of the fusee (15 minutes), the driver shall place three liquid-burning flares (pot torches), or three lighted red electric lanterns or three portable red emergency reflectors on the traveled portion of the highway in the following order:
    - (A) One, approximately 100 feet from the disabled vehicle in the center of the lane occupied by such vehicle and toward traffic approaching in that lane.
    - (B) One, approximately 100 feet in the opposite direction from the disabled vehicle and in the center of the traffic lane occupied by such vehicle.
    - (C) One at the traffic side of the disabled vehicle not less than 10 feet rearward or forward thereof in the direction of the nearest approaching traffic. If a lighted red electric lantern or a red portable emergency reflector has been placed at the traffic side of the vehicle in accordance with paragraph 1 of this section, it may be used for this purpose.
2. Whenever any vehicle referred to in this section is disabled within 500 feet of a curve, hillcrest, or other obstruction to view, the warning signal in that direction shall be so placed as to afford ample warning to other users of the highway, but in no case less than 500 feet from the disabled vehicle.
3. Whenever any vehicle of a type referred to in this section is disabled upon any roadway of a divided highway during the time that lights are required, the

appropriate warning devices prescribed in paragraph 2 of this section shall be placed as follows:

One at a distance of approximately 200 feet from the vehicle in the center of the lane occupied by the stopped vehicle and in the direction of traffic approaching in that lane; one at a distance of approximately 100 feet from the vehicle, in the center of the lane occupied by the vehicle and in the direction of traffic approaching in that lane; one at the traffic side of the vehicle and approximately 10 feet from the vehicle in the direction of the nearest approaching traffic.

4. Whenever any vehicle of a type referred to in this section is disabled upon the traveled portion of a highway or the shoulder thereof outside of any municipality at any time when the display of fusees, flares, red electric lanterns or portable red emergency reflectors is not required, the driver of the vehicle shall display two red flags upon the roadway in the lane of traffic occupied by the disabled vehicle, one at a distance of approximately 100 feet in advance of the vehicle, and one at a distance of approximately 100 feet to the rear of the vehicle.
5. Whenever any motor vehicle used in the transportation of explosives or any cargo tank truck used for the transportation of any flammable liquid or compressed flammable gas, or any motor vehicle using compressed gas as a fuel, is disabled upon a highway of this state at any time or place mentioned in paragraph (a) of this section, the driver of such vehicle shall immediately display the following warning devices; one red electric lantern or portable red emergency reflector placed on the roadway at the traffic side of the vehicle, and two red electric lanterns or portable red reflectors, one placed approximately 100 feet to the front and one placed approximately 100 feet to the rear of the disabled vehicle in the center of the traffic lane occupied by such vehicle. Flares, fusees, or signals produced by flame shall not be used as warning devices for disabled vehicles of the type mentioned in this paragraph.
6. The flares, fusees, red electric lanterns, portable red emergency reflectors and flags to be displayed as required in this section shall conform with the requirements of section 157 applicable thereto.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 543 would 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. 557, have had the same under consideration and recommend that the same be amended as follows:

In section 1, lines 59 and 65 delete the brackets around the words "prima facie"

In line 48 delete the word "sixty" and insert in lieu thereof the words "sixty five"

In line 51 delete the word "fifty" and insert in lieu thereof the words "fifty five"

In line 54 delete the word "fifty" and insert in lieu thereof the words "fifty five"

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 557 would 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. 558, 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 prohibit the feeding of raw garbage to swine in North Dakota and to provide for the licensing and regulation of garbage feeders and to provide minimum standards for the operation of garbage feeding establishments.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DEFINITIONS. For the purpose of

1a this Act,

2 the following words shall have the meanings as defined

2a in

3 this section:

4 1. "Garbage" means animal and vegetable waste matter  
5 resulting from the handling, preparation, cooking  
6 and consumption of foods including animal carcasses  
7 or parts thereof.

8 2. "Person" means the State, any municipality, political  
9 subdivision, institution, public or private  
10 corporation, individual, partnership, or other  
11 entity.

12 SECTION 2. PERMIT FOR FEEDING GARBAGE  
12a TO SWINE.

13 1. No person shall feed garbage to swine without first  
14 securing a permit from the Livestock Sanitary  
14a Board.

15 Such permits shall be secured within 30 days after  
16 the effective date of this Act and shall be renewed  
17 on the first of July of each year.

18 2. This order shall not apply to any person who feeds  
19 only his own household garbage.

20 SECTION 3. APPLICATION FOR PERMIT. Any  
20a person desiring

21 to obtain a permit to feed garbage to swine shall make  
22 written application therefor to the North Dakota

22a Livestock

23 Sanitary Board in accordance with the requirements of  
23a this

24 Act.

25 SECTION 4. REVOCATION OF PERMITS. Upon  
25a determining

26 that any person having had a permit hereunder, has  
26a violated  
27 or failed to comply with any of the provisions of this  
27a Act.  
28 or any of the other rules or regulations of the Livestock  
29 Sanitary Board, shall have his license revoked or refuse  
29a to  
30 issue a permit to an applicant therefor.

31 SECTION 5. COOKING OR OTHER TREATMENT.

31a All garbage,  
32 regardless of previous processing shall, before being fed  
33 to swine, be thoroughly heated to at least 212 degrees F.  
34 for at least 30 minutes.

35 SECTION 6. INSPECTION AND INVESTIGA-  
35a TION; MAINTENANCE

36 OF RECORDS.

- 37 1. Any authorized representative of the North Dakota  
38 Livestock Sanitary Board shall have the power to  
39 enter at reasonable times upon any private or  
40 public property for the purpose of inspecting  
41 and investigating conditions relating to the  
42 treating of garbage to be fed to swine as  
43 required by this Act.
- 44 2. In addition to the inspection of the proper  
45 sterilization of the garbage by agents of the  
46 Livestock Sanitary Board, the garbage feeding  
47 plant must be kept in a reasonably sanitary  
48 condition and any animals which may die and all  
49 garbage which is not consumed must be cleaned up  
50 and the place kept in as sanitary condition as is  
51 possible under the circumstances so as not to  
52 become a public nuisance.
- 53 3. Any authorized representative of the North Dakota  
54 Livestock Sanitary Board may examine any records  
55 pertaining to the feeding of garbage to swine and  
56 the Livestock Sanitary Board can require mainten-  
57 ance of records relating to the operation of  
58 equipment for and procedure of treating garbage  
59 to be fed to swine. Such copies to be submitted  
60 to the North Dakota Livestock Sanitary Board.

61 SECTION 7. ENFORCEMENT OF THE ACT. The

61a Livestock

62 Sanitary Board is hereby charged with the administra-  
62a tion

63 and enforcement of the provisions of this Act. The  
63a State

64 Veterinarian, by and with the consent of the Livestock  
65 Sanitary Board, shall have full power to cooperate with  
66 the United States Department of Agriculture,  
66a Agricultural

67 Research Service, in the control and eradication of  
68 vesicular exanthema. The State Veterinarian, by and  
68a with

69 the consent of the Livestock Board, shall have full  
69a power

70 to promulgate and enforce such rules and regulations  
70a that

71 may hereafter be necessary to carry out the provisions  
71a of

72 this Act.

73 SECTION 8. PENALTIES. Any person, firm or

73a corporation

74 who shall knowingly violate any provision set forth in

74a this

75 Act or any rule or regulation duly established by the

76 Livestock Sanitary Board, or any officer or inspector

76a who

77 shall wilfully fail to comply with any provisions of this

78 Act shall be guilty of a misdemeanor and shall be fined

79 or imprisoned, or both, in the discretion of the court.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

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

The Speaker announced that House Bill No. 558 would 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. 564, have had the same under consideration and recommend that the same be amended as follows:

In line 54 after the word "case" delete the comma.

In line 68 add the following "Such allowance shall not exceed fifty per centum of the net income of the taxpayer from the property, computed without the allowance for depletion. In no case shall the allowance of percentage depletion be less than it would have been as computed upon the basis of cost depletion."

Add subsection (c) "This Act shall apply to all income years beginning after Dec. 31, 1954".

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 564 would 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. 568, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Wambheim 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. 602, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Mueller 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. 619, have had the same under consideration and recommend that the same be amended as follows:

On line 23 strike the brackets around "1953" and on line 24 strike "1953";

On line 35 strike the brackets around "1953" and on line 36 strike "1953";

On line 39 strike the brackets around "1953" and on line 40 strike "1953";

On line 50 strike the brackets around "1953" and strike the second "1953";

On line 55 strike the brackets around "1953" and strike the second "1953";

On line 69 strike the brackets and strike the last word "one";

On line 70 strike the words "thousand six hundred eighty dollars", strike the figures "\$1,680.00" and strike the parenthesis;

On line 72 strike the bracket;

On line 73 strike the bracket and strike the words "two thousand five hundred eighty";

On line 74 strike the word "dollars", strike the figures "\$2,580.00" and strike the parenthesis;

On line 75 strike the bracket;

On line 76 strike the bracket and strike the words "three thousand two hundred forty dollars";

On line 77 strike the figures "\$3,240.00" and strike the parenthesis;

And that the lines be renumbered accordingly.

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

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

The Speaker announced that House Bill No. 619 would 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 Concurrent Resolution "G", have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Fine 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:

House Concurrent Resolution "C"

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 504

House Bill No. 560

House Bill No. 544

House Bill No. 570

And find the same correctly Engrossed.

REP. FRISTAD, Chairman.

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

Mr. Speaker: Your Committee on Enrollment and Engrössment respectfully reports that:

House Resolution No. 4

Was delivered to the Secretary of State for his approval at the hour of 1:35 p.m., January 28, 1955.

REP. FRISTAD, Chairman.

#### SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that the amendments to House Bill No. 594, as recommended by the Committee on Social Welfare and printed on page 224 of the House Journal, be adopted, which motion prevailed.

Rep. Power moved that a committee of two, consisting of former Speakers of the House, be appointed to escort Wm. Crockett of Cavalier county, who was Speaker of the House in 1934, to the rostrum, which motion prevailed and the Speaker appointed as such committee, Reps. Beede and Sticka.

Mr. Crockett addressed the members of the House.

Rep. Wicks moved that the remarks of Mr. Crockett be printed in the House Journal, which motion prevailed.

Mr. Crockett: "Mr. Speaker and Members of the House of Representatives: It is a pleasure for me to be here this afternoon. It is a really great pleasure to be able to shake the hand of Kenny Fitch, your Speaker. I am certainly proud that you have so honored him. I say it is ten years late for Ken to be up here—he should have been here long ago, but it is never too late and I am glad he is here.

I am not going to take much of your time. I am not an orator and I haven't any advice for you and I am not going to tell you how to run your business. That is the job of you people—to make your own record and to answer to your people.

I just want to bring one thing—one little thing—to your attention that my people are talking about in my county, in every walk of life up there, and that is that they want to know where you are going to get that we read in the newspapers that you advocating that you will spend. I thought I would like to bring that item to your attention.

This is a celebration for me. It was just twenty years ago that the legislature used the new capitol for the first time. I sat right up here. It was pretty hot at that time because you know there never was a minute that that balcony was not full at least an hour before time for session to begin. There was always a crowd and as Ben Fedje from Ray, in Williams county, used to say "The moment is tense around here". It was tense all the time. I didn't have the pleasure of Ken Fitch that year—he was not here. I don't know what kind of a job I did that time. But I found out afterwards that if Ken had been sitting down there with Late Twichell, they would have really kept me busy. I am sure he would have liked to have been here though, at that time. And I would like to be sitting in the House to help Ken, or maybe bottle him up a little!

Ken has been a wonderful fellow to work with always and I am happy to be here today. Now I am not going to

take up any more of your time as you are down here to do your job and make your record so you can answer to your own people.

I thank you very, very kindly for this opportunity to appear before you.

Thank you."

Speaker Fitch thanked Mr. Crockett for his remarks and asked that the House stand and honor Mr. Crockett for his many years of work in the legislature. And the House members stood in honor of Mr. Crockett.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "C"

And the Speaker signed the same in the presence of the House.

Rep. Nygaard moved that the House be on the ninth order of business and that on the conclusion of that order of business, the House stand recessed subject to the Call of the Chair, which motion prevailed.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Anderson of Richland and Roen introduced:

**House Bill No. 773.** A Bill for an Act to amend and reenact Section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the exemption from registration fees of certain motor vehicles and the authorization of reciprocal agreements.

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

Rep. Baldwin introduced:

**House Bill No. 774.** A Bill for an Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas; to define the duties, liabilities, exemptions and powers of cities and towns in undertaking such activities, and declaring an emergency.

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

Reps. Solberg and Dunlop introduced:

**House Bill No. 775.** A Bill for an Act to amend and reenact section 39-0411 of the North Dakota Revised Code of 1943, relating to motor vehicle license plates.

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

Reps. Solberg and Isakson introduced:

**House Bill No. 776.** A Bill for an Act defining the term "total disability" in insurance policies.

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

Reps. Solberg and Baldwin introduced:

**House Bill No. 777.** A Bill for an Act to promote industrial development within municipalities of this state; to authorize municipalities to acquire or construct, but not to operate,



production facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and providing for separability of sections.

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

Rep. Beede introduced:

**House Bill No. 778.** A Bill for an Act to amend and reenact section 30-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to summary administration of small estates and providing for assignment of such estates to the surviving spouse or minor children.

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

Reps. Sticka and Roen introduced:

**House Bill No. 779.** A Bill for an Act to amend and reenact section 40-4910 of the North Dakota Revised Code of 1943, relating to board of park commissioners.

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

Reps. Langseth and Ettestad introduced:

**House Bill No. 780.** A Bill for an Act to amend and reenact Section 6-0816 of the North Dakota Revised Code of 1943 and section 12-3807 of the 1953 Supplement thereto, relating to the use of a check or other order for payment of money where insufficient funds are available or as being a false token, and providing for discretionary reduction of penalty where restitution is made.

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

Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella introduced:

**House Bill No. 781.** A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing soil testing services for irrigable or potentially irrigable land.

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

Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella introduced:

**House Bill No. 782.** A Bill for an Act establishing a revolving fund for the increase of new or improved varieties of agricultural seeds, and making an appropriation.

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

Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella introduced:

**House Bill No. 783.** A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing general soil testing service.

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

Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella introduced:

**House Bill No. 784.** A Bill for an Act making an appropriation for a laboratory addition to Morrill Hall at the agricultural college for the purpose of soil testing and other agricultural experimentation and laboratory purposes.

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

Reps. Adamsen, Baldwin, Roen, Wicks, Anderson of Richland, Engen, Esterby and Sorlie introduced:

**House Bill No. 785.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, relating to salaries of county officers, and repealing subsection 4 of section 11-1010 of the North Dakota Revised Code of 1943 and section 11-10102 of the 1953 Supplement thereto.

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

The Committee on Appropriations introduced:

**House Bill No. 786.** 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.

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

Reps. Langseth, Schuler and Laske introduced:

**House Bill No. 787.** A Bill for an Act to amend and reenact sections 5-0211 and 5-0213 of the North Dakota Revised Code of 1943, relating to wholesalers and distributors authorized to distribute beer and ale; licenses to residents only, license fees and restrictions; prohibiting transfer of licenses and exceptions.

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

Reps. Snow, Gress and Knudson of Morton introduced:

**House Bill No. 788.** A Bill for an Act providing for the termination of stock districts established under the herd law.

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

Reps. Rolfsrud, Gress, Roen and Link introduced:

**House Bill No. 789.** A Bill for an Act to amend and reenact section 24-0628 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to obstruction of section lines.

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

Reps. Snow, Rolfsrud, Gress, Knudson of Morton and Link introduced:

**House Bill No. 790.** A Bill for an Act to amend and reenact sections 24-1001 and 24-1002 of the North Dakota Revised Code of 1943, relating to cattle guards across county and township roads.

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

Reps. Knudsen (LaMoure), Sticka, Schuler and Davis introduced:

**House Bill No. 791.** A Bill for an Act to amend and reenact section 43-1535 of the North Dakota Revised Code of 1943, relating to the requirements for issuance of permits to operate pharmacies.

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

Reps. Einarson, Christopher and Sortland introduced:

**House Bill No. 792.** A Bill for an Act to provide for the transfer of all excess balances in the equalization fund over and above eight million dollars and all excess balances in the public welfare fund over and above six million dollars to the general fund.

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

Reps. Langseth, Hofstrand, Rolfsrud, Leet and Einarson introduced:

**House Bill No. 793.** A Bill for an Act to provide for a consolidated primary election ballot and to repeal sections 16-0415 and 16-0420 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Reps. Saugstad, Bratcher and Einarson introduced:

**House Bill No. 794.** A Bill for an Act making an appropriation for the purpose of paying salaries, clerkhire, and general expenses for operation of a state weed commission.

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

Rep. Leet introduced:

**House Bill No. 795.** A Bill for an Act to provide for the destruction of certain public records by a clerk of court and to amend and reenact section 12-1301 of the North Dakota Revised Code of 1943, relating to the crime of destroying public records.

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

Reps. Beede and Nygaard introduced:

**House Bill No. 796.** A Bill for an Act providing for the transfer of state health department funds of the division of vital statistics, representing deposits where no refunds have been requested; time limit; continuing policy.

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

Reps. Trydahl, Snow, Homelvig, Roen and Simenson introduced:

**House Bill No. 797.** A Bill for an Act to amend and reenact section 10-1520 of the North Dakota Revised Code of 1943, relating to accumulations in reserve funds of cooperative associations, by including stock credits for accumulation, and renumbering the subsections.

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

Reps. Roen and Wicks introduced:

**House Bill No. 798.** A Bill for an Act to amend and reenact section 15-0410 of the North Dakota Revised Code of 1943, relating to the leasing of original grant school and other public lands for agricultural purposes.

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

Rep. Sticka introduced:

**House Bill No. 799.** A Bill for an Act to amend and reenact section 40-3703 of the North Dakota Revised Code of 1943, relating to the authorization for a levy and expenditure of funds for bank purposes by municipalities.

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

Reps. Nygaard, Brown and Baker introduced:

**House Bill No. 800.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

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

Reps. Brown, Nygaard and Baker introduced:

**House Bill No. 801.** A Bill for an Act making an appropriation for the construction of a new building and purchasing equipment therefor for the Grafton state school.

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

Reps. Nygaard, Brown and Baker introduced:

**House Bill No. 802.** A Bill for an Act making an appropriation to the state board of administration for the construction and purchase of a ward building and equipment for the state hospital for the insane at Jamestown.

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

Rep. Roen introduced:

**House Bill No. 803.** A Bill for an Act to amend and reenact section 14-0310 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to marriage licenses.

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

Reps. Fristad, Link, Hofstrand, Wolf and Knudson (Morton) introduced:

**House Bill No. 804.** A Bill for an Act providing for and establishing the maximum cost and price for public printing furnished to political subdivisions, and declaring an emergency.

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

Reps. Fristad and Saugstad introduced:

**House Bill No. 805.** A Bill for an Act to amend and reenact sections 16-1802, 16-1815 and 16-1817 of the North Dakota Revised Code of 1943, relating to absent voters' ballots.

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

Reps. Fristad and Saugstad introduced:

**House Bill No. 806.** A Bill for an Act to amend and reenact section 16-1706 of the North Dakota Revised Code of 1943, relating to certificates of election for precinct committeemen.

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

Rep. Beede and Nygaard introduced:

**House Concurrent Resolution "P".** A Concurrent Resolution providing for examination by the statutory revisor of all enrolled bills before signing by the President of the Senate or Speaker of the House.

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

The Committee on Transportation introduced:

**House Concurrent Resolution "Q".** A Concurrent Resolution opposing repeal of long and short haul clause of section four of the Interstate Commerce Act.

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

The House stood recessed to the Call of the Chair, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk

TWENTY-FIFTH DAY, TWENTY-SIXTH DAY  
AND TWENTY-EIGHTH DAY

Bismarck, January 31, 1955

The House was called to order by Speaker Fitch pursuant to motion by Rep. Nygaard.

Speaker Fitch 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 House Bill No. 613, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad 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. 621, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LARSON, Chairman.

Rep. Tollefson moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 621 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 640, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

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

SIXTH ORDER OF BUSINESS

Rep. Leet moved that the amendments to House Bill No. 541, as recommended by the Committee on Transportation and printed on page 243 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that the amendments to House Bill No. 542, as recommended by the Committee on Transportation and printed on page 244 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the House dispense with the reading of the amendments to House Bill No. 543 as printed on page 247 of the House Journal, which motion prevailed.

Rep. Leet moved that the amendments to House Bill No. 543, as recommended by the Committee on Transportation and printed on page 247 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that the amendments to House Bill No. 557, as recommended by the Committee on Transportation and printed on page 247 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the amendments to House Bill No. 558, as recommended by the Committee on Agriculture and printed on page 248 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 558 be further amended as follows:

In section 1, subsection 1 delete the period after the word "thereof" and insert a comma in lieu thereof and add the following: "except that dairy products from a licensed creamery or dairy and fresh beef offal from cattle slaughtered under the supervision of a veterinarian in a licensed slaughterhouse shall not be considered garbage under the definitions of this section."

And renumber the lines accordingly.

Which motion prevailed.

Rep. Nygaard moved that the amendments to House Bill No. 564, as recommended by the Committee on Industry and Business and printed on page 250 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and that House Bill No. 564 be further amended as follows:

In the title of the Bill delete all of lines two and three, and in line four of the title delete the brackets and the numerals "1953". Insert in the title in lieu thereof the following words: "of the 1953 Supplement to the North Dakota Revised Code of 1943".

In line two of the Bill, after the numerals "57-3822" delete the balance of the line.

Delete all of line 3 up to and including the word "Laws".

Insert on lines 2 and 3 in lieu of the deleted material the following words: "of the 1953 Supplement to the North Dakota Revised Code of 1943".

Which motion prevailed.

Rep. Brown moved that the amendments to House Bill No. 573, as recommended by the Committee on Industry and Business and printed on page 232 of the House Journal, be adopted, which motion prevailed.

Rep. Einarson moved that the amendments to House Bill No. 619, as recommended by the Committee on Political Subdivisions and printed on page 250 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the House be on the ninth order of business and that at the conclusion of that order of business, the House convene at the Call of the Chair, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, January 31, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 515

House Bill No. 536

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, January 31, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 56

Senate Bill No. 57

Senate Bill No. 61

Senate Bill No. 80

Senate Bill No. 83

Senate Bill No. 84

Senate Bill No. 93

Senate Bill No. 96

Senate Bill No. 98

Senate Bill No. 100

Senate Bill No. 101

Senate Bill No. 104

Senate Bill No. 105

Senate Concurrent Resolution "A"

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

EDWARD LENO, Secretary.

FIRST READING OF HOUSE BILLS

Reps. Fristad and Saugstad introduced:

House Bill No. 807. A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943, relating to publishing of constitutional amendments and initiated and referred measures.

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

The Committee on Political Subdivisions introduced:

House Bill No. 808. A Bill for an Act to amend and reenact section 63-0301 of the North Dakota Revised Code of 1943 and to repeal sections 63-0302 and 63-0304 of the North Dakota Revised Code of 1943 and to repeal sections 63-0305, 63-0306 and 63-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to weeds on highways, and to provide a levy for costs of destroying such weeds, and declaring an emergency.

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

Reps. Brekke, Link, Erickson of Bottineau, and Davis introduced:

House Bill No. 809. A Bill for an Act making an appropriation to the state school construction fund.

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

Reps. Gress and Sticka introduced:

House Bill No. 810. A Bill for an Act to amend and reenact subsection 4, 5, and 6 of section 57-4006 of the North



Dakota Revised Code of 1943 relating to and extending the time for filing returns required under the use tax law and relating to and extending the time for the payment of the tax due thereunder.

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

Reps. Gress and Sticka introduced:

**House Bill No. 811.** 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. Roen and Anderson of Richland introduced:

**House Bill No. 812.** A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 39-0447 and 39-0448 of the North Dakota Revised Code of 1943, relating to exemptions from registration and reciprocal use of highways.

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

Reps. Poling and Solberg introduced:

**House Bill No. 813.** A Bill for an Act making an emergency appropriation to eliminate the deficiency in the funds appropriated to operate the elevator department of the Public Service Commission caused by its investigation into storage practices of North Dakota grain warehousemen.

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

Reps. Anderson of Richland and Engen introduced:

**House Bill No. 814.** A Bill for an Act to provide for the coverage of the employees of those institutions of higher learning under the administration and control of the state board of higher education under the old age and survivors' insurance provisions of Title II of the Federal Social Security Act as amended, and declaring an emergency.

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

Rep. Vinje introduced:

**House Bill No. 815.** A Bill for an Act to amend and reenact section 16-1803, and to repeal section 16-1804 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absent voters' ballots.

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

Reps. Strand, Brooks and Sorlie introduced:

**House Bill No. 816.** A Bill for an Act to amend and reenact Section 52-0627 of the 1953 Supplement to the North

Dakota Revised Code of 1943, relating to Judicial Review of Decision; Petition For; Filing Petition.

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

Rep. Brooks introduced:

**House Bill No. 817.** A Bill for an Act creating and enacting subsection 4 of section 46-0410 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to distribution of copies of state law to the National conference of commissioners on uniform state laws.

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

Rep. Anderson of Eddy-Foster introduced:

**House Bill No. 818.** A Bill for an Act relating to unfair methods of competition and unfair and deceptive acts and practices in the business of insurance.

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

Reps. Erickson of Bottineau and Link introduced:

**House Bill No. 819.** A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-2221 of the North Dakota Revised Code of 1943, relating to the making of delinquent personal property taxes a lien upon real estate of the tax debtor.

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

Reps. Fristad, Hegge, Wicks and Rohde introduced:

**House Bill No. 820.** A Bill for an Act providing for reinsurance of risks carried by the state fire and tornado fund, and providing for the premium for such reinsurance.

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

Reps. Baldwin and Brooks introduced:

**House Bill No. 821.** A Bill for an Act authorizing the use of voting machines in election precincts upon county and city authorization and agreement; providing for standards of construction and operation of such machines, for procedure in use, for application of other election laws and for penalties; amending and reenacting sections 16-1103, 16-1104, 16-1105, 16-1109, 16-0901, and 16-0902 of the North Dakota Revised Code of 1943.

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

Reps. Rosberg, Schmalenberger and Dahlund introduced:

**House Bill No. 822.** A Bill for an Act authorizing the State of North Dakota Aeronautics Commission to control the erection of certain buildings, structures, towers and hazards within the State of North Dakota with the exception of certain temporary structures and providing for penalties.

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

Rep. Bratcher introduced:

**House Bill No. 823.** A Bill for an Act to repeal Section 65-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, same being Section 65-1001 of Chapter 342 of

the Laws of North Dakota 1951, and to amend and reenact Section 65-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, same being Chapter 344 of the Laws of North Dakota, 1951, relating to appeals from decisions and awards of the workmen's compensation bureau.

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

Rep. Bratcher introduced:

**House Bill No. 824.** A Bill for an Act to provide for the Supreme Court to render an opinion in its decision on a petition for a rehearing.

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

Reps. Vinje, Roen, Gefreh, Schuler, Langseth, Brooks and Haugland introduced:

**House Bill No. 825.** A Bill for an Act to amend and reenact Section 12-2107 and 12-2111 of the North Dakota Revised Code of 1943 relating to prohibition of the buying, selling, distribution, designing or disseminating in any way, of obscene writings and pictures.

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

Reps. Brown, Roen and Baker introduced:

**House Bill No. 826.** A Bill for an Act to amend and reenact subsections 4, 6, 7, 8, 15, 16, 18, 22, 27, 29, 30, 39, 41, 46, 48 and 49 of section 54-0301 of the North Dakota Revised Code of 1943, relating to state legislative apportionment.

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

Reps. Lindberg and Mueller introduced:

**House Bill No. 827.** A Bill for an Act creating and enacting subsection 20 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

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

Reps. Nygaard, Langseth, Dunlop, Rohde, Gefreh and Haugland introduced:

**House Bill No. 828.** A Bill for an Act to assist in the control of tuberculosis; providing for transfer of tubercular persons committed to or confined in state or county institutions to the state tuberculosis sanatorium or other appropriate institutions.

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

Reps. Nygaard, Langseth, Dunlop, Rohde, Gefreh and Haugland introduced:

**House Bill No. 829.** A Bill for an Act providing for the control of tuberculosis and protection of public health; creating county tuberculosis boards; authorizing compulsory care, treatment, isolation and quarantine at the state sanatorium or other appropriate institution, and the placing of persons having active, infectious tuberculosis dangerous to public health in the custody of the state board of administration for such purposes; and prescribing procedures.

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

Reps. Wicks, Saumur, Brown and Nygaard introduced:

**House Bill No. 830.** A Bill for an Act to prohibit any insurance company or other insurance entity which is financially owned or financially controlled by any foreign government outside the United States or the territories of the United States from doing any kind of insurance business in the State of North Dakota, and to provide penalties for the violation of this Act, and declaring an emergency.

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

Reps. Larson, Fristad, Davis, Brekke, Saugstad and Leet introduced:

**House Bill No. 831.** A Bill for an Act to amend and reenact Section 15-2102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salary and expenses of the superintendent of public instruction.

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

Reps. Larson, Fristad, Davis, Brekke, Saugstad and Leet introduced:

**House Bill No. 832.** A Bill for an Act providing for the payment of expenses to the superintendent of public instruction, making an appropriation and declaring an emergency.

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

Reps. Currie, Rose, Roen, Leet and Anderson of Richland introduced:

**House Bill No. 833.** A Bill for an Act relating to development and utilization of wheat grown in North Dakota; creating a state wheat growers committee and prescribing its powers, duties and jurisdiction; providing funds by a tax on product affected; accepting funds; providing penalties for violation; to make refunds, and making an appropriation to the North Dakota wheat growers committee and providing for the repayment of such appropriation.

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

Rep. Rohde introduced:

**House Bill No. 834.** A Bill for an Act to provide for the licensing, regulation and practice of osteopathic physicians and surgeons and to repeal Chapter 43-14 of the North Dakota Revised Code of 1943.

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

Reps. Laske, Rose, Leet, Bratcher, Hegge and Roen introduced:

**House Bill No. 835.** A Bill for an Act to amend and reenact section 54-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the salary of the governor.

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

Reps. Rohde, Langseth and George introduced:

**House Bill No. 836.** A Bill for an Act making it unlawful

for any broadcasting or television station within the boundaries of the State of North Dakota to broadcast or televise any advertisement of beer or other intoxicating liquor, prescribing a penalty for violation of this Act, and repealing all acts or parts of acts in conflict herewith.

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

Reps. Roen, Rose, Laske and Fleenor introduced:

**House Bill No. 837.** A Bill for an Act relating to unfair trade practices in the dairy industry.

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

Reps. Roen, Ettestad, Rose and Fleenor introduced:

**House Bill No. 838.** A Bill for an Act to amend and reenact sections 19-0601, 19-0602, 19-0603, 19-0604, 19-0605 and 19-0606 of the North Dakota Revised Code of 1943, relating to the sale of imitation ice cream.

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

Reps. Stockman and Frank introduced:

**House Bill No. 839.** A Bill for an Act to amend and reenact Section 52-0201 of the North Dakota Revised Code of 1943; relating to the United State Government or Federal Social Security Board matching compensation by North Dakota Workmen's Compensation Bureau Commissioners.

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

Reps. Gefreh and Beede introduced:

**House Bill No. 840.** A Bill for an Act providing for bail pending determination of habeas corpus proceedings in extradition cases.

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

Rep. Erickson of Burke-Divide introduced:

**House Bill No. 841.** A Bill for an Act to provide for compensation of surface owners of land damaged or destroyed in drilling, mining, excavating or quarrying and fixing the measure of damages.

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

Reps. Scott, Goebel, Schuler, Power and Magnuson (at the request of the North Dakota Wildlife Federation) introduced:

**House Bill No. 842.** A Bill for an Act to amend and reenact section 20-0201 of the North Dakota Revised Code of 1943 relating to the State Game and Fish Commissioner's office, appointment, term and removal.

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

Rep. Fristad introduced:

**House Bill No. 843.** A Bill for an Act relating to premium payments prohibiting deducting for remaining installments.

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

Rep. Fristad introduced:

**House Bill No. 844.** A Bill for an Act relating regulating interest rates on insurance policy loans.

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

Rep. Fristad introduced:

**House Bill No. 845.** A Bill for an Act establishing an agricultural research commission and providing for an appropriation for the promotion of agricultural research.

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

Reps. Ziegler and Rosberg (at the request of the State Tax Commission) introduced:

**House Bill No. 846.** A Bill for an Act to amend and reenact subsections 2, 4, and 5 of section 57-4001, section 57-4002, subsection 2 of section 57-4003, and section 57-4010 of the North Dakota Revised Code of 1943 relating to definitions, imposition of the excise tax, exemptions, and credit for taxes paid in other states, and to create and enact subsection 10 of section 57-4001 of the North Dakota Revised Code of 1943 relating to definitions of "purchased at retail".

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

Reps. Thompson of McLean and Rosberg introduced:

**House Bill No. 847.** A Bill for an Act providing for the destruction of Motor Vehicle Fuel Tax Refund Claims, Invoices, and other items attached to such refund claims and repealing Section 57-4133 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Reps. Fine, Snortland and Link introduced:

**House Bill No. 848.** A Bill for an Act making an appropriation and providing for a continuing and extensive program of research, investigation and public education in the field of taxation and the study of the distribution of the tax burden among the various economic groups in the State of North Dakota.

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

Rep. Snortland introduced:

**House Bill No. 849.** A Bill for an Act to amend and reenact Section 15-4101 of the North Dakota Revised Code of 1943, relating to public high schools.

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

Reps. Thompson of McLean, Rosberg and Ziegler introduced:

**House Bill No. 850.** A Bill for an Act providing for the licensing of Chauffeurs; defining chauffeurs; fixing fee to be paid; providing for examinations; providing for suspension or revocation of license; making disposition of fees collected; providing for penalty for violating Act; making an appropriation.

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

Reps. Anderson of Cass and Simenson introduced:

**House Bill No. 851.** A Bill for an Act to amend and reenact Section 58-0516 of the North Dakota Revised Code of 1943 relating to vacancies in township offices, the manner of filling the same, the term of office, and repealing Section 44-0206 of the North Dakota Revised Code of 1943.

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

Reps. Anderson of Cass and Simenson introduced:

**House Bill No. 852.** A Bill for an Act to amend and reenact Section 24-0630 of the North Dakota Revised Code of 1943 relating to the removal of fences along public highways, notification to owner of adjacent property, removal of fences by Board of County Commissioners or by Board of Township Supervisors and assessment of costs therefor against property.

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

Reps. Anderson of Cass and Simenson introduced:

**House Bill No. 853.** A Bill for an Act to amend and reenact Section 12-1006 of the North Dakota Revised Code of 1943 relating to personal interest in contracts by public officer, and providing a penalty.

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

The House reconvened at the Call of the Chair, pursuant to the motion of Rep. Nygaard.

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

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-SIXTH DAY

Bismarck, January 31, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. S. C. Taylor of the Nazarene Church of Bismarck, North Dakota.

The roll was called and all members were present except Reps. Hofstrand and Rickford.

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 January 28th, 1955 and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A communication was received at the desk from A. H. Munro requesting that the brand law be left as it is now, which was referred to the Committee on Agriculture.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Social Welfare to whom was referred House Bill No. 592, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ROLFSRUD  
 REP. DUNLOP  
 REP. KNUDSON of Morton  
 REP. KNUDSEN of LaMoure  
 REP. DAVIS  
 REP. FLEENOR  
 REP. DICK  
 REP. HELLER  
 REP. LEE  
 REP. BERNTSON  
 REP. LASKE

REP. HAUGLAND, Chairman.

Mr. Speaker: The minority of your Committee on Social Welfare to whom was referred House Bill No. 592, have had the same under consideration and recommend that the same do pass.

REP. WICKS  
 REP. HAUGLAND  
 REP. OVERBO  
 REP. ETTESTAD  
 REP. ESTERBY  
 REP. MILLER

REP. HAUGLAND, Chairman.

Rep. Knudsen of LaMoure moved that the report of the majority of the Committee on Social Welfare be adopted on House Bill No. 592.

Rep. Wicks moved a substitute motion that the report of the minority of the Committee on Social Welfare on House Bill No. 592 be substituted for the report of the majority.

Rep. Nygaard moved that Rep. Wicks be allowed to speak one more time on House Bill No. 592, which motion prevailed.

Rep. Wicks requested a division on the question of his motion that the report of the minority be substituted for the report of the majority, which request was granted and the motion was declared lost on the division.

The question was now on the motion of Rep. Knudsen of LaMoure that the report of the majority of the Committee on Social Welfare on House Bill No. 592 be adopted, which motion prevailed and the report of the majority of the Committee on Social Welfare on House Bill No. 592 was adopted.

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

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-EIGHTH DAY

Bismarck, January 31, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.



Prayer by Rev. S. C. Taylor of the Nazarene Church in Bismarck, North Dakota.

The roll was called and all members were present except Rep. Rickford.

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 January 29th, 1955 and recommends that the same be corrected as follows:

Page 243, strike the words "AND TWENTY-SIXTH DAY".

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, January 31, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, January 31, 1955

Mr. President: I have the honor to transmit:

House Bill No. 544

House Bill No. 560

House Bill No. 570

House Bill No. 612

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

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF COMMITTEE ON EMPLOYMENT

Mr. Speaker: Your Committee on Employment places in nomination the name of Alice Hagerott, Mandan, North Dakota, as stenographer.

Mr. Speaker: Your Committee on Employment requests that the name of Mrs. George Gass, stenographer, be terminated from employment effective February 1, 1955.

REP. ROEN, Chairman.

Rep. Roen moved that the report of the Committee on Employment be adopted.

#### ROLL CALL

The question being on the adoption of the report of the Committee on Employment, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Rich'l'nd	Hafner	Roem
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Homelvig	Schuler
Brekke	Hornbacher	Scott
Brooks	Isakson	Simonson, 10th
Brown	Kitzmann	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George	Petterson	

Absent and not voting:

Anderson, Cass	Rickford	Thompson, M'Lean
Mollet	Rohde	

So Alice Hagerott was declared elected as stenographer and was sworn in by the Speaker, and the resignation of Mrs. George Gass was accepted.

Rep. Esterby moved that the House be on the twelfth order of business for the consideration of Senate Concurrent Resolution "H".

Rep. Baker moved a substitute motion that Senate Concurrent Resolution "H" be read for the first time and referred to a committee, which motion prevailed.

Senate Concurrent Resolution "H". A Concurrent Resolution urging that steps be taken to make available natural gas to the people of North Dakota.

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

The Speaker announced that the House would revert to the tenth order of business.

## FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 520.** 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.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Rich'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleener	Mueller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wolf
George	Paulson	Mr. Speaker

Those voting in the negative were:

Wicks                   Ziegler

Absent and not voting:

Fristad               Rickford

So the bill passed as amended on page 205 of the House Journal, and the title was agreed to.

**House Bill No. 524.** A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services

to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, and for the necessary costs of administration of all of the programs above mentioned.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simonsen, 10th
Bye	Kloster	Simonsen, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Absent and not voting:		
Brekke	Rickford	Sorlie
Hornbacher		

So the bill passed as amended on page 206 of the House Journal and the title was agreed to.

House Bill No. 569. A Bill for an Act to amend and re-enact section 5-0318 of the North Dakota Revised Code of 1943 and sections 5-0210 and 5-0509 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the sale of alcoholic beverages to Indians and other persons.

Which has been read.

Rep. Wicks requested that he be excused from voting on House Bill No. 569, because of personal interest.

Rep. Erickson of Burke-Divide moved that Rep. Wicks be permitted to vote on House Bill No. 569, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Adamsen	Gumeringer	Poling
Anderson, Rich'nd	Hafner	Power
Baker	Hammer	Roen
Baldwin	Haugland	Rohde
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rosberg
Benson	Heller	Saugstad
Ejella	Hoffer	Saumur
Bratcher	Hofstrand	Schmalenberger
Brooks	Homelvig	Schmidt
Brown	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kitzmann	Simonson, 9th
Currie	Kjos	Snortland
Dahlund	Kloster	Snow
Davis	Knudsen, LaMoure	Solberg
Dewey	Knudson, Morton	Sommer
Dick	Larson	Sorlie
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Frank	Mollet	Wambheim
Fristad	Mueller	Wicks
Gagnum	Nygaard	Wolf
Gefreh	Olson	Ziegler
Goebel	Overbo	Mr. Speaker
Gress	Paulson	

Those voting in the negative were:

Anderson, Cass	George	Rose
Anderson, Eddy-Foster	Langseth	Simenson, 10th
Berntson	Laske	Sortland
Fleenor	Petterson	Strege
	Renfrow	Tollefson

Absent and not voting:

Brekke Rickford

So the bill passed and the title was agreed to.

Rep. Wicks moved that the vote by which House Bill No. 569 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 607.** A Bill for an Act providing for licensing funeral establishments and inspection thereof; providing for prescribing of minimum standards, rules and regulations

by State Department of Health; providing for requirement of embalming or preparation room in every funeral establishment, with exceptions; providing for issuance, denial, suspension or revocation of licenses by the State Health Officer and appeal therefrom to the District Court; and providing a penalty for the violation of the provisions of this Act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Hafner	Rohde
Anderson, Cass	Haugland	Rolfsrud
Anderson, Eddy-	Heimes	Rose
Foster	Heller	Saugstad
Anderson, Richl'nd	Hoffer	Saumur
Baker	Hofstrand	Schmalenberger
Baldwin	Homelvig	Schmidt
Benson	Hornbacher	Schuler
Bjella	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snow
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Currie	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Bottin'au	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Power	Mr. Speaker
Gumeringer	Renfrow	

Those voting in the negative were:

Beede	Hammer	Poling
Bratcher	Hegge	Roen
Dahlund	Kjos	Rosberg
Erickson, Burke-	Leet	Snortland
Divide	Lynch	Solberg

Ettestad

Absent and not voting:

Balerud	Fine	Rickford
Berntson		

So the bill passed and the title was agreed to.

House Bill No. 656. A Bill for an Act allowing the participation of friends or relatives in the costs of burial of county welfare cases.

Which has been read.

### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Roen
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Absent and not voting:

Fristad	Rickford	Wicks
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So the bill passed and the title was agreed to.

**House Bill No. 504.** A Bill for an Act making an appropriation to the State Historical Society for salary, clerkhire and miscellaneous expenses and maintenance of State Parks.

Which has been read.

### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power

Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewev	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Absent and not voting:

Fristad	Rickford	Wicks
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So the bill passed as amended on page 233 of the House Journal, and the title was agreed to.

**House Bill No. 568.** A Bill for an Act requiring all county and township roads to be constructed with back sloped grades and ditches and that grass be planted thereon, for control of weeds.

Which has been read.

Rep. Langseth moved that House Bill No. 568 be re-referred to the Committee on Political Subdivisions, which motion prevailed and the Speaker announced that House Bill No. 568 would be re-referred to the Committee on Political Subdivisions.

**House Bill No. 594.** A Bill for an Act to amend and reenact section 54-3601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the Indian Affairs Commission.

Which has been read.

#### ROLL CALL

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



roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Roen
Poster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Ejella	Hofstrand	Schmalenberger
Bratcher	Hornelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	
Absent and not voting:		
Balerud	Isakson	Wambheim
Berntson	Rickford	

So the bill passed as amended on page 224 of the House Journal, and the title was agreed to.

**House Bill No. 602.** A Bill for an Act to authorize the board of county commissioners of any county, or the governing body of any municipal corporation or of any public library in this state to furnish rooms in public buildings for the use of the historical society of the county, and to authorize such board of county commissioners to make an annual appropriation from the general fund of the county for the promotion of the work of such historical society.

Which has been read.

#### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hammer	Roen
Anderson, Eddy-Foster	Haugland	Rolfstrud
	Heimes	Rose
Anderson, Richl'nd	Heller	Saugstad
Baker	Hoffer	Saumur
Baldwin	Hofstrand	Schmalenberger
Balerud	Isakson	Schmidt
Berntson	Kjos	Schuler
Brekke	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snortland
Christopher	Larson	Snow
Currie	Laske	Solberg
Dahlund	Lee	Sommer
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Power	Mr. Speaker
Gress		

Those voting in the negative were:

Beede	Esterby	Mollet
Bjella	Goebel	Poling
Bratcher	Hafner	Rohde
Dunlop	Homelvig	Rosberg
Erickson, Burke-Divide	Hornbacher	Thompson, M'Lean
	Kitzmann	Ziegler

Absent and not voting:

Benson	Mueller	Sorlie
Hegge	Rickford	Wambheim

So the bill passed and the title was agreed to.

House Bill No. 616. A Bill for an Act to amend and reenact subsection 9 of section 65-0102 of the North Dakota Revised Code of 1943, providing that any condition or impairment of health of municipal paid firemen in the state of North Dakota caused by tuberculosis, hypertension, or heart disease, resulting in total or partial disability, shall be presumed to have been suffered in line of duty.

Which has been read.

### 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:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling

Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfstrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brekke	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George		

Absent and not voting:

Benson	Rickford	Wambheim
Hornbacher	Sorlie	Wicks

So the bill passed and the title was agreed to.

**House Concurrent Resoluition "G".** A House Concurrent Resolution urging Congress to take favorable action upon measures for flood control in the Red River Valley watershed area.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 107; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger

Bjella	Hofstrand	Petterson
Bratcher	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Fleenor	Mollet	Vinje
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George		

Those voting in the negative were:

Poling

Absent and not voting:

Benson	Rickford	Wambheim
Mueller	Sorlie	

So the resolution passed and the title was agreed to.

Rep. Christopher moved that a copy of House Concurrent Resolution "G" be mailed to each of our representatives in Congress and to the Corps of Engineers, United States Army, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the courtesy of the floor be granted to a number of school officers who are presently meeting in Bismarck, which motion prevailed.

Rep. Link moved that House Bill No. 767 be referred from the Committee on Appropriations to the Committee on Education, which motion prevailed.

The Speaker announced that the House would revert to the fourth order of business for the purpose of reading a letter from General Gruenther to the Secretary of State, Mr. Meier.

Rep. Wolf moved that the letter from General Gruenther be printed in the House Journal, which motion prevailed.

#### ALLIED POWERS EUROPE SUPREME COMMANDER

January 27, 1955

Dear Mr. Meier:

Your January 21st letter inclosing a copy of House Concurrent Resolution "F" of the 34th Legislative Assembly has just arrived. That this distinguished body should pay me this compliment has touched me very deeply.

I am delighted that I am going to address a joint session of the House of Representatives and the Senate on February 22nd, 1955. I consider this an excellent opportunity to explain to the people of North Dakota the importance to the entire Free World of the work we are doing here.

I am also delighted that I am going to have an opportunity to visit North Dakota at last. I have always been a resident of Nebraska, but in all these years it has never been possible for me to go to North Dakota.

I look forward to the pleasure of meeting you on the 22nd.

Sincerely,  
ALFRED M. GRUENTHER  
General, United States Army

The Honorable  
Ben Meier  
Secretary of State  
Department of State  
Bismarck, North Dakota

Rep. Nygaard moved that the House do now recess until 1:30 p.m., February 1, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

TWENTY-EIGHTH DAY AFTER RECESS  
AND TWENTY-NINTH DAY

Bismarck, February 1, 1955

The House reconvened at 1:30 p.m., with Speaker Fitch presiding.

Speaker Fitch 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. 515  
House Bill No. 536

Were delivered to the Governor for his approval at the hour of 10:15 a.m., February 1, 1955.

REP. SIMENSON (10th), Vice Chairman.

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

House Bill No. 524  
House Bill No. 520  
House Bill No. 594

And find the same correctly Engrossed.

REP. SIMENSON (10th), Vice Chairman.

Rep. Simenson 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. 535, have had the same under consideration and recommend that the same be amended as follows:

In the second column of line 84 delete the figure "55.75" and insert "57.75" in lieu thereof

On line 98a in the first column insert the figure "62,000"; in the second column insert the figure "1,130.00"; in the third column insert the figure "1,076.00"; in the fourth column insert the figure "1,024.00".

Beginning on a line to be numbered 133, insert the following amendment:

"SECTION 5. AMENDMENT.) Section 39-0467 of the

North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

39-0467. DISTRIBUTION OF REGISTRATION FEES COLLECTED.) Any moneys in the registration fund accruing from license fees or from other like sources, in excess of the amount required to pay salaries and other necessary expenses, in accordance with the legislative assembly's appropriation for such purposes, shall be transferred quarterly and credited by the state treasurer, as follows:

1. First, ten per cent of all fees collected pursuant to section 39-0422 of the North Dakota Revised Code of 1943, as amended, and five per cent of all fees collected pursuant to section 39-0424 of the North Dakota Revised Code of 1943, as amended, shall be transferred to the state highway department construction fund, and the balance of such fees shall be transferred in accordance with subsections 2 and 3 of this section;
- ((1)) 2. Fifty per cent to the state highway department; and
- ((2)) 3. Fifty percent to the counties of this state.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

Rep. Anderson of Eddy-Foster moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 535 would 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. 604, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Lynch 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. 620, have had the same under consideration and recommend that the same be amended as follows:

On line 8 after the word "tenancy" insert the words "to determine estate tax";

On line 10 after the word "fee" strike the words "of seven dollars and fifty";

On line 11 strike the first word "cents";

On line 12 strike the period and insert after the word "located" the following: "which shall be in the sum of seven dollars and fifty cents, except that the filing fee for applications in joint tenancy to determine estate tax shall be in the sum of three dollars and such filing fee for applications in joint tenancy to determine estate tax shall not be subject to the provisions of Section 27-0741 of the 1953 Supplement to the North Dakota Revised Code of 1943.";

And that the lines be renumbered accordingly.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 620 would 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. 639, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Brekke 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. 644, have had the same under consideration and recommend that the same be amended as follows:

In line 8 underscore the word "sixteen"

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 644 would 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. 645, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Wicks 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. 662, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad 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. 666, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, 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. 670, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, 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. 683, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Goebel 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. 684, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Fleenor 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. 685, have had the same under consideration and recommend that the same be amended as follows:

On line 4 strike the numbers "27-0212" and insert in lieu thereof the numbers "27-0812";

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 685 would 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. 686, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Magnuson 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. 687, have had the same under consideration and recommend that the same be amended as follows:

On line 4 strike the abbreviation "No." and insert in lieu thereof the word "Section";

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 687 would be considered in the sixth order of business on the next legislative day.

#### GENERAL ORDERS

Rep. Engen 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. Engen to the Chair, and the House acted as a Committee of the Whole.

The Speaker resumed the Chair.

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 621 and recommend that the same be indefinitely postponed.

REP. ENGEN, Chairman.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Bjella moved that the absent member be excused, which motion prevailed.

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

KENNETH L. MORGAN, Chief Clerk.

## TWENTY-NINTH DAY

Bismarck, February 1, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. George King of Christ's Episcopal Church, Mandan, North Dakota.

The roll was called and all members were present except Rep. Simonson (9th).

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 January 31st, 1955, and finds the same correct.

REP. SAUGSTAD, Chairman.

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

## MESSAGE TO THE SENATE

House Chamber

Bismarck, February 1, 1955

Mr. President: I have the honor to transmit:

House Bill No. 504

House Bill No. 520

House Bill No. 524

House Bill No. 569

House Bill No. 594

House Bill No. 602

House Bill No. 607

House Bill No. 616

House Bill No. 656

House Concurrent Resolution "G"

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

KENNETH L. MORGAN, Chief Clerk.

## REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 505, have had the same under consideration and recommend that the same be amended as follows:

Insert a line to be designated as "1a" in the bill and follow this with the letters "ated" for the purpose of completing the word "appropriated" which was divided at the end of line 1.

In line 3 of the bill, strike out the figure \$372,700.00 and insert the figure \$412,880.00.

Insert a line to be designated as 18a in the bill, this item to be called "New X-ray Unit" in the amount of \$4,500.00.

Insert a line to be designated as 18b in the bill, this item to be called "Administration Salk Vaccine Program" in the

amount of \$10,000.00. This should be designated as "Emergency" to become available on passage.

Insert a line to be designated as 19a in the bill, this item to be called "Oral Hygiene" in the amount of \$25,680.00.

In line 20 of the bill, strike out the figure \$372,700.00 and insert the figure \$412,880.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 505 would 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. 512, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, 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. 518, 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 \$50,000.00 and insert the figure of \$60,000.00.

Insert a line 16a in the bill to be called "Miscellaneous" in the amount of \$10,000.00.

In line 17 of the bill strike out the figure \$50,000.00 and insert the amount of \$60,000.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 518 would 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. 519, have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title strike out the word "existing" and between the words "maintenance" and "of" insert the words "and construction".

In line 4 of the title strike out the words "drainage channels, construction of needed".

In line 5 of the title strike out the words "drainage channels" and the comma following.

In line 6 of the title strike out the words "the preparation of" and insert the word "organizing".

In line 7 of the title strike out the word "projects" and the word "post-war" and insert between the words "irrigation" and "for" the word "districts".

In line 7 of the bill strike out the words "of state engineers".

In line 8 of the bill strike out the word "existing" and between the words "maintenance" and "of" insert the words "and construction".

In line 10 of the bill correct the spelling of the word "planting" to read "planning" and strike out the word "preparing" and insert the word "organizing".

In line 11 of the bill strike out the words "for post-war" and insert the word "of".

In line 4 of the bill strike out the figure "\$390,400.00" and insert the figure "\$417,400.00".

In line 30 of the bill strike out the figure "\$35,000.00" and insert the figure "\$50,000.00".

Insert a new line following line 35 in the bill and label it "Water Right Investigation" in the amount of \$12,000.00.

In line 36 of the bill strike out the figure "\$390,400.00" and insert the figure "\$417,400.00".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Cass moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 519 would 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. 531, have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the bill strike out the figure "\$448,040.00" and insert the figure "\$450,600.00".

Insert a line 9a and label it "Field Investigator" in the amount of \$7,800.00.

In line 12 of the bill strike out the figure "\$8,000.00 and insert the figure "\$10,000.00".

In line 14 of the bill strike out the figure "\$37,000.00" and insert the figure "\$40,000.00".

In line 21 of the bill strike out the words "Garrison Dam" and insert the word "Emergency"; and strike out the figure "\$15,240.00" and insert the figure "\$5,000.00".

In line 25 of the bill strike out the figure "\$448,040.00" and insert the figure "\$450,600.00".

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 531 would 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. 554, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

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

Rep. Erickson of Burke-Divide announced that the report of the committee set up in the 33rd legislative session under House Resolution No. 9 to investigate mill storage is now ready for presentation, and he moved that consideration of this report be made a special order of business at 2:30 p.m., February 2, 1955, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 1, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 1, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 561

House Bill No. 575

House Bill No. 597

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 1, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 70

Senate Bill No. 82

Senate Bill No. 90

Senate Bill No. 106

Senate Bill No. 107

Senate Bill No. 113

Senate Bill No. 115

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

EDWARD LENO, Secretary.

Rep. Stockman moved that the courtesy of the floor be extended to a choral group from the University of North Dakota and their director, Mrs. Carol Humpstone, which motion prevailed, and the group rendered several selections.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 541. A Bill for an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses, providing penalties for violations thereof, and repealing all sections of chapter 39-06 of the North Dakota Revised Code of 1943 and all sections of chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

Rep. Erickson of Bottineau moved that House Bill No. 541 be re-referred to the Committee on Transportation for further consideration, which motion did not receive a second.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 83; nays, 27; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Burke- Divide	Lynch	Strand
	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Fristad	Nygaard	Trydahl
Gefreh	Paulson	Vinje
George	Petterson	Wolf
Goebel	Poling	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Gagnum	Overbo
	Hafner	Power
Benson	Hammer	Rohde
Brekke	Kitzmann	Schuler
Dahlund	Langseth	Solberg
Dunlop	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Tough
Esterby	Mollet	Wicks
Fine	Olson	Ziegler
Frank		

Absent and not voting:

Isakson	Simonson, 9th	Wambheim
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So the bill passed, as amended on page 243 of the House Journal, and the title was agreed to.

**House Bill No. 542.** A Bill for an Act relating to vehicle accidents, the duties of persons involved in such accidents, accident reports, the reports of magistrates, coroners, garage operators and others concerned with persons involved in accidents, providing penalties for false reports and failure to report as required, and repealing sections 39-0712, 39-0804, 39-0805, 39-0806, 39-0807, and 39-0808 of the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Dunlop	Lindberg	Strand
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George	Petterson	

Those voting in the negative were:

Erickson, Bottin'au	Rohde	
Absent and not voting:		
Goebel	Roen	Simonson, 9th

So the bill passed, as amended on page 244 of the House Journal, and the title was agreed to.

**House Bill No. 543.** A Bill for an Act relating to installation, specification, use, authorization of equipment on vehicles, amending and reenacting Sections 39-1103, 39-1108, 39-1109, 39-1119, 39-1120, 39-1130, 39-1132 and repealing section 39-1112 of the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gefreh	Petterson
Anderson, Cass	George	Poling
Anderson, Eddy-	Goebel	Renfrow

Foster	Gress	Rickford
Anderson, Richl'nd	Gumeringer	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Hegge	Saugstad
Beede	Heimes	Saumur
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brekke	Kjos	Snortland
Brooks	Kloster	Sommer
Brown	Knudsen, LaMoure	Sorlie
Bye	Knudson, Morton	Sortland
Christopher	Langseth	Spitzer
Currie	Larson	Sticka
Dahlund	Laske	Stockman
Davis	Lee	Strand
Dewey	Leet	Strege
Dick	Lindberg	Thompson, Burl'gh
Einarson	Link	Thompson, M'Lean
Engen	Lynch	Tollefson
Erickson, Bottin'au	Mahlmann	Tough
Erickson, Burke-	McLain	Vinje
Divide	Miller	Wambheim
Esterby	Mueller	Wicks
Ettestad	Nygaard	Wolf
Fine	Olson	Ziegler
Frank	Paulson	Mr. Speaker

Those voting in the negative were:

Dunlop	Kitzmann	Rohde
Fristad	Magnuson	Schuler
Gagnum	Mollet	Snow
Hafner	Overbo	Solberg
Homelvig	Power	

Absent and not voting:

Fleenor	Roen	Trydahl
Isakson	Simonson, 9th	

So the bill passed, as amended on page 247 of the House Journal, and the title was agreed to.

**House Bill No. 557.** A Bill for an Act relating to traffic regulations, speed limits, establishing speed zones and coordinating highway safety activities, and amending section 39-0902 and subsection 1 of section 40-0501 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

Rep. Baker moved that House Bill No. 557 be referred to General Orders, which motion carried.

The Speaker called Rep. Nygaard to the Chair.

**House Bill No. 558.** A Bill for an Act regulating the feeding of garbage to animals, providing for a license for commercial garbage feeders; regulating the movement of such animals; and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 9; absent and not voting, 6.



Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Eddy-	Gress	Poling
Foster	Gumeringer	Power
Anderson, Richl'nd	Hammer	Rickford
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Berntson	Hoffer	Saumur
Bratcher	Hofstrand	Schmalenberger
Brekke	Homelvig	Schmidt
Brooks	Hornbacher	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Einarson	Lee	Sticka
Engen	Leet	Stockman
Erickson, Bottin'au	Lindberg	Strand
Erickson, Burke-	Link	Strege
Divide	Lynch	Thompson, Burl'gh
Esterby	Magnuson	Tollefson
Ettestad	Mahlmann	Tough
Fine	McLain	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh		

Those voting in the negative were:

Benson	Miller	Rohde
Dunlop	Mollet	Solberg
Hafner	Renfrow	Thompson, M'Lean

Absent and not voting:

Bjella	Roen	Wicks
Isakson	Simonson, 9th	Mr. Speaker

So the bill passed, as amended on page 250 of the House Journal, and the title was agreed to.

Rep. Wicks moved that the vote by which House Bill No. 558 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 564. A Bill for an Act to amend and re-enact subsection 6 of Section 57-3822 of the North Dakota Revised Code of 1943, as amended March 13, 1953 (Chapter 326) Thirty-third Legislative Assembly (1953), relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining and production of lignite coal in North Dakota and encourage its utilization as a natural resource.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 72; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gagnum	Mueller
Anderson, Cass	Gefreh	Nygaard
Anderson, Richl'nd	George	Paulson
Baker	Goebel	Petterson
Baldwin	Gress	Rickford
Balerud	Hafner	Rolfsrud
Beede	Hammer	Rose
Ejella	Haugland	Saugstad
Bratcher	Hegge	Saumur
Brooks	Heimes	Schmalenberger
Brown	Heller	Schmidt
Bye	Hoffer	Scott
Christopher	Kitzmann	Snow
Currie	Kjos	Sommer
Dahlund	Kloster	Sortland
Davis	Knudsen, LaMoure	Spitzer
Dick	Knudson, Morton	Sticka
Einaron	Langseth	Stockman
Erickson, Burke-	Larson	Thompson, Burl'gh
Divide	Laske	Thompson, M'Lean
Ettestad	Leet	Tollefson
Fine	Lindberg	Trydahl
Fleenor	Link	Vinje
Frank	Lynch	Mr. Speaker
Fristad	Mahlmann	

Those voting in the negative were:

Anderson, Eddy-	Homelvig	Rohde
Foster	Hornbacher	Schuler
Benson	Lee	Simenson, 10th
Berntson	Magnuson	Snortland
Brekke	McLain	Solberg
Dewey	Miller	Strand
Dunlop	Mollet	Strege
Engen	Olson	Tough
Erickson, Bottin'au	Overbo	Wambheim
Esterby	Poling	Wicks
Gumeringer	Power	Wolf
Hofstrand	Renfrow	Ziegler
Absent and not voting:		
Isakson	Rosberg	Sorlie
Roen	Simonson, 9th	

So the bill passed, as amended on page 250 of the House Journal, and the title was agreed to.

Rep. Sticka moved that the vote by which House Bill No. 564 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 573.** A Bill for an Act to amend and reenact subsection 6 of section 26-0340 of the 1953 Supplement, North Dakota Revised Code of 1943, relating to a standard fire insurance policy.

Which has been read.

### 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:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Richl'nd	Hafner	Rickford
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfstrud
Balerud	Hegge	Rosberg
Beede	Heimes	Rose
Benson	Heller	Saugstad
Berntson	Hoffer	Saumur
Bjella	Hofstrand	Schmalenberger
Bratcher	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Dunlop	Leet	Stockman
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
Absent and not voting:		
Isakson	Simonson, 9th	Sorlie
Roen		

So the bill passed, as amended on page 232 of the House Journal, and the title was agreed to.

**House Bill No. 613.** A Bill for an Act relating to the payment of publication costs in school district reorganization proceedings.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Rohde
Baker	Hegge	Rolfstrud

Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Kjos	Scott
Brekke	Kloster	Simenson, 10th
Brooks	Knudsen, LaMoure	Snortland
Brown	Knudson, Morton	Snow
Christopher	Langseth	Sommer
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Dunlop	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefsen
Esterby	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Those voting in the negative were:

Einarson	Kitzmann	Solberg
Erickson, Bottin'au	Magnuson	

Absent and not voting:

Bye	Roen	Simonson, 9th
Ettestad	Saumur	Sorlie
Isakson		

So the bill passed and the title was agreed to.

**House Bill No. 619.** A Bill for an Act to amend and reenact subsection 3 of section 11-1010 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to salaries of county officers and declaring an emergency and making the provision of this Act retroactive to January 1, 1955.

Which has been read.

Rep. Poling requested that he be excused from voting on House Bill No. 619 because of personal interest.

Rep. Baker moved that Rep. Poling be permitted to vote on House Bill No. 619, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes; 95; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford

Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Christopher	Langseth	Snortland
Currie	Lanson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Fine	Mollet	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Vinje
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Those voting in the negative were:		
Beede	Hammer	Knudson, Morton
Bratcher	Kitzmann	Trydahl
Erickson, Burke-Divide	Kjos	Wicks

Absent and not voting:

Bye	Magnuson	Simonson, 9th
Ettestad	Roen	Sorlie
Isakson	Saumur	Wambheim

So the bill passed, as amended on page 250 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 640.** A Bill for an Act to prohibit the offering or giving of commissions, fees or rewards to the agent of any school or school district for or on account of the purchase of any school books, furniture or other supplies for the use of such school, school district, employees thereof, or students, and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-Foster	Gumeringer	Renfrow
	Hafner	Rickford
Anderson, Rich'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg

Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sortland
Davis	Larson	Spitzer
Dewey	Laske	Sticka
Dick	Lee	Stockman
Dunlop	Leet	Strand
Einarson	Lindberg	Strege
Engen	Link	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke- Divide	Mahlmann	Tollefson
	McLain	Tough
Esterby	Miller	Trydahl
Fine	Mollet	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		

Absent and not voting:

Bye	Lynch	Saumur
Ettestad	Mueller	Simonson, 9th
Isakson	Roen	Sorlie

So the bill passed and the title was agreed to.

Rep. Scott requested that the House be on the twelfth order of business for first reading of a Senate Concurrent Resolution, which request was granted.

#### FIRST READING

#### OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "I". A Concurrent Resolution authorizing and directing the board of administration to provide facilities for the installation in the capitol building of a sanitary milk dispenser, or vending machine.

Was read by the Chief Clerk.

Rep. Scott moved that the rules be suspended and Senate Concurrent Resolution "I" be adopted.

#### ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "I", the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Richl'nd	Hammer	Rickford
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud

Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Bernitson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Tollefson
Esterby	McLain	Tough
Fine	Miller	Vinje
Fleenor	Mollet	Wambheim
Frank	Mueller	Wicks
Fristad	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker
George	Paulson	

## Absent and not voting:

Dunlop	Roen	Thompson, M'Lean
Ettestad	Saumur	Trydahl
Isakson	Simonson, 9th	

So Senate Concurrent Resolution "I" was declared adopted.

Rep. Leet requested that the House revert to the eighth order of business, which request was granted.

Rep. Leet moved that House Bill No. 547 be re-referred from the Committee on Transportation to the Committee on Appropriations, which motion prevailed.

## FIRST READING OF A HOUSE RESOLUTION

Rep. Rosberg introduced:

**House Resolution No. 5.** A House Resolution calling for immediate hearing for ousted professors and all parties concerned, relative to the North Dakota Agricultural College controversy.

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

Rep. Gefreh 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., February 2, 1955, which motion prevailed.

## FIRST READING OF SENATE BILLS

**Senate Bill No. 101.** A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support under chapter 14-12, and amending sections 14-1207, 14-1208, 14-1210, 14-1211, 14-1212, and 14-1218 of the 1953 Supplement to the North Dakota Revised Code of

1943, relating to reciprocal enforcement of duties of support.

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

**Senate Bill No. 104.** A Bill for an Act to prevent the abandoning or discarding of ice-boxes, refrigerators, or ice chests which have latch lids or doors and to provide a penalty.

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

**Senate Bill No. 105.** A Bill for an Act to amend and reenact section 44-0612 of the North Dakota Revised Code of 1943, relating to endorsements and matters following notary public's signature to jurat or certificate of acknowledgment.

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

**Senate Concurrent Resolution "A".** A Concurrent Resolution for an amendment of section 93 of the Constitution of the state of North Dakota.

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

**Senate Concurrent Resolution "B".** A Concurrent Resolution memorializing congress to authorize the army corps of engineers to resell surplus lands above the normal pool level of water impoundments in North Dakota to the original land owners.

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

**Senate Concurrent Resolution "F".**

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

**Senate Bill No. 85.** A Bill for an Act to amend and reenact section 40-1803 of the North Dakota Revised Code of 1943, relating to police magistrates and justices of the

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

**Senate Bill No. 86.** A Bill for an Act to amend and reenact sections 21-0605 and 21-0606 of the North Dakota Revised Code of 1943, relating to the destruction of documents.

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

**Senate Bill No. 87.** A Bill for an Act to amend and reenact section 28-0611 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to service of process upon non-resident highway users.

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 subsections 3 and 4 of section 59-0302 of the North Dakota Revised Code of 1943 relating to restrictions on the purposes for which express trusts may be created.

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

**Senate Bill No. 96.** A Bill for an Act repealing section 44-0610 of the North Dakota Revised Code of 1943, to remove



the prohibition upon a notary public acting officially where he changes county residence.

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

**Senate Bill No. 98.** A Bill for an Act to amend and reenact section 53-0105 of the North Dakota Revised Code of 1943, relating to compensation of the boxing and wrestling commissioner and secretary of the state athletic commission.

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

**Senate Bill No. 100.** A Bill for an Act to amend and reenact Section 1 of Chapter 277 of the North Dakota Session Laws of 1953, being Section 47-1636 of the 1953 Cumulative 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.

**Senate Bill No. 66.** A Bill for an Act to amend and reenact section 11-1803 of the North Dakota Revised Code of 1943 relating to instruments entitled to record without regard to taxes.

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

**Senate Bill No. 71.** A Bill for an Act relating to allowable deductions for state income tax purposes, creating and enacting subsections 13 and 14 of section 57-3822 of the North Dakota Revised Code of 1943, as amended.

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

**Senate Bill No. 73.** A Bill for an Act relating to county zoning regulations, and empowering counties to establish zoning districts, to impose regulations and restrictions within such districts, and to establish county planning commissions to secure the orderly development of the county, for the purpose of promoting health, safety, morals and the general public welfare, and declaring an emergency.

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

**Senate Bill No. 74.** A Bill for an Act to amend and reenact section 20-0502 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the taking of deer.

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

**Senate Bill No. 80.** A Bill for an Act to amend and reenact Section 6-0307, of North Dakota Revised Code of 1943, relating to Investment of State Banking Associations in Banking House, Bank Premises, Furniture and Fixtures.

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

**Senate Bill No. 83.** A Bill for an Act to Permit the Giving of Chattel Mortgages to Secure Existing or Contemporaneous Debts and Future Advances, and to Establish the Priority and Extent of the Lien Thereof.

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

**Senate Bill No. 84.** A Bill for an Act with Respect to the Investment of Trust Funds by a Corporate Trustee.

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

**Senate Bill No. 50.** A Bill for an Act to amend and reenact subsection 1 of section 39-04A06 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to exceptions to the additional fee for motor vehicles engaged in the transportation of property.

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

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 31-1206 of the North Dakota Revised Code of 1943 relating to the application of Chapter 31-12 where other provision is made by the decedent.

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

**Senate Bill No. 57.** A Bill for an Act to amend and reenact sections 6-0125, 11-2501, 15-2113, 15-2526, subsection 5 of section 15-2912, sections 21-0101, 21-0102, 40-0101 by creating subsection 6, 40-1705, and 54-2709 of the North Dakota Revised Code of 1943, and section 40-1706 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the preparation and issuance of warrants by the state of North Dakota and its political subdivisions.

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

**Senate Bill No. 59.** A Bill for an Act to amend and reenact sections 26-1203, 26-1220, and 26-1223 of the North Dakota Revised Code of 1943, section 26-1219 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal section 26-1221 of the North Dakota Revised Code of 1943, relating to fraternal benefit societies.

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

**Senate Bill No. 61.** A Bill for an Act to amend and reenact section 19-0311 of the North Dakota Revised Code of 1943, relating to the professional use of narcotic drugs.

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

**Senate Bill No. 64.** A Bill for an Act to amend and reenact section 33-1234 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to procedure in criminal actions in justice and police magistrate courts.

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

**Senate Bill No. 65.** A Bill for an Act to require all persons having construction contracts with the state of North Dakota or any of its political subdivisions, to file a statement with the motor vehicle registrar if he is using trucks not registered in this state, and providing a penalty.

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

**Senate Bill No. 10.** A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant and the Coffin Factory at the State Penitentiary.

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

**Senate Bill No. 12.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

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

**Senate Bill No. 23.** A Bill for an Act making appropriations for the Divisions of Vocational Rehabilitation and Vocational Education, and declaring an emergency.

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

**Senate Bill No. 25.** A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

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

**Senate Bill No. 26.** 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.

**Senate Bill No. 31.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Bank of North Dakota.

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

**Senate Bill No. 35.** A Bill for an Act relating to the admission, custody, and release of patients at the state hospital, amending and reenacting section 25-0309 of the North Dakota Revised Code of 1943 and section 25-03071 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the admission of alcoholics, drug addicts, and persons suffering from mental illness, and repealing section 25-0308 of the North Dakota Revised Code of 1943.

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

And the House stood in recess pursuant to the motion of Rep. Gefreh until 1:30 p.m., on February 2, 1955.

KENNETH L. MORGAN, Chief Clerk.

TWENTY-NINTH DAY AFTER RECESS  
AND THIRTIETH DAY

Bismarck, February 2, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

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

Rep. Rose moved that the courtesy of the floor be extended to the school children of the Absaraka township school and their teacher, Mrs. Mathys. The motion was seconded by Rep. Laske and carried unanimously.

Rep. Hegge moved that the courtesy of the floor be extended to a class of students from New England, North Dakota and their teacher, Hazel Mattson. The motion was seconded by Rep. Bratcher and carried unanimously.

The Speaker announced that the House would revert to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation, to whom was referred House Bill No. 631, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Paulson 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. 635, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Wicks 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. 641, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Erickson (Burke-Divide) 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. 658, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Dewey 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:

House Bill No. 542  
House Bill No. 543  
House Bill No. 558  
House Bill No. 564  
House Bill No. 573  
House Bill No. 619  
House Bill No. 541

And find the same correctly engrossed.

REP. SIMENSON, Vice-Chairman.

Rep. Simenson (10th) 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:

House Bill No. 561  
House Bill No. 575  
House Bill No. 597

And find the same correctly Enrolled.

REP. SIMENSON, Vice-Chairman.

Rep. Simenson (10th) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "C"

Was delivered to the Governor for his approval at the hour of 2:20 o'clock p.m., February 1, 1955.

REP. SIMENSON (10th), Vice-Chairman.

Rep. Brown asked unanimous consent of the House to amend the title of House Bill No. 564, which consent was given.

Rep. Brown moved that the title of House Bill No. 564 be amended as follows:

In the title of the bill delete, in line two after the numerals 57-3822, the rest of the line and all of line three and in line four delete the following words "Legislative Assembly (1953)" and insert in lieu thereof "of the 1953 Supplement to the North Dakota Revised Code of 1943."

Which motion prevailed.

#### SIXTH ORDER OF BUSINESS

Rep. Beede moved that House Bill No. 535 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 620, as recommended by the Committee on Judiciary

and printed on page 284 of the House Journal, be adopted, which motion prevailed.

Rep. Brooks moved that the amendments to House Bill No. 644, as recommended by the Committee on Transportation and printed on page 285 of the House Journal, be adopted, which motion prevailed.

Rep. Brooks moved that the amendments to House Bill No. 685, as recommended by the Committee on Judiciary and printed on page 286 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 687, as recommended by the Committee on Judiciary and printed on page 286 of the House Journal, be adopted, which motion prevailed.

Rep. Brooks moved that House Bill No. 670 be re-referred to the Committee on Judiciary, which motion prevailed.

Speaker Fitch called Rep. Langseth to the Chair.

**FINAL PASSAGE OF HOUSE BILLS**

**House Bill No. 639.** A Bill for an Act to amend and reenact sections 15-5314 and 15-5316 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to reorganization of school districts.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 27; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Brekke	Isakson	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Davis	Knudsen, LaMoure	Snortland
Dewey	Knudson, Morton	Snow
Dunlop	Langseth	Sorlie
Engen	Larson	Sortland
Erickson, Burke-	Lee	Spitzer
Divide	Link	Stockman
Esterby	Lynch	Strand
Ettestad	Magnuson	Strege
Fine	McLain	Thompson, Burl'gh
Fleenor	Mueller	Thompson, M'Lean
Frank	Nygaard	Tough
Fristad	Olson	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Rickford	

Those voting in the negative were:

Anderson, Cass	Erickson, Bottin'au	Overbo
Benson	Gumeringer	Power
Bratcher	Hegge	Renfrow
Brooks	Homelvig	Rose
Christopher	Kitzmann	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sticka
Dick	Mahlmann	Tollefson
Einarson	Miller	Vinje

Absent and not voting:

Baker	Mollet	Wambheim
Lindberg	Trydahl	

So the bill passed and the title was agreed to.

House Bill No. 662. A Bill for an Act to amend and reenact Section 15-2515 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to compensation for clerks in common school districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Robde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schuler
Bratcher	Homelvig	Scott
Brekke	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th
Brown	Kjos	Snortland
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudsen, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Mr. Speaker
George	Petterson	

Those voting in the negative were:

Gefreh	Schmidt	Ziegler
Kitzmann		

Absent and not voting:

Bjella	Mollet	Saumur
Dunlop	Roen	Wambheim
Lindberg		

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the rules be suspended and House Bill No. 662 be amended as follows:

In line one of the title and line 2 of the bill, strike the figure "1949" and insert in lieu thereof the figure "1953", which motion prevailed.

**House Bill No. 666.** A Bill for an Act to amend and reenact section 28-1301 of the North Dakota Revised Code of 1943, relating to affidavits of prejudice in district court.

Which has been read.

#### 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:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rohde
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Smortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Poling	



Absent and not voting:

Hegge	Mollet	Wambheim
Hofstrand	Saumur	

So the bill passed and the title was agreed to.

Rep. Hofstrand requested that the House revert to the eighth order of business, which request was granted.

Rep. Hofstrand moved that the House reconsider the action by which House Bill No. 558, was passed, which motion prevailed.

Rep. Hofstrand moved that House Bill No. 558 be re-referred to the Committee on Agriculture, which motion prevailed.

Rep. Stockman moved that the absent member be excused, which motion prevailed.

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

KENNETH L. MORGAN, Chief Clerk.

### THIRTIETH DAY

Bismarck, February 2, 1955

The House convened at 2:00 p.m. with Acting Speaker Langseth presiding.

Prayer by Rev. George King of Christ's Episcopal Church, Mandan, North Dakota.

The roll was called and all members were present except Rep. Mollet.

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 recommend that the same be corrected as follows: On page 284, eleventh line from the bottom, after the word "insert" add the word "after"

And when so corrected recommends that the same be approved.

REP SAUGSTAD, Chairman.

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

### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 2, 1955

Mr. President: I have the honor to transmit:

House Bill No. 541

House Bill No. 542

House Bill No. 543

House Bill No. 564

House Bill No. 573

House Bill No. 613

House Bill No. 619

House Bill No. 640

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 2, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "I"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 2, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 15

Senate Bill No. 18

Senate Bill No. 30

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

EDWARD LENO, Secretary.

#### SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that House Bill No. 505 be referred to the Committee on Appropriations, which motion prevailed.

Rep. Sticka moved that the amendments to House Bill No. 518, as recommended by the Committee on Appropriations and printed on page 288 of the House Journal, be adopted, which motion prevailed.

Rep. Anderson of Richland moved that the amendments to House Bill No. 519, as recommended by the Committee on Appropriations and printed on page 288 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to House Bill No. 531, as recommended by the Committee on Appropriations and printed on page 289 of the House Journal, be adopted, which motion prevailed.

Speaker Fitch resumed the Chair.

Rep. Sticka moved that a committee of two be appointed to escort a former member of the House who is also a former Lieutenant Governor, Ray Schnell of Dickinson, to the rostrum, which motion prevailed and the Speaker appointed as such committee, Reps. Sticka and Gress.

Mr. Schnell addressed the House.

Rep. Schmalenberger moved that the remarks of Mr. Schnell be printed in the House Journal, which motion prevailed.

Mr. Schnell: Thank you, Speaker Fitch, Ladies and Gentlemen of the House of Representatives: It is really a pleasure to be here after a several weeks trip over six southwestern states, and to again look at the members, the good people that have been elected to the House of Representatives here in North Dakota. It is good to look into your faces, and especially so after taking in some of the sessions in other states for a short time and it was really a pleasure to be there also.

I know that just a lot of good people in the State of North Dakota don't realize their blessings and the privileges that we have in the State of North Dakota, and in

living here in a state that has a proper amount of rainfall; that has hay crops; that has livestock industry that is really worthwhile compared to some of the states that I have just passed through that have had no rain and no feed crops for as long as six or seven years.

I heard of a fellow that made a tour through one of those states and he could not for the life of him see a spear of grass that would support a jackrabbit on a section of land. He wondered how people could live in such a dry country. He finally asked different ones but he couldn't get any satisfaction. They were so used to those conditions that they took them for granted. But finally he met a fellow—an old, old man that sat in front of a store, just whittling on a stick and he asked him if it wasn't getting pretty dry there. The old fellow agreed that it was dry. He asked if they had had any rain in the last few years and the old man said they hadn't. The man asked him if they ever had any rain and the old fellow said "Oh, yes,—you have heard about the time when they had to load all the animals into the ark and it rained for forty days and forty nights?" The man said that he had heard of that and the old fellow said, "Well, we got an inch and a half of that".

We don't really know how lucky we are in this state of North Dakota where we can raise hay and where we have such a variety of new grasses that have been developed in the last five years with the new methods of farming and the new seed varieties. We are really on top of the world. I don't know whether even two or three drouth years would hurt us now. With all the crested wheat we have increased our capacity about three times in the State of North Dakota. I think it is coming to a place where over-production of wheat all over the world will make this a greater livestock state than ever before. The income from livestock amounts to several hundred million dollars a year.

Now, I want you to know I am not here as a candidate for the Board of Higher Education. Not that I wouldn't have the degrees that are necessary for a position of that kind. I feel I have quite a number of degrees. You know in 1935 when I served my first session in the House of Representatives, (that was the first session held in this new capitol building and there is only one of you here now that was here at that time and that is George Saumur—I am pretty sure I am right about that)—Well, anyway, I was new at this kind of procedure of politics and the legislative transactions and it was so necessary to raise the scale of pay for the state employees and of county employees; and school teachers that were badly underpaid, so before I left, in order to familiarize myself with some of the things necessary I went to see some of the people higher up in the educational field. I sat down with one of the instructors at the Dickinson State Teachers College and I wanted to know the different things that were required of a man to get into the higher brackets of their field. I asked one of them "What do you mean by some of the letters back of the names of these college men? Here is B.S. but you can skip that because I have been in the livestock business all of my life—born and raised in the business. But here is another one 'MS' back of this man's name—what does that mean?" He said "More of the same".

Then I said "Well, here is 'PHD' what does that mean?" He said 'Piled on higher and deeper'."

I am really proud of my assignment and selection by some of the foremost cattlemen and people up there in the high brackets in the State of North Dakota, and other states, as a trustee to the National Cowboy Hall of Fame. I really appreciate the honor. This is an organization that will, after a site has been selected in one of the seventeen states of the organization, honor the memory of the cattle men and the cowboys and other people in other walks of life that have been instrumental in promoting and building the livestock industry in the United States of America. There are some great men that have passed away who will be honored and also those people still living, like your Speaker, Ken Fitch. He is a lover of good horses, raises Dalmatian dogs, is a sheep man, so one of these days you will see a monument in that Cowboy Hall of Fame, of Ken Fitch, and also a lot of others that I can think of that will be honored in such a place.

This Cowboy Hall of Fame is on the same basis as the baseball Hall of Fame in New York state. Millions and millions of dollars will be contributed in addition to the memberships sold. They have decided on a three dollar membership in all states where the income amounts to more than a million dollars and it will be just one of those things to honor the people that built the West. They are men who should be honored.

All over the land today you see young lads wearing cowboy boots and they have little guns strapped on them and wearing cowboy jeans and hats. They want to be like Casey Tibbs or Bill Linderman. It is not more than twenty-five or thirty years when some of the top ranchers in North Dakota would come to town wearing a little church hat but today this is altogether different. What a thing it is for a city to be advertised as a "western" city—that is glamor. It is the tradition of the West and it will be carried on.

Now on this committee, Brooks Keogh is also a trustee of this national committee from seventeen western states. Brooks is the president of the North Dakota Stockmen's Association. Governor Brunsdale and every governor of those seventeen states, will be ex-officio members. I have been selected as chairman of the location committee and if Fargo wants the Hall of Fame and the museum, they had better get busy. The borderline of these seventeen states is right on the eastern edge of North Dakota, South Dakota, Kansas, Nebraska and the other states in that line.

This will give you a little idea of what is being done about the Cowboy Hall of Fame. Most of the trustees are big cattlemen. Some of them are even presidents of railroad companies but all of them have been instrumental in promoting the livestock business and helping livestock men, and helping the West to make it colorful as it is today.

I want to thank you folks for the honor of being asked to come up here and say a few words to you. I know that you are doing a very grand job here. You have some very capable men here. It is a pleasure for me to renew old acquaintances and meet new members and I want to thank you a lot for the honor of being asked to come up here."

Rep. Nygaard moved that any person who has literature to be placed on the desks of the members of the House, must first get permission to do so from the Chief Clerk in order that the members may know the source of the material. The motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee on grain mill storage has made an investigation of the grain storage situation in North Dakota, and has the following report to make:

Toward the end of the 33rd Legislative Assembly, House Resolution Number 9 was introduced by your committee. This resolution provided for a study by an interim committee of the grain storage situation in the State of North Dakota.

Your committee in undertaking this job, did so without knowing exactly what it was looking for, although many stories and rumors had been told your committee members and others of alleged malpractice in the handling of grain in the state.

Chief among these rumors was that the practice of sending grain into so-called mill storage was very widespread, and that it was working a hardship on the farmer. Your committee therefore entered into this study with the idea of finding out exactly what the truth is in regard to mill storage, and to use this information to make recommendations to this session of the legislature to correct any faults, which might be found. Your committee believes that in the process of investigation it found out much—much that had hitherto only been half-understood, and half-known. Your committee also wishes to state here and now that we have not attempted to hurt any individual or organization by our investigation. We have merely attempted to ascertain the facts and to use this information for the good of all the people of the state.

With these few words we will conclude our introduction, and recommend to you the substance of our report.

In order that everyone may be acquainted with exactly what we are referring to in this report, we feel that a definition of terms should be the first order of business.

#### MILL STORAGE

Your committee is mostly concerned here with the practice called Mill Storage. Mill storage is the practice by which the local elevator ships grain directly to the processor (flour mill). This grain is not sold on the public market. It is also not sold at the time of delivery to the flour mill or flax crusher, since when the elevator ships it out, no bill of sale is made out. The only agreement between elevator and mill is one on what is called "future pricing." That is, the local elevator and the mill agree on the grade of the grain—whether it is number 1, or number 4, etc., and on the amount—so many thousand bushels. The local elevator keeps a record of this, and when the grain is ordered sold, the price which is paid is that of the current market.

Perhaps it would be easier to understand if we were to trace the course of a bushel of grain from the farm to its destination.

When the farmer drives into the elevator he either sells his grain or puts it in storage. We here are concerned with the grain placed in storage at such public elevators.

After the grain is placed in storage it is put into the elevator and the farmer is given a receipt showing the number of bushels, the grade and other information. He goes home confident that his grain is safe in the elevator.

However, your committee has found out that this is not always true.

A little later the elevator operator may be pressed for space, so he decides to ship this stored grain into "mill storage."

The grain is loaded into a car and shipped, not to the open, competitive market, but directly to a flour mill. The agreement between the elevator and the flour mill is that the mill will not pay for the grain on the day it is received. The mill will pay later—whenever the farmer orders it sold.

There are two things which make this practice extremely bad, in the opinion of your committee. First, the elevator operator is in effect selling something which does not belong to him. Second, this flow of "free" grain directly to the mill tends to cause the price of all grain on the market to stay low.

It took your committee quite a while to get the definition of mill storage down to where it is understandable by the average person. Once arrived at, however, the committee began with its investigation to find out just how bad the situation really was.

Your committee soon found out that literally millions of bushels of grain each year was finding its way into "mill storage." This in spite of the fact that the only way mills store grain is in the same manner that you store grain in the hopper of a feed mill. It is just there temporarily until it is ground up.

The effect of this is that the mills do not have to go into the open, competitive market and buy grain. They had, until your committee began its investigations, an almost unlimited supply of grain to use in their day-to-day milling operations. This ability to stay off the market, makes for a lack of competitive bidding and drives the price down. It wasn't long before your committee was convinced that millions of dollars have been lost yearly to North Dakota grain farmers because of this nefarious practice.

Let us state here and now that the practice of shipping grain to mill storage is now, and has been for many years strictly illegal.

#### COMMITTEE ACTIVITIES

In these next pages, your committee will give you a chronological description of events as they happened during the two years since the 33rd Legislative Session. We feel that this is the best way to present this material, since your committee were "babes in the woods" to begin with and thus we can sort of take you along with us in our explorations of the jungle of mill storage.

As the first step, your committee contacted a grain commission firm in Minneapolis regarding the practice of mill storage. This contact was made because your committee

had not been given funds with which to carry on the investigation, and it was thought that by contacting such a firm informally, much information could be gained at little cost. This proved to be the case.

This particular commission firm was sympathetic to your committee and admitted freely that such a practice was common in the grain trade. They stated, categorically, that they shipped over one million bushels a year into mill storage themselves. However, understandably, they refused to open their records to the committee or to make a formal statement. Your committee feels that the information gathered here was very valuable, even though it was not possible to get formal, written evidence of the type presented in court. This was so because it was not possible to subpoena their records or personnel because they were from out of the state.

Let us point out that this same problem plagued the committee all through its investigations. The fact that virtually all the grain trading is done in Minnesota made it impossible to subpoena records of commission firms and others doing business with many local elevators. The only alternative was to attempt to get the same information by contacting local elevators. This was more cumbersome and expensive, but in the end the same results were obtained.

In order to make such an investigation, it was necessary to hire competent personnel to do the work. To this end, a chartered accountant under \$50,000.00 bond was hired by your committee members to make a search of the records of several country elevators to find out if the practice was as common as the commission firm stated.

Mr. Cowell made the examination of several local elevator's books, and his findings and conclusions are put forth in this letter to your committee.

Valley City, North Dakota

March 3, 1954

The Honorable Mr. T. L. Snortland,  
Sharon, North Dakota.

Dear Sir:

As per our agreement in our telephone conversation, I am reporting to you on an investigation of the so-called Mill-Storage situation involving four elevators — which is as follows:

Elevator No. 1—

In February, 1953, they had 100,000 bushels of flax on Terminal Storage, of which 50,000 bushels were converted into Mill-Storage. The remaining 50,000 bushels were held back for protection on purchasing agreements.

Elevator No. 2—

In August, 1952, they had 10 cars of wheat in Mill Storage, and in a three month period in 1952, they converted 12 cars of flax into Mill-Storage.

Elevator No. 3—

On February 27, 1952, one car of wheat went into Mill-Storage. In March, 1952, 5 carloads of wheat went into Mill-Storage to be settled for on a basis of 7c over current future.

## Elevator No. 4—

This elevator had 10 carloads of wheat go into Mill-Storage from August 5 to September 22, 1952.

This is the same information that I presented to the Public Service Commission at the hearing in Bismarck on February 27, 1954.

I am enclosing a supplementary sheet on the information obtained in regard to the State Mill & Elevator in Grand Forks.

I hope that this is the information you desire. I trust that you will keep it confidential, as far as the names and locations of the private elevators are concerned.

Very truly yours,

(Signed) VAUGN COWELL

Vaughn Cowell

jd

Enclosure

You will notice that the information gained by Mr. Cowell verifies the fact that the practice of shipping grain to mill storage is extremely common.

With this information in hand, it was thought proper to contact the Public Service Commission regarding the matter. We were attempting here to find out just how much supervision the elevators in the state were getting from the Public Service Commission.

By way of further explanation, we should state that the Public Service Commission is charged with enforcing the laws regarding grain handling in the state.

To this end, a meeting was held with the Public Service Commission in Bismarck on February 27, 1954.

At that meeting, the Commissioners denied any knowledge of the practice of mill storage. They made this denial in spite of the fact that the Public Service Commission's own report to the governor in June, 1952, stated, a large percentage of grain is shipped to Minneapolis, Duluth and Superior for restorage, and a big percentage of grain is also going in to the mills for free storage."

Needless to say your committee was surprised to see this difference between what the commissioners said and their formal report.

During this meeting, the commissioners said that if your committee would bring to their attention, any particular violation of the statutes they would be most happy to prosecute and try to get a conviction.

In reply to this, Mr. Cowell who has had 20 years experience in auditing and is a chartered accountant, and who operates under a \$50,000.00 bond, stated that if the commission would place him on its payroll, he could easily obtain information which would convict almost any given number of elevator operators the Commission wished to prosecute. To your committee's knowledge, Mr. Cowell was never placed on the payroll.

At this point it might be well to explain why the the committee refused to divulge the names of the elevators which were reported in violation of the law by Mr. Cowell.



In hiring Mr. Cowell the committee had agreed that the information obtained would be used only for the legislature. Because of this Mr. Cowell checked only accounts with which he was familiar. This enabled him to do the job very quickly and at a minimum of expense to the committee members who were paying the expenses out of their own pockets.

Also, it was felt that the violation of the law regarding mill storage was so widespread that to prosecute any one elevator operator would amount to persecution. It was also felt that this practice had been allowed to flourish by the Public Service Commission, in spite of the fact they were charged with enforcing laws forbidding it.

In addition, it was felt by your committee members that the Public Service Commission had two alternatives open to it: 1—It could hire Mr. Cowell to make another investigation and obtain this information. 2—It could use its own personnel to make such an investigation. Your committee felt that either alternative would bring to light many flagrant violations of the law very quickly.

The result of this hearing was that your committee felt that the problem had been whitewashed. Press coverage was impartial but the tenor of the hearing was such that it tended to indicate that mill storage was not a real problem in the state.

One other thing resulted from this meeting, also. That was the realization that more than just the farmer was being affected. Your committee began to slowly form the opinion that the whole price support structure of the federal government was being undermined.

As any farmer can tell you, the federal loan value was always the effective price ceiling. The price of grain always fluctuated below this level, and seldom rose above loan value. What was the reason for this?

Your committee came to the conclusion that the reason was the removal of a good number of the millers from the open, competitive market. These millers were getting free grain in a quantity large enough to supply most of their needs from "Mill Storage". Therefore, they did not need to go into the grain market and buy grain. This depressed the price of grain to the point where it never rose above parity.

We might digress for a moment here and point out that since your committee has started its investigation the price of grain has risen to be above parity for the first time in many years—as a result of the removal of free mill stored grain from the hands of the millers.

Because your committee had no appropriation to carry on the work, it was thought that possibly help in this matter might be gained by contacting the federal government through the PMA (now ASC) state committee. The thought of your committee was twofold, here; first that the committee might have information which would shed more light on the problem; second, that the ASC might be able to help on the investigation level.

Therefore, on April 4, 1954, a meeting was held with the state ASC committee in Fargo. After an explanation of the practice of mill storage, the ASC committee said that it had very little information on the matter and referred us to the district ASC office in Minneapolis. We are inserting here the letter written for this purpose:

NORTH DAKOTA AGRICULTURAL STABILIZATION  
AND CONSERVATION OFFICEdeLendrecie Building  
Fargo, North Dakota

April 6, 1954

## PERSONAL

Mr. James A. Cole, Director  
CSS Commodity Office  
1006 West Lake Street  
Minneapolis 8, Minnesota

Dear Mr. Cole:

Yesterday our State Committee had the pleasure of meeting with Mr. Thomas Snortland and hearing of his work in connection with the investigation of the practice that is carried on among some of the grain trade of converting warehouse-stored grain to so called "mill storage."

After hearing his explanation of the practice, even though it is possible that no CCC loans are involved, we do believe it may to a large degree offset the benefits of the price support program if the practice is carried to excess.

Mr. Snortland indicated he would plan to call on you soon to discuss the problems and we encouraged him to do so, as we feel the matter is important and should be of concern to all of us. If the practice is general and widespread enough it could possibly warrant a more detailed investigation by the proper authorities.

With best personal regards,

Sincerely yours,  
(signed) AJS  
Albert J. Sandness, Chairman  
State Committee

cc—Thomas Snortland  
Sharon, N. Dak.

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As a result of this letter, a meeting was arranged with Mr. James A. Cole, Commodity Credit Corporation Director on April 9. Mr. Cole, after a discussion on Mill Storage, said that they were unaware of the practice. We should state here that your committee had previously contacted Senator Milton R. Young, and he had graciously sent a representative along to be present at this meeting.

Mr. Cole told your committee and the Senator's representative that he would send a grain accountant into North Dakota to make an investigation.

In addition he promised to alert all CCC field men and in turn have them keep an eye on the situation regarding mill storage and discuss it with elevator operators and others in the grain trade. According to testimony given later on in our investigation, this was done.

Your committee left the meeting with Mr. Cole feeling that something concrete had been accomplished.

On April 14, 1954, Mr. Martin A. Ryan from the Compliance and Investigation Branch of the Department of Agriculture arrived in Valley City and met with your Committee there. Also present at the meeting was your committee's auditor Vaughn Cowell.

Mr. Ryan, Mr. Cowell and your committee then talked over the situation, going over very carefully Mr. Cowell's findings. Mr. Cowell also outlined to Mr. Ryan of the USDA, just how he had gone about finding his figures.

Mr. Ryan, after some discussion, said that while he was very interested, he took the position that it was of no particular interest to the Federal Government unless it could be proved that grain under CCC loan was involved. He said the CCC would not be interested in any investigation regardless of the fact that this illegal practice was widespread in North Dakota.

Mr. Ryan, therefore never entered into any investigation to see if CCC grain was affected—that is your committee has no reason to believe that he ever did, since no report of his activities in this matter was ever received.

Up until this time, most of the information gathered by your committee with the exception of Mr. Cowell's findings, had been of a rather informal nature. That is, there was actually no sworn testimony on record relating to the practice of mill storage. For this reason, the committee, using funds donated by its members, retained an attorney and a court reporter and subpoenaed four witnesses.

We found the testimony to be most revealing.

Your committee will not here reproduce in full the word-by-word testimony of these witnesses as taken down by the reporter, although this document is in your committee's files. However, suffice it to say that a summation of the testimony reveals that mill storage was a common practice in the grain trade.

One commission house employee admitted recommending the practice to elevators with which he did business. This testimony reveals, in the estimation of your committee, that there can be no possible doubt as to the prevalence of this deplorable practice.

Of the four witnesses subpoenaed, one was an elevator manager, and the other three were commission house employees.

The elevator manager readily admitted that he had shipped grain into so-called mill storage. Your committee here feels that it has the nub of the whole matter. The fact that an elevator operator chosen at random would admit to this fact.

The first commission house man ran out on the subpoena. He excused himself to make a phone call and never returned to testify before this committee.

The second commission house representative was more or less a public relations man and did not know enough about the matter to offer any direct testimony.

The third commission house employee was experienced in the grain trade. He testified under oath that in his opinion it was good business for the elevator to ship grain into mill storage. He stated that it was a wonderful way to hedge on grain and that he had recommended it to his customers. Certainly this is a very revealing bit of testimony which we hope this legislature will take into account in any action it may wish to take regarding this matter.

After receiving the transcript of the testimony just outlined, your committee thought that perhaps it would serve

as a further stimulus to the Federal government in investigating and helping to stop mill storage.

Therefore, your committee again approached Mr. James Cole, Commodity Credit Corporation Director in Minneapolis. We presented him with a copy of the transcript which he read in our presence.

After he finished reading this sworn testimony, which your committee cannot help but feel absolutely proved that the practice of mill storage was not only taking place but that it was actually common, Mr. Cole again promised to send a grain accountant to North Dakota to try to verify the facts and figures which your committee's auditor, Vaughn Cowell, had presented.

Subsequently, such an accountant appeared in Valley City and contact was made between him, your committee and Mr. Cowell. Mr. Cowell again explained how he had gone about checking elevator accounts and how he had found grain shipped to mill storage. This was done in order to give the federal accountant some insight into your committee's methods.

At the close of this conference your committee went home feeling that perhaps the federal government would now make an investigation which would ascertain some pertinent facts.

However, this hope was doomed to failure.

The next morning, the federal accountant contacted your committee and said that he had been ordered back to Minneapolis. As far as your committee knows, no attempt was ever made to check up on the illegal practices found by Mr. Cowell. No report, written or verbal has ever been received from Mr. Cole on this matter. It is presumed that the investigation was dropped before it ever got started. What the reasons are for this is not known to your committee.

Your Committee, here would like to again state that it cannot understand how the federal government can know without any investigation, whether or not CCC grain is being shipped into mill storage.

Although this may not be the place, we might suggest that the federal auditing system is far from complete and fool-proof. This was pinpointed by the fact that the federal government auditors were not aware of the embezzlement at Barney, North Dakota, until it was too late. Surely this indicates a weakness in their system.

The activity of your committee in its investigations then ceased since it was felt that enough facts had been learned to enable us to draw conclusions and make recommendations to this legislature.

However, there was one additional hearing held which we believe sheds even more light on this matter.

On December 15, 1954, some six weeks ago, a hearing was held before the Public Service Commission in Bismarck regarding the practice of Mill Storage. The hearing was called by the Commission after an investigation by Commission employees.

The commission took testimony from six witnesses and statements from others including your committee. In your

committee's opinion three things stand out in connection with this hearing:

First, it amounted to an admission by the Public Service Commission that the practice of mill storage was and is still going on in North Dakota. The commission auditor, while he did not go into the matter in the same way your committee would have done, was forced to admit that some mill storage existed.

Let us also point out that the commission study of the records was made after your committee started work so we believe that much of the practice that had existed prior to this time had been stopped. However, even at that, substantial overshipment of grain was found.

Second, the federal government auditors and grain supervisors are either grossly incompetent or are attempting to hide the fact that they have allowed this practice to flourish unheeded.

As we have explained before, the federal government was contacted and advised of your committee's findings, yet they did nothing to help dig into the problem. Their only concrete action was to warn elevators against doing it any longer.

Your committee was easily able to find instances of large use of mill storage, yet the federal government witnesses maintain that this is impossible and that it is all news to them. Can it be possible that the administration of the federal grain program is so sloppy and ill-managed as to not be able to find this sort of evidence, especially when they have full-time auditors and accountants on their pay-rolls?

If your committee can go out and in just a few days find instances after instance of shipment of grain to mill storage—does it seem possible that full time auditors and accountants cannot be aware of what is going on?

While your committee is not concerned with what the federal government does, we here would like to say as farmers and citizens that it certainly can bear looking into by responsible people in the federal government.

Third, let us say that we are literally amazed at the attitude of the grain trade as expressed by one of their representatives at this hearing.

He stated that it is all right to take another man's property, give it to the mills and allow it to be converted into manufactured goods without his knowledge provided—and let us emphasize this—provided it is covered by bond. Your committee will touch on this attitude again further on in its report.

We will not go into this hearing any further, but instead will recommend it for a study by the legislature—or at least a committee of the legislature should this matter be referred to a committee. It is Docket No. 5137 of the Public Service Commission.

#### RADIO AND PRESS COVERAGE

During the time that your committee was actively in operation, the press and radio were very interested in this problem. They realized its implications to the North Dakota farmer and gave it widespread and thorough coverage.

This committee wants to go on record as saying that it wished no personal publicity for any of its members because of this investigation, but that it wishes to heartily commend the press for its excellent coverage and subsequent dissemination of much valuable information to the public.

In the eyes of your committee, the many stories in the newspapers, over the radio and on TV focused the attention of the farmer on this illegal practice of mill storage. The committee has received letters from enough farmers to know that this was so. Many farmers realized for the first time that their property (grain) was being sold without their knowledge and consent. They realized that there was a steady flow of "free" grain to the mills which continually tended to depress the price of grain.

Because of the publicity given the practice many elevators became cautious. Many elevator men realized for the first time that it was an illegal thing. May we point out here that among the questions we asked elevator operators was if they had ever received any pamphlet, paper or list of rules from the Public Service Commission, or if they had ever been visited by a representative of the Commission. All replied that as far as they knew the Commission had never contacted them except in the matter of routine reports.

It is this fact that leads your committee to believe that many elevator operators were dupes of commission firms and others in the grain trade regarding this illegal practice. Many elevator operators did not honestly know that it was illegal, and while this is no excuse in the eyes of the law; we feel that the Public Service Commission has a moral obligation to see to it that elevator operators are informed on such matters. Such lax administration of the law is to be deplored.

It was because of the publicity attendant to the investigation of your committee that many elevators slowed or completely stopped shipping grain into mill storage. For this reason the shipment of "free" grain into Minneapolis was considerably lessened. With the supply of free grain drying up, the mills were forced to go into the public markets and buy grain as they never had in years past. This had its effect on price at once.

Thus the excellent coverage by the press and radio was of immeasurable help to your committee and has already saved the farmers millions of dollars in cash money because of the general rise in grain prices in Minneapolis. This is the first time in many years that the price of wheat has risen as high above the loan value.

Your committee has no doubt that the above statement will be challenged by the grain trade who will have many other reasons to offer why the price of grain should be high this year. However, we think that any reasonable man, looking at all the factors, will agree that the removal of "free" mill storage grain from the millers control has had its beneficial effect.

We hope that the legislature will carry on the good work of the press and radio by taking steps to see that there is no return to the system which puts the farmer's grain to work against him.

This concludes the portion of this report detailing the actions of your committee. We hope that they will shed light on the problem.

In our next section of this report we would like to draw some conclusions from the mass of evidences, testimony and positive action with which your committee came into contact. We feel that without this portion this committee will not have finished its job.

#### CONCLUSIONS:

We must first conclude that the practice of shipping the farmers grain to mill storage was common in the near past. In fact, it was so common that your committee labored under some difficulty because of this. Let us explain:

First, we could not recommend any elevator or elevator operator to the authorities for prosecution because it would have meant virtual persecution.

Second, while it was very easy to get commission men, elevator operators and others concerned with the grain trade to admit openly in informal conversations that the practice was common, it was another matter to get sworn testimony and also your committee had no appropriated funds with which to hire an attorney and retain a stenographer to get such testimony. However, even if funds were available the committee would have hesitated to put anyone on the spot. This, because in effect he would be testifying against himself.

Another conclusion of your committee is this: No one should be under the false impression that because of the widespread publicity the practice of shipping grain illegally to mill storage has stopped. We must conclude that it has slowed down considerably.

Testimony given at the Public Service Commission hearing showed that one elevator alone had, within recent months, shipped 39,000 bushels of grain into mill storage.

The conclusion which your committee has come to regarding this, is that the practice has been slowed down, but not stopped, and that if nothing is done by this legislature, it will start up again very quickly. Your committee will, in its recommendations, deal with this problem further.

Now, let us point out another conclusion:

Elevator men have in the past regarded the practice of shipping grain which does not belong to them into mill storage as shipping to "free storage." That is, they have had to pay nothing at all for this so-called storage. For this reason they have tended to favor the practice. They now say that they cannot make money in handling grain. It may be that they are right. Your committee will deal with this problem, also in the recommendations section of this report.

Another conclusion is this:

Your committee is of the opinion (which is based on observations and comments from the grain trade) that the practice of using mill storage is widespread, not only in North Dakota, but in other states. Minnesota and South Dakota are also involved in this illegal and harmful practice. Your committee has stated that the removal of much mill stored grain from circulation has increased the price of

grain. How has this been possible if the practice is widespread in Minnesota and South Dakota? Would not enough grain come through from these states to allow the mills to stay off the open market regardless of what North Dakota may do?

The answer to this lies in the fact that your committee has pointed out the problem to the federal government. Commodity Credit Corporation field personnel have visited elevators in other states and warned against the practice. This has had a good effect.

Let us here point out that U. S. Senators William Langer and Milton Young have both done the farmers of the state good service in intervening with the federal government in this matter.

Even though the federal government has refused to investigate or verify your committee's findings, we know that they have gone out into the field and warned elevator operators about mill storage in all grain producing states in this area. This has stopped a certain amount of free grain from flowing to the mills and has forced millers to go into the open market for their grain—thus reinforcing the principle of free, open, competitive marketing.

Your committee would like to point out one other startling conclusion regarding the grain trade; These people do not believe that it is illegal to sell another man's property without his knowledge or consent. This, provided that they are under bond for the amount sold. Your committee deplores this attitude on two specific counts.

1—the practice of shipping to mill storage is illegal in the letter and spirit of the law. No amount of self-justification is going to get around this point. It is illegal and those who do it are in violation of the law.

2—when grain is shipped to mill storage it does one thing which is unbelievably bad. It uses a man's property to deprive him of part of his income. In other words the flow of free grain to the mills by-passes the marketplace. It is never up for bid. It is never subject to the law of supply and demand. On the contrary, it is free grain which millers can use without going into the market. It is grain which keeps them out of the market place. Perhaps an example would make this clear.

Suppose that you manufactured automobiles. However, the price on cars was a little too low in the fall and you were reasonably certain that after a few months the price would go up. So you go to a man who runs a public warehouse and ask him to store your cars for you. He agrees to do this and they are driven into the warehouse. However, a little while later, the warehouseman decides that he wants the room the cars are taking up to store something else—perhaps furniture.

So he goes to various people and tells them, "I'll let you take these cars out of the warehouse and drive them around. But you don't have to pay me for them yet. We'll see what the manufacturer wants for them next spring and then you can pay me.

The next spring the manufacturer comes around and looks at the price of cars. It is still low. He doesn't know that all his cars are out on the road being driven around—



and that this is the reason no one wants to buy a new car. So finally he decides to sell. When he does the warehouseman goes out and gets in touch with the buyers and collects the money, which he immediately turns over to the manufacturer.

However, before the manufacturer gets out the door the warehouseman stops him with one of those little envelopes with a window in it. It's a bill. The manufacturer has to pay storage on all those cars, even though furniture was being stored in the warehouse most of the time. He paid for storage he never got on cars which were out in circulation, thereby preventing a rise in car prices.

If this sort of thing were done with automobiles the warehouseman would be in jail in no time. Yet it is just exactly this sort of thing which grain men say is not illegal—if you are covered by a bond. Your committee does not agree with this foolish reasoning.

#### RECOMMENDATIONS:

Your committee is going to make several recommendations in this last section of our report. We hope that they will be used as guideposts to righting a situation which is costing farmers in the state literally millions of dollars yearly.

We sincerely hope that this legislature will act on this matter, because if nothing is done, mill storage will again become the accepted way to handle grain, regardless of the fact that it is illegal.

The following are our recommendations to you:

1—The Public Service Commission is charged with the responsibility of enforcing the grain laws. We believe that a very bad situation exists in the Commission in regard to salaries. Each of the three commissioners receives only \$5,000 a year for his full time work. At present there are seven employees working for the commission who receive more money than the commissioners. Some get as much as \$7,200 yearly or \$2200 more than their bosses.

What is the reason for this? The salary of the commissioners is set by law. The salary of the employees of the commission is set by what is a going wage in industry. You cannot hire experienced lawyers, engineers and other technical personnel for \$5000.00 a year. If they are any good at all they can get more from private industry. Therefore the commission must pay the going wage if it is to have competent people. We believe, and we hope the legislature will agree, that the functions of the Public Service Commission are too vital to have a pinch-penny policy in effect on such technical personnel.

The Commission is one place where the people cannot afford to have incompetence.

But to return to the Commissioners' salary.

Can you imagine a situation where the hired man can make more than the boss? Certainly this makes for poor morale and a certain lack of interest in the work on the part of the boss.

Your committee is not excusing the actions of the Public Service Commission on these grounds. But we believe, that in the interest of good government, the commissioners should make more than those they employ.

This would amount to only a small amount of money relatively speaking when you realize that the commissioners sup-

ervise business activities running into the hundreds of millions of dollars, and that they must rule on questions which involve millions of dollars in one decision alone.

2—We feel that the legislature itself must take part of the blame for the mill storage situation. At present the funds for supervision of elevators allow for only two employees. We recommend that the legislature appropriate enough money to put two full time field personnel on the road, plus an able administrator.

Let us give one illustration. The elevator at Barney, N. Dak., was involved in a case of embezzlement. The citizens who have done business with this elevator—assuming that it was under correct supervision by the Public Service Commission—stand to lose thousands upon thousands of dollars.

The money lost here would pay for adequate supervision of elevators in the whole state for quite a long time. We think that this is no place for a penny-wise, pound-foolish attitude, and respectfully hope that this legislature will agree.

3—The exact letter of the law is not clear. Part of the law concerning mill storage is contained in rules set up by the Public Service Commission. The Commission then chose, or was forced to, ignore its own rules. We recommend that a thorough study be made of these laws and rules at once, and that this legislature do whatever is necessary to strengthen the law and to put teeth into it.

4—Because this practice is widespread in the grain producing area of this nation, we recommend that the Legislative Research Committee or some other special committee be detailed to make a study of corrective legislation in conjunction with other states in this area. This Committee could contact similar bodies in Minnesota, South Dakota and Montana in an effort to arrive at a solution to the problem which would fit all states. We recommend especially, that this Committee look into Montana grain laws which are better in some ways than those in this state especially as regards grading of grain.

5—This committee feels that the grain people are not entirely at fault in this matter. We believe that for every such action as this, there must be a cause. As nearly as we can determine, it has not been profitable to store grain for the past 10 to 15 years. There are several reasons for this:

First among them is the cost of building elevator space. Building costs have skyrocketed since, and just before World War II. Yet, elevators are forced, by law, to charge storage at the same rate they charged in the late 1930's. This seems to your committee to be unfair. Let us also take note that no radical change has been made in the methods of handling grain in the past ten years, to offset the rise in building and maintenance costs.

Elevator men have told your committee that they cannot make money storing and handling grain. Therefore they must seek a way to get "free" storage by shipping the farmer's grain to the mills.

It is the belief of your committee that the millers and other interests in the Twin Cities are never going to encourage the raising of storage rates. In fact, they will discourage it at every turn because this stimulates the flow of

free grain into the hoppers of the mills. This makes for lower grain prices and higher profits for the millers.

Along this line let us also point out that the large terminal elevators will never recommend higher storage rates either. The truth is that they do not want adequate country elevator storage. They want North Dakota grain to be shipped and stored in Minnesota as soon as possible after harvest. Your committee sees no reason why this should be the case. We believe that adequate country elevator storage plus on-the-farm storage is the best protection the farmer has, for the reason that it leaves the grain nearer to home where it is best controlled.

Therefore it is the recommendation of your committee that the legislature study the problem of grain handling and the present price structure for this service with the view toward allowing an adjustment to give country elevator men a fair price.

On the surface this may look like an additional cost to the farmers, but actually it will save him money in the long run. If he pays a slight amount more for storage and can get several cents more for his grain, certainly the farmer is the winner.

In closing your committee earnestly and sincerely recommends to the legislature a thorough exploration of this problem which is so vital to all of our citizens. Agriculture is still our main source of revenue in this state and we certainly must do everything in our power to safeguard it, or else we fail in our job as the representatives of the people. With these closing words we submit this report to you for your consideration and action.

Signed:

REP. SNORTLAND

REP. ROLFSRUD

REP. ERICKSON (Burke-Divide)

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

Rep. Snortland moved that the report of the select committee as designated in House Resolution No. 9 passed by the 33rd Legislative Assembly, be referred to a standing committee, which motion prevailed, and the Speaker referred the report to the Committee on Industry and Business.

#### GENERAL ORDERS

Rep. Rohde 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.

Speaker Fitch called Rep. Rohde to the Chair, and the House acted as a Committee of the Whole.

Speaker Fitch resumed the Chair.

The Committee of the Whole presented the following report:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 557 and recommend that the bill be re-referred to the Committee on Transportation.

REP. ROHDE, Chairman.

Rep. Beede moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 683.** A Bill for an Act to amend and reenact section 27-0831 of the North Dakota Revised Code of 1943, relating to Assignment of counsel for indigent defendants in county courts having increased jurisdiction and compensation thereof.

Which has been read.

Rep. Gefreh moved that all lawyer members of the House be excused from voting on House Bill No. 683.

Rep. Erickson of Burke-Divide moved a substitute motion that all lawyer members of the House be permitted to vote on House Bill No. 683, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 18.

Those voting in the affirmative were:

Adamsen	Fristad	Paulson
Anderson, Cass	Gagnum	Petterson
Anderson, Eddy-	George	Poling
Foster	Goebel	Power
Baker	Gumeringer	Renfrow
Baldwin	Hafner	Rickford
Balerud	Haugland	Roen
Beede	Hegge	Rohde
Benson	Heimes	Rolfsrud
Bjella	Heller	Rose
Bratcher	Hofstrand	Saumur
Brekke	Isakson	Schmalenberger
Brooks	Kjos	Schmidt
Brown	Kloster	Schuler
Bye	Knudsen, LaMoure	Scott
Christopher	Knudsen, Morton	Simenson, 10th
Currie	Langseth	Simonson, 9th
Dahlund	Laske	Snortland
Davis	Lee	Snow
Dewey	Leet	Sommer
Dick	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Magnuson	Sticka
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Vinje
Fleenor	Olson	Wolf
Frank	Overbo	Mr. Speaker

Those voting in the negative were:

Berntson	Gefreh	Solberg
Dunlop	Kitzmann	Ziegler
Einarson		

Absent and not voting:

Anderson, Richl'nd	Larson	Stockman
Gress	Lynch	Strand
Hammer	Mollet	Thompson, M'Lean

Hoffer	Rosberg	Trydahl
Homelvig	Saugstad	Wambheim
Hornbacher	Sorlie	Wicks

So the bill passed and the title was agreed to.

**House Bill No. 684.** A Bill for an Act to amend and reenact section 29-0127 of the North Dakota Revised Code of 1943, relating to compensation and limitation of assignment of counsel for indigent defendants.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Gagnum	Olson
Anderson, Cass	Gefreh	Overbo
Anderson, Eddy-	George	Paulson
Foster	Goebel	Petterson
Baker	Gumeringer	Poling
Baldwin	Hafner	Power
Balerud	Haugland	Renfrow
Beede	Hegge	Roen
Benson	Heimes	Rohde
Berntson	Heller	Rolfsrud
Bjella	Hoffer	Rose
Bratcher	Hofstrand	Saumur
Brekke	Hornbacher	Schmalenberger
Brown	Isakson	Schmidt
Bye	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudsen, LaMoure	Simenson, 10th
Dahlund	Knudson, Morton	Simonson, 9th
Davis	Langseth	Snortland
Dewey	Laske	Snow
Dick	Lee	Sommer
Engen	Leet	Sortland
Erickson, Bottin'au	Lindberg	Spitzer
Erickson, Burke-	Link	Sticka
Divide	Lynch	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Tollefson
Fine	McLain	Tough
Fleenor	Miller	Vinje
Frank	Mueller	Wolf
Fristad	Nygaard	Mr. Speaker

Those voting in the negative were:

Einarson	Solberg	Ziegler
Kitzmann	Thompson, M'Lean	

Absent and not voting:

Anderson, Rich'nd	Larson	Stockman
Brooks	Mollet	Strand
Dunlop	Rickford	Trydahl
Gress	Rosberg	Wambheim
Hammer	Saugstad	Wicks
Homelvig	Sorlie	

So the bill passed and the title was agreed to.

**House Bill No. 686.** A Bill for an Act to amend and reenact section 16-1016 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to election officers and their compensation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Fristad	Overbo
Anderson, Cass	Gagnum	Paulson
Anderson, Eddy-	Gefreh	Petterson
Foster	George	Poling
Baker	Goebel	Power
Baldwin	Gumeringer	Renfrow
Balerud	Hafner	Rickford
Beede	Haugland	Roen
Benson	Hegge	Rohde
Berntson	Heimes	Rolfsrud
Bjella	Heller	Rose
Bratcher	Hoffer	Saumur
Brekke	Hofstrand	Schmalenberger
Brooks	Hornbacher	Schmidt
Brown	Isakson	Schuler
Bye	Kitzmann	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dahlund	Knudsen, LaMoure	Snow
Davis	Langseth	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Vinje
Fine	Mueller	Wolf
Fleenor	Nygaard	Ziegler
Frank	Olson	Mr. Speaker
Absent and not voting:		
Anderson, Rich'nd	Mollet	Stockman
Gress	Rosberg	Strand
Hammer	Saugstad	Trydahl
Hornelvig	Snortland	Wambheim
Knudson, Morton	Sorlie	Wicks
Larson		

So the bill passed and the title was agreed to.

**House Bill No. 512.** A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Gagnum	Overbo
Anderson, Cass	Gefreh	Paulson
Anderson, Eddy-	George	Petterson
Foster	Goebel	Poling
Baker	Gumeringer	Power
Baldwin	Hafner	Renfrow
Balerud	Haugland	Rickford
Beede	Hegge	Roen
Benson	Heimes	Rohde
Berntson	Heller	Rolfsrud
Bjella	Hoffer	Rose
Bratcher	Hofstrand	Saumur
Brekke	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Vinje
Fine	Mueller	Wolf
Fleenor	Nygaard	Ziegler
Frank	Olson	Mr. Speaker
Absent and not voting:		
Anderson, Rich'nd	Mollet	Stockman
Fristad	Rosberg	Strand
Gress	Saugstad	Trydahl
Hammer	Snortland	Wambheim
Homelvig	Sorlie	Wicks
Larson		

So the bill passed and the title was agreed to.

House Bill No. 554. A Bill for an Act making an appropriation to the legislative research committee for carrying on statutory revision and preparing the session laws during the last five months of the biennium ending June 30, 1955, and declaring an emergency.

Which had been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Eddy-	Gumeringer	Poling
Foster	Hafner	Power

Baker	Haugland	Renfrow
Balerud	Hegge	Rickford
Beede	Heimes	Roen
Benson	Heller	Rohde
Berntson	Hoffer	Rolfsrud
Bratcher	Hofstrand	Rosberg
Brekke	Hornbacher	Rose
Brooks	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Bye	Kjos	Schmidt
Christopher	Kloster	Schuler
Currie	Knudsen, LaMoure	Scott
Dahlund	Knudson, Morton	Simenson, 10th
Davis	Langseth	Simonson, 9th
Dewey	Laske	Snow
Dick	Lee	Solberg
Dunlop	Leet	Sommer
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Vinje
Fleenor	Nygaard	Wolf
Frank	Olson	Ziegler
Gagnum	Overbo	Mr. Speaker
Gefreh		

Absent and not voting:

Anderson, Richl'nd	Homelvig	Sortland
Baldwin	Larson	Stockman
Bjella	Mollet	Strand
Fristad	Saugstad	Trydahl
Gress	Snortland	Wambheim
Hammer	Sorlie	Wicks

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

MESSAGES FROM THE GOVERNOR

State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

February 1, 1955

Members of the House of Representatives  
Thirty-fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved House Bill 515 and 536.  
These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor



State of North Dakota  
OFFICE OF THE GOVERNOR  
Bismarck

January 28, 1955

Members of the House of Representatives  
Thirty-fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved House Bills 514 and 522.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor

Rep. Nygaard moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House recess until 1:30 p.m. February 3, 1955, which motion prevailed.

FIRST READING OF SENATE BILLS

**Senate Bill No. 70.** A Bill for an Act to amend and reenact subsection 2 of Section 52-0101 and subdivision a. of subsection 11 of section 52-0101, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions; Section 52-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Standard Rate of Contributions; Subdivisions a. and b. of subsection 1, and subsection 4 of Section 52-0406 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to contributions; Section 52-0504, North Dakota Revised Code of 1943, relating to termination of coverage; Section 52-0604 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of benefits, qualifying wage and definitions; Section 52-0633 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to recovery and recoupment.

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

**Senate Bill No. 82.** A Bill for an Act Providing for the Advancement of Funds by Banks or other Mortgagee to Protect Liens.

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

**Senate Bill No. 90.** A Bill for an Act to amend and reenact section 35-2013 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to house mover's liens.

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

**Senate Bill No. 106.** A Bill for an Act amending and reenacting section 35-0410 of the North Dakota Revised Code of 1943, relating to renewal and limitation of chattel mortgages.

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

**Senate Bill No. 107.** A Bill for an Act validating deeds, mortgages, or assignments of mortgage not containing the post office address of the grantee, recorded prior to the effective date of this Act.

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

**Senate Bill No. 113.** A Bill for an Act to amend and reenact section 57-3849 of the North Dakota Revised Code of 1943, relating to the filing and recording of income tax liens and to the payment of fees therefore.

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

**Senate Bill No. 115.** A Bill for an Act to provide for rules affecting safety, sanitation and shelter for railroad employees.

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

The House stood in recess pursuant to the motion of Rep. Nygaard until 1:30 p.m. February 3, 1955.

KENNETH L. MORGAN, Chief Clerk.

THIRTIETH DAY AFTER RECESS  
AND THIRTY-FIRST DAY

Bismarck, February 3, 1955

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

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

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 527, have had the same under consideration and recommend that the same be amended as follows:

In Line 4 of the bill strike out the figure \$537,000.00 and insert the figure \$539,000.00.

In Line 9 of the bill strike out the figure \$10,000.00 and insert the figure \$12,000.00.

In Line 11 of the bill strike out the figure "75%" in the label of the item.

In Line 22 of the bill strike out the figure \$537,000.00 and insert the figure \$539,000.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 527 would 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. 532, 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 \$810,716.00 and insert the figure \$813,716.00.

In Line 13 of the bill strike out the figure \$10,000.00 and insert the figure \$13,000.00.

In Line 39 of the bill strike out the figure \$810,716.00 and insert the figure \$813,716.00.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 532 would 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. 553, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 565, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Bye 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. 596, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LINDBERG, Chairman.

Rep. Stockman moved that the report be adopted.

Rep. Nygaard moved a substitute motion that House Bill No. 596 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 627, have had the same under consideration and recommend that the same be amended as follows:

In line 24 delete the figures "2511.72" and insert "2571.75" in lieu thereof.

In line seven between "public," and "and" insert the following: "excepting the streets, avenues and highways known as: 'Hill Street', otherwise known as 'Divide Avenue', 'The Boulevard' and 'U.S. Highway 83' as described herein,"

At the end of line 32, after the word, Toto, strike out the period and insert the following: excepting from the operation and effect of this act any and all rights in and to the following described streets, avenues and highways:

A strip of land situated in the north one-half of section thirty-three, township one hundred and thirty-nine north, range eighty, bounded and described as commencing at the quarter corner between sections twenty-eight and thirty-three; thence west 546 feet following the section line between said sections; thence south 40 feet; thence east 2583 feet, parallel to the section line between said sections; thence north 40 feet; thence west 2037 feet following the section line between said sections to the point of beginning. Said strip of land being the north forty feet of Capitol Park in the city of Bismarck, North Dakota, known as "Hill Street", otherwise known as "Divide Avenue" in the above named addition.

A strip of land situated in the north one-half of section thirty-three, township one hundred and thirty-nine north, range eighty bounded and described as commencing at a point 33 feet north of the northwest corner of Block ninety

in McKenzie and Coffin's Addition to the City of Bismarck; thence east 2584.40 feet to a point 33 feet north of the north east corner of block ninety-six in McKenzie and Coffin's addition to the City of Bismarck; thence north 100 feet; thence west 2584.40 feet; thence south 100 feet to the point of beginning. Said strip of land being the south one hundred feet of Capitol Park in the City of Bismarck, North Dakota, also known as "The Boulevard" in the above named addition. A strip of land situated in the northeast quarter of section thirty-three, township one hundred and thirty-nine north, range eighty, said strip being 150 feet wide, lying 75 feet on each side of the following described centerline; Beginning at a point 40 feet north of the northwest corner of lot 32, block 95, of McKenzie and Coffin's Addition to the City of Bismarck, said point being on the centerline of the state highway as surveyed and staked over and across said Capitol Park Addition to Bismarck. Thence running south 89 degrees 43 minutes east 42.2 feet; thence along a 19 degree tangential curve to the left 473.2 feet; then north 0 degrees 23 minutes east 850.5 feet, thence along a 6 degree tangential curve to the right 481.7 feet, then north 29 degrees 17 minutes east 459.0 feet more or less to the east boundary of said Capitol Park Addition, known as "U.S. Highway 83."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 627 would 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. 637, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 653, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Davis 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. 663, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh 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. 665, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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 House Bill No. 668, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Ettestad 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. 696, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Ettestad 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. 697, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 698, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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 House Bill No. 705, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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 Concurrent Resolution "D", have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Dick 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:

House Bill No. 662

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

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

## FINAL PASSAGE OF HOUSE BILLS

House Bill No. 631. A Bill for an Act to amend and reenact Section 57-2226 of the North Dakota Revised Code of 1943, relating to deduction of personal property taxes from salaries and claims against public funds.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 54; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gefreh	Rickford
Anderson, Eddy-	George	Rose
Foster	Goebel	Saugstad
Anderson, Richl'nd	Gress	Saumur
Baker	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Berntson	Homelvig	Scott
Bratcher	Hornbacher	Simonson, 9th
Brown	Isakson	Sommer
Bye	Knudsen, LaMoure	Sorlie
Christopher	Knudson, Morton	Spitzer
Currie	Larson	Sticka
Davis	Laske	Stockman
Dewey	Mueller	Thompson, Burl'gh
Dick	Nygaard	Tollefson
Dunlop	Paulson	Trydahl
Einarson	Poling	Vinje
Ettestad	Power	Wambheim
Fristad	Renfrow	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Haugland	Roen
Baldwin	Hegge	Rohde
Beede	Hoffer	Rolfsrud
Benson	Kitzmann	Rosberg
Bjella	Kjos	Schuler
Brekke	Kloster	Simenson, 10th
Brooks	Langseth	Snortland
Dahlund	Lee	Snow
Engen	Leet	Solberg
Erickson, Bottin'au	Link	Sortland
Esterby	Lynch	Strand
Fine	Magnuson	Strege
Fleenor	Mahlmann	Thompson, M'Lean
Frank	McLain	Tough
Gagnum	Miller	Wicks
Gumeringer	Olson	Wolf
Hafner	Overbo	Ziegler
Hammer	Petterson	

Absent and not voting:

Erickson, Burke-	Hofstrand	Mollet
Divide	Lindberg	

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

Rep. Wicks moved that the vote by which House Bill No. 631 was lost be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost on a division vote.

**House Bill No. 635.** A Bill for an Act to amend and reenact section 57-5005 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to motor vehicle fuel tax refunds to the state and political subdivisions.

Which has been read.

Rep. Baldwin moved that House Bill No. 635 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

**House Bill No. 658.** A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, relating to hog cholera virus.

Which has been read.

### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettespad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Erickson, Burke- Mollet

Divide

So the bill passed and the title was agreed to.



**House Bill No. 620.** A Bill for an Act to amend and reenact section 27-0740 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to filing fees in county courts.

Which has been read.

#### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Erickson, Burke- Mollet  
Divide

So the bill passed as amended on page 284 of the House Journal, and the title was agreed to.

**House Bill No. 644.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a secondary highway system.

Which has been read.

Rep. Heimes moved that further consideration of House Bill No. 644 be delayed until Monday February 7, 1955, which motion prevailed.

Rep. Heller moved that the absent member be excused, which motion prevailed.

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

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-FIRST DAY

Bismarck, February 3, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. Magnus Lutness of Trinity Lutheran Church of Bismarck, North Dakota.

The roll was called and all members were present except Rep. Mollet.

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-ninth day after recess and the thirtieth day and find the same correct.

REP. SAUGSTAD, Chairman.

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

### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 3, 1955

Mr. President: I have the honor to transmit:

House Bill No. 512

House Bill No. 554

House Bill No. 639

House Bill No. 662

House Bill No. 666

House Bill No. 683

House Bill No. 684

House Bill No. 686

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

KENNETH L. MORGAN, Chief Clerk.

On motion of Rep. Scott the courtesy of the floor was extended to a group of students from Jamestown College, their business manager and public relations officer.

On motion of Rep. Brown the courtesy of the floor was extended to Mr. Lynn Sperry, a former member of the House from Burleigh County.

The Speaker called Rep. Wambheim to the Chair to preside.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 3, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 33  
Senate Bill No. 46  
Senate Bill No. 62  
Senate Bill No. 75  
Senate Bill No. 126  
Senate Bill No. 135  
Senate Bill No. 136  
Senate Bill No. 142

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

EDWARD LENO, Secretary.

## FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 685.** A Bill for an Act to amend and reenact section 27-0812 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Clerks of the County Court with increased jurisdiction, their appointment and salary.

Which has been read.

## 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Rich'l'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brekke	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Brown	Kjos	Snortland
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Dunlop	Leet	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough

Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	

Absent and not voting:

Lindberg	Mollet
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So the bill passed as amended on page 286 of the House Journal, and the title was agreed to.

House Bill No. 687. A Bill for an Act to amend and reenact Section 31-0203 of the North Dakota Revised Code of 1943 relating to the examination of adverse parties before trial and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Rich'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudsen, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf

Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George		

Absent and not voting:

Heimes	Mollet	Tough
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So the bill passed as amended on page 286 of the House Journal, and the title was agreed to and the emergency clause carried.

**House Bill No. 518.** A Bill for an Act making an appropriation for the financing of the operations of the State Soil Conservation Committee and the activities of the State Soil Conservation Districts.

Which has been read.

#### 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:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Brown	Kjos	Sommer
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George	Petterson	

Absent and not voting:

Dahlund	Sawmur	Tough
Mollet	Scott	

So the bill passed, as amended on page 288 of the House

Journal, and the title was agreed to.

**House Bill No. 519.** A Bill for an Act making an appropriation into the "Administrative Fund" for the State Water Conservation Commission for general administration expenses, maintenance and construction of dams and planning and surveying projects, expenses of state compacts and for water conservation and irrigation districts for construction and development.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 112; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Sollberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Absent and not voting:

Mollet

So the bill passed, as amended on page 288, of the House Journal, and the title was agreed to.

**House Bill No. 531.** A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Sollberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Those voting in the negative were:

Brooks	Roen	Wicks
Absent and not voting:		
Bjella	Mollet	Scott
Heimes		

So the bill passed, as amended on page 289 of the House Journal, and the title was agreed to.

Rep. Langseth requested that the House revert to the eighth order of business, which request was granted.

Rep. Langseth moved that the House reconsider the vote by which House Bill No. 641 was indefinitely postponed, which motion prevailed.

Rep. Langseth moved that House Bill No. 641 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 561

House Bill No. 575

House Bill No. 597

And the Speaker signed the same in the presence of the House.

Rep. Nygaard moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House recess until 1:00 p.m., February 5, 1955, which motion prevailed.

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 15.** A Bill for an Act making an appropriation for the purpose of paying the administrative expenses and the state aid of the State Equalization Fund, the administrative expenses and the teaching preparation scholarships of the teacher preparation scholarship plan, and two agricultural schools on the basis of enrollment.

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

**Senate Bill No. 18.** A Bill for an Act making an appropriation for the use of special education of exceptional children.

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

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the High School Correspondence Study.

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

And the House stood recessed pursuant to the motion of Rep. Nygaard until 1:00 p.m., February 5, 1955.

KENNETH L. MORGAN, Chief Clerk.



THIRTY-FIRST DAY AFTER RECESS  
AND THIRTY-SECOND DAY

Bismarck, February 4, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A letter was received from U. S. Representative Otto Krueger acknowledging receipt of the resolution passed by our 34th Legislative Assembly regarding suspension of acreage control on durum wheat. Attached to the letter was the statement of Mr. Krueger before the U. S. Senate Agriculture Committee and a copy of H. R. 1580 which amends the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 646, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LASKE, Chairman.

Rep. Roen moved that the report be adopted.

Rep. Sorlie moved a substitute motion that House Bill No. 646 be placed on the calendar which motion lost.

The question was now on the original motion that the report of the Committee on Agriculture on House Bill No. 646 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs, to whom was referred House Bill No. 584, have had the same under consideration and recommend that the same be amended as follows:

In line 14, remove the brackets.

In line 16, remove the brackets, and after period after the word "height" insert the following: "Provided further, that the use of suitable decal type numerals shall be permitted.", and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

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

The Speaker announced that House Bill No. 584 would 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. 664, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ENGEN, Chairman.

Rep. Langseth 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. 688, have had the same under consideration and recommend that the same be amended as follows:

In line 1, after the word "of" insert the following:

"Section 43-1301 of", and renumber the lines accordingly.

In line 2 insert the word "North" before "Dakota".

In line 77, underscore two dollars.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

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

The Speaker announced that House Bill No. 688, would 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. 689, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Engen 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. 707, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Sommer 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. 788, have had the same under consideration and recommend that the same do pass.

REP. ENGEN, Chairman.

Rep. Homelvig 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. 505, 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 at the end of the sentence and insert a comma and the words "and declaring an emergency." to complete the sentence.

Following Line 1 insert a new line and the letters "ated" for the purpose of completing the word "appropriated" which was divided at the end of Line 1 and not completed.

In Line 3 strike out the figure "\$372,700.00" and insert the figure "\$412,880.00".

Following Line 18 insert a new line, this item to be called "New X-ray Unit and the figure \$4,500.00".

Following Line 18 insert another new line, this item to be called "Administration Salk Vaccine Program (To be made available immediately on passage) and the figure \$10,000.00".

Following Line 19 insert a new line, this item to be called "Oral Hygiene and the figure \$25,680.00".

In Line 20 strike out the figure "\$372,700.00" and insert the figure "\$412,880.00".

At the end of the bill add "Section 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items as are designated to be made available immediately on passage."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 505 would 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. 661, have had the same under consideration and recommend that the same do pass.

And be re-referred to the Appropriation Committee.

REP. HAUGLAND, Chairman.

Rep. Snow 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. 681, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Knudsen (LaMoure) 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:

House Bill No. 518  
House Bill No. 519  
House Bill No. 531  
House Bill No. 620  
House Bill No. 685  
House Bill No. 687

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Baker moved that the amendments to House Bill No. 527, as recommended by the Committee on Appropriations

and printed on page 337 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that House Bill No. 532 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Thompson of Burleigh moved that the amendments to House Bill No. 627, as recommended by the Committee on State and Federal Government and printed on page 338 of the House Journal, be adopted, which motion prevailed.

Rep. Poling moved that House Bill No. 745 be withdrawn and not printed, as it is identical with House Bill No. 701, which motion prevailed.

Rep. Wicks moved that the House reconsider the action by which House Bill No. 664 was indefinitely postponed, which motion prevailed.

Rep. Wicks moved that House Bill No. 664 be referred to the Committee on Social Welfare, which motion prevailed.

Rep. Engen moved that House Bill No. 797 be referred from the Committee on Industry and Business to the General Affairs, which motion was withdrawn.

Rep. Wambheim moved that the House reconsider the action by which House Bill No. 631 was declared lost for lack of a constitutional majority, which motion carried on a division vote.

Rep. Lindberg was permitted to vote on the above motion, on motion of Rep. Brown, after Rep. Lindberg had asked to be excused from voting because of personal interest.

Rep. Nygaard moved that House Bill No. 631 be placed on the calendar, which motion prevailed.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Rep. Wicks introduced:

**House Concurrent Resolution "R".** A Concurrent Resolution urging the congress of the United States to approve legislation authorizing the Department of the Interior of the United States to transfer to the state of North Dakota, the original grave site of Sitting Bull at Fort Yates, North Dakota to be properly marked and designated as a state historic site.

Rep. Wicks moved that the rules be suspended and House Concurrent Resolution "R" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Wicks moved that House Concurrent Resolution "R" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "R"

Introduced by Representative Wicks

A Concurrent Resolution urging the congress of the United States to approve legislation authorizing the Department of the Interior of the United States to transfer to the state of North Dakota, the original grave site of Sitting Bull at Fort Yates, North Dakota to be properly marked and designated as a state historic site.

- 1 WHEREAS, the Hunkpapa Sioux Chief, Sitting Bull,
- 1a was
- 2 one of the outstanding leaders of his race in America;

2a and  
 3 WHEREAS, the original grave site of Sitting Bull at  
 4 Fort Yates has remained neglected and unmarked for  
 4a many  
 5 years due to the fact that the grave site was located in  
 6 the old military cemetery and under the administration  
 6a of  
 7 the United States Indian Service; and  
 8 WHEREAS, there is an urgent demand from the  
 8a people of  
 9 North Dakota that the original grave site of Sitting  
 9a Bull  
 10 be adequately marked and preserved;  
 11 NOW, THEREFORE, BE IT RESOLVED BY THE  
 11a HOUSE  
 12 OF REPRESENTATIVES OF THE THIRTY-  
 12a FOURTH LEGISLATIVE  
 13 ASSEMBLY OF THE STATE OF NORTH DAKOTA,  
 13a THE SENATE  
 14 CONCURRING THEREIN: That we hereby urge and  
 14a request that  
 15 the old military cemetery at Fort Yates, North Dakota  
 15a in  
 16 which is located the original grave site of Sitting Bull,  
 17 be transferred to the state of North Dakota to be  
 17a maintained  
 18 as a state historic site, at the earliest possible date.  
 19 BE IT THEREFORE RESOLVED that a copy of this  
 19a resolution be  
 20 forwarded to the Honorable Douglas McKay, Secretary  
 20a of the  
 21 Interior, the Commissioner of the Bureau of Indian  
 21a Affairs,  
 22 and to the entire congressional delegation from the  
 22a state  
 23 of North Dakota.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 553. A Bill for an Act making an appropriation for the purpose of defraying expenses of the final two years of a four-year soil reconnaissance survey and land classification program to facilitate rural land assessment.

Which has been read.

#### 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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Brekke	Hornbacher	Schuler

Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Absent and not voting:		
Anderson, Richl'nd	Langseth	Renfrow
Bratcher	Mollet	Wambheim
Hegge		

So the bill passed and the title was agreed to.

House Bill No. 596. A Bill for an Act exempting cigarettes given to soldiers' home from state cigarette taxes, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 51; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Power
Baldwin	Hafner	Renfrow
Balerud	Haugland	Schmalenberger
Beede	Hegge	Simenson, 10th
Benson	Hoffer	Simonson, 9th
Berntson	Hofstrand	Snow
Bjella	Homelvig	Sommer
Brooks	Hornbacher	Sortland
Bye	Isakson	Sticka
Christopher	Kitzmann	Strand
Dahlund	Kloster	Strege
Dick	Laske	Thompson, M'Lean
Einarson	Lee	Tollefson
Fine	Leet	Tough
Fleenor	Mahlmann	Trydahl
Frank	Mueller	Wicks
Gagnum	Nygaard	Ziegler
Gefreh	Paulson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Hammer	Rohde
	Heimes	Roflsrud

Baker	Heller	Rosberg
Brekke	Kjos	Rose
Brown	Knudsen, LaMoure	Saugstad
Currie	Knudsen, Morton	Schmidt
Davis	Larson	Schuler
Dewey	Lindberg	Scott
Dunlop	Link	Snortland
Engen	Lynch	Solberg
Erickson, Bottin'au	Magnuson	Sorlie
Erickson, Burke- Divide	McLain	Spitzer
Esterby	Miller	Stockman
Ettestad	Olson	Thompson, Burl'gh
Fristad	Overbo	Vinje
George	Poling	Wambheim
Goebel	Rickford	Wolf
	Roen	

Absent and not voting:

Anderson, Richl'nd	Langseth	Saumur
Bratcher	Mollet	

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

Rep. Wicks moved that the vote by which House Bill No. 596 was passed be reconsidered and the motion to reconsider be laid on the table, which motion lost.

House Bill No. 637. A Bill for an Act to repeal chapter 36-03 of the North Dakota Revised Code of 1943, relating to the registration of stallions.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy- Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einaron	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
	Lynch	Strege

Erickson, Burke- Divide	Magnuson Mahlmann	Thompson, Burl'gh Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bratcher Mollet

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

Rep. Nygaard moved that former Rep. Mortimer Wilk of Fargo be called to the rostrum and asked to address the House, which motion prevailed.

Rep. Wilk: "Members of the House, and Mr. Speaker: I served in this House for two terms but I do not remember another time when I was called to the Speaker's rostrum and you don't know how grateful I am to you, Mr. Speaker, for this opportunity. It would be an understatement to say that this is not a great pleasure to be here. This is something like attending a college or family reunion as I feel at home here. Your cordial welcome helps me along in that attitude.

If I may be permitted to speak of a personal experience in this body, when I was newly enrolled in this school of higher learning, the veteran legislator from the 9th district, who is now your Speaker, told me to sponsor a certain bill that was sure to pass. Then my name would go down indelibly as a leader in North Dakota—sort of an immortality was offered to me. The bill was not very controversial—there were no great moral issues involved; no expenditures or appropriations. The bill related that the treasurer of the Agricultural College at Fargo could receive the annual grant provided by the Morrell Act passed in 1895. I watched the progress of that bill as a mother does a growing infant. It passed the House and went to the Senate where it was amended slightly. The House concurred with the Senate and the bill became a law. Now I thought my name was on the books for keeps. To my surprise and chagrin when the record was sent to me, I found that the bill was credited to Mr. Joe Welk, who spells his name with an "e" and I spell mine with an "i". So immortality was denied me, Mr. Speaker.

Now in a more serious vein I know the problems you are facing and I know that forty-six other legislatures are facing the same problems—that of providing funds to carry on the necessary operation of government in the state. The two exceptions are Kentucky and Virginia, which meet in the even numbered years. I presume you are going to take all non-segregated funds you can find, and create some new taxes if you think you can bring in some revenue, and if you still fail to find a sufficient amount you can use the credit of the State of North Dakota. As a business man, the 3% bonds issued by the State of North Dakota, would be very safe, in my opinion.



I sat in this House for two sessions and frequently wondered as I think many of you do about the tediousness and the formula and such things and it is a little disappointing at times to many, many people as it was to me. The only solace in this—Can you think of any type of government other than this representative type that that would be as adequate as this? I am thinking of the general voter having to vote on every bill that you have to vote on. We would have about four hundred initiated bills. If you are thinking of government from above by a commissar or a colonial governor to take care of the affairs of state in North Dakota, I am sure you would not find that a very happy solution.

Mr. Speaker, again I want to thank you for the privilege given me and to wish the membership good health and the satisfaction of doing a worthwhile job."

Mr. Homelvig moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn and the motion prevailed. The House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-SECOND DAY

Bismarck, February 4, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. Magnus Lutness of the Trinity Lutheran Church, Bismarck.

The roll was called and all members were present except Reps. Bratcher and Wicks.

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 thirtieth day after recess and thirty-first day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 518

House Bill No. 519

House Bill No. 531

House Bill No. 620

House Bill No. 658

House Bill No. 685

House Bill No. 687

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 575

House Bill No. 597

House Bill No. 561

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

KENNETH L. MORGAN, Chief Clerk.

Rep. Brown moved that House Bill No. 797 be referred from the Committee on Industry and Business to the Committee on General Affairs, which motion prevailed.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Nygaard and Beede introduced:

House Concurrent Resolution "S". A Concurrent Resolution memorializing the President of the United States to continue service of Northwest Airlines to Honolulu.

Rep. Beede moved that the rules be suspended which motion prevailed.

Rep. Beede moved that House Concurrent Resolution "S" be adopted, which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolution "S" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "S"

Introduced by Reps. Nygaard and Beede

A concurrent resolution memorializing the President of the United States to continue service of Northwest Airlines to Honolulu.

- 1 WHEREAS, the state of North Dakota has enjoyed
- 1a a grow-
- 2 ing volume of trade and commerce with the Hawaiian
- 2a Islands
- 3 through the direct one carrier service of Northwest
- 3a Airlines
- 4 to Honolulu; and
- 5 WHEREAS, the elimination of said service will
- 6 abruptly halt this development and adversely effect the
- 7 economy of North Dakota and the upper midwest;
- 8 NOW, THEREFORE, BE IT RESOLVED BY THE
- 8a HOUSE
- 9 OF REPRESENTATIVES OF THE STATE OF NORTH
- 9a DAKOTA,
- 10 THE SENATE CONCURRING THEREIN: That the
- 11 President of the United States be respectfully urged to
- 12 reconsider his decision to discontinue such service in the
- 13 light of the best interests of the people of the state of
- 14 North Dakota.
- 15 BE IT FURTHER RESOLVED that copies of this
- 16 resolution be forwarded by the chief clerk of the House
- 17 of Representatives to the President of the United States
- 18 and the North Dakota congressional delegation.

Speaker Fitch called Rep. Wolf to the Chair to preside.

The Acting Speaker announced that the House would revert to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 567, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, 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. 578, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin 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. 585, have had the same under consideration and recommend that the same be amended as follows:

At the end of the title, strike out the period after the word "taxes", add a comma, and add the words "and declaring an emergency."

At the end of the bill show: "Sec. 3. Emergency: This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its approval."

Renumber lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 585 would 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. 601, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Fristad 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. 609, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland moved that the report be adopted.

Rep. Larson moved a substitute motion that House Bill No. 609 be placed on the calendar, which motion carried on a division vote.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 615, have had the same under consideration and recommend that the same be amended as follows:

At the end of the title, strike out the period after the word "auditor", add a comma, and add the words "and declaring an emergency."

At the end of the bill show: "Sec. 2. EMERGENCY: This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its approval."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 615, would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee in Industry and Business, to whom was referred House Bill No. 625, have had the same under consideration and recommend that the same be amended as follows:

In section 1. Line 1, after the word "gravel" add a comma, and the word "clay".

In line 5 after the word "coal," insert the word "clay,".

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 625 would 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. 651, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Bjella 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. 655, have had the same under consideration and recommend that the same be amended as follows:

At the end of the title, strike out the period after the word "applications", add a comma, and add the words " and declaring an emergency."

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 655 would 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. 682, have had the same under consideration and recommend that the same be amended as follows:

In line 10 delete the word "may" and insert the word "shall" in lieu thereof

In line 13 delete the word "may" and insert the word "shall" in lieu thereof

In line 17 delete the word "may" and insert the word "shall" in lieu thereof

In line 36 delete the words "two hundred"

In line 37 delete the word "seven"

In line 38 delete the words "dollars and fifty cents" and insert the words "fifteen dollars" in lieu thereof

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 682 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation, to whom was referred House Concurrent Resolution "M", have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

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

**House Bill No. 663.** A Bill for an Act to provide for the joint exercise of powers of two or more governmental units or municipal corporations, including every city, village, county, town, park district, school district, and states and United States Governments and departments of each thereof; and also to provide that two or more of such governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any of their respective separate powers or any power common to such contracting parties or any similar powers; to provide for disbursements from public funds, including funds already raised to buy real estate for public buildings and other proper funds or properties already on hand; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 18; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Petterson
Baker	Hafner	Power
Baldwin	Haugland	Renfrow
Balerud	Hegge	Rickford
Benson	Heimes	Rose
Berntson	Heller	Saugstad
Bjella	Hoffer	Saumur
Brekke	Hofstrand	Schmalenberger
Brooks	Hornbacher	Schmidt
Brown	Isakson	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Laske	Sticka
Dunlop	Lee	Stockman
Einarson	Leet	Strand
Engen	Lindberg	Thompson, Burl'gh
Esterby	Link	Thompson, M'Lean
Ettestad	Lynch	Tollefson

Fine	Mahlmann	Tough
Frank	Miller	Trydahl
Gagnum	Mueller	Vinje
Gefreh	Nygaard	Wicks
George	Olson	Ziegler
Goebel	Overbo	Mr. Speaker
Gress	Paulson	

Those voting in the negative were:

Anderson, Cass	Hammer	Rolfstrud
Anderson, Eddy-	Kitzmann	Rosberg
Foster	Magnuson	Simenson, 10th
Beede	McLain	Snow
Erickson, Bottin'au	Poling	Solberg
Erickson, Burke-	Roen	Strege
Divide	Rohde	

Absent and not voting:

Anderson, Rich'nd	Fristad	Sorlie
Bratcher	Homelvig	Wambheim
Fleenor	Mollet	Wolf

So the bill passed and the title was agreed to.

House Bill No. 665. A Bill for an Act to amend and reenact section 12-1006 of the North Dakota Revised Code of 1943, relating to personal interest in contract by public officer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 34; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Hafner	Paulson
Anderson, Cass	Hammer	Petterson
Anderson, Eddy-	Haugland	Poling
Foster	Heimes	Power
Baker	Heller	Renfrow
Balerud	Hoffer	Rickford
Berntson	Hornbacher	Rolfstrud
Bjella	Isakson	Rose
Brown	Kloster	Saugstad
Bye	Knudsen, LaMoure	Saumur
Christopher	Langseth	Scott
Currie	Larson	Simenson, 10th
Dahlund	Laske	Sommer
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dick	Magnuson	Spitzer
Einarson	Mahlmann	Sticka
Engen	McLain	Stockman
Ettestad	Miller	Strand
Fristad	Mueller	Thompson, Burl'gh
Gefreh	Nygaard	Tollefson
George	Olson	Trydahl
Gress	Overbo	Vinje

Those voting in the negative were:

Baldwin	Gumeringer	Schmidt
Beede	Hegge	Schuler
Benson	Hofstrand	Simenson, 9th
Brekke	Kitzmann	Snow
Brooks	Kjos	Solberg
Dunlop	Lee	Strege
Erickson, Bottin'au	Link	Thompson, M'Lean

Esterby	Lynch	Tough
Fine	Rohde	Wicks
Frank	Rosberg	Wolf
Gagnum	Schmalenberger	Ziegler
Goebel		

Absent and not voting:

Anderson, Richl'nd	Fleenor	Roen
Bratcher	Homelvig	Snortland
Erickson, Burke-	Knudson, Morton	Wambheim
Divide	Mollet	Mr. Speaker

So the bill passed and the title was agreed to.

**House Bill No. 668.** A Bill for an Act to restrict political activities by licensing inspectors or investigators employed by the state of North Dakota and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfstrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sortie
Davis	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress	Renfrow	

Those voting in the negative were:

Dewey	Gumeringer	Snortland
Erickson, Bottin'au	Magnuson	
Absent and not voting:		
Anderson, Richl'nd	Fleenor	Mollet
Bratcher	Homelvig	Wambheim

So the bill passed and the title was agreed to.

**House Bill No. 696.** A Bill for an Act to repeal chapter 125 of the North Dakota Session Laws of 1953, relating to investment in farm loans by the board of university and school lands.

Which has been read.

#### 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:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfstrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Hornbacher	Saumur
Bjella	Isakson	Schmalemberger
Brekke	Kitzmann	Schmidt
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Larson	Snow
Dewey	Laske	Sollberg
Dick	Lee	Sommer
Dunlop	Leet	Sorlie
Einarson	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress		
Absent and not voting:		
Anderson, Rich'nd	Fleenor	Stockman
Bratcher	Homelvig	Thompson, M'Lean
Davis	Mollet	Wambheim

So the bill passed and the title was agreed to.

Speaker Fitch resumed the Chair.

**House Bill No. 697.** A Bill for an Act to amend and reenact section 11-1512 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sheriff's mileage.

Which has been read.

#### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Baker	Hegge	Rolfstrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hornelvig	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Brekke	Kjos	Schuler
Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Larson	Snortland
Currie	Laske	Snow
Dahlund	Lee	Sommer
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dick	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Tollefson
Frank	Olson	Tough
Fristad	Overbo	Trydahl
Gagnum	Paulson	Vinje
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Those voting in the negative were:

Erickson, Bottin'au	Kitzmann	Solberg
Fine	Langseth	Wicks
Hofstrand	Magnuson	
Absent and not voting:		
Anderson, Rich'nd	Fleenor	Stockman
Bratcher	Mollet	Wambheim
Dunlop		

So the bill passed and the title was agreed to.

**House Bill No. 698.** A Bill for an Act authorizing the industrial commission to make tax payments upon real property owned by the state in the Burlington Irrigation Project.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rohde

Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Petterson	Mr. Speaker
Those voting in the negative were:		
Dunlop	Rolfsrud	Solberg
Kitzmann	Rosberg	Wicks
Absent and not voting:		
Anderson, Richl'nd	Hofstrand	Paulson
Bratcher	Mollet	Snortland
Fleenor	Mueller	Wambheim
Fristad		

So the bill passed and the title was agreed to.

House Bill No. 705. A Bill for an Act to amend and reenact subsection 2 of section 12-2115 of the North Dakota Revised Code of 1943, relating to acts of Sabbath breaking.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 23; absent and not voting, 8.

Those voting in the affirmative were:

Anderson, Eddy- Foster	Gumeringer	Rickford
	Hafner	Roen
Baker	Hammer	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Bjella	Hofstrand	Schmalenberger
Brekke	Homelvig	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snow
Dahlund	Larson	Sorlie
Davis	Lee	Sortland

Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Tough
Fine	Miller	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	
Those voting in the negative were:		
Adamsen	George	Overbo
Anderson, Cass	Haugland	Renfrow
Berntson	Hornbacher	Rose
Bye	Isakson	Simenson, 10th
Dunlop	Kloster	Solberg
Erickson, Bottin'au	Langseth	Sommer
Erickson, Burke-	Laske	Thompson, M'Lean
Divide	McLain	Tollefson
Absent and not voting:		
Anderson, Rich'nd	Mollet	Strand
Bratcher	Olson	Wambheim
Fleenor	Snortland	

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which House Bill No. 705 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Concurrent Resolution "D".** A Concurrent Resolution providing for the issuance, sale and delivery of the bonds of the State of North Dakota not to exceed the sum of \$9,000,000.00 to be used in the payment of an adjusted compensation to North Dakota veterans of the Korean Conflict who served in the Armed Forces of the United States or any of its allies between June 25, 1950 and July 27, 1953, and to provide the levy of a tax for the payment of same.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rohde
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Homelvig	Saumur
Brekke	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow

Davis	Langseth	Solberg
Dewey	Larson	Sommer
Dick	Laske	Sorlie
Dunlop	Lee	Sortland
Einarson	Leet	Spitzer
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Mr. Speaker
George	Paulson	
Absent and not voting:		
Anderson, Richl'nd	Mollet	Strand
Bratcher	Poling	Wambheim
Fleonor	Scott	Ziegler
Hofstrand	Sticka	

So the resolution was declared adopted.

Speaker Fitch requested permission of the House to be absent until Monday, February 7, 1955, because of illness in his family.

Rep. Brown moved that Speaker Fitch be excused, which motion prevailed.

Speaker Fitch called Rep. Brown to the Chair to preside.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, February 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "R"

House Concurrent Resolution "S"

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

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "S"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

#### FIRST READING OF A CONCURRENT RESOLUTION

Reps. Nygaard, Baker and Beede introduced:

House Concurrent Resolution "T". A Concurrent Resolution declaring the policy of the states of North Dakota and South Dakota relative to the education and training of the blind, and providing a procedure to be followed in the establishment of joint educational and training facilities.

Rep. Nygaard moved that House Concurrent Resolution "T" be printed in the House Journal and further action delayed one legislative day, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "T"

Introduced by Reps. Nygaard, Baker and Beede  
A concurrent resolution declaring the policy of the states of North Dakota and South Dakota relative to the education and training of the blind, and providing a procedure to be followed in the establishment of joint educational and training facilities.

- 1 WHEREAS, it is the sentiment of this Legislative  
 2 Assembly that the best possible facilities for the educa-  
 3 tion and training of the blind should be provided within  
 4 the state's economic ability; and  
 5 WHEREAS, such facilities can be better attained  
 6 by cooperation and joint use of a single institution;  
 7 NOW, THEREFORE, BE IT RESOLVED BY THE  
 7a HOUSE OF  
 8 REPRESENTATIVES OF THE THIRTY-FOURTH  
 8a LEGISLATIVE  
 9 ASSEMBLY, THE SENATE CONCURRING THERE-  
 9a IN: That the  
 10 following principles and procedures are agreed to:
- 11 1. A committee of the North Dakota Legislature  
 12 and a committee of the South Dakota Legislature  
 12 shall each prepare a plan for the joint use and  
 14 maintenance of facilities for the education and  
 15 training of the blind to be submitted to the  
 16 other state. Such plans for each state shall be  
 17 two-fold, one based upon each state being the  
 18 receiving state and one based upon each state  
 18a being  
 19 the sending state, as such terms are hereafter  
 20 defined.
  - 21 2. Each plan shall be submitted by February 14 or  
 22 sooner if possible.
  - 23 3. Each plan shall be prepared by a committee of  
 24 legislators consisting of three senators and  
 25 three representatives chosen in the manner in  
 26 which the respective houses in the respective  
 27 states shall determine.
  - 28 4. Each plan shall be based on the following  
 28a essentials:
    - 30 a. The School for the Blind to be established,  
 31 hereafter called the School, shall be construc-  
 32 ted and managed by one state, hereafter called  
 33 the receiving state. The other state shall  
 34 be called the sending state.
    - 35 b. The School shall be constructed and controlled  
 36 in accordance with the constitution and laws  
 37 of the receiving state, but there shall be  
 38 established a Joint Advisory Commission con-  
 39 sisting of representatives of the appropriate  
 40 governing board for the School for the Blind  
 41 of each state which shall be consulted relative  
 42 to policy and which shall report to each  
 43 regular session of the respective state  
 44 legislatures.
    - 45 c. The receiving state agrees to pay for the  
 46 entire cost of the construction of facilities  
 47 adequate to provide for the education and  
 48 training of not less than forty students  
 49 from the sending state, provided that the  
 50 receiving state may be required to provide for  
 51 a number which exceeds the minimum by  
 51a twenty-  
 52 five, subject to adjustment every legislative  
 53 year upon the recommendation of the Advisory  
 54 Commission and approved by the respective  
 55 state legislatures.
    - 56 d. The location of the School must be in a city

- 57 of at least twenty thousand population,  
57a contain-  
58 ing an institution of higher learning, with  
59 adequate transportation facilities, and  
60 acceptable to both states.
- 61 e. The School shall maintain satisfactory  
62 instructional standards, meeting the require-  
63 ments of elementary and secondary education  
64 prevailing in the respective states, and  
65 provide adequate and varied vocational  
65a training,  
66 to be evaluated by the Joint Advisory Commis-  
67 sion.
- 68 f. The receiving state shall provide satisfactory  
69 facilities, adequate for a total of one hundred  
70 thirty students. Such facilities shall initi-  
71 ally include at least twelve classrooms, one  
72 science laboratory, a gymnasium-auditorium,  
73 six practice music rooms, one music studio,  
74 four vocational rooms, library room, together  
75 with administrative, kitchen, and dining facili-  
76 ties, adequate heating and other utilities,  
77 and a boys' and a girls' dormitory. These  
78 facilities shall be available for use by  
79 September 1, 1956, and in no event later than  
80 January 1, 1957. Financial adjustments shall  
81 be made for any delays.
- 82 g. The sending state agrees to pay the receiving  
83 state for each student sent, but in no event  
84 for less than forty students, an amount equal  
85 to the actual per capita maintenance and opera-  
86 tional cost including all instructional, sub-  
87 sistence, administrative, repair, and debt  
88 service costs, plus full allowance for capital  
89 outlay based upon actual costs of capital  
89a outlay  
90 for construction and equipment of facilities by  
91 the receiving state, determined by amortizing  
92 capital outlay costs on the basis of fifty per  
93 cent of such costs on a twenty-year basis, and  
94 a like amount on a subsequent thirty-year  
94a basis.  
95 In no event, however, shall the total per capita  
96 cost paid by the sending state be in excess  
97 of two thousand five hundred dollars per year,  
98 except that this maximum may be adjusted by  
99 the legislatures of both states upon the  
100 recommendation of the Advisory Commission.  
101 The facilities shall at all times be owned  
102 by the receiving state.
- 103 h. The agreement shall be drawn as a contract,  
104 effective for operational purposes from July  
104a 1,  
105 1956 to June 30, 1972, and as long thereafter  
105a as  
106 may be agreeable to both parties to the  
106a contract.  
107 Each state will, by law, authorize and direct  
108 the appropriate governing body of the School  
109 for the Blind to make and enter into such  
110 contract upon terms and conditions hereafter  
111 agreed upon and approved and adopted by

- 111a appropriate legislation, and will further designate  
 112 such governing body as the representative of  
 113 that state to the Joint Advisory Commission.  
 114 The contract may be terminated on June 30,  
 115 1982,  
 116 or any time by appropriate legislation to that  
 117 end. Such withdrawal shall not become  
 117a effective  
 118 until two years after written notice thereof  
 119 by the governor of the withdrawing state  
 119a accom-  
 120 panied by a certified copy of the requisite  
 121 legislative action. Such withdrawal shall not  
 122 relieve the withdrawing state from its obliga-  
 123 tions hereunder accruing prior to the effective  
 124 date of withdrawal.
- 125 5. The procedure contained in this resolution shall  
 126 be effective and shall be followed upon the passage  
 127 of like resolutions or laws by the legislatures of  
 128 North Dakota and South Dakota.
- 129 6. If, after the preparation and submission of a plan  
 130 or plans, it is the opinion of the drafting commit-  
 131 tees of both states that agreement can be reached,  
 132 the two committees shall meet at a mutually  
 133 agreeable place to prepare drafts of legislation  
 134 to be introduced in the respective state legisla-  
 135 tures.
- 136 BE IT FURTHER RESOLVED that copies of this  
 136a concur-  
 137 rent resolution be forwarded to His Excellency, the  
 138 Governor of North Dakota, His Excellency, the  
 138a Governor  
 139 of South Dakota, and the senate and the house of repre-  
 140 sentatives of the state of South Dakota.

Rep. Saugstad moved that House Bill No. 752 be referred from the Committee on Industry and Business to the Committee on Finance and Taxation, which motion prevailed.

Rep. Hammer moved that the words of the final song sung by the House of Representatives quartet, composed of Reps. Bjella, Larson, Laske and Roen, be printed in the House Journal, which motion prevailed.

**"I'VE BEEN WORKIN' AS A LEGISLATOR,  
 IN THE HOUSE OF REPRESENTATIVES"**

Oh, I've been workin' as a legislator in the House of  
 Representatives,  
 All the live-long day.  
 I've been workin' as a legislator in the House of  
 Representatives,  
 Just to pass the bills away.  
 Don't you hear the bells a ringin'?  
 Rise up so early on the floor.  
 Don't you hear the Speaker shouting:  
 "Quiet, speak no more."  
 Oh, I've been workin' as a legislator in the House of  
 Representatives,  
 All the live-long day.  
 I've been workin' as a legislator in the House of  
 Representatives,  
 Just to pass the bills away.  
 Don't you hear the bells a ringin'?

Rise up so early on the floor.  
 Don't you hear the Speaker shouting:  
 "Joe Wicks, blow your horn!"

Rep. Nygaard moved that the House be on the twelfth order of business and that at the conclusion of that order of business, the House recess until 1:00 p.m. Saturday, February 5, 1955, which motion prevailed.

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 33.** A Bill for an Act relating to drainage projects; providing for the establishment of drainage boards and drainage districts and the operations thereof; and providing a penalty; and repealing chapter 61-21 of the North Dakota Revised Code of 1943, as amended.

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

**Senate Bill No. 46.** A Bill for an Act authorizing the game and fish commissioner to cooperate with the army corps of engineers in planting replacement cover along the Garrison Dam reservoir, and declaring an emergency.

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

**Senate Bill No. 62.** A Bill for an Act relating to property transferred to municipalities for park purposes by the counties, validating certain transfers thereof, and providing for the disposition thereof, and declaring an emergency.

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

**Senate Bill No. 75.** A Bill for an Act relating to refunds of motor fuel tax where the motor fuel has been used for agricultural or industrial purposes, and allowing the buyer to assign his claim for refund to a dealer selling such fuel to him on open account.

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

**Senate Bill No. 126.** A Bill for an Act to amend and reenact section 10-1319 of the North Dakota Revised Code of 1943, relating to electric cooperative corporations.

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

**Senate Bill No. 135.** A Bill for an Act relating to and providing for judges of the Fourth Judicial District of the state; amending and reenacting subsection 4 of section 27-0501 of the North Dakota Revised Code of 1943.

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

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 30-0213 of the North Dakota Revised Code of 1943 as amended, relating to notice of foreign heirs.

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

**Senate Bill No. 142.** A Bill for an Act authorizing the Mayville state teachers college to pledge certain rentals to repay any loan for the purpose of building a new residence for the president thereof and remodeling the old residence into a men's dormitory, and declaring an emergency.

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

And the House stood recessed until 1:00 p.m. Saturday, February 5, 1955, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.



THIRTY SECOND DAY AFTER RECESS  
AND THIRTY-THIRD DAY

Bismarck, February 5, 1955

The House reconvened at 1:00 p.m. with Acting Speaker Brown presiding.

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

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 576, have had the same under consideration and recommend that the same be amended as follows:

In line 50 following the word "commissioner." add the following language:

"Any person desiring to contract with the commissioner for the taking of such fish as may be determined by the commissioner from the Missouri or Yellowstone Rivers, by means of not more than five hoop-nets or traps, or not more than five set-lines of ten hooks or not more than one hundred feet of seine, shall be awarded such contract upon the payment of five dollars for each hoop-net or trap, one dollar for each set-line and five dollars for each seine of fifty feet or any fraction thereof. Such contracts shall not specify the disposition of the fish."

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. STICKA, Chairman.

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

The Acting Speaker announced that House Bill No. 576 would 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. 633, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Gress 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. 634, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Baldwin 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. 636, have had the same under consideration and recommend that the same be amended as follows:

In line 14 delete the words "and utilizing".

In line 15 delete the words "liquefied petroleum gases".

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Acting Speaker announced that House Bill No. 636 would 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. 638, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 648, have had the same under consideration and recommend that the same be submitted without recommendation.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted.

Rep. Nygaard moved a substitute motion that House Bill No. 648 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions, to whom was referred House Bill No. 650, have had the same under consideration and recommend that the same be amended as follows:

On line 18 correct the spelling of the word "princial" to read "principal".

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

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

The Acting Speaker announced that House Bill No. 650 would 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. 659, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Strand 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. 692, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Rohde 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. 693, have had the same under consideration and recommend that the same be amended as follows:

On line 45 strike the last word "of";

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

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

The Acting Speaker announced that House Bill No. 693 would 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. 742, have had the same under consideration and recommend that the same be amended as follows:

In line 13, after the word "refund" and before the word "in" insert the words "from the motor vehicle registrar".

Strike lines 19, 20, 21 and 22.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Acting Speaker announced that House Bill No. 742 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution "Q", have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

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

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

House Concurrent Resolution "S"

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Sticka moved that the amendments to House Bill No. 505, as recommended by the Committee on Appropriations and printed on page 352 of the House Journal, be adopted, which motion prevailed.

Rep. Engen moved that the amendments to House Bill No. 584, as recommended by the Committee on General Affairs and printed on page 351 of the House Journal, be adopted, which motion prevailed.

Rep. Engen moved that the amendments to House Bill No. 688, as recommended by the Committee on General Affairs and printed on page 352 of the House Journal, be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Anderson of Cass moved that he be permitted to withdraw House Bill No. 853, which motion prevailed.

Rep. Larson moved that further consideration of House Bill No. 609 be delayed until Monday, February 7, 1955, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 527.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 0; absent and not voting, 42.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hegge	Rolfstrud
Foster	Hoffer	Rosberg
Beede	Hofstrand	Rose
Benson	Homelvig	Saugstad
Berntson	Isakson	Saumur
Brekke	Kitzmann	Schmalenberger
Brown	Kjos	Schuler
Bye	Knudson, Morton	Scott
Christopher	Larson	Simenson, 10th
Currie	Laske	Snow
Dahlund	Link	Solberg
Dick	Mahlmann	Sommer
Dunlop	McLain	Sorlie
Einarson	Miller	Sortland
Engen	Mueller	Spitzer
Erickson, Bottin'au	Nygaard	Sticka
Esterby	Olson	Thompson, Burl'gh
Ettestad	Overbo	Thompson, M'Lean
Frank	Petterson	Tollefson
Gagnum	Poling	Trydahl
Gefreh	Power	Vinje
Goebel	Renfrow	Wolf
Gress	Roen	Ziegler

Absent and not voting:

Adamsen	George	Magnuson
Anderson, Richl'nd	Gumeringer	Mollet
Baker	Hammer	Paulson
Baldwin	Haugland	Rickford
Balerud	Heimes	Schmidt
Bjella	Heller	Simonson, 9th
Bratcher	Hornbacher	Snortland

Brooks	Kloster	Stockman
Davis	Knudsen, LaMoure	Strand
Dewey	Langseth	Strege
Erickson, Burke- Divide	Lee	Tough
Fine	Leet	Wambheim
Fleenor	Lindberg	Wicks
Fristad	Lynch	Mr. Speaker

So the bill passed as amended on page 337 of the House Journal, and the title was agreed to.

**House Bill No. 627.** A Bill for an Act to vacate the plat of Capitol Park platted by the Capitol Commission by virtue of the provisions of Chapter 104, Laws of Dakota Territory for 1883, said plat being a plat of the present Capitol grounds, providing for a limitation of time for all claimants to object to such vacation and providing for the repeal of any act or part of any act in conflict herewith.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 0; absent and not voting, 40.

Those voting in the affirmative were:

Anderson, Cass	Gress	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hegge	Rolfsrud
Beede	Hoffer	Rosberg
Benson	Hofstrand	Rose
Berntson	Homelvig	Saugstad
Brekke	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Bye	Kjos	Schuler
Christopher	Knudson, Morton	Scott
Currie	Larson	Simenson, 10th
Dahlund	Laske	Snow
Dick	Lee	Solberg
Dunlop	Link	Sommer
Einarson	Mahlmann	Sorlie
Engen	McLain	Sortland
Erickson, Bottin'au	Miller	Spitzer
Erickson, Burke- Divide	Mueller	Sticka
Esterby	Nygaard	Thompson, Burl'gh
Ettestad	Olson	Thompson, M'Lean
Frank	Overbo	Tollefson
Gagnum	Petterson	Trydahl
Gefreh	Poling	Vinje
Goebel	Power	Wolf
	Renfrow	Ziegler

Absent and not voting:

Adamsen	Gumeringer	Mollet
Anderson, Richl'nd	Hammer	Paulson
Baker	Haugland	Rickford
Baldwin	Heimes	Schmidt
Balerud	Heller	Simonson, 9th
Bjella	Hornbacher	Snortland
Bratcher	Kloster	Stockman
Brooks	Knudsen, LaMoure	Strand
Davis	Langseth	Strege
Dewey	Leet	Tough

Fine	Lindberg	Wambheim
Fleenor	Lynch	Wicks
Fristad	Magnuson	Mr. Speaker
George		

So the bill passed as amended on page 338 of the House Journal, and the title was agreed to.

**House Bill No. 631.** A Bill for an Act to amend and reenact Section 57-2226 of the North Dakota Revised Code of 1943, relating to deduction of personal property taxes from salaries and claims against public funds.

Which has been read.

Rep. Nygaard moved that further consideration of House Bill No. 631 be delayed one legislative day, which motion prevailed.

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 50-0921 and 50-0922 of the North Dakota Revised Code of 1943, relating to payments of assistance to unmarried mothers or to the dependent children of unmarried mothers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 1; absent and not voting, 39.

Those voting in the affirmative were:

Anderson, Cass	Gress	Rohde
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hegge	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Brekke	Isakson	Schmalenberger
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Knudson, Morton	Simenson, 10th
Currie	Larson	Snow
Dahlund	Lee	Solberg
Dick	Link	Sommer
Dunlop	Mahlmann	Sorlie
Einarson	McLain	Sortland
Engen	Miller	Spitzer
Erickson, Bottin'au	Mueller	Sticka
Erickson, Burke-	Nygaard	Thompson, Burl'gh
Divide	Olson	Thompson, M'Lean
Esterby	Overbo	Tollefson
Ettetstad	Petterson	Trydahl
Frank	Poling	Vinje
Gagnum	Power	Wicks
Gefreh	Renfrow	Wolf
Goebel	Roen	Ziegler

Those voting in the negative were:

Laske

Absent and not voting:

Adamsen	George	Magnuson
Anderson, Rich'nd	Gumeringer	Mollet
Baker	Hammer	Paulson
Baldwin	Haugland	Rickford
Balerud	Heimes	Schmidt

Bjella	Heller	Simonson, 9th
Bratcher	Hornbacher	Snortland
Brooks	Kloster	Stockman
Davis	Knudsen, LaMoure	Strand
Dewey	Langseth	Strege
Fine	Leet	Tough
Fleenor	Lindberg	Wambheim
Fristad	Lynch	Mr. Speaker

So the bill passed and the title was agreed to.

**House Bill No. 689.** A Bill for an Act to appropriate and transfer moneys out of the funds available for aid to dependent children and to make such moneys available for expenditure by the Public Welfare Board for crippled children services during the remainder of the biennium ending June 30, 1955; and declaring an emergency.

Which has been read.

Rep. Wolf moved that further consideration of House Bill No. 689 be delayed until Monday, February 7, 1955, which motion prevailed.

**House Bill No. 707.** A Bill for an Act to amend and reenact sections 36-1505, 36-1508 and 36-1509 of the North Dakota Revised Code of 1943, relating to diseased animals.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 0; absent and not voting, 38.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hegge	Rolfsrud
Foster	Hoffer	Rosberg
Beede	Hofstrand	Rose
Benson	Homelvig	Saugstad
Berntson	Isakson	Saumur
Brekke	Kitzmann	Schmalenberger
Brown	Kjos	Schuler
Bye	Knudson, Morton	Scott
Christopher	Larson	Simenson, 10th
Currie	Laske	Snow
Dahlund	Lee	Solberg
Dick	Leet	Sommer
Dunlop	Link	Sorlie
Einarson	Mahlmann	Sortland
Engen	McLain	Spitzer
Erickson, Bottin'au	Miller	Sticka
Erickson, Burke-	Mueller	Thompson, Burl'gh
Divide	Nygaard	Thompson, M'Lean
Esterby	Olson	Tollefson
Ettestad	Overbo	Trydahl
Frank	Petterson	Vinje
Gagnum	Poling	Wicks
Gefreh	Power	Wolf
Goebel	Renfrow	Ziegler
Gress	Roen	

Absent and not voting:

Adamsen	George	Mollet
Anderson, Rich'nd	Gumeringer	Paulson
Baker	Hammer	Rickford
Baldwin	Haugland	Schmidt

Balerud	Heimes	Simonson, 9th
Bjella	Heller	Snortland
Bratcher	Hornbacher	Stockman
Brooks	Kloster	Strand
Davis	Knudsen, LaMoure	Strege
Dewey	Langseth	Tough
Fine	Lindberg	Wambheim
Fleenor	Lynch	Mr. Speaker
Fristad	Magnuson	

So the bill passed and the title was agreed to.

House Bill No. 788. A Bill for an Act providing for the termination of stock districts established under the herd law.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 1; absent and not voting, 39.

Those voting in the affirmative were:

Anderson, Cass	Hegge	Rolfsrud
Anderson, Eddy-	Hoffer	Rosberg
Foster	Hofstrand	Rose
Beede	Homelvig	Saugstad
Benson	Isakson	Saumur
Berntson	Kitzmann	Schmalenberger
Brekke	Kjos	Schuler
Brown	Knudson, Morton	Scott
Bye	Larson	Simenson, 10th
Christopher	Laske	Snow
Currie	Lee	Solberg
Dahlund	Leet	Sommer
Dick	Link	Sorlie
Dunlop	Mahlmann	Sortland
Einarson	McLain	Spitzer
Engen	Miller	Sticka
Erickson, Bottin'au	Mueller	Thompson, Burl'gh
Esterby	Nygaard	Thompson, M'Lean
Ettestad	Olson	Tollefson
Frank	Overbo	Trydahl
Gagnum	Petterson	Vinje
Gefreh	Power	Wicks
Goebel	Renfrow	Wolf
Gress	Roen	Ziegler
Hafner	Rohde	

Those voting in the negative were:

Erickson, Burke-  
Divide

Absent and not voting:

Adamsen	George	Mollet
Anderson, Richl'nd	Gumeringer	Paulson
Baker	Hammer	Poling
Baldwin	Haugland	Rickford
Balerud	Heimes	Schmidt
Bjella	Heller	Simonson, 9th
Bratcher	Hornbacher	Snortland
Brooks	Kloster	Stockman
Davis	Knudsen, LaMoure	Strand
Dewey	Langseth	Strege
Fine	Lindberg	Tough



Fleenor  
Fristad

Lynch  
Magnuson

Wambheim  
Mr. Speaker

So the bill passed and the title was agreed to.

Rep. Wicks moved that the vote by which House Bill No. 788 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was withdrawn.

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

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

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-THIRD DAY

Bismarck, February 5, 1955

The House convened at 2:00 p.m. with Acting Speaker Brown presiding.

Prayer by Rev. Lutness of the Trinity Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Adamson, Anderson of Richland, Baker, Baldwin, Balerud, Bjella, Bratcher, Brooks, Davis, Dewey, Fine, Fleenor, Fristad, George, Gumeringer, Hammer, Haugland, Heimes, Heller, Hornbacher, Kloster, Knudsen of LaMoure, Langseth, Lindberg, Magnuson, Mollet, Paulson, Rickford, Rosberg, Schmidt, Simonsen (9th), Snortland, Stockman, Strand, Strege, Tough, Wambheim and Mr. 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 thirty-first day after recess and thirty-second day and recommends that the same be corrected as follows:

On page 351, line 4, change "1:30 p.m." to "1:00 p.m."

Page 353, twelfth line from bottom, change the figure "579" to "519".

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 5, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5  
Senate Bill No. 7  
Senate Bill No. 40  
Senate Bill No. 94  
Senate Bill No. 95  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 127

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

EDWARD LENO, Secretary.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, February 5, 1955

Mr. President: I have the honor to transmit:

House Bill No. 553  
House Bill No. 596  
House Bill No. 637  
House Bill No. 663  
House Bill No. 665  
House Bill No. 668  
House Bill No. 696  
House Bill No. 697  
House Bill No. 698  
House Bill No. 705

House Concurrent Resolution "D"

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

KENNETH L. MORGAN, Chief Clerk.

## REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 598, have had the same under consideration and recommend that the same be amended as follows:

1. At the end of the title, strike out the period after the word "non-residents", add a comma, and add the words "and declaring an emergency."
2. Line 33, after the period, and numbering the lines consecutively thereafter, insert the following: "Notwithstanding the provisions of this section, nonresident owners of motor trucks hauling agricultural equipment for the purpose of harvesting grain or other agricultural products, and entering the state for the harvest season, shall immediately obtain a ninety-day permit therefor to be issued at the discretion of the motor vehicle registrar. The fee for this permit shall be twenty-five dollars, and payment of such fee shall be in lieu of other vehicle registration fees provided by law. The owner's copy of this permit shall be displayed at all times upon the lower right side of the truck windshield.

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. LEET, Chairman.

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

The Acting Speaker announced that House Bill No. 598 would be considered in the sixth order of business on the next legislative day.

## SIXTH ORDER OF BUSINESS

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 585, as recommended by the Committee on Industry and Business and printed on page 361 of the House Journal, be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 615, as recommended by the Committee on Industry and Business and printed on page 361 of the House Journal, be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 625, as recommend by the Committee on Industry and Business and printed on page 362 of the House Journal, be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 655, as recommend by the Committee on Industry and Business and printed on page 362 of the House Journal, be adopted, which motion prevailed.

Rep. Rose moved that the amendments to House Bill No. 682, as recommended by the Committee on Transportation and printed on page 362 of the House Journal, be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Larson moved that House Bill No. 718 be re-referred from the Committee on Education to the Committee on Industry and Business, which motion prevailed.

On motion of Rep. Engen the courtesy of the floor was extended to Patricia Miller, daughter of Rep. Miller.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 601.** A Bill for an Act to create and enact subsection 6 of section 39-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to powers of local authorities in traffic regulation.

Which has been read.

Rep. Nygaard moved that further consideration of House Bill No. 601 be delayed until Monday, February 7, 1955, which motion prevailed.

**House Bill No. 651.** A Bill for an Act to amend and reenact section 24-0619 of the North Dakota Revised Code of 1943, relating to the expenditure of township road funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 2; absent and not voting, 40.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Power
Anderson, Eddy-	Hegge	Renfrow
Foster	Hoffer	Roen
Beede	Hofstrand	Rohde
Benson	Homelvig	Rolfsrud
Berntson	Isakson	Rose
Brekke	Kitzmann	Saumur
Brown	Kjos	Schmalenberger
Bye	Knudson, Morton	Schuler
Christopher	Larson	Scott
Currie	Laske	Simenson, 10th
Dahlund	Lee	Snow
Dick	Leet	Sommer
Einaron	Link	Sorlie
Engen	Lynch	Sortland
Erickson, Bottin'au	Mahlmann	Spitzer
Erickson, Burke-	McLain	Sticka
Divide	Miller	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Trydahl
Frank	Olson	Vinje
Gagnum	Overbo	Wicks
Gefreh	Petterson	Wolf

Goebel	Poling	Ziegler
Gress		
Those voting in the negative were:		
Dunlop	Solberg	
Absent and not voting:		
Adamsen	Gumeringer	Rickford
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Saugstad
Baldwin	Heimes	Schmidt
Balerud	Heller	Simonson, 9th
Bjella	Hornbacher	Smortland
Bratcher	Kloster	Stockman
Brooks	Knudsen, LaMoure	Strand
Davis	Langseth	Strege
Dewey	Lindberg	Tollefsen
Fine	Magnuson	Tough
Fleenor	Mollet	Wambheim
Fristad	Paulson	Mr. Speaker
George		

So the bill passed and the title was agreed to.

**House Concurrent Resolution "M".** A Concurrent Resolution directing the state highway commissioner, with the recommendations of the state historical society and the national park service to cause to be surveyed a possible roadway through the North Dakota Badlands

Which has been read.

Rep. Sticka moved that House Concurrent Resolution "M" be adopted, which motion prevailed and House Concurrent Resolution "M" was declared adopted.

**House Concurrent Resolution "T".** A Concurrent Resolution declaring the policy of the states of North Dakota and South Dakota relative to the education and training of the blind, and providing a procedure to be followed in the establishment of joint educational and training facilities.

Which has been read.

Rep. Nygaard moved that House Concurrent Resolution "T" be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Leet moved that the House reconsider the action by which the amendments to House Bill No. 682 were adopted, which motion prevailed.

Rep. Leet moved that House Bill No. 682 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolutions "M" and "T" be messaged immediately to the Senate, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, February 5, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "M"

House Concurrent Resolution "T"

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

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House now recess until 1:00 p.m., Monday, February 7, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

THIRTY-THIRD DAY AFTER RECESS  
AND THIRTY-FIFTH DAY

Bismarck, February 7, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

Communications were received from Mrs. Wm. Holmquist and Mrs. Fred Lutz, both of Reeder, North Dakota, in opposition to liquor ads on the radio, which were referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation, to whom was referred House Bill No. 641, have had the same under consideration and recommend that the same be amended as follows:

Delete all words on lines 1 through 38, inclusive.

Beginning on line 1, insert the following:

SECTION 1. ADDITIONAL LEVY AUTHORIZED.)

The board of county commissioners may, by appropriate resolution, submit to the electors of the county at the next special or general election, the question of whether an annual levy of not to exceed one quarter mill upon all taxable property in the county, in addition to the levy provided in section 4-0227 of the North Dakota Revised Code of 1943, shall be authorized for the purpose of aiding a county fair association. If such additional levy is approved by the electors, the board of county commissioners shall be authorized to make such additional annual levy, not to exceed one quarter mill, and disburse the proceeds thereof in the manner provided in section 4-0227 for the levy and disbursement of other county fair association aid funds.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

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

The Speaker announced that House Bill No. 641 would 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. 643, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hofstrand 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. 649, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hammer 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. 691, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Brown 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. 694, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hofstrand 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. 701, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Einarson 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. 740, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Balerud 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. 702, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Sortland 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. 708, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Brekke 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. 717, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Nygaard 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. 727, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Bjella 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:

House Bill No. 527

House Bill No. 627

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that the amendments to House Bill No. 576, as recommended by the Committee on Natural Resources and printed on page 375 of the House Journal, be adopted, which motion prevailed.

Rep. Schuler moved that the amendments to House Bill No. 636, as recommended by the Committee on Industry and Business and printed on page 376 of the House Journal, be adopted, which motion prevailed.

Rep. Einarson moved that the amendments to House Bill No. 650, as recommended by the Committee on Political Subdivisions and printed on page 376 of the House Journal, be adopted, which motion prevailed.

Rep. Einarson moved that the amendments to House Bill No. 693, as recommended by the Committee on Political Subdivisions and printed on page 377 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments to House Bill No. 742, as recommended by the Committee on Transportation and printed on page 377 of the House Journal, be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Saumer moved that House Bill No. 762 be re-referred from the Committee on State and Federal Government to the Committee on General Affairs, which motion prevailed.

On motion of Rep. Bjella the courtesy of the floor was extended to Oscar Lee and Arley Bjella of Williston, North Dakota, and Asle Bjella of Epping, North Dakota.

On motion of Rep. Nygaard the courtesy of the floor was extended to Peter N. Chumbris of the U. S. Senate Subcommittee on Juvenile Delinquency, of which subcommittee Mr. Chumbris is the Assistant Counsel. Rep. Nygaard announced that Mr. Chumbris will be available to aid any committee that desire to consult with him during the next few days.

On motion of Rep. Petterson the courtesy of the floor was extended to former Mayor Rudy Hoefs of Hankinson, North Dakota.

FIRST READING OF  
HOUSE CONCURRENT RESOLUTIONS

Reps. Lindberg and Hegge introduced:

**House Concurrent Resolution "U".** A Concurrent Resolution authorizing and requesting the Governor to appoint a committee to select a suitable emblem to serve as a coat of arms for the state of North Dakota.

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

Reps. Rohde, Wicks, Fine and Dunlop introduced:

**House Concurrent Resolution "V".** A Concurrent Resolution petitioning the Congress of the United States to enact legislation authorizing a study and investigation into the feasibility of establishing additional manufacturing enterprises adjacent to Indian reservations in this state.

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

Rep. Rohde moved that five hundred extra copies of House Concurrent Resolution "V" be printed, which motion prevailed.

Reps. Roen and Snow introduced:

**House Concurrent Resolution "W".** A Concurrent Resolution directing the legislative research committee to revise and modernize the statutes of North Dakota governing the taking up and disposal of stray animals.

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

GENERAL ORDERS

Rep. Hegge 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.

Speaker Fitch called Rep. Hegge to the Chair, and the House acted as a Committee of the Whole, on the conclusion of which Speaker Fitch resumed the Chair.

The following report was submitted by the Committee of the Whole:

Mr Speaker: The Committee of the Whole have had under consideration House Bill No. 648 and recommended that when the Committee of the Whole arise that House Bill No. 648 be recommended for passage.

REP. HEGGE, Chairman.

Rep. Nygaard moved that the report of the Committee of the Whole be adopted.

Rep. Beede requested that a roll call be taken on the motion of Rep. Nygaard that the report of the Committee of the whole be adopted.

ROLL CALL

The question being on the motion of Rep. Nygaard that the report of the Committee of the Whole be adopted, the roll was called and there were ayes, 60; nays, 41; absent and not voting, 12.



Those voting in the affirmative were:

Adamsen	Fristad	Petterson
Anderson, Cass	Gefreh	Power
Anderson, Richl'nd	George	Renfrow
Baker	Goebel	Rickford
Baldwin	Gress	Roen
Balerud	Haugland	Rose
Berntson	Hegge	Saugstad
Bjella	Heimes	Scott
Bratcher	Heller	Simensson, 10th
Brown	Hoffer	Simonson, 9th
Eye	Homelvig	Snow
Christopher	Isakson	Sorlie
Currie	Kloster	Spitzer
Dahlund	Knudson, Morton	Stockman
Davis	Larson	Strand
Dewey	Laske	Thompson, Burl'gh
Dick	Leet	Tollefson
Einarson	Mueller	Trydahl
Ettestad	Nygaard	Vinje
Fleenor	Paulson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Hammer	Poling
Foster	Hofstrand	Rohde
Beede	Hornbacher	Rolfsrud
Benson	Kitzmann	Tosberg
Brekke	Kjos	Schmidt
Brooks	Knudsen, LaMoure	Schuler
Dunlop	Langseth	Snortland
Erickson, Bottin'au	Link	Solberg
Esterby	Lynch	Sommer
Fine	Magnuson	Strege
Frank	Mahlmann	Tough
Gagnum	McLain	Wicks
Gumeringer	Miller	Wolf
Hafner	Olson	Ziegler
Absent and not voting:		
Engen	Mollet	Sortland
Erickson, Burke-	Overbo	Sticka
Divide	Saumur	Thompson, M'Lean
Lee	Schmalenberger	Wambheim
Lindberg		

So the motion of Rep. Nygaard prevailed and the report of the Committee of the Whole was adopted.

The Speaker announced that the House would revert to the tenth order of business.

#### FINAL PASSAGE OF BILLS

House Bill No. 505. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow

Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brekke	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Brown	Kjos	Snortland
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Absent and not voting:

Erickson, Burke-	Mollet	Thompson, M'Lean
Divide	Overbo	Wambheim
Lee	Saumur	

So the bill passed, as amended on page 352 of the House Journal, and the title was agreed to, and the emergency clause carried.

House Bill No. 584. A Bill for an Act to amend and reenact section 39-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, to remove the requirement for printing the license number on the side of state-owned motor vehicles, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose

Balerud	Hoffer	Saugstad
Beede	Hofstrand	Schmalenberger
Benson	Homelvig	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Gagnum	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	

**Absent and not voting:**

Bjella	Gefreh	Saumur
Erickson, Burke- Divide	Lee	Wambheim
	Mollet	Wicks
Fristad	Overbo	

So the bill passed, as amended on page 351 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 633.** A Bill for an Act to amend and reenact Section 43-0712 of the North Dakota Revised Code of 1943, relating to bids, licenses of contractors, and issuance of contracts, and providing for voidance of contracts for violation.

Which has been read.

Reps. Lindberg, Adamsen and Thompson of Burleigh requested that they be excused from voting on House Bill No. 633 because of personal interest

Rep. Baker moved that Reps. Lindberg, Adamsen and Thompson of Burleigh be permitted to vote on House Bill No. 633, which motion prevailed.

**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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy- Foster	Gumeringer	Rickford
	Hafner	Roen
Anderson, Rich'nd	Haugland	Rohde

Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Homelyvig	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Those voting in the negative were:

Hammer	Rosberg	Trydahl
Kitzmann	Thompson, M'Lean	Wicks
Absent and not voting:		
Brekke	Lee	Overbo
Dunlop	Mollet	Saumur
Erickson, Burke- Divide		

So the bill passed and the title was agreed to.

**House Bill No. 634.** A Bill for an Act to amend and reenact section 40-1904 of the North Dakota Revised Code of 1943 relating to the compensation of city and village assessors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 80; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Dick	Petterson
Anderson, Cass	Fleenor	Rickford
Anderson, Richl'nd	George	Roen
Baldwin	Heimes	Rohde
Berntson	Homelvig	Simonson, 9th
Brooks	Langseth	Sortland
Brown	Laske	Thompson, Burl'gh
Davis	Mueller	Mr. Speaker
Dewey		

Those voting in the negative were:

Anderson, Eddy-	Hammer	Renfrow
Foster	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Bjella	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Bye	Kitzmann	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Snortland
Dahlund	Knudsen, LaMoure	Snow
Dunlop	Knudson, Morton	Solberg
Einarson	Larson	Sommer
Engen	Leet	Sorlie
Erickson, Bottin'au	Lindberg	Spitzer
Esterby	Link	Strand
Ettestad	Lynch	Strege
Fine	Magnuson	Thompson, M'Lean
Frank	Mahlmann	Tollefson
Fristad	McLain	Tough
Gagnum	Miller	Trydahl
Gefreh	Nygaard	Vinje
Goebel	Olson	Wambheim
Gress	Paulson	Wicks
Gumeringer	Poling	Wolf
Hafner	Power	Ziegler
Absent and not voting:		
Baker	Lee	Rose
Erickson, Burke-	Mollet	Sticka
Divide	Overbo	Stockman

So the bill was declared lost.

Rep. Nygaard: "Mr. Speaker, I wish to change my vote from "Aye" to "Nay" for the purpose of reconsideration.

Rep. Nygaard moved that the House reconsider the action by which House Bill No. 634 was lost, which motion prevailed.

Rep. Nygaard moved that House Bill No. 634 be placed in General Orders, which motion prevailed.

**House Bill No. 638.** A Bill for an Act relating to licensing and regulation of transient merchants doing business by auction or otherwise, and repealing chapter 51-04 of the North Dakota Revised Code of 1943 and sections 51-0401 and 51-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Richl'nd	Hafner	Rickford
Baker	Haugland	Roen
Baldwin	Hegge	Rolfsrud

Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Wolf
Fristad	Olson	Ziegler
Gagnum	Paulson	Mr. Speaker
Gefreh		

Those voting in the negative were:

Hammer	Solberg	Wicks
Rohde		
Absent and not voting:		
Erickson, Burke-	Mollet	Vinje
Divide	Overbo	Wambheim
Lee	Saumur	

So the bill passed and the title was agreed to.

**House Bill No. 659.** A Bill for an Act to amend and reenact section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to organization of annual or special township meetings and providing for five o'clock p.m. closing.

Which has been read.

#### 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:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Rich'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger

Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einerson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George		

Those voting in the negative were:

Rolfsrud

Absent and not voting:

Erickson, Burke-	Mollet	Wambheim
Divide	Overbo	Mr. Speaker
Lee	Vinje	

So the bill passed and the title was agreed to.

House Bill No. 688. A Bill for an Act to amend and reenact Sections 43-1301, 43-1307, 43-1308, 43-1317, subsection 3 of Section 43-1317, and 43-1320 relating to Optometrists.

Which has been read.

#### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow

Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Fristad	Nygaard	Tough
Gagnum	Olson	Trydahl
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel		

Those voting in the negative were:

Dunlop	Magnuson	Solberg
Erickson, Bottin'au	Rohde	Wicks
Frank		

Absent and not voting:

Erickson, Burke-	Mollet	Wambheim
Divide	Overbo	Mr. Speaker
Lee	Vinje	

So the bill passed, as amended on page 352 of the House Journal, and the title was agreed to.

House Bill No. 692. A Bill for an Act to amend and reenact section 40-0911 of the North Dakota Revised Code of 1943, relating to meetings of boards of city commissioners.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Homelvig	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brekke	Kitzmann	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman



Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Absent and not voting:		
Bye	Lee	Rickford
Erickson, Burke-	Mollet	Saumur
Divide	Overbo	Vinje
Heimes		

So the bill passed and the title was agreed to.

House Concurrent Resolution "Q". A Concurrent Resolution opposing repeal of long and short haul clause of section four of the Interstate Commerce Act.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Schmalenberger
Benson	Homelvig	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brekke	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Brown	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Wambheim
Fristad	Paulson	Wicks

Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Gress		

Absent and not voting:

Bye	Goebel	Overbo
Erickson, Burke-	Lee	Saumur
Divide	Mollet	Vinje

So the resolution was declared adopted.

Rep. Beede moved that House Bill No. 644, which is on the calendar, be placed in General Orders, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 507, have had the same under consideration and recommend that the same be amended as follows:

In the title after the figures "54-1601" insert "of the 1953 Supplement to the North Dakota Revised Code of 1943 and 54-1602".

At the end of the title strike out the period and insert a comma and the words "and for civil defense."

In line 8 after the figures "54-1601" insert "of the 1953 Supplement to the North Dakota Revised Code of 1943 and 54-1602".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 507 would 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. 532, 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 "\$810,716.00" and insert the figure "\$813,716.00".

In line 13 of the bill strike out the figure "\$10,000.00" and insert the figure "\$13,000.00".

In line 39 of the bill strike out the figure "\$810,716.00" and insert the figure "\$813,716.00".

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 532 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 582, have had the same under consideration and recommend that the same be amended as follows:

In line 31 delete the word "Six" and insert the word "seven" in lieu thereof.

In line 32 delete the last three words "shall fairly represent" and insert after the word "and" the words "at least three of the board members must be bona fide farmers or ranchers".

In line 33 delete all words up to the period. In line 33 after the period and before the word "appointments" insert the following, and renumber the lines alphabetically, or otherwise as may be necessary:

"The following seven geographical districts shall be entitled to one member on the board per district:

- District 1. Stark, Bowman, Adams, Hettinger, Slope, Billings, Golden Valley and Dunn counties;
- District 2. Morton, Sioux, Grant, Burleigh, Oliver, Mercer, McLean, and Sheridan counties;
- District 3. Stutsman, Emmons, McIntosh, Logan, Kidder, Foster, Eddy, and Wells counties;
- District 4. Ransom, Dickey, Sargent, Richland, LaMoure, Barnes, and Cass counties;
- District 5. Grand Forks, Griggs, Steele, Traill, Nelson, Walsh, Pembina, and Cavalier counties;
- District 6. Pierce, McHenry, Benson, Ramsey, Towner, Rolette, and Bottineau counties;
- District 7. Mountrail, McKenzie, Ward, Renville, Burke, Divide, and Williams counties.

The chairman of the county commissioners of the first named county in each of the above districts shall designate the time and place of a district meeting for the chairmen of the county commissioners, or their member designates, of the several counties of that district. The time of these first meetings shall be no later than July 15, 1955. A subsequent meeting shall be called in the same manner in any district whenever a vacancy occurs on the board from that district, within thirty days after the district has due notification of the vacancy. At each district meeting the chairman of the county commissioners of the first named county in each of the seven districts shall be the presiding officer unless or until the delegates elect another. The meeting shall be called for the purpose of selecting the names of three candidates for the game board, which names will be submitted to the governor by the presiding officer, provided that of the three candidates submitted, at least one shall be a bona fide farmer or rancher. The governor shall select one from the three names submitted to him to fill any vacancy from that district on the game and fish board."

In line 35 delete the word "and" and after the word "six" add a comma and the words "and seven".

In line 39 delete the word "six" and insert the word "seven" in lieu thereof.

In line 50 delete the word "three" and insert the word "four" in lieu thereof.

In line 101 delete the word "under" and insert the words "subject to" in lieu thereof.

In line 176 delete the word "may" and insert the word "shall" in lieu thereof.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. STICKA, Chairman.

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

The Speaker announced that House Bill No. 582 would be considered in the sixth order of business on the next legislative day.

Rep. Sticka moved that House Bill No. 582 be reprinted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources, to whom was referred House Bill No. 599, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Simenson 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. 614, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

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

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 7, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I"

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

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 7, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 561

House Bill No. 575

House Bill No. 597

Which the President has signed.

EDWARD LENO, Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "S"

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 7, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "S"

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

KENNETH L. MORGAN, Chief Clerk.

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

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

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-FIFTH DAY

Bismarck, February 7, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. G. Adolph Johns of the First Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Lee, Mollet, and Overbo.

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-second day after recess and thirty-third day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 7, 1955

Mr. President: I have the honor to transmit:

House Bill No. 527  
House Bill No. 627  
House Bill No. 651  
House Bill No. 681  
House Bill No. 707  
House Bill No. 788

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

KENNETH L. MORGAN, Chief Clerk.

### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 7, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2  
Senate Bill No. 4  
Senate Bill No. 116  
Senate Bill No. 130  
Senate Bill No. 146  
Senate Bill No. 152  
Senate Bill No. 180  
Senate Bill No. 184  
Senate Bill No. 237  
Senate Concurrent Resolution "J"  
Senate Concurrent Resolution "L"

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

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, February 7, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 48

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

EDWARD LENO, Secretary.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation, to whom was referred House Bill No. 682, have had the same under consideration and recommend that the same be amended as follows:

In line 10 delete the word "may" and insert the word "shall" in lieu thereof

In line 13 delete the word "may" and insert the word "shall" in lieu thereof

In line 17 delete the word "may" and insert the word "shall" in lieu thereof

In line 36 delete the words "two hundred"

In line 37 delete the word "seven"

In line 38 delete the words "dollars and fifty cents" and insert the words "fifteen dollars" in lieu thereof

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 682 would be considered in the sixth order of business on the next legislative day

SIXTH ORDER OF BUSINESS

Rep. Leet moved that the amendments to House Bill No. 598, as recommend by the Committee on Transportation and printed on page 384 of the House Journal, be adopted, which motion prevailed.

FINAL PASSAGE OF HOUSE BILLS

House Bill No. 585. A Bill for an Act to amend and reenact sections 26-2229 and 26-2230 of the North Dakota Revised Code of 1943 relating to levies for hail indemnity taxes, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 27; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Gagnum	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rohde
Baker	Hafner	Rolfsrud
Beede	Hammer	Rosberg
Benson	Hegge	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger

Bratcher	Hofstrand	Schmidt
Brekke	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kitzmann	Simenson, 10th
Christopher	Kjos	Simonson, 9th
Currie	Kloster	Snortland
Dahlund	Knudsen, LaMoure	Solberg
Dewey	Knudson, Morton	Sommer
Dick	Langseth	Sortland
Einarson	Larson	Spitzer
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Nygaard	Wicks
Frank	Olson	Wolf
Fristad	Poling	Ziegler

Those voting in the negative were:

Adamsen	Goebel	Roen
Anderson, Richl'nd	Haugland	Rose
Baldwin	Heimes	Snow
Balerud	Homelvig	Sorlie
Brooks	Laske	Sticka
Davis	Leet	Stockman
Fleenor	Mueller	Tollefson
Gefreh	Petterson	Wambheim
George	Rickford	Mr. Speaker
Absent and not voting:		
Dunlop	Mollet	Paulson
Lee	Overbo	Vinje
Lindberg		

So the bill passed as amended on page 361 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 615.** A Bill for an Act to amend and reenact section 26-2214 of the North Dakota Revised Code of 1943 relating to applications to county auditors and agents of insurance commissioner; duties of auditor, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 47; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	McLain
Anderson, Eddy- Foster	Hafner	Nygaard
	Hammer	Olson
Baker	Hegge	Poling
Balerud	Heimes	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rosberg
Bjella	Hofstrand	Schmidt
Brekke	Homelvig	Schuler
Brown	Kitzmann	Simenson, 10th
Currie	Kjos	Snortland

Dewey	Kloster	Solberg
Dick	Knudsen, LaMoure	Strand
Erickson, Bottin'au	Knudson, Morton	Strege
Erickson, Burke- Divide	Langseth	Thompson, M'Lean
	Lindberg	Tough
Esterby	Link	Wicks
Ettestad	Lynch	Wolf
Fine	Magnuson	Ziegler
Frank	Mahlmann	Mr. Speaker
Gagnum		

Those voting in the negative were:

Adamsen	Gress	Saumur
Anderson, Richl'nd	Haugland	Schmalenberger
Baldwin	Hornbacher	Scott
Berntson	Larson	Simonson, 9th
Bratcher	Laske	Snow
Brooks	Leet	Sommer
Bye	Miller	Sorlie
Christopher	Mueller	Sortland
Dahlund	Paulson	Spitzer
Davis	Petterson	Sticka
Einarson	Power	Stockman
Engen	Renfrow	Thompson, Burl'gh
Fleenor	Rickford	Tollefson
Gefreh	Roen	Trydahl
George	Rose	Wambheim
Goebel	Saugstad	

Absent and not voting:

Dunlop	Lee	Overbo
Fristad	Mollet	Vinje
Isakson		

So the bill passed, as amended on page 361 of the House Journal, and the title was agreed to, and the emergency clause lost.

Rep. Currie moved that the vote by which House Bill No. 615 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

**House Bill No. 625.** A Bill for an Act limiting the meaning of mineral rights or royalties when used in instruments of conveyance or lease.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy- Foster	Gress	Rickford
	Gumeringer	Roen
Anderson, Richl'nd	Hafner	Rohde
Baker	Hammer	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt



Bjella	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brekke	Isakson	Simenson, 10th
Brown	Kitzmann	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Wicks
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker

Those voting in the negative were:

Brooks	Paulson	Wolf
Laske	Rose	
Absent and not voting:		
Fristad	Mollet	Vinje
Haugland	Overbo	Wambheim
Lee		

So the bill passed as amended on page 362 of the House Journal, and the title was agreed to.

**House Bill No. 655.** A Bill for an Act to amend and reenact section 26-2216 of the North Dakota Revised Code of 1943, relating to compensation of assessors, county auditors and agents of the insurance commissioner for taking applications, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 37; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Mueller
Anderson, Cass	Hafner	Nygaard
Anderson, Eddy- Poster	Hammer	Olson
	Hegge	Poling
Baker	Heimes	Renfrow
Beede	Heller	Rohde
Benson	Hoffer	Rolfsrud
Bjella	Hofstrand	Rosberg
Brekke	Homelvig	Schmidt
Brown	Hornbacher	Schuler
Currie	Isakson	Simenson, 10th
Dahlund	Kitzmann	Snortland
Davis	Kjos	Solberg
Dewey	Kloster	Sortland
Dick	Knudsen, LaMoure	Strand

Engen	Knudson, Morton	Strege
Erickson, Bottin'au	Langseth	Thompson, Burl'gh
Erickson, Burke-	Leet	Thompson, M'Lean
Divide	Link	Tough
Esterby	Lynch	Wicks
Ettestad	Magnuson	Wolf
Fine	Mahlmann	Ziegler
Frank	McLain	Mr. Speaker
Gagnum	Miller	

Those voting in the negative were:

Anderson, Richl'nd	Gress	Schmalenberger
Baldwin	Haugland	Scott
Balerud	Larson	Simonson, 9th
Bratcher	Laske	Snow
Brooks	Paulson	Sommer
Bye	Petterson	Sorlie
Christopher	Power	Spitzer
Dunlop	Rickford	Sticka
Einarson	Roen	Stockman
Fleenor	Rose	Tollefson
Gefreh	Saugstad	Trydahl
George	Saumur	Wambheim
Goebel		

Absent and not voting:

Berntson	Lindberg	Overbo
Fristad	Mollet	Vinje
Lee		

So the bill passed as amended on page 362 of the House Journal, and the title was agreed to, and the emergency clause lost.

Rep. Link moved that the vote by which House Bill No. 655 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 601.** A Bill for an Act to create and enact subsection 6 of section 39-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to powers of local authorities in traffic regulation.

Which has been read.

**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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brekke	Isakson	Simonson, 10th
Brooks	Kitzmann	Simonson, 9th

Brown	Kjos	Snortland
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain.	Tollefson
Esterby	Miller	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Wambheim
Fleenor	Olson	Wicks
Frank	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	
Absent and not voting:		
Fristad	Mollet	Vinje
Lee	Overbo	

So the bill passed and the title was agreed to.

**House Bill No. 631.** A Bill for an Act to amend and reenact Section 57-2226 of the North Dakota Revised Code of 1943, relating to deduction of personal property taxes from salaries and claims against public funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Frank	Power
Anderson, Cass	Gefreh	Renfrow
Anderson, Eddy-	George	Rickford
Foster	Goebel	Roen
Anderson, Richl'nd	Gress	Rolfstrud
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heimes	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Homelvig	Scott
Bratcher	Hornbacher	Simenson, 10th
Brekke	Isakson	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Langseth	Sortland
Dahlund	Larson	Spitzer
Davis	Laske	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand

Dunlop	McLain	Strege
Einarson	Miller	Thompson, Burl'gh
Engen	Mueller	Tollefson
Erickson, Bottin'au	Nygaard	Tough
Erickson, Burke-	Olson	Trydahl
Divide	Paulson	Wambheim
Ettestad	Petterson	Mr. Speaker
Fleenor		

Those voting in the negative were:

Esterby	Link	Rosberg
Fine	Lynch	Solberg
Gagnum	Magnuson	Thompson, M'Lean
Gumeringer	Mahlmann	Wicks
Hafner	Poling	Wolf
Hammer	Rohde	Ziegler
Kitzmann		

Absent and not voting:

Fristad	Mollet	Vinje
Lee	Overbo	

So the bill passed and the title was agreed to.

**House Bill No. 609.** A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Which has been read.

Rep. Adamsen requested that he be excused from voting on House Bill No. 609 because of personal interest.

Rep. Anderson of Richland moved that Rep. Adamsen and other members who are contractors, be permitted to vote, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 47; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Bjella	Homelvig	Scott
Brown	Isakson	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Sorlie
Dahlund	Knudson, Morton	Sortland
Davis	Larson	Spitzer
Dewey	Laske	Sticka
Dick	Leet	Stockman
Einarson	Lindberg	Strand
Engen	Mueller	Thompson, Burl'gh
Fleenor	Nygaard	Tollefson

Fristad  
Gefreh  
George

Paulson  
Petterson  
Power

Trydahl  
Wambheim  
Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-  
Foster

Hafner  
Hammer

Rohde  
Rolfsrud

Beede  
Benson

Hegge  
Hofstrand

Rosberg  
Schmalenberger

Bratcher  
Brekke

Hornbacher  
Kitzmann

Schmidt  
Schuler

Brooks  
Dunlop

Kjos  
Langseth

Snortland  
Snow

Erickson, Bottin'au  
Erickson, Burke-  
Divide

Link  
Lynch  
Magnuson

Solberg  
Sommer  
Strege

Esterby  
Ettestad

Mahlmann  
McLain

Thompson, M'Lean  
Tough

Fine  
Frank

Miller  
Olson

Wicks  
Wolf

Gagnum  
Gumeringer

Poling

Ziegler

Absent and not voting:

Berntson  
Currie

Lee  
Mollet

Overbo  
Vinje

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

Rep. Erickson of Burke-Divide moved that the vote by which House Bill No. 609 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 689.** A Bill for an Act to appropriate and transfer moneys out of the funds available for aid to dependent children and to make such moneys available for expenditure by the Public Welfare Board for crippled children services during the remainder of the biennium ending June 30, 1955; and declaring an emergency.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Anderson, Cass  
Anderson, Eddy-  
Foster

Goebel  
Gress  
Gumeringer

Renfrow  
Rickford  
Roen

Anderson, Richl'nd

Hafner

Rohde

Baker

Hammer

Rolfsrud

Baldwin

Haugland

Rosberg

Balerud

Hegge

Rose

Beede

Heimes

Saugstad

Benson

Heller

Saumur

Berntson

Hoffer

Schmalenberger

Bjella

Hofstrand

Schmidt

Bratcher

Homelvig

Schuler

Brekke

Hornbacher

Scott

Brooks

Isakson

Simenson, 10th

Brown

Kitzmann

Simonson, 9th

Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	
Absent and not voting:		
Adamsen	Mollet	Vinje
Lee	Overbo	

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

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Leet introduced:

**House Concurrent Resolution "Y".** A Concurrent Resolution authorizing and directing the board of administration to take necessary action to improve the lighting in the legislative chambers.

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

Reps. Heimes, Baker and Haugland introduced:

**House Concurrent Resolution "X".** A Concurrent Resolution authorizing and directing the board of administration to transfer patients from overcrowded conditions at the Grafton state school to vacant facilities at the State Tuberculosis Sanatorium.

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

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution "I"

And the Speaker signed the same in the presence of the House.

Rep. Nygaard 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. February 8, 1955, which motion prevailed.

## FIRST READING OF SENATE BILLS

**Senate Bill No. 5.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and special projects for the Tuberculosis Sanatorium.

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

**Senate Bill No. 7.** A Bill for an Act making an appropriation for the general maintenance, improvement and repairs, equipment, miscellaneous expenses, and new buildings and special projects for the State Training School at Mandan, North Dakota.

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

**Senate Bill No. 40.** A Bill for an Act to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to petitions to place the names of candidates for precinct committeemen on the ballot.

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

**Senate Bill No. 94.** A Bill for an Act amending and reenacting section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 58-0605 of the North Dakota Revised Code of 1943, relating to meetings of the board of township supervisors.

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

**Senate Bill No. 95.** A Bill for an Act to amend and reenact subsection 3 of section 20-0126 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the operation of watercraft.

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

**Senate Bill No. 110.** A Bill for an Act to amend and reenact section 40-0706 of the North Dakota Revised Code of 1943 relating to compensation of village trustees.

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

**Senate Bill No. 112.** A Bill for an Act to amend and reenact section 57-3844 of the North Dakota Revised Code of 1943 relating to income tax as a personal debt by adding thereto a provision relating to limitations of actions in those instances of failure to make a return as required by the income tax law.

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

**Senate Bill No. 127.** A Bill for an Act to amend and reenact subsection 4 of section 10-1206 of the North Dakota Revised Code of 1943, relating to mutual aid corporations.

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

And the House stood recessed until 1:00 p.m. February 8, 1955, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.

THIRTY-FIFTH DAY AFTER RECESS  
AND THIRTY-SIXTH DAY

Bismarck, February 8, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

## PETITIONS AND COMMUNICATIONS

Letters urging the banning of liquor advertising on radio were received from Mr. and Mrs. Ed Huebner of Jamestown, N. Dakota and Addison H. Meyer of Wahpeton, N. Dakota, which were referred to the Committee on Social Welfare.

## MESSAGE FROM THE GOVERNOR

State of North Dakota

## OFFICE OF THE GOVERNOR

Bismarck, February 8, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved House Bills 561 and 597.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE

Governor

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 624, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Spitzer 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. 657, have had the same under



consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Magnuson 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. 673, have had the same under consideration and recommend that the same be amended as follows:

In line 102 delete the word "property" and insert the word "properly" in lieu thereof.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

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

The Speaker announced that House Bill No. 673 would 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. 715, have had the same under consideration and recommend that the same be amended as follows:

After the figure 47-1007 in the first line of the title insert the following: "and 47-1905";

After line 10 insert the following:

"(SECTION 2. AMENDMENT.) Section 47-1905 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

47-1905. RECORDING OF DEED: POST OFFICE ADDRESS OF GRANTEE MUST BE SHOWN.) No deed, contract for deed or final decree of distribution in which real estate is described shall be received for record by any register of deeds in this state if the post office address of each grantee or beneficiary named in such deed or decree is not shown.";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 715 would 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. 739, have had the same under consideration and recommend that the same be amended as follows:

On line 11 after "seven o'clock p.m." strike the comma and insert in lieu thereof a period;

On line 11 strike the last three words "and in any";

On line 12 strike all of the words;

On line 13 strike all of the words;

On line 14 strike all of the words;

On line 15 strike the words "continuously until eight o'clock p.m.";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 739 would 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. 778, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Fleenor 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. 805, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Strege 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. 806, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Lynch 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. 815, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Haugland 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:

House Bill No. 505

House Bill No. 582

House Bill No. 584

House Bill No. 585

House Bill No. 615

House Bill No. 625

House Bill No. 655

House Bill No. 688

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 561  
House Bill No. 575  
House Bill No. 597

Were delivered to the Governor for his approval at the hour of 2:10 p.m., February 7, 1955.

REP. FRISTAD, Chairman.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Chaplaincy recommends that the Report of Committee on Chaplaincy on pages 17 and 18 of the House Journal be amended to read as follows:

\* On the dates of Jan. 31, Feb. 1, and 2 delete the name of "A. J. Galowitch, (Man. 657), St. Joseph's, Mandan" and insert in lieu thereof the name "George King, (Man. 8328), Christ Episcopal Church".

For the House:

REP. WAMBHEIM.

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

#### GENERAL ORDERS

Rep. Schuler moved that the House resolve itself into a Committee of the Whole for the consideration of amendments to House Bills Nos. 634 and 644, which motion prevailed, and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Schuler to the Chair, and the House acted as a Committee of the Whole.

Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 634 and recommend that the bill be amended as follows:

In line 12, strike out everything after the period following the word "assessment".

and

House Bill No. 644 and recommend that the bill be amended as follows: Line 16, strike the words "feeder roads" and insert in lieu thereof the words "federal aid secondary or farm to market roads"

In line 8, change the word "sixteen" to "fourteen"

And renumber the lines accordingly.

REP. SCHULER, Chairman.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEE

Mr. Speaker: The Majority of your Committee on Labor Relations, to whom was referred House Bill No. 660, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SCOTT  
REP. ADAMSEN

REP. BALERUD  
 REP. BJELLA  
 REP. BROOKS  
 REP. HOFFER  
 REP. KLOSTER  
 REP. PETERSON  
 REP. RICKFORD  
 REP. THOMPSON (Burleigh)  
 REP. OLSON

REP. BAKER, Chairman.

Mr. Speaker: The Minority of Your Committee on Labor Relations, to whom was referred House Bill No. 660, have had the same under consideration and recommend that the same do pass.

REP. SCHMIDT  
 REP. ERICKSON (Burke-Divide)  
 REP. THOMPSON (McLean)  
 REP. MAHLMANN  
 REP. ZIEGLER  
 REP. HAMMER  
 REP. GUMERINGER

REP. BAKER, Chairman.

Rep. Brooks moved that the report of the majority of the Committee on Labor Relations on House Bill No. 660 be adopted.

Rep. Erickson of Burke-Divide moved a substitute motion that the report of the minority of the Committee on Labor Relations on House Bill No. 660 be adopted.

Rep. Simonson (9th) asked to be excused from voting on the motion on House Bill No. 660 because of personal interest.

Rep. Baker moved that Rep. Simonson be permitted to vote on the motion on House Bill No. 660, which motion prevailed.

Rep. Beede requested a roll call vote on the motion of Rep. Erickson of Burke-Divide, which request was granted.

#### ROLL CALL

The question being on the motion of Rep. Erickson of Burke-Divide, the roll was called and there were ayes, 42; nays, 63; absent and not voting, 8.

Those voting in the affirmative were:

Baker	Hafner	Rohde
Beede	Hammer	Rolfsrud
Benson	Haugland	Rosberg
Brekke	Homelvig	Schmidt
Dick	Kitzmann	Schuler
Dunlop	Lee	Snortland
Engen	Link	Solberg
Erickson, Bottin'au	Lynch	Spitzer
Erickson, Burke-Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	Miller	Thompson, M'Lean
Fine	Mollet	Tough
Frank	Nygaard	Wicks
Gagnum	Poling	Ziegler
Gumeringer		

Those voting in the negative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow

Anderson, Eddy-	Gress	Rickford
Foster	Hegge	Rose
Anderson, Rich'nd	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Berntson	Hornbacher	Scott
Bjella	Kjos	Simenson, 10th
Bratcher	Kloster	Snow
Brooks	Knudsen, LaMoure	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Langseth	Sticka
Currie	Larson	Stockman
Dahlund	Laske	Thompson, Burl'gh
Davis	Leet	Tollefson
Dewey	Lindberg	Trydahl
Einarson	McLain	Vinje
Ettestad	Olson	Wambheim
Fleenor	Overbo	Wolf
Fristad	Petterson	Mr. Speaker
Gefreh		

## Absent and not voting:

Brown	Mueller	Simonson, 9th
Hofstrand	Paulson	Sortland
Isakson	Roen	

So the motion of Rep. Erickson of Burke-Divide was declared lost.

The question was now on the original motion of Rep. Brooks that the report of the majority of the Committee on Labor Relations be adopted, which motion prevailed and the report of the majority on House Bill No. 660 was declared adopted.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 630, have had the same under consideration and recommend that the same be amended as follows:

On line 13 after the word "committee" strike the period and insert in lieu thereof a comma and add the following words thereafter: "which shall also state thereon that such certificate of nomination shall be presented to the inspector of elections at least forty-eight hours prior to the opening of the polls.";

On line 13 after the last word "is" insert the word "not";

On line 15 after the word "he" strike the word "shall" and insert in lieu thereof the word "may";

On line 15 after the word "appoint" insert the words "some other person than";

On line 16 after the word "nominated" insert a comma;

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 630 would 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. 709, have had the same

under consideration and recommend that the same be indefinitely postponed.

REP. BAKER, Chairman.

Rep. Adamsen 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. 728, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Wicks 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. 729, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Lynch 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. 810, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Paulson 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. 827, have had the same under consideration and recommend that the same be amended as follows:

In line 22 delete the following "county treasurer" and insert in lieu thereof: "Board of County Commissioners".

In line 24 delete the following "acquired" and insert in lieu thereof: "held".

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

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

The Speaker announced that House Bill No. 827 would 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. 846, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

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

#### EIGHTH ORDER OF BUSINESS

Rep. Beede moved that the rules be suspended and as many members of the House as wished to do so, might change their vote on the report of the Committee on Labor Relations on House Bill No. 660, which motion prevailed.

Rep. Erickson of Burke-Divide changed his vote from "Nay" to "Aye".

Rep. Scott changed his vote from "Aye" to "Nay".

Rep. Spitzer changed his vote from "Nay" to "Aye".

The Speaker announced that the House would revert to the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Sticka moved that the amendments to House Bill No. 507, as recommended by the Committee on Appropriations and printed on page 400 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to House Bill No. 532, as recommended by the Committee on Appropriations and printed on page 400 of the House Journal, be adopted.

Rep. Erickson of Bottineau moved a substitute motion that the amendments to House Bill No. 532 as recommended by the Committee on Appropriations and printed on page 400 of the House Journal not be adopted, which motion lost.

The question was now on the original motion of Rep. Sticka which motion prevailed and the amendments to House Bill No. 532 was declared adopted.

Rep. Sticka moved that the amendments to House Bill No. 582, as recommended by the Committee on Natural Resources and printed on page 401 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that further action on House Bill No. 582 be delayed until the reprinted bill is received, which motion prevailed.

Rep. Wambheim moved that the amendments to House Bill No. 641, as recommended by the Committee on Finance and Taxation and printed on page 387 of the House Journal, be adopted.

Rep. Nygaard moved a substitute motion that further consideration of House Bill No. 641 be delayed one legislative day, which motion prevailed.

#### FIRST READING OF A HOUSE RESOLUTION

Rep. Wambheim introduced:

**House Resolution No. 6**. A House Resolution relating to chaplain service.

Rep. Wambheim moved that House Resolution No. 6 be printed in the House Journal and not be printed in bill form, which motion prevailed.

#### HOUSE RESOLUTION NO. 6

Introduced by Representative Wambheim

A House Resolution relating to chaplain service.

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:**

- 1 The schedule of chaplaincy for the House of
- 2 Representatives of the Thirty-fourth Legislative
- 3 Assembly as set forth in the Journal of the House of
- 4 Representatives on pages 17 and 18, as amended,
- 5 is agreed to and the employment of chaplains in
- 6 accordance with such schedule at six dollars per diem,
- 7 is hereby authorized.

Rep. Wambheim moved that the rules be suspended and House Resolution No. 6 be adopted.

## ROLL CALL

The question being on the motion of Rep. Wambheim, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

## Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		

## Absent and not voting:

Hofstrand	Rohde	Sortland
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So Resolution No. 6 was declared adopted.

## EIGHTH ORDER OF BUSINESS

Rep. Baker moved that House Resolution No. 5 be returned to the House from the Committee on State Affairs, which motion prevailed.

Rep. Saugstad moved that House Bill No. 717 be taken from the calendar and placed in General Orders, which motion prevailed.

Rep. Wicks moved that House Bill No. 664 be re-referred from the Committee on Social Welfare to the Committee on General Affairs, which motion prevailed.

Rep. Roen moved that the courtesy of the floor be extended to M. S. Byrnes, former states attorney of Bowman county. The motion was seconded by Rep. Homelvig and prevailed.



Rep. Baker moved that House Resolution No. 5 be placed at the head of the calendar.

Rep. Beede moved a substitute motion that action on House Resolution be delayed one legislative day, which motion lost on a division vote.

The question was now on the original motion of Rep. Baker that House Resolution No. 5 be placed at the head of the calendar, which motion prevailed.

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

Rep. Erickson of Burke-Divide moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-SIXTH DAY

Bismarck, February 8, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by Rev. G. Adolph Johns of the First Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Hofstrand and Sortland.

### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 8, 1955

Mr. President: I have the honor to transmit:

House Bill No. 505.

House Bill No. 584

House Bill No. 585

House Bill No. 601

House Bill No. 615

House Bill No. 625

House Bill No. 631

House Bill No. 633

House Bill No. 638

House Bill No. 655

House Bill No. 659

House Bill No. 688

House Bill No. 689

House Bill No. 692

House Concurrent Resolution "Q"

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 8, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resoluion "I"

Which the Speaker has signed.

KENNETH L. MORGAN, 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-third day after recess and thirty-fifth day and find the same correct.

REP. SAUGSTAD, Chairman.

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

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 8, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "S"  
Which the President has signed.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, February 8, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6  
Senate Bill No. 8  
Senate Bill No. 21  
Senate Bill No. 63  
Senate Bill No. 103  
Senate Bill No. 114  
Senate Bill No. 125  
Senate Bill No. 138  
Senate Bill No. 140  
Senate Bill No. 143  
Senate Bill No. 149  
Senate Bill No. 164  
Senate Bill No. 168  
Senate Bill No. 171  
Senate Bill No. 175

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

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 503, have had the same under consideration and recommend that the same be amended as follows:

In Line 17 strike out the figure "\$50,000.00" and insert the figure "\$30,000.00", in lieu thereof.

Following Line 17 insert a line 17a and label it "Services and Expenses State Meat and Poultry Processing Plant Inspector, and the figure \$20,000.00".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 503 would 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. 508, have had the same under consideration and recommend that the same be amended as follows:

At the end of the title strike out the period and complete the sentence with the following words: "as amended by Sections 36-0203 and 36-0205 of the 1953 Supplement to the North Dakota Revised Code of 1943."

In Line 7 after the figure "1943" insert the words "as amended by Sections 36-0203 and 36-0205 of the 1953 Supplement to the North Dakota Revised Code of 1943".

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 508 would 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. 509, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Tough 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. 513, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Richland 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. 523, have had the same under consideration and recommend that the same be amended as follows:

In Line 3 strike out the words "a sum sufficient" and insert the words and figure "the sum of \$6,000.00".

In Line 5 strike out the figure "1949" and insert the figure "1953".

In Line 6 following the word "Supplement" insert the words "to the North Dakota Revised Code of 1943".

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 523 would 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. 526, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Tough 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. 528, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Vinje 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. 562, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 590, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Mueller 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. 761, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Cass moved that the report be adopted, which motion prevailed and the report was adopted.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the courtesy of the floor be given to the Legislative Committee of the North Dakota Interchurch Council and National Lutheran Council Churches, composed of Rev. Roy Wiegand, Rev. R. V. Tannehill, Rev. M. P. Lutness, O. Leonard Orvedal and C. L. Young of Bismarck, Senator C. W. Schrock of New Rockford, Rep. Targie Trydahl of Thompson and C. A. Armstrong of Fargo, North Dakota, which motion prevailed.

On motion of Rep. Erickson of Bottineau the courtesy of the floor was extended to a former state representative from Bowman County, William Bingenheimer.

On motion of Rep. Powers the courtesy of the floor was extended to Mrs. Roy M. Wells of Langdon, North Dakota.

On motion of Rep. Petterson the courtesy of the floor was extended to his brother, Lawrence Petterson, of Richland county, who was a former member of the House of Representatives.

On motion of Rep. Schuler the courtesy of the floor was extended to the mayor of Gackle, North Dakota and a party of friends.

Rep. Stockman moved that the courtesy of the floor be extended to Al Foss of Valley City, Chairman of the Young Republicans of North Dakota, which motion prevailed.

Rep. Wolf moved that the courtesy of the floor be extended to C. P. Ritter, a former member of the House of Representatives from Logan county, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 8, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 569

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

FINAL PASSAGE OF HOUSE BILLS  
AND RESOLUTIONS

**House Resolution No. 5.** A House Resolution calling for immediate hearing for ousted professors and all parties concerned, relative to the North Dakota Agricultural College controversy.

Which has been read.

Rep. Beede moved that further action on House Resolution No. 5 be delayed one legislative day.

Rep. Beede requested a roll call on his motion which was granted.

## ROLL CALL

The question being on the motion of Rep. Beede, the roll was called and there were ayes, 47; nays, 62; absent and not voting, 4.

Those voting in the affirmative were:

Anderson, Eddy-	Hammer	Overbo
Foster	Haugland	Poling
Beede	Hegge	Rohde
Benson	Hornbacher	Rolfsrud
Berntson	Isakson	Rosberg
Brekke	Kitzmann	Schmalenberger
Dunlop	Langseth	Schmidt
Erickson, Bottin'au	Lee	Schuler
Erickson, Burke-	Link	Snortland
Divide	Lynch	Snow
Esterby	Magnuson	Solberg
Fine	Mahlmann	Strand
Frank	McLain	Strege
Gagnum	Miller	Thompson, M'Lean
Gress	Mollet	Tough
Gumeringer	Olson	Ziegler
Hafner		

Those voting in the negative were:

Adamsen	Fristad	Renfrow
Anderson, Cass	Gefreh	Rickford
Anderson, Rich'nd	George	Roen
Baker	Goebel	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Bjella	Hoffer	Scott
Bratcher	Homelvig	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Sommer
Bye	Knudsen, LaMoure	Sorlie
Christopher	Knudson, Morton	Spitzer
Currie	Larson	Sticka
Dahlund	Laske	Stockman
Davis	Leet	Thompson, Burl'gh

Dewey	Lindberg	Tollefson
Dick	Mueller	Trydahl
Einarson	Nygaard	Vinje
Engen	Paulson	Wambheim
Ettestad	Petterson	Wolf
Fleenor	Power	

Absent and not voting:

Hofstrand	Wicks	Mr. Speaker
Sortland		

So the motion of Rep. Beede was declared lost.

Rep. Rosberg moved that House Resolution No. 5 be adopted.

A roll call was asked for and granted.

**ROLL CALL**

The question being on the motion of Rep. Rosberg, the roll was called and there were ayes, 40; nays, 64; absent and not voting, 9.

Those voting in the affirmative were:

Anderson, Eddy-	Gumeringer	Poling
Foster	Hafner	Rolfsrud
Beede	Haugland	Rosberg
Benson	Isakson	Schmidt
Berntson	Kitzmann	Schuler
Brekke	Langseth	Snortland
Dunlop	Laske	Snow
Erickson, Bottin'au	Lee	Solberg
Erickson, Burke-	Link	Strand
Divide	Lynch	Strege
Esterby	Magnuson	Thompson, M'Lean
Fine	Mahlmann	Tough
Frank	Mollet	Wicks
Gagnum	Olson	Ziegler

Those voting in the negative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Richl'nd	Goebel	Roen
Baker	Gress	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Hornbacher	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Larson	Spitzer
Dahlund	Leet	Sticka
Davis	Lindberg	Stockman
Dewey	McLain	Thompson, Burl'gh
Dick	Miller	Tollefson
Einarson	Nygaard	Trydahl
Engen	Paulson	Vinje
Ettestad	Petterson	Wambheim
Fleenor	Power	Wolf
Fristad		

Absent and not voting:

Hammer	Homelvig	Rohde
Hegge	Mueller	Sortland

Hofstrand Overbo Mr. Speaker

So the motion of Rep. Rosberg on House Resolution No. 5 was declared lost.

**House Bill No. 576.** A Bill for an Act to provide for the regulation of propagation, taking, catching, destroying, and disposing of fish in this state; to provide for the regulation of bait vendors; to provide for the regulation of construction and maintenance of fishways; providing a penalty; and to repeal sections 20-0316, 20-0317, 20-0601, 20-0602, 20-0603, 20-0606, 20-0607, 20-0608, 20-0609, 20-0610, 20-0612, 20-0613, 20-0614, and 20-0615 of the North Dakota Revised Code of 1943, and to repeal sections 20-0314, 20-0315, 20-0604, 20-0605, 20-0611, and 20-0616 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

### ROLL CALL

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:

Adamsen	Gagnum	Poling
Anderson, Cass	Gefreh	Power
Anderson, Eddy-	George	Renfrow
Foster	Goebel	Rickford
Anderson, Rich'nd	Gress	Roen
Baker	Gumeringer	Rolfsrud
Baldwin	Hafner	Rosberg
Balerud	Haugland	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Tollefson
Erickson, Burke-	McLain	Tough
Divide	Miller	Trydahl
Esterby	Nygaard	Vinje
Ettestad	Olson	Wambheim
Fine	Overbo	Wolf
Fleenor	Paulson	Ziegler
Fristad	Petterson	Mr. Speaker

Those voting in the negative were:

Kitzmann	Mollet	Sjolberg
Absent and not voting:		
Frank	Homelvig	Sortland

Hammer  
Hegge  
Hofstrand

Mueller  
Rohde

Thompson, M'Lean  
Wicks

So the bill passed as amended on page 375 of the House Journal, and the title was agreed to.

**House Bill No. 614.** A Bill for an Act making an appropriation for the purpose of paying a deficiency in the operating fund of the State hail insurance department for the period beginning January 1, 1955, and ending June 30, 1955, and declaring an emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Baker	Haugland	Rofsrud
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brekke	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke-	McLain	Tollefson
Divide	Miller	Tough
Esterby	Mollet	Trydahl
Ettestad	Nygaard	Vinje
Fine	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George		

Those voting in the negative were:

Anderson, Rich'nd	Laske	Stockman
Fleenor		

Absent and not voting:

Dahlund	Homelvig	Rosberg
Hammer	Mueller	Sortland
Hofstrand	Rohde	



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

**House Bill No. 636.** A Bill for an Act to authorize the state fire marshal to prescribe uniform regulations for safety in the design, construction, location, installation and operation of equipment for storing, handling, transporting by tank-truck or tank-trailer and the utilizing of liquefied petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquefied petroleum gas containers and to prohibit the refilling or use of such containers without authorization by the owner thereof; providing for licensing of dealers; making an appropriation, and providing for penalty.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 7; absent and not voting, 6.

#### Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kjos	Scott
Brekke	Kloster	Simenson, 10th
Brooks	Knudsen, LaMoure	Simenson, 9th
Brown	Knudson, Morton	Snortland
Bye	Langs�eth	Snow
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Lee	Spitzer
Davis	Leet	Sticka
Dewey	Lindberg	Stockman
Dick	Link	Strand
Einarson	Lynch	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

#### Those voting in the negative were:

Dunlop	Kitzmann	Solberg
Engen	Magnuson	Strege

#### Erickson, Bottin'au

#### Absent and not voting:

Fristad	Homelvig	Rohde
Hofstrand	Mueller	Sortland

So the bill passed as amended on page 376 of the House Journal, and the title was agreed to.

**House Bill No. 643.** A Bill for an Act relating to levy of taxes in reorganized school districts, and permitting adjustment of the tax burden equitably between merged rural and urban areas.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 7; absent and not voting, 9.

#### Those voting in the affirmative were:

Adamsen	George	Poling
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Anderson, Richl'nd	Hafner	Roen
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rosberg
Beede	Hegge	Rose
Benson	Heimes	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Brekke	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Einarson	Leet	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler

#### Those voting in the negative were:

Baker	Mahlmann	Trydahl
Bratcher	Thompson, M'Lean	Wicks
Kitzmann		

#### Absent and not voting:

Davis	Homelvig	Rohde
Gefreh	Lindberg	Sortland
Hofstrand	Mueller	Mr. Speaker

So the bill passed and the title was agreed to.

**House Bill No. 648.** A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot

at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 61; nays, 49; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Richl'nd	Haugland	Rickford
Baker	Heller	Roen
Baldwin	Hoffer	Rose
Balerud	Homelvig	Saugstad
Bjella	Hornbacher	Saumur
Bratcher	Isakson	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Larson	Spitzer
Davis	Laske	Sticka
Dewey	Lee	Stockman
Dick	Leet	Thompson, Burl'gh
Einarson	Lindberg	Frydahl
Engen	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Fristad	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		

Those voting in the negative were:

Anderson, Eddy-	Gumeringer	Poling
Foster	Hafner	Rofsrud
Beede	Hammer	Rosberg
Benson	Hegge	Schmalenberger
Berntson	Heimes	Schmidt
Brekke	Kitzmann	Schuler
Currie	Kjos	Simonson, 9th
Dahlund	Langseth	Snortland
Dunlop	Link	Snow
Erickson, Bottin'au	Lynch	Solberg
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Frank	Olson	Wicks
Gagnum	Overbo	Wolf

Absent and not voting:

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

## EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the courtesy of the floor be extended to Hon. M. R. Young, U. S. Senator, and that a committee of two be appointed to escort him to the rostrum, which motion prevailed and the Speaker appointed as such committee Reps. Rickford and Knudsen.

Rep. Nygaard moved that the remarks of Senator Young be printed in the House Journal, which motion prevailed.  
Senator Young:

"Thank you, Speaker Fitch and Members of the State House of Representatives. It is always a pleasure to come back here. I think I got more education and benefit from serving in the legislature than the people of LaMoure county got. Once I was co-sponsor of a bill to cut down the membership of the House and Senate. The late Senator Bill Watt very effectively opposed it on the ground that the legislature was the best institution of higher learning in the State of North Dakota and he was not for cutting it down.

I am glad to see my friend Joe Wicks here as a member of the House. He writes me letters quite often telling me what to do and what not to do and he has been trying to trade horses with me for twenty years. I have never been so foolish as to try that yet.

I am especially glad to see my friend Ruth Smith back here. We have been associated in politics since 1932—I believe it was even before then. I note that she too always likes to come back to the state House of Representatives.

I first served in the House in 1933 and went to the state senate in 1935. Those were terrible times. The average price of a bushel of wheat in 1933 was 39¢ a bushel and in 1938, it was 38¢ a bushel. The counties in the state and every political subdivision were broke. That is proof that no one can be prosperous in North Dakota or in the nation unless we maintain a fair price for agricultural commodities. At that time Senator Martin from Morton County introduced a resolution calling for North Dakota to secede from the union. That got an awful lot of national attention and a lot of bad publicity but Senator Martin had a good motive back of his resolution. He wanted to call the attention of the rest of the nation to the problems that we in North Dakota were facing at that time. He did a very effective job even though the publicity was not so good.

Ever since that time we have had a problem with agriculture. For a long period of time most people recognized that there could be no prosperity without a good agricultural price. We can get good prices when we are faced with a shortage and that is something that I would like to spend a few minutes talking about. We have lost many of our foreign exports. Last year Congress passed Public Law No. 480 permitting spending nearly two million dollars to assist in disposing of our surpluses. There was seven hundred million dollars allocated to the disposal of surpluses and for currency of the foreign countries for purchases of food in the United States and to authorize barter bills where we could trade wheat for industrial diamonds and such. The state department set a ceiling of \$443,000,000.00, as I recall it. The most that could be spent this year to dispose of agricultural surpluses despite the fact that many nations in

the world indicated their desire to get agricultural commodities. The decision was not chargeable so much to the Secretary of State as to the thousands and thousands of career employees of the Department of State. I think the Civil Service law, in many respects, is very good. It works in the postal service where there are no policies to be made, but when you get in the Department of State where you have fifty-seven thousand employees, a large part of them making important decisions and it is almost impossible to get rid of them when a new administration comes into power no matter how unwise their policies are, you run into real problems. Most of the career diplomats are from Harvard, Yale or some college like that. They come out as young men and go into the State department, and they go to a tougher school than the one that they come out of. They are indoctrinated with the policy that the United States has unlimited wealth and everything should be for the betterment of other countries and nothing done for our own welfare. Brazil expressed a desire right away, as an example, to purchase two hundred thousand tons of wheat under the new legislation. Our ambassador, Mr. Kemper of Chicago who was formerly treasurer for the Republican National Committee, approved of it, but the State Department said "No". They said we could only sell Brazil one hundred thousands tons. Someone tipped off Canada and they got the business right away—they got one hundred thousand tons and we got one hundred thousand tons, and we loaned Brazil the money to pay Canada.

They have adopted a policy, for example, with respect to dairy commodities. We have not been an exporter of dairy commodities so they say we can't export any dairy commodities without first getting the approval of Denmark, Holland and New Zealand. So when we want to sell any of these commodities to any foreign country, no matter how badly they want them, we can't do it without getting the approval of those countries. In the Far East, we can't export rice without getting the approval of the other countries over there. There is no requirement that other countries with surpluses, have to get the approval of the United States.

Well, may I say that when we get these currencies from these countries for exchange of our surpluses, we use them in lieu of dollars, as is true of every foreign country where we have given military assistance so it represents no loss to this country.

Japan wanted to purchase one hundred million dollars worth of surpluses but the state department said that we can only export sixty million. They finally compromised at eighty-five million. Italy wanted sixty million—the state department said they could only have thirty or thirty-five million, but through the intervention of our ambassador, Clare Booth Luce, they finally compromised so that we could send them forty million dollars in agricultural commodities.

The Senate Agricultural Committee is going into that right away. Last week there was a subcommittee appointed with Senator Eastland of Mississippi as Chairman; Senator Holland of Florida is the second ranking Democrat. Senators Schoefel, Scott and myself are the other members. We are having a closed hearing this Thursday, where Ambassador Kemper will appear and give us information with respect to

Brazil. He is completely on our side, as is the Department of Agriculture but we can't get by the State Department. That is one of the problems that agriculture had has over the years. It is a struggle for existence, and may I say that one of the happiest duties I have in Washington is dealing with the agricultural problem. I know every member of this House is just as interested as I am. If I could spend all my time dealing with those subjects on agriculture, I would be very happy.

Now, my good friend, Ken Fitch, I am glad to see that at last Imperial Cass has been recognized, and I know you have a very good Speaker. He was here when I came in 1933 and George Saumur is the only other member that was here before then.

Ken mentioned something about the international situation. I have talked with most members of the United States senate on the foreign situation and no one has the answer any more than you people out here. No one knows what mad gangsters may do but the feeling is that if we approach them from a position of strength rather than weakness, that they would not attack us, but I don't think that anything will happen. It is awfully bad to underrate the military power of any nation but we have vastly overrated the military strength of China because we had a situation in Korea and by our own action so circumscribed our military forces that they could not win. They fought to a stalemate. So we think China in particular is awfully tough. I don't think they are half as strong as they are played up to be and as the stories make out.

It is always a real pleasure to come back here and visit with you folks and I assure you that so long as I live I will make this trip back every two years. I wish I could visit with every one of you personally. Thank you."

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 649.** A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to transportation in reorganized school districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Richl'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt

Brekke	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
	Paulson	Mr. Speaker

Absent and not voting:

Dick	Rohde	Sortland
Hegge	Snortland	Wicks
Hofstrand		

So the bill passed and the title was agreed to.

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-2608 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the liability of municipalities for deficiencies in special improvement funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy- Foster	Gress	Power
Anderson, Richl'nd	Gumeringer	Renfrow
Baker	Hafner	Rickford
Baldwin	Hammer	Roen
Balerud	Haugland	Rolfsrud
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bratcher	Homelvig	Schmalenberger
Brekke	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Solberg
	Larson	Sommer

Dewey	Laske	Sorlie
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker

**Absent and not voting:**

Bjella	Lindberg	Sortland
Dick	Rohde	Stockman
Hegge	Saumur	Wicks
Hofstrand		

So the bill passed, as amended on page 376 of the House Journal, and the title was agreed to.

**House Bill No. 691.** A Bill for an Act to amend and reenact Subsection 8 of Section 57-3822 of the 1943 Revised Code relating to deductions allowed in computing net income.

Which has been read.

Rep. Baldwin moved that House Bill No. 691 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

**House Bill No. 693.** A Bill for an Act to amend and reenact sections 40-0808, 40-0816 and 40-0910 of the North Dakota Revised Code of 1943, relating to vacancies in city offices.

Which has been read.

**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:

Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heimes	Rose
Benson	Heller	Saugstad
Berntson	Hoffer	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brekke	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow



Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Einarson	Leet	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker

## Absent and not voting:

Adamsen	Hofstrand	Rohde
Baker	Lee	Sortland
Dick	Lindberg	Stockman
Dunlop	Poling	Wicks

So the bill passed, as amended on page 377 of the House Journal, and the title was agreed to.

**House Bill No. 694.** A Bill for an Act amending and reenacting subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the definition of assessed valuation, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 11.

## Those voting in the affirmative were:

Anderson, Cass	Hafner	Renfrow
Anderson, Eddy- Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baldwin	Hegge	Rolfstrud
Balerud	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brekke	Isakson	Schmidt
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Larson	Snow
Davis	Laske	Solberg
Dewey	Lee	Sommer
Einarson	Leet	Sorlie
Engen	Link	Spitzer
Esterby	Lynch	Sticka
	Magnuson	Strand

Ettestad	Mahlmann	Strege
Fine	McLain	Thompson, Burl'gh
Fleenor	Mollet	Thompson, M'Lean
Frank	Mueller	Tollefson
Fristad	Nygaard	Tough
Gagnum	Olson	Trydahl
Gefreh	Overbo	Vinje
George	Paulson	Wambheim
Goebel	Petterson	Wolf
Gress	Poling	Ziegler
Gumeringer	Power	Mr. Speaker

Those voting in the negative were:

Beede	Erickson, Burke-	Kitzmann
Erickson, Bottin'au	Divide	

Absent and not voting:

Adamsen	Hofstrand	Sortland
Baker	Lindberg	Stockman
Dick	Miller	Wicks
Dunlop	Rohde	

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

Speaker Fitch called Rep. Saumur to the Chair to preside.

**House Bill No. 701.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 40; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Hoffer	Renfrow
Anderson, Richl'nd	Homelvig	Roen
Balerud	Isakson	Rolfsrud
Berntson	Kjos	Rose
Bjella	Kloster	Saugstad
Brown	Langseth	Schuler
Bye	Larson	Scott
Christopher	Laske	Simonson, 9th
Dahlund	Leet	Snortland
Davis	Lindberg	Snow
Einarson	Link	Sommer
Erickson, Bottin'au	Lynch	Sorlie
Esterby	Magnuson	Strand
Ettestad	McLain	Thompson, Burl'gh
Gagnum	Mueller	Tollefson
George	Olson	Trydahl
Goebel	Overbo	Vinje
Hafner	Paulson	Wambheim
Haugland	Petterson	Wolf
Hegge	Poling	Ziegler
Heimes	Power	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Fine	Miller
Anderson, Eddy-	Frank	Mollet

	Foster	Fristad	Nygaard
Baldwin		Gefreh	Rickford
Beede		Gress	Rosberg
Bratcher		Gumeringer	Schmalenberger
Brekke		Hammer	Schmidt
Brooks		Heller	Simenson, 10th
Currie		Hornbacher	Solberg
Dewey		Kitzmann	Sticka
Dunlop		Knudsen, LaMoure	Strege
Engen		Knudson, Morton	Thompson, M'Lean
Erickson, Burke-		Lee	Tough
Divide		Mahlmann	Wicks

**Absent and not voting:**

Baker	Hofstrand	Sortland
Benson	Rohde	Spitzer
Dick	Saumur	Stockman
Fleenor		

So the bill passed and the title was agreed to.

Rep. Nygaard 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., Wednesday, January 9, 1955, which motion prevailed.

**FIRST READING OF SENATE BILLS  
AND RESOLUTIONS**

**Senate Bill No. 2.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment, of the School for the Deaf at Devils Lake, North Dakota.

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

**Senate Bill No. 4.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and new buildings and special projects for the Grafton State School at Grafton, North Dakota, and declaring an emergency.

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

**Senate Bill No. 48.** A Bill for an Act to amend and reenact Subsection 3 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to length limitations on vehicles; exceptions.

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

**Senate Bill No. 116.** A Bill for an Act authorizing political subdivisions to carry liability insurance and eliminating the defense of governmental immunity to insurers furnishing such insurance.

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

**Senate Bill No. 130.** A Bill for an Act to amend and reenact subsection 10 of section 1-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to holidays.

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

**Senate Bill No. 146.** A Bill for an Act to repeal subdivision b of subsection 3 of section 57-4001 of the North Dakota Revised Code of 1943, relating to definitions of processing.

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

**Senate Bill No. 152.** A Bill for an Act relating to contractors bonds and providing for payment of all taxes due the State of North Dakota or its subdivisions.

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

**Senate Bill No. 180.** A Bill for an Act to amend and reenact section 6-0614 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to credit union loans, and credit committee.

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

**Senate Bill No. 184.** A Bill for an Act transferring the unexpended balance of the appropriation for the construction of nurses quarters and classrooms at the state tuberculosis sanitarium to the general fund.

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

**Senate Bill No. 237.** A Bill for an Act to amend and reenact section 35-0902 of the North Dakota Revised Code of 1943, relating to procedure for obtaining a seed lien.

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

**Senate Concurrent Resolution "J".** A Concurrent Resolution expressing the thanks of the members of the legislature of the state of North Dakota, as well as that of all the citizens of the state to a true servant of all the people of the state, and changing the name of the Burlington Project to the "Judge A. M. Christianson Project", in tribute thereto.

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

**Senate Concurrent Resolution "L".** A Concurrent Resolution designating United States Highway No. 281 through the state of North Dakota as "American Legion Memorial Highway".

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

And the House stood recessed pursuant to the motion of Rep. Nygaard until 1:00 p.m., February 9, 1955.

KENNETH L. MORGAN, Chief Clerk.

THIRTY-SIXTH DAY AFTER RECESS  
AND THIRTY-SEVENTH DAY

Bismarck, February 9, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A communication from Jacob Hilzendeger of Napoleon, North Dakota, in opposition to trading stamps was referred to the Committee on Industry and Business.

Communications urging the banning of liquor ads on radio and television from Mr. and Mrs. V. M. Craven, Mr. and Mrs. H. C. Craver of Bismarck; Clarence Moseng of Benedict and a "Traill County Voter" were referred to the Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 548, have had the same under consideration and recommend that the same be amended as follows:

On the first line of the title of the bill delete the word "sections" and insert the following words and numerals in lieu thereof: "subsection 3 of section 15-1901 and sections 15-1902, 15-1903, 15-1906, 15-4002,".

In the tenth line of the title of the bill following the word "to" insert the following words: "high school correspondence,".

Delete all words after the comma in line 5.

Delete all of line 6.

Delete all words on line 7 up to and including the word "association".

Insert on lines 5, 6, and 7 and upon such additional alphabetically numbered lines as may be necessary following the comma on line 5 the following words "a member to be named by the president of the North Dakota educational association and a member to be named by the president of the North Dakota school officers' association, such members to serve for a term beginning July 1, 1955, through December 31, 1955. Thereafter, a member shall be selected by the North Dakota educational association and a member shall be selected by the North Dakota school officers' association at their respective annual conventions who shall be appointed to serve for a two year term beginning on the first day of January in each even numbered year and expiring on the last day of December of each odd numbered year.

At the beginning of line 16 delete all words up to and including the words "but the presidents of" and insert in lieu thereof the words "except that the members from", and renumber the lines alphabetically as necessary.

After the word "receive" on line 18 insert the words "the sum of ten dollars for each day actually engaged in their duties under this Act and shall receive" and renumber the lines alphabetically as necessary.

Delete all of line 322 and delete all words from the beginning of line 323 up to and including the word "education" and renumber the lines accordingly.

Following and below line 498 insert the following words:

499 SECTION 25. AMENDMENT.) Subsection 3 of sec-  
499a tion 15-1901 of  
500 the North Dakota Revised Code of 1943 is hereby  
500a amended and reenacted  
501 to read as follows:

502 3. Every child living in a rural community in the  
502a state, upon  
503 compliance with the regulations of the state board  
503a of  
504 ((higher))) public school education acting  
504a through the office  
505 of the superintendent of public instruction, shall  
505a be entitled  
506 to the benefits of this chapter up to and including  
506a the second  
507 year of high school, and such child shall be entitled  
507a to high  
508 school work for the third and fourth years if  
508a space is avail-  
509 able in the local school;

510 SECTION 26. AMENDMENT.) Section 15-1902 of  
510a the North Dakota  
511 Revised Code of 1943 is hereby amended and reenacted  
511a to read as follows:

512 15-1902. DIRECTOR OF HIGH SCHOOL CORRES-  
512a PONDENCE COURSES:

513 APPOINTMENT AND DUTIES.) The state director  
513a of correspondence courses

514 in secondary education shall be appointed by the state  
514a board of

515 ((higher))) public school education acting through  
515a the office of

516 the superintendent of public instruction. The board  
516a shall determine

517 his qualifications and fix his compensation. The  
517a director shall coor-

518 dinate the correspondence work of participating  
518a institutions for the

519 best interests of the state and with the object of  
519a providing high

520 school education for all pupils in the state who are  
520a capable of receiv-

521 ing the instruction and who are eligible to receive  
521a the benefits pro-

522 vided under the provisions of this chapter. He shall  
522a make annual

523 reports containing such information as the state board  
523a of ((higher)))

524 public school education may specify. Such reports  
524a shall be furnished

525 to the state board of ((higher))) public school  
525a education ((. to the

526 state superintendent of public instruction, to the  
526a commissioner of

527 agriculture and labor, and to the legislative  
527a assembly))).

528 SECTION 27. AMENDMENT.) Section 15-1903<sup>\*</sup>  
 528a of the North Dakota  
 529 Revised Code of 1943 is hereby amended and reenacted  
 529a to read as follows:  
 530 15-1903. DUTY OF COUNTY SUPERINTENDENT  
 530a OF SCHOOLS.)  
 531 All enrollments under the provisions of this chapter  
 531a shall be certified  
 532 by the county superintendent of schools to the  
 532a institution designated  
 533 by the state board of (((higher))) public school  
 533a education.  
 534 SECTION 28. AMENDMENT.) Section 15-1906 of  
 534a the North Dakota  
 535 Revised Code of 1943 is hereby amended and reenacted  
 535a to read as follows:  
 536 15-1906. CORRESPONDENCE COURSES TO BE  
 536a FINANCED FROM STATE  
 537 EQUALIZATION FUND.) The cost of operating the  
 537a correspondence courses  
 538 under the provisions of this chapter shall be paid out  
 538a of the state  
 539 equalization fund. All vouchers shall be approved by  
 539a the ((state  
 540 director of correspondence courses in secondary  
 540a education))) superin-  
 541 tendent of public instruction.  
 542 SECTION 29. AMENDMENT.) Section 15-4002 of  
 542a the North Dakota  
 543 Revised Code of 1943 is hereby amended and reenacted  
 543a to read as follows:  
 544 15-4002. HIGH SCHOOL CORRESPONDENCE  
 544a WORK.) The amount of money  
 545 appropriated to the fund by the legislative assembly  
 545a for correspondence  
 546 work for a biennium, or so much thereof as may be  
 546a necessary, shall be  
 547 expended first by the state board of (((higher)))  
 547a public school  
 548 education for high school work by correspondence.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

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

The Speaker announced that House Bill No. 548 would be considered in the sixth order of business on the next legislative day.

Rep. Larson moved that House Bill No. 548 be reprinted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture, to whom was referred House Bill No. 622, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Rose 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. 670, have had the same under consideration and recommend that the same be amended as follows:

On line 3 after the word "peace" strike the word "nor" and insert in lieu thereof the word "and";

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 670 would 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. 759, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Brooks 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. 816, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Scott 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. 817, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Sorlie 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. 837, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Roen 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. 840, have had the same under consideration and recommend that the same be amended as follows:

On line 5 after the word "territory" insert the following words "at the discretion of the court or judge";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

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

The Speaker announced that House Bill No. 840 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Concurrent Resolution "P", have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.



Rep. Wolf 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 "W", have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Sommer 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:

House Resolution No. 6

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 569

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 576

House Bill No. 636

House Bill No. 693

House Bill No. 650

And find the same correctly Engrossed.

REP. FRISTAD, Chairman.

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

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "S"

Was delivered to the Secretary of State at the hour of 2:22 o'clock p.m., February 9, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Delayed Bills have had under consideration three House bills, to-wit:

1. "For an Act making an additional appropriation for the per diem employees of the Thirty-fourth Legislative Assembly, and declaring an emergency."
2. "For an Act relating to brucellosis vaccination of calves."
3. "For an Act authorizing a special ten mill levy for certain county agricultural high schools for building fund purposes."

And recommend the same be introduced.

REP. CURRIE, Chairman.

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

## SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the amendments to House Bill No. 630, as recommended by the Committee on Judiciary and printed on page 420 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the amendments to House Bill No. 673, as recommended by the Committee on Agriculture and printed on page 416 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments to House Bill No. 682, as recommended by the Committee on Transportation and printed on page 404 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 715, as recommended by the Committee on Judiciary and printed on page 416 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 739, as recommended by the Committee on Judiciary and printed on page 416 of the House Journal, be adopted, which motion prevailed.

Rep. Wambheim moved that the amendments to House Bill No. 827, as recommended by the Committee on Finance and Taxation and printed on page 421 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS  
AND RESOLUTIONS

The Committee on Delayed Bills introduced:

**House Bill No. 854.** A Bill for an Act making an additional appropriation for the per diem employees of the Thirty-fourth Legislative Assembly, and declaring an emergency.

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

The Committee on Delayed Bills introduced:

**House Bill No. 855.** A Bill for an Act relating to brucellosis vaccination of calves.

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

The Committee on Delayed Bills introduced:

**House Bill No. 856.** A Bill for an Act authorizing a special ten mill levy for certain county agricultural high schools for building fund purposes.

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

Reps. Erickson of Burke-Divide, Frank and Gagnum introduced:

**House Concurrent Resolution "Z".** A Concurrent Resolution directing the legislative research committee to study the feasibility of a state operated health and accident insurance system.

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

Reps. Hammer, Erickson of Bottineau and Erickson of Burke-Divide introduced:

**House Concurrent Resolution "A-1".** A House Concurrent Resolution directing the legislative research committee to study the provisions of Article 54 of the amendments to the Constitution of the state of North Dakota.

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

Reps. Rolfsrud, Erickson of Burke-Divide and Esterby introduced:

**House Concurrent Resolution "B-1".** A Concurrent Resolution directing the legislative research committee to study the operation of section 186 of the Constitution of the state of North Dakota.

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

#### GENERAL ORDERS

Rep. Gress moved that the House resolve itself into a Committee of the Whole for the consideration of amendments to House Bill No. 717, which motion prevailed; and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Gress to the Chair, and the House acted as a Committee of the Whole. On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 717 and recommend that the bill be amended as follows:

In line 7 delete the words "and levying at least ten".

In line 8 delete the words "mills for general fund purposes."

Renumber the lines accordingly.

REP. GRESS, Chairman.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Speaker Fitch announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 591, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baldwin 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. 661, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Sticka 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. 695, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Wolf moved that the report be adopted.

Rep. Stockman moved a substitute motion that House Bill No. 695 be placed on the calendar, which motion lost on a division vote.

The question was now on the original motion of Rep. Wolf that the report of the committee on House Bill No. 695 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 725, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the word "three" and insert the word "two", as the beginning of the line, in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

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

The Speaker announced that House Bill No. 725 would 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. 789 have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman 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. 790, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 804, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh moved that the report be adopted.

Rep. Fristad moved a substitute motion that House Bill No. 804 be placed on the calendar, which motion lost on a division vote.

The question was now on the original motion of Rep. Thompson of Burleigh that the report of the Committee on State and Federal Government on House Bill No. 804 be adopted, which motion lost, on a division vote.

Rep. Erickson of Burke-Divide moved that House Bill No. 804 be placed on the calendar, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Brooks moved that House Bill No. 701 be indefinitely postponed, which motion prevailed.

Rep. Stockman moved that the vote by which House Bill No. 701 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Sticka moved that House Bill No. 809 be re-referred to the Committee on Education, which motion prevailed.

Rep. Langseth moved that the House reconsider the action by which House Bill No. 709 was passed, which motion prevailed.

Rep. Anderson of Eddy-Foster moved that House Bill No. 626 be withdrawn, which motion prevailed.

Rep. Gefreh moved that House Bill No. 624 be re-referred to the Committee on Judiciary, which motion prevailed.

On motion of Rep. Stockman the courtesy of the floor was extended to one Bill Durkee.

On motion of Rep. Kjos the courtesy of the floor was extended to twenty-one members of the Drake High School and their coach, Mr. Jim Weise, and to their drivers.

On motion of Rep. Bratcher the courtesy of the floor was extended to the county auditor of Hettinger County.

On motion of Rep. Petterson the courtesy of the floor was extended to Lee Swanson and Gilbert Movijs, a former chief clerk of the House of Representatives, from Lidgerwood, North Dakota.

On motion of Rep. Brown the courtesy of the floor was extended to Mrs. Harry Thompson and son Mark of Bismarck.

On motion of Rep. Lindberg the courtesy of the floor was extended to the class in state government from the Medina, North Dakota high school.

On motion of Rep. Nygaard the courtesy of the floor was extended to Wes Labrant, Rev. Randolph, Mr. Lindquist and Mr. Fred Hanson who are visitors here today.

On motion of Rep. Bjella the courtesy of the floor was extended to Herman Zahl of Williston, North Dakota.

On motion of Rep. Hegge the courtesy of the floor was extended to Faye Powell, Winona Lien, LaVonne Moan, Lynne Rundle, Audry Bohlman, Mary Kilwein, Juris Cuiriskis, Elmo Amundson, John Wegner, Eleanora Jung, Marvin Wieland, Lew Hewson, Dewey Hewson, Darlyce Erickson, Annabelle Gatzke, Marlene Rustan, Velma Kirschmann, Eunice Gullickson, Dorothy Johnson, Cherie Christianson, Earl Erickson, Robert Strommon, Herbert Moulthaupt, Rev. Roy Colby, John Kirschman, Fred Bohlman, Geo. Halvorson of New England.

On motion of Rep. Sortland the courtesy of the floor was extended to Miss Josephine Rosseau and Mrs. Clara Bechtle.

On motion of Rep. Goebel the courtesy of the floor was extended to the county commissioner from McIntosh County.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 813, have had the same under

consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 839, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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 House Concurrent Resolution "V", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Sorlie 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 "Y", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

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

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

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

KENNETH L. MORGAN, Chief Clerk.

### THIRTY-SEVENTH DAY

Bismarck, February 9, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. G. Adolph Johns of the First Lutheran Church of Bismarck.

The roll was called and all members were present except Rep. Power.

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 recommend that the same be corrected as follows:

Line 37, change the figure "64" to "42" and the figure "41" to "63"

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

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

## MESSAGE TO THE SENATE

House Chamber

Bismarck, February 9, 1955

Mr. President: I have the honor to transmit:

House Bill No. 576  
 House Bill No. 614  
 House Bill No. 636  
 House Bill No. 643  
 House Bill No. 649  
 House Bill No. 650  
 House Bill No. 693  
 House Bill No. 694

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

KENNETH L. MORGAN, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 9, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 131  
 Senate Bill No. 139  
 Senate Bill No. 179  
 Senate Bill No. 186  
 Senate Bill No. 187  
 Senate Bill No. 203  
 Senate Bill No. 204  
 Senate Bill No. 221  
 Senate Bill No. 224  
 Senate Bill No. 228

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

EDWARD LENO, Secretary.

## SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that the amendments to House Bill No. 503, as recommended by the Committee on Appropriations and printed on page 425 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the amendments to House Bill No. 508, as recommended by the Committee on Appropriations and printed on page 426 of the House Journal, be adopted, which motion prevailed.

Rep. Snortland moved that the amendments to House Bill No. 523, as recommended by the Committee on Appropriations and printed on page 426 of the House Journal, be adopted, which motion prevailed.

Rep. Langseth moved that the amendments to House Bill No. 641, as recommended by the Committee on Finance and Taxation and printed on page 387 of the House Journal, be adopted, which motion prevailed.

Rep. Langseth moved that the rules be suspended and House Bill No. 641 be further amended by striking out the words "to amend and reenact section 4-0227 of the North Dakota Revised Code of 1943" in the title of the bill, which motion prevailed.

Rep. Nygaard moved that the courtesy of the floor be extended to Rep. Krueger and that a committee of two be

appointed to escort Congressman Krueger to the rostrum and that he address the assembly, which motion prevailed. The Speaker appointed as such committee Reps. Hornbacher and Paulson.

Rep. Krueger addressed the assembly and Rep. Nygaard moved that the remarks be printed in the House Journal, which motion prevailed.

Rep. Krueger:

"Mr. Speaker, Ladies and Gentlemen: Many times I sat down over there and listened to you perform and it is a pleasure to be back to North Dakota and back among you folks. I appreciate the privilege extended to me, so I will just say "Hello" to you and probably a few other words, but they will be very few.

I have listened around and have been told that you folks are getting along splendidly. You are up with your work pretty well. That is more than I can say about the House of Representatives in Washington. You know there is a complete changeover from the Republican to the Democratic organization. The Democrats have the majority and they are still busy organizing committees. There are very, very few committees that are organized and functioning at the present time. It always takes time so I don't want to say they are too slow or not fast enough but it takes time to organize. They have full committee control. We Republicans are sitting back and waiting to see what happens and our minority leaders have apportioned us to the committees that the Democrats gave us a chance to serve on. I served the past two years on the Appropriation Committee and I was quite instrumental in trying to cut down expenses.

I think when you talk about economy as I heard awhile ago as I was coming in how when I was on the Appropriation Committee I think I contributed to some degree to some things that are good for our country and we eliminated a lot of wasteful expenses. Now the Democrats have taken over and I graduated from the Appropriation Committee—anyway I am not on that committee any more on account of seniority. The Democrats have taken over and they are getting the majority, and I was low down—too far down in the brackets so far as seniority is concerned, and so I am on Government Operations, where we can investigate the various departments and do some mighty fine work if the Democrats take the lead and let us do what we want.

I want to compliment you—you are way ahead of us and, you are winding up your session under the leadership of your Speaker you are doing a good job. I am getting all the journals down here and I follow you quite closely, just like a taxpayer would and I still pay taxes in North Dakota.

I thank you."

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 507.** A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission and to be used as provided by Sections 54-1601 to 54-1604, inclusive, and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943.

Which has been read.



## 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:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Baker	Hammer	Rolfserud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Sommer
Currie	Knudson, Morton	Sortland
Dahlund	Larson	Spitzer
Davis	Laske	Sticka
Dewey	Lee	Stockman
Dick	Leet	Strand
Dunlop	Link	Strege
Einarson	Lynch	Thompson, Burl'gh
Engen	Magnuson	Tollefson
Erickson, Burke-	Mahlmann	Tough
Divide	McLain	Trydahl
Ettestad	Miller	Vinje
Frank	Mollet	Wambheim
Fristad	Mueller	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker

Those voting in the negative were:

Erickson, Bottin'au

Absent and not voting:

Anderson, Rich'nd	Langseth	Rohde
Esterby	Lindberg	Snortland
Fine	Nygaard	Solberg
Fleenor	Petterson	Sorlie
Hofstrand	Power	Thompson, M'Lean

So the bill passed and the title was agreed to.

House Bill No. 532. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 17; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Hafner	Poling
Anderson, Cass	Hammer	Rickford

Baldwin	Haugland	Roen
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rosberg
Berntson	Heller	Rose
Bjella	Hoffer	Saugstad
Bratcher	Isakson	Schmalenberger
Brown	Kitzmann	Schmidt
Bye	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudsen, LaMoure	Simenson, 10th
Dahlund	Knudson, Morton	Simonson, 9th
Davis	Larson	Snow
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lynch	Spitzer
Esterby	Magnuson	Sticka
Ettestad	McLain	Strand
Frank	Miller	Thompson, Burl'gh
Fristad	Mueller	Tough
Gagnum	Nygaard	Trvdahl
Gefreh	Olson	Vinje
George	Overbo	Wicks
Goebel	Paulson	Wolf
Gress		

Those voting in the negative were:

Anderson, Eddy-	Erickson, Burke-	Renfrow
Foster	Divide	Strege
Benson	Gumeringer	Thompson, M'Lean
Brekke	Link	Tollefson
Brooks	Mahlmann	Ziegler
Dunlop	Mollet	Mr. Speaker
Erickson, Bottin'au		

Absent and not voting:

Anderson, Richl'nd	Hornbacher	Saumur
Baker	Langseth	Snortland
Fine	Lindberg	Solberg
Fleenor	Petterson	Stockman
Hofstrand	Power	Wambheim
Homelvig	Rohde	

So the bill passed and the title was agreed to.

Rep. Sticka moved that the vote by which House Bill No. 532 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 598. A Bill for an Act to amend and reenact section 39-0446 of the North Dakota Revised Code of 1943, relating to registration of motor vehicles in this state by non-residents, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Goebel	Rolfsrud
Anderson, Cass	Gress	Rosberg
Anderson, Eddy-	Gumeringer	Rose
Foster	Haugland	Saugstad

Anderson, Richl'nd	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Beede	Hoffer	Schuler
Benson	Hornbacher	Scott
Berntson	Isakson	Simenson, 10th
Bjella	Kitzmann	Simonson, 9th
Brekke	Kjos	Snortland
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Solberg
Bye	Knudson, Morton	Sommer
Christopher	Laske	Sorlie
Currie	Lee	Sortland
Dahlund	Leet	Spitzer
Davis	Link	Sticka
Dewey	Lynch	Strand
Dick	McLain	Strege
Dunlop	Miller	Thompson, Burl'gh
Einarson	Mollet	Thompson, M'Lean
Engen	Mueller	Tollefson
Erickson, Burke- Divide	Nygaard	Tough
	Olson	Trydahl
Esterby	Overbo	Vinje
Ebtestad	Paulson	Wambheim
Frank	Petterson	Wicks
Fristad	Poling	Wolf
Gagnum	Renfrow	Ziegler
Gefreh	Rickford	Mr. Speaker
George	Roen	

Those voting in the negative were:

Erickson, Bottin'au	Hammer	Magnuson
Hafner	Larson	Mahlmann

Absent and not voting:

Baker	Hofstrand	Power
Bratcher	Homelvig	Rohde
Fine	Langseth	Stockman
Fleenor	Lindberg	

So the bill passed, as amended on page 384 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 634.** A Bill for an Act to amend and reenact section 40-1904 of the North Dakota Revised Code of 1943 relating to the compensation of city and village assessors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 16; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Goebel	Roen
Foster	Gress	Rolfsrud
Anderson, Richl'nd	Gumeringer	Rosberg
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad
Beede	Hegge	Saumur

Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Brekke	Homelvig	Scott
Brooks	Hornbacher	Simenson, 10th
Brown	Isakson	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Sticka
Dick	Leet	Strand
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Burke-	Miller	Thompson, M'Lean
Divide	Mollet	Tollefson
Esterby	Mueller	Vinje
Ettestad	Nygaard	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker

Those voting in the negative were:

Bjella	Kitzmann	Schuler
Bratcher	Kjos	Solberg
Dunlop	Magnuson	Spitzer
Erickson, Bottin'au	Mahlmann	Tough
Hafner	McLain	Trydahl
Hoffer		

Absent and not voting:

Baker	Langseth	Power
Fine	Lindberg	Rohde
Hofstrand	Poling	Stockman

So the bill passed, as amended on page 418 of the House Journal, and the title was agreed to.

**House Bill No. 644.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a secondary highway system.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Schmalenberger
Bjella	Hoffer	Schmidt
Bratcher	Homelvig	Schuler
Brekke	Hornbacher	Scott
Brooks	Kitzmann	Simenson, 10th

Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Sommer
Dahlhund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Those voting in the negative were:		
Berntson	Isakson	Solberg
Dunlop		

## Absent and not voting:

Benson	Langseth	Rohde
Fine	Lindberg	Saumur
Hofstrand	Power	Stockman

So the bill passed, as amended on page 418 of the House Journal, and the title was agreed to.

**House Bill No. 702.** A Bill for an Act to amend and reenact sections 4 of chapter 136 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the limitations of purposes and amount expended from the school construction fund.

Which has been read.

Rep. Nygaard moved that House Bill No. 702 be placed in General Orders, which motion prevailed.

**House Bill No. 708.** A Bill for an Act to amend and reenact sections 15-4019, 15-5803, subsections 1, 2, and 3 of section 57-1514, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county high school equalization fund tax levy and payments, limitations in school districts, and determination of sums due county tuition funds and county high school equalization funds.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gumeringer	Poling
Anderson, Richl'nd	Hafner	Renfrow
Baker	Hammer	Rickford
Balerud	Haugland	Roen
Beede	Hegge	Rosberg
Benson	Heimes	Rose

Berntson	Heller	Saugstad
Bjella	Hoffer	Schmalenberger
Bratcher	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Einaronson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wolf
George	Paulson	Mr. Sneaker

Those voting in the negative were:

Anderson, Eddy- Foster	Brooks	Rolfsrud
	Gress	Wicks
Baldwin	Kitzmann	

Absent and not voting:

Fine	Power	Thompson, M'Lean
Hofstrand	Rohde	Ziegler
Langseth	Saumur	

So the bill passed and the title was agreed to.

House Bill No. 727. A Bill for an Act to amend and reenact Section 15-4803 of the North Dakota Revised Code of 1943, relating to school elections.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy- Foster	Gumeringer	Roen
	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmidt
Berntson	Homelvig	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simonson, 10th
Brekke	Kitzmann	Simonson, 9th
Brooks	Kjos	Snortland

Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Dunlop	Lindberg	Strand
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Thompson, M'Lean
	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Those voting in the negative were:

Erickson, Bottin'au Hafner Mahlmann

Absent and not voting:

Anderson, Rich'l'nd Magnuson Rohde  
Fine Power Schmalenberger  
Hofstrand

So the bill passed and the title was agreed to.

House Bill No. 728. A Bill for an Act to amend and reenact section 57-3835 of the North Dakota Revised Code of 1943, relating to payment of state income taxes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy- Foster	Hafner	Roen
Anderson, Rich'l'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hornelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
	Lee	Spitzer

Dick	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Mr. Speaker
Goebel	Petterson	

Those voting in the negative were:

Bjella	Dunlop	Poling
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Absent and not voting:

Fine	Power	Ziegler
Hofstrand	Rohde	

So the bill passed and the title was agreed to.

**House Bill No. 729.** A Bill for an Act to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to allowable deductions from net income for state income tax computation, and requiring use of the depreciation schedules used for federal income tax.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy- Foster	Gress	Rickford
	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rose
Baldwin	Haugland	Saugstad
Balerud	Hegge	Saumur
Beece	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Homelvig	Schuler
Bjella	Hornbacher	Scott
Bratcher	Kitzmann	Simenson, 10th
Brekke	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Brown	Knudsen, LaMoure	Snow
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh



Erickson, Bottin'au	Magnuson	Tollefson
Erickson, Burke- Divide	Mahlmann McLain	Tough Trydahl
Esterby	Mollet	Vinje
Ebtestad	Mueller	Wambheim
Fleenor	Nygaard	Wicks
Frank	Olson	Wolf
Fristad	Overbo	Ziegler
Gagnum	Paulson	Mr. Speaker
Gefreh		

Those voting in the negative were:

Dunlop	Rosberg	Thompson, M'Lean
Poling	Solberg	

Absent and not voting:

Fine	Isakson	Power
Heimes	Miller	Rohde
Hofstrand		

So the bill passed and the title was agreed to.

**House Bill No. 740.** A Bill for an Act legalizing and validating proceedings taken by certain cities for the creation of improvement districts, notwithstanding certain defects in such proceedings, authorizing the levy of special assessments and taxes for payment of the municipal share of the cost of such improvements and the issuance of warrants in anticipation of the collection thereof, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Anderson, Cass	Goebel	Petterson
Anderson, Eddy- Foster	Gress	Renfrow
Anderson, Richl'nd	Gumeringer	Rickford
Baker	Hafner	Roen
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rosberg
Beede	Hegge	Rose
Benson	Heimes	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snotland
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Laske	Sticka
Einarson	Lee	Stockman
Engen	Leet	Strand
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke- Divide	Link	Thompson, Burl'gh
	Lynch	Thompson, M'Lean
	Magnuson	Tollefson

Esterby	Mahlmann	Tough
Ebtestad	McLain	Trydahl
Fleenor	Miller	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Those voting in the negative were:		
Dunlop	Poling	Snow
Mollet		

## Absent and not voting:

Adamsen	Hofstrand	Rohde
Fine	Power	Sorlie

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

Speaker Fitch called Rep. Schuler to the Chair to preside.

**House Bill No. 742.** A Bill for an Act providing for credit or refund of fees or taxes upon destruction of licensed or taxed motor vehicles, and providing for an appropriation for refunds.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 25; absent and not voting, 9.

## Those voting in the affirmative were:

Adamsen	Gress	Rose
Anderson, Cass	Gumeringer	Saugstad
Baker	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Beede	Hoffer	Schuler
Benson	Homelvig	Scott
Berntson	Hornbacher	Simenson, 10th
Bratcher	Isakson	Simonson, 9th
Brekke	Kjos	Snortland
Brooks	Kloster	Snow
Christopher	Knudsen, LaMoure	Sommer
Currie	Knudson, Morton	Sorlie
Dahlund	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Erickson, Burke- Divide	Lindberg	Strand
	Link	Thompson, Burl'gh
Ettestad	Lynch	Tollefson
Fleenor	McLain	Vinje
Frank	Miller	Wambheim
Fristad	Mollet	Wicks
Gagnum	Petterson	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker
Goebel	Rosberg	

## Those voting in the negative were:

Anderson, Eddy- Foster	Hafner Hammer	Paulson Poling
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Bjella	Haugland	Rolfstrud
Bye	Kitzmann	Solberg
Davis	Langseth	Strege
Dunlop	Magnuson	Thompson, M'Lean
Engen	Mahlmann	Tough
Erickson, Bottin'au	Mueller	Trydahl
Esterby	Overbo	

**Absent and not voting:**

Anderson, Richl'nd	Hofstrand	Power
Brown	Nygaard	Roen
Fine	Olson	Rohde

So the bill passed, as amended on page 377 of the House Journal, and the title was agreed to.

Rep. Nygaard moved that the rules be suspended and that the title of House Bill No. 742 be amended as follows:

Line 2, of the title after the word "vehicle", strike out the comma, insert a period, and strike out the balance of the title, which motion prevailed.

House Bill No. 778. A Bill for an Act to amend and reenact section 30-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to summary administration of small estates and providing for assignment of such estates to the surviving spouse or minor children.

Which has been read.

**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:**

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfstrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Hegge	Saugstad
Beede	Heimes	Saumur
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke-	McLain	Tollefson
Divide	Miller	Tough
Esterby	Mollet	Trydahl

Ettestad	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George		

Absent and not voting:

Anderson, Richl'nd	Homelvig	Power
Fine	Larson	Rohde
Hofstrand	Olson	Sticka

So the bill passed and the title was agreed to.

House Bill No. 805. A Bill for an Act to amend and reenact sections 16-1802, 16-1815 and 16-1817 of the North Dakota Revised Code of 1943, relating to absent voters' ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Scott
Brekke	Kjos	Simonson, 9th
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Langseth	Sortland
Currie	Larson	Spitzer
Dahlund	Laske	Sticka
Dewey	Lee	Stockman
Dick	Leet	Strand
Einarson	Lindberg	Strege
Engen	Link	Thompson, Burl'gh
Erickson, Burke-	Lynch	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker
George	Paulson	

Those voting in the negative were:

Berntson	Hammer	Simenson, 10th
Dunlop	Kitzmann	Solberg
Erickson, Bottin'au	Magnuson	Wicks

**Absent and not voting:**

Davis	Power	Schuler
Fine	Rohde	Snortland
Hofstrand	Rose	

So the bill passed and the title was agreed to.

**House Bill No. 806.** A Bill for an Act to amend and reenact section 16-1706 of the North Dakota Revised Code of 1943, relating to certificates of election for precinct committeemen.

Which has been read.

**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:**

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brekke	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Dunlop	Lindberg	Strand
Einaronson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Esterby	Miller	Trydahl
Ebtestad	Mollet	Vinje
Fleemor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
George	Petterson	

**Absent and not voting:**

Fine	Power	Snortland
Heimes	Rohde	

So the bill passed and the title was agreed to.

**House Bill No. 810.** A Bill for an Act to amend and reenact subsection 4, 5, and 6 of section 57-4006 of the North Dakota Revised Code of 1943 relating to and extending the time for filing returns required under the use tax law and relating to and extending the time for the payment of the tax due thereunder.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfsrud
Anderson, Rich'd	Hammer	Rosberg
Baker	Haugland	Rose
Balerud	Hegge	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simenson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Vinje
Fleemor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		

Those voting in the negative were:

Kitzmann

Absent and not voting:

Baldwin	Hofstrand	Rohde
Bjella	Link	Snortland
Fine	Poling	Trvdahl
Heimes	Power	

So the bill passed and the title was agreed to.

**House Bill No. 846.** A Bill for an Act to amend and reenact subsections 2, 4, and 5 of section 57-4001, section 57-4002, subsection 2 of section 57-4003, and section 57-4010

of the North Dakota Revised Code of 1943 relating to definitions, imposition of the excise tax, exemptions, and credit for taxes paid in other states, and to create and enact subsection 10 of section 57-4001 of the North Dakota Revised Code of 1943 relating to definitions of "purchased at retail".

Which has been read.

#### 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:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Hafner	Roen
Anderson, Rich'nd	Haugland	Rolfstrud
Baker	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simenson, 9th
Christopher	Kloster	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Trydahl
Fleenor	Miller	Vinje
Frank	Mollet	Wambheim
Gagnum	Mueller	Wolf
Gefreh	Olson	Ziegler
George	Overbo	Mr. Speaker
Goebel	Paulson	

Those voting in the negative were:

Bratcher	Nygaard	Wicks
Fristad	Tough	
Absent and not voting:		
Baldwin	Knudsen, LaMoure	Rohde
Dunlop	Poling	Snortland
Fine	Power	Sorlie

So the bill passed and the title was agreed to.

House Bill No. 509. A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Rich'nd	Hegge	Rolfstrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brekke	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
Goebel	Poling	Mr. Speaker
Gress		

Absent and not voting:

Adamsen	George	Power
Bjella	Haugland	Rohde
Dunlop	Heimes	Snortland
Fine	Petterson	Wicks

So the bill passed and the title was agreed to.

**House Bill No. 513.** A Bill for an Act making an appropriation to provide funds for the arrest and return of fugitives from justice.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Petterson
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford



Anderson, Richl'nd	Hegge	Roen
Baker	Heimes	Rolfstrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fleenor	Miller	Trydahl
Frank	Mollet	Vinje
Fristad	Mueller	Wambheim
Gagnum	Nygaard	Wicks
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker
Gress		

## Absent and not voting:

Adamsen	Fine	Rohde
Brekke	Haugland	Saumur
Currie	Poling	Snortland
Dunlop	Power	Thompson, M'Lean

So the bill passed and the title was agreed to.

House Bill No. 526. A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its sub-divisions, 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.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Hegge	Rolfstrud
Anderson, Richl'nd	Heimes	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad

Balerud	Hofstrand	Saumur
Beede	Homelvig	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kitzmann	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snow
Bye	Knudson, Morton	Solberg
Christopher	Langseth	Sommer
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fleenor	Miller	Trydahl
Frank	Mollet	Vinje
Fristad	Mueller	Wambheim
Gagnum	Nygaard	Wicks
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker
Gress	Petterson	

Those voting in the negative were:

Erickson, Bottin'au

Absent and not voting:

Brekke	Haugland	Rohde
Currie	Poling	Snortland
Dunlop	Power	Sorlie
Fine		

So the bill passed and the title was agreed to.

**House Bill No. 528.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Highway Department.

Which has been read.

#### 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:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy- Foster	Hafner	Rickford
	Hammer	Roen
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott

Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke- Divide	Magnuson	Thompson, M'Lean
	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wicks
Gagnum	Oison	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Heimes	Rohde
Dunlop	Poling	Snortland
Fine	Power	Stockman

So the bill passed and the title was agreed to.

House Bill No. 562. A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements levied against the state of North Dakota by the city of Bismarck.

Which has been read.

#### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy- Foster	Hafner	Rickford
	Hammer	Roen
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland

Dewey	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fleenor	Miller	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker

Those voting in the negative were:

Erickson, Bottin'au Mollet

Absent and not voting:

Brekke	Heimes	Snortland
Dunlop	Power	Stockman
Fine	Rohde	

So the bill passed and the title was agreed to.

**House Bill No. 590.** A Bill for an Act authorizing the board of administration to expend the sum of ten thousand dollars for connecting the water and sewage system of the capitol building to the mains of the city of Bismarck and re-appropriating such sum for that purpose and declaring an emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy- Foster	Gress	Rickford
	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Homelvig	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brekke	Kjos	Simonson, 9th
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Solberg
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Einarson	Link	Strege

Engen	Lynch	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wolf
Gefreh	Overbo	Mr. Speaker
	Paulson	

Those voting in the negative were:

Erickson, Bottin'au	Magnuson	Ziegler
Kitzmann	Wicks	

Absent and not voting:

Dunlop	Heimes	Rohde
Fine	Poling	Saumur
Haugland	Power	Snortland

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

Speaker Fitch resumed the Chair.

**House Bill No. 761.** A Bill for an Act providing for the construction and equipping of an executive mansion on the capitol grounds and providing for an appropriation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

Anderson, Cass	Hegge	Petterson
Anderson, Eddy- Foster	Heimes	Rickford
Anderson, Richl'nd	Heller	Roen
Baker	Fluffer	Rose
Baldwin	Hofstrand	Saugstad
Balerud	Homelvig	Saumur
Bratcher	Kjos	Schmidt
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Engen	Lynch	Strand
Ettestad	McLain	Strege
Fleenor	Miller	Thompson, Burl'gh
Fristad	Mueller	Trydahl
Gefreh	Nygaard	Vinje
George	Olson	Wambheim
Gress	Overbo	Wicks
Haugland	Paulson	Mr. Speaker

Those voting in the negative were:

Adamsen	Gagnum	Poling
Beede	Goebel	Renfrow

Benson	Gumeringer	Rolfsrud
Berntson	Hafner	Rosberg
Bjella	Hammer	Schmalenberger
Brekke	Hornbacher	Schuler
Dunlop	Isakson	Scott
Einarson	Kitzmann	Solberg
Erickson, Bottin'au	Link	Tollefson
Erickson, Burke-	Magnuson	Tough
Divide	Mahlmann	Wolf
Esterby	Mollet	Ziegler
Frank		

Absent and not voting:

Fine	Rohde	Thompson, M'Lean
Power	Snortland	

So the bill passed and the title was agreed to.

Rep. Sticka moved that the vote by which House Bill No. 761 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. 569

House Resolution No. 6

And the Speaker signed the same in the presence of the House.

Rep. Nygaard moved that the House be on the twelfth order of business and that on the conclusion of that order of business, the House recess until 1:00 p.m., February 10, 1955, which motion prevailed.

### FIRST READING OF SENATE BILLS

**Senate Bill No. 6.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and new buildings and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

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

**Senate Bill No. 8.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, and new building of the State Penitentiary.

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

**Senate Bill No. 21.** A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

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

**Senate Bill No. 63.** A Bill for an Act establishing a live-stock claim fund of the Game and Fish Department, making an appropriation therefor, providing for the disbursement thereof, and providing a penalty.

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

**Senate Bill No. 103.** A Bill for an Act relating to cooperative associations or corporations, providing for their period of existence, making those heretofore organized under chapter 43 of the North Dakota Session Laws of 1921 be governed by the provisions of chapter 10-15 of the North Dakota Revised Code of 1943, making those heretofore organized under chapter 44 of the North Dakota Sessions Laws of 1921 be governed by the provisions of chapter 4-07 of the North Dakota Revised Code of 1943, and amending and reenacting sections 4-0710, 4-0713, 10-1504, 10-1508 and 10-1515 of the North Dakota Revised Code of 1943 and section 4-07121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to amendment of articles of incorporation of cooperatives, adoption and amendment of their bylaws, voting by mail, calling of their regular and special meetings and quorum at meetings.

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

**Senate Bill No. 114.** A Bill for an Act to create new subsections 18 and 19 to section 57-3801 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto and to amend and reenact section 57-3805, subsection 6 of section 57-3809, subsection 1 of section 57-3827, section 57-3835, section 57-3836, and subsections 1 and 3 of section 57-3842 of the North Dakota Revised Code of 1943, relating to definitions, deductions, exemptions, payment of tax, and information at the source, and for purposes of clarifying existing income tax laws.

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

**Senate Bill No. 125.** A Bill for an Act to provide for the establishment of the office of county coroner, the duties thereof, the operation of the county coroner system, and repealing subsection 9 of section 11-1002 and chapter 11-19 of the North Dakota Revised Code of 1943, as amended.

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

**Senate Bill No. 138.** A Bill for an Act to amend and reenact section 40-3802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to library funds, levy of taxes therefor, and restricting levy to limitation provided

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

**Senate Bill No. 140.** A Bill for an Act to amend and reenact Sections 6-0628, 6-0631, 6-0612, 6-0632, 6-0633, and 6-0634 of the North Dakota Revised Code of 1943 and Sections 6-0103, 6-0602, 6-0604, 6-0608, 6-0612, and 6-0630 of the 1953 Supplement thereto, relating to credit unions, their management, methods of examination, supervision, duties, election and compensation of officers, voluntary and involuntary liquidation, and to relieve the state examiner of all duties relative to credit unions.

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

**Senate Bill No. 143.** A Bill for an Act to amend and reenact section 40-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Revenue Bond Law so as to include the operation of trailer courts and

facilities for house trailers, defining the undertakings for which municipalities may issue revenue bonds to include public transportation systems.

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

**Senate Bill No. 149.** A Bill for an Act to repeal Section 48-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to materials found, produced, or manufactured in this State from native natural resources.

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

**Senate Bill No. 164.** A Bill for an Act to provide for the impounding of any vehicle operated upon any highway, street or road in this state at weights in excess of the weight limitations as specified under the provisions of section 39-1203 of the North Dakota Revised Code of 1943 or as limited by the provisions of section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to provide for the recovery of charges for extraordinary use of the highways, streets and roads of this state, and declaring an emergency.

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

**Senate Bill No. 168.** A Bill for an Act to repeal subsection 3 of section 57-4003 of the North Dakota Revised Code of 1943, pertaining to exemptions under the Use Tax Act.

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

**Senate Bill No. 171.** A Bill for an Act to provide for reciprocity for licensed electricians.

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

**Senate Bill No. 175.** A Bill for an Act to amend and reenact sections 43-0909, 43-0910 and 43-0919 of the North Dakota Revised Code of 1943 and sections 43-0901, 43-0902, 43-0911, 43-0913, 43-0914 and 43-0920 of the 1953 Supplement thereto, relating to electricians.

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

And the House stood recessed until 1:00 p.m., February 10, 1955, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.



THIRTY-SEVENTH DAY AFTER RECESS  
AND THIRTY-EIGHTH DAY

Bismarck, February 10, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

A communication was received from Mr. and Mrs. C. H. Tibbetts of Powers Lake, North Dakota, requesting the defeat of the Sunday baseball bill, and urging the banning of liquor ads on radio and television, which was referred to the Committee on Social Welfare.

Rep. Brown moved that a communication received from Governor Norman Brunsdale be printed in the House Journal, which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, February 9, 1955

Members of the House of Representatives  
Thirty-fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota

Greetings:

Because requests for additional appropriations and increases in the appropriations beyond totals approved by the Budget Board have been and are being made to appropriation committees by representatives of state departments and institutions, I deem it appropriate to explain more fully the probable future status of the General Fund during the 1955-57 biennium. Fortunately there will be a sizeable saving in the World War II veterans' adjusted compensation bond standing appropriation of \$2,600,000.00.

Many of the pertinent figures mentioned herein can be found on page 3 and 4 of the Budget Board report and on page 10 and 18 of the Governor's Message. Starting from the General Fund cash balance of January 1, 1955, as per

the State Auditor's records, instead of going back to July 1 of 1954, the following figures apply:

Cash on hand—January 1, 1955.....	\$ 4,952,000.00
Anticipated collections for six months including \$1,000,000.00 from the Collection and Land Department received in early January .....	8,500,000.00
<b>TOTAL</b> .....	<b>\$13,452,000.00</b>
Deducting unspent appropriations of.....	11,682,000.00
Leaves an unencumbered balance on July 1, 1955, of.....	\$ 1,770,000.00
1955-57 income estimated .....	25,570,000.00
<b>TOTAL</b> .....	<b>\$27,340,000.00</b>
*Add unspent balance of standing appropriation 1955-57 for World War II adjusted compensation bonds .....	\$ 2,600,000.00
<b>TOTAL</b> .....	<b>\$29,940,000.00</b>
Deduct budgets approved by Budget Board .....	28,997,000.00
General Fund balance July 1, 1957, estimate .....	\$ 943,000.00

From the above you will note no provision has been made for increasing the state mill levy for General Fund purposes.

\*There will have to be provided from the General Fund an item of about \$520,000.00 toward the retirement of interest and principal on World War II adjusted compensation bonds. The standing appropriation, which is a part of the \$28,997,000.00 above, for this purpose was \$3,120,000.00; hence, the saving of \$2,600,000.00.

Generally the low point in the General Fund is at the end of January. At times it has been several million dollars less than on July 1. I believe that the balance of \$943,000.00 is too dangerously close to a probable deficit if our estimates are wrong. 'Tis true the cash balance may be somewhat in excess of that figure, but very likely it would be possible that the General Fund would be close to depletion as far as the cash balance is concerned on January 31, 1957, if these figures prove to be correct.

As long as surplus money exists in other funds I do not believe that this is the time to impose increased taxes. Sufficient money is available in the sales tax fund. Its surplus as of December 31, 1954, was approximately \$23,000,000.00. By taking \$5,000,000.00 out of the sales tax surplus money—\$3,000,000.00 for the General Fund out of which \$2,500,000 will come from the share belonging to Equalization and \$500,000.00 from the share belonging to the Welfare Department, there will remain \$2,000,000.00 for buildings as noted below from Welfare funds.

This transfer of \$5,000,000.00 from the Equalization and Welfare part of the sales tax surplus will leave that fund with a balance of approximately \$18,000,000.00. Legislation which will place a ceiling on the surplus for these two funds at \$18,000,000.00 I would recommend for your consideration.

It appears that an amount not to exceed \$10,000,000.00 maximum for Equalization and one of \$8,000,000.00 maximum for Welfare would appear adequate to cover contingencies. Furthermore, I do not believe that any surplus much less than these two figures should be considered.

Thus the General Fund will be relieved by appropriating the following amounts from the sales tax surplus resulting in a satisfactory balance in the General Fund on July 1, 1957. Besides, these transfers will permit modest increases and additions in appropriations for departments and institutions, depending upon the judgment of the appropriations committees and the members of this Legislature.

From Welfare's share of sales tax surplus for the Feeble Minded Building at Grafton .....	\$ 500,000.00
From Equalization's share of sales tax surplus to apply on educational service appropriations at all the institutions of higher learning except the University and the AC, a sum of .....	\$ 2,500,000.00
Total from Welfare and Equalization ....	\$ 3,000,000.00
Adding the unencumbered balance above of \$943,000.00 leaves a total of.....	\$ 3,993,000.00

This figure of \$3,993,000.00 then will represent an estimated unencumbered balance in the General Fund July 1, 1957. From it must, of course, be deducted all increases and additions to General Fund appropriations which were not approved by the Budget Board and which have or will be passed by this session of the Legislature. As of this date appropriations amounting to \$31,309,000.00 have been introduced in both Houses. This figure includes amendments for increases and additions that have been adopted. It also includes an appropriation of \$3,344,000.00 for highway construction. It does not include a standing appropriation of \$3,120,000.00 referred to above for payment on World War II bonus bonds. Generally speaking, the figure does not include any increases or additions on appropriations for the institutions of higher learning, other institutions under the Board of Administration and the state departments of government. However, the Budget Board approved figures are a part of this total.

Other appropriations from Welfare's share of sales tax surplus have been recommended in my message substantially as follows:

State Hospital Ward Building .....	\$ 1,500,000.00
Alcoholic Unit .....	100,000.00
Blind School* .....	400,000.00

Total Welfare fund appropriations for buildings not in Budget Board report and not chargeable to the General Fund .....	\$ 2,000,000.00
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\*Because of negotiations with South Dakota this building may not be needed or may not be built in coming biennium. In that event the money could be used for a school building at the Feeble Minded School which is almost as essential as the ward building at that institution.

Numerous requests for buildings will be made beyond those mentioned above, and particularly at our institutions of higher learning. It is my recommendation if any of these are passed that they be on condition that Budget Board approval is secured before any contracts are let—this not to include architects fees, plans, etc. for such buildings.

Likewise, appropriations from the General Fund for highway construction, except from specific revenues or income therein, should be made conditional upon the approval of the Budget Board before the transfers are made. If the funds were available, under Chapter 82 of the 1953 Session Laws, \$3,136,718.62 can be spent on highway construction. Undoubtedly this amount will not be available except perhaps in part during the coming biennium.

My best wishes to you for a successful solution of our General Fund problems. I shall be pleased if you arrive at a better solution than the one presented herewith.

Sincerely,

NORMAN BRUNSDALE

Governor

#### EIGHTH ORDER OF BUSINESS

Rep. Baker moved that the action by which House Bill No. 695 was indefinitely postponed be reconsidered, which motion prevailed.

Rep. Baker moved that House Bill No. 695 be re-referred to the Committee on State and Federal Government, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 606, have had the same under consideration and recommend that the same be amended as follows:

In line 10 after the word "chapter" insert the words "by owners of such land in the southern counties of this state".

After line 26 add the following words, and number the lines consecutively thereafter:

"For purposes of this section, northern counties shall include the counties of Divide, Williams, Burke, Mountrail, Renville, Ward, Bottineau, McHenry, Pierce, Rolette, Benson, Towner, Ramsey, Cavalier, Pembina and Walsh; and southern counties shall include the remainder.

"Insurance obtained under the provisions of this chapter by owners of affected land in the northern counties shall not become effective on winter wheat or winter rye before twelve o'clock noon, central standard time, of June tenth and shall not become effective on other crops before twelve o'clock noon, central standard time, on June twentieth of any year. No indemnity shall be allowed for a loss to winter wheat or winter rye which occurs later than twelve o'clock noon, central standard time, on September 10th, nor for a loss to flax which occurs later than twelve o'clock noon, central standard time, of September twenty-fifth, nor for a loss to any other crop which occurs later than twelve o'clock noon, central standard time, of September twentieth in any year, except that the termination date for corn shall

be twelve o'clock noon, central standard time, of September fifteenth as in the southern counties".

Remember the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

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

The Speaker announced that House Bill No. 606 would 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. 671, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Lynch moved that the report be adopted.

Rep. Beede moved that a substitute motion that House Bill No. 671 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 679, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Wicks 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. 703, have had the same under consideration and recommend that the same do pass.

REP. BROWN, 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 House Bill No. 760, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Gress moved that the report be adopted.

Rep. Frank moved a substitute motion that House Bill No. 760 be placed on the calendar, which motion lost.

The question was now on the original motion of Rep. Gress that the report of the Committee on Industry and Business on House Bill No. 760 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs, to whom was referred House Bill No. 797, have had the same under consideration and recommend that the same do pass.

REP. ENGEN, Chairman.

Rep. Langseth 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. 807, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

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

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 6

Was delivered to the Secretary of State at the hour of 10:40 o'clock a.m., February 10, 1955.

REP. FRISTAD, Chairman.

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

House Bill No. 507

House Bill No. 532

House Bill No. 598

House Bill No. 634

House Bill No. 644

House Bill No. 742

And find the same correctly Engrossed.

REP. FRISTAD, Chairman.

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

Mr. Speaker: Your Committee on Delayed Bills have had under consideration two House Bills, to-wit:

1. "For an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county mutual insurance companies." and
2. "For an Act to amend and reenact section 40-0511 of the North Dakota Revised Code of 1943 relating to powers of foreign municipalities."

And recommend the same be introduced.

REP. CURRIE, Chairman.

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

#### SIXTH ORDER OF BUSINESS

Rep. Larson moved that further consideration of House Bill No. 548 be delayed until the bill is printed.

Rep. Erickson of Burke-Divide moved a substitute motion that House Bill No. 548 be placed in General Orders, which motion carried on a division vote.

Rep. Gefreh moved that the amendments to House Bill No. 670, as recommended by the Committee on Judiciary and printed on page 448 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to House Bill No. 725, as recommended by the Committee on Appropriations and printed on page 452 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 840, as recommended by the Committee on Judiciary and printed on page 448 of the House Journal, be adopted, which motion prevailed.

## GENERAL ORDERS

Rep. Paulson moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 702, which motion prevailed, and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Paulson to the Chair and the House acted as a Committee of the Whole. On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 702 and recommend that the bill be amended as follows:

In the title of the bill delete the language "4 of chapter 136" and insert in lieu thereof the number "15-6004".

In line 1 of the bill delete the language "4 of chapter 136" and insert the number "15-6004".

In line 4 of the bill delete the word "SECTION" and the number "4" and insert in lieu thereof the number "15-6004". And in line 20, strike the period, insert a comma and add the following "provided priority shall first be given the construction and improvement of school units not including an auditorium or gymnasium."

Renumber the lines accordingly.

REP. PAULSON, Chairman.

Rep. Sticka moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Speaker Fitch announced that the House would revert to the fifth order of business.

## REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture, to whom was referred House Bill No. 558, have had the same under consideration and recommend that the same be amended as follows:

In line 8 delete the words "and fresh beef offal from".

Strike line 9.

In line 10 delete the words "veterinarian in a licensed slaughterhouse" and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

Rep. Currie moved that the report be adopted.

Rep. Knudson moved a substitute motion that House Bill No. 558 be indefinitely postponed, which motion lost on a division vote.

The question was now on the original motion of Rep. Currie that the report of the Committee on Agriculture on House Bill No. 558 be adopted, which motion prevailed.

The Speaker announced that House Bill No. 558 would be considered in the sixth order of business on the next legislative day.

Rep. Schmidt moved that the absent member be excused, which motion prevailed.

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

KENNETH L. MORGAN, Chief Clerk.

THIRTY-EIGHTH DAY

Bismarck, February 10, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. Roy Wiegand of the First Baptist Church of Bismarck.

The roll was called and all members were present.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 10, 1955

Mr. President: I have the honor to transmit:

House Bill No. 507  
House Bill No. 509  
House Bill No. 513  
House Bill No. 526  
House Bill No. 528  
House Bill No. 532  
House Bill No. 562  
House Bill No. 590  
House Bill No. 598  
House Bill No. 634  
House Bill No. 644  
House Bill No. 708  
House Bill No. 727  
House Bill No. 728  
House Bill No. 729  
House Bill No. 740  
House Bill No. 742  
House Bill No. 761  
House Bill No. 778  
House Bill No. 805  
House Bill No. 806  
House Bill No. 810  
House Bill No. 846

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

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 10, 1955

Mr. President: I have the honor to transmit:

House Bill No. 569

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

KENNETH L. MORGAN, 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-sixth day after recess and thirty-seventh day and find the same correct.

REP. SAUGSTAD, Chairman.

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



## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 10, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 128  
 Senate Bill No. 147  
 Senate Bill No. 153  
 Senate Bill No. 157  
 Senate Bill No. 159  
 Senate Bill No. 161  
 Senate Bill No. 162  
 Senate Bill No. 163  
 Senate Bill No. 190  
 Senate Bill No. 209

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

EDWARD LENO, Secretary.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 704, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Ettestad 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. 748, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Adamsen 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. 774, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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 House Bill No. 775, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Strand 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. 785, have had the same under consideration and recommend that the same be amended as follows:

Delete lines 30, 31 and 32.

In line 34 after the word "population" delete the words "exceeding four thousand five".

In line 35 delete the words "hundred and".

In line 44 after the word "of" delete the words "five thousand two hundred" and insert in lieu thereof "four thousand six hundred".

In line 56 after the word "of" delete the word "four" and insert in lieu thereof the word "five" and after the word "thousand" delete the words "five hundred".

In line 60 after the word "thousand" delete the word "five" and insert in lieu thereof the word "eight".

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

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

The Speaker announced that House Bill No. 785 would be considered in the sixth order of business on the next legislative day.

Rep. Saumur moved that House Bill No. 785 be reprinted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture, to whom was referred House Bill No. 798, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LASKE, Chairman.

Rep. Dunlop 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. 831, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh 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. 832, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Thompson of Burleigh moved that House Bill No. 832 be referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government, to whom was referred House Bill No. 835, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Adamsen 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. 845, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

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

Rep. Hofstrand moved that the House reconsider the

action by which the report of the Committee on Agriculture on House Bill No. 845 was adopted, which motion prevailed.

Rep. Laske moved that Hosue Bill No. 845 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government, to whom was referred House Bill No. 847, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

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

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The Committee on Delayed Bills introduced:

House Bill No. 857. A Bill for an Act to amend and reenact section 40-0511 of the North Dakota Revised Code of 1943 relating to powers of foreign municipalities.

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

The Committee on Delayed Bills introduced:

House Bill No. 858. A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county mutual insurance companies.

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

Rep. Lee introduced:

House Concurrent Resolution "C-1". A Concurrent Resolution authorizing and directing the legislative research committee to examine and review all current statutes and introduce bills to eliminate obsolete and outmoded statutes.

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

#### EIGHTH ORDER OF BUSINESS

Rep. Saugstad moved that House Bill No. 794 be withdrawn, which motion prevailed.

Rep. Roen moved that House Bill No. 642 be withdrawn, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 591. A Bill for an Act making an appropriation for the purpose of refunding to Steele County amounts erroneously paid by such county for the care of a patient at the state hospital.

Which has been read.

#### 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:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen

Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brekke	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einerson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Geifreh	Petterson	Mr. Speaker
Absent and not voting:		
George	Power	Wambheim
Paulson		

So the bill passed and the title was agreed to.

**House Bill No. 622.** A Bill for an Act providing for the control of weeds; creating a state weed commission within the department of agriculture and labor; providing for municipal, township, district, and county organization and expenditure of money for control and eradication of noxious weeds; fixing responsibility for weed control on public lands and roads; providing for enforcement of the weed program and appropriation to the state weed board; and repealing all sections of chapters 63-01 and 63-02 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto, except section 63-0116 of the 1953 Supplement.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 63; absent and not voting, 6.

Those voting in the affirmative were:

Anderson, Cass	George	Rosberg
Anderson, Richl'nd	Goebel	Rose
Baker	Haugland	Saugstad
Balerud	Hegge	Schuler
Bjella	Heller	Simenson, 10th

Bratcher	Hoffer	Snow
Brown	Isakson	Sommer
Christopher	Kjos	Sorlie
Currie	Larson	Stockman
Dahlund	Laske	Strege
Davis	Lee	Thompson, Burl'gh
Dewey	Leet	Thompson, M'Lean
Dick	Mueller	Tollefson
Einarson	Petterson	Mr. Speaker
Fleenor	Rickford	

Those voting in the negative were:

Adamsen	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Roen
Poster	Hammer	Rohde
Baldwin	Heimes	Rolfsrud
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Brekke	Kitzmann	Schmidt
Brooks	Kloster	Scott
Bye	Knudsen, LaMoure	Simonson, 9th
Dunlop	Knudson, Morton	Snortland
Engen	Lindberg	Solberg
Erickson, Bottin'au	Link	Sortland
Erickson, Burke-	Lynch	Spitzer
Divide	Magnuson	Sticka
Esterby	Mahlmann	Strand
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Frank	Mollet	Vinje
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
Gress	Poling	

Absent and not voting:

Berntson	Langseth	Power
Hofstrand	Paulson	Wambheim

So the bill was declared lost.

Rep. Wicks moved that the vote by which House Bill No. 622 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 630. A Bill for an Act to amend and reenact section 16-1008 of the North Dakota Revised Code of 1943 relating to nomination and appointment of judges of elections.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 53; absent and not voting, 9.

Those voting in the affirmative were:

Anderson, Rich'nd	Haugland	Rickford
Baker	Heimes	Rohde
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Bjella	Kjos	Saumur
Bratcher	Kloster	Schmalenberger
Brooks	Knudsen, LaMoure	Scott
Brown	Knudson, Morton	Snortland

Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dewey	Lee	Sortland
Einarson	Leet	Spitzer
Erickson, Bottin'au	Lindberg	Sticka
Fleenor	Magnuson	Strege
Gefreh	Mahlmann	Thompson, Burl'gh
George	Nygaard	Wolf
Goebel	Petterson	Mr. Speaker

Those voting in the negative were:

Adamsen	Frank	Olson
Anderson, Cass	Fristad	Overbo
Anderson, Eddy-	Gagnum	Poling
Foster	Gress	Renfrow
Beede	Gumeringer	Rolfstrud
Benson	Hafner	Schmidt
Berntson	Hammer	Schuler
Brekke	Hofstrand	Simenson, 10th
Bye	Hornbacher	Snow
Dahlund	Isakson	Solberg
Davis	Kitzmann	Strand
Dick	Langseth	Thompson, M'Lean
Dunlop	Link	Tollefson
Engen	Lynch	Tough
Erickson, Burke-	McLain	Trydahl
Divide	Miller	Vinje
Esterby	Mollet	Wicks
Ettestad	Mueller	Ziegler

Absent and not voting:

Hegge	Power	Simonson, 9th
Homelvig	Roen	Stockman
Paulson	Rosberg	Wambheim

So the bill was declared lost.

**House Bill No. 661.** A Bill for an Act to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing; designating the state board to administer the provisions of this Act; and making an appropriation.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Fristad	Rickford
Anderson, Cass	Gagnum	Roen
Anderson, Eddy-	Gefreh	Rohde
Foster	George	Rolfstrud
Anderson, Rich'nd	Goebel	Rose
Baker	Gress	Saugstad
Baldwin	Gumeringer	Saumur
Balerud	Hafner	Schmalenberger
Beede	Haugland	Schmidt
Benson	Heimes	Schuler
Berntson	Heller	Scott
Bratcher	Hoffer	Simenson, 10th
Brekke	Hofstrand	Simenson, 9th
Brooks	Hornbacher	Snortland

Brown	Isakson	Snow
Bye	Kitzmann	Solberg
Christopher	Kloster	Sommer
Currie	Knudsen, LaMoure	Sortlie
Dahlund	Knudson, Morton	Sortland
Davis	Lee	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Magnuson	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Tough
Erickson, Burke- Divide	Mollet	Trydahl
Esterby	Mueller	Vinje
Ettestad	Nygaard	Wicks
Fine	Olson	Wolf
Fleenor	Petterson	Ziegler
Frank	Renfrow	Mr. Speaker

Those voting in the negative were:

Bjella	Larson	Poling
Hammer	Lynch	Thompson, M'Lean
Kjos	Overbo	Tollefson
Langseth		

Absent and not voting:

Hegge	Leet	Rosberg
Homelvig	Paulson	Wambheim
Laske	Power	

So the bill passed and the title was agreed to.

Speaker Fitch requested Rep. Wolf to take the Chair and preside.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 10, 1955

Mr. Speaker: I have the honor to request the return of:

Senate Bill No. 159

Which the Senate has requested.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 673.** A Bill for an Act relating to bees and bee equipment, their control and regulation, amending sections 4-1204, 4-1209, 4-1212, 4-1220, and creating subsections 4 and 5 of section 4-1201 of the North Dakota Revised Code of 1943 and repealing sections 4-1214, 4-1218 and 4-1219 thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 17.

Those voting in the affirmative were:

Anderson, Cass	Gagnum	Renfrow
Anderson, Eddy-	George	Rickford
Foster	Goebel	Roen
Anderson, Rich'nd	Gress	Rose

Baker	Gumeringer	Saugstad
Balerud	Hammer	Saumur
Beede	Haugland	Schmidt
Benson	Heimes	Schuler
Berntson	Heller	Scott
Bratcher	Hoffer	Simenson, 10th
Brekke	Hofstrand	Simonson, 9th
Brown	Hornbacher	Snortland
Christopher	Isakson	Snow
Currie	Kloster	Sommer
Dahlund	Knudsen, LaMoure	Sorlie
Davis	Knudson, Morton	Sortland
Dewey	Larson	Spitzer
Dick	Lee	Sticka
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Tollefson
Esterby	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wolf
Fristad	Overbo	Ziegler
	Pettersen	Mr. Speaker

Those voting in the negative were:

Baldwin	Hafner	Rohde
Brooks	Kitzmann	Solberg
Bye	Kjos	Stockman
Ettestad	Langseth	Wicks
Gefreh	Mollet	

Absent and not voting:

Adamsen	Leet	Rolfsrud
Bjella	Lindberg	Rosberg
Dunlop	Link	Schmalenberger
Hegge	Paulson	Thompson, M'Lean
Homelvig	Poling	Wambheim
Laske	Power	

So the bill passed, as amended on page 416 of the House Journal, and the title was agreed to.

Rep. Erickson of Bottineau moved that the vote by which House Bill No. 673 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 682. A Bill for an Act relating to the registration of driveaway transporters of vehicles, providing for in-transit plates and fees, providing penalties, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson, Cass	Gefreh	Renfrow
Anderson, Eddy-	George	Rickford
Foster	Goebel	Roen
Anderson, Rich'nd	Gress	Rohde
Baker	Gumeringer	Rolfsrud
Baldwin	Hafner	Rose



Balerud	Hammer	Saugstad
Beede	Haugland	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Bjella	Hoffer	Schuler
Bratcher	Hofstrand	Scott
Brekke	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th
Brown	Kitzmann	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Solberg
Currie	Knudsen, LaMoure	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Petterson	Ziegler
Absent and not voting:	Poling	Mr. Speaker
Adamsen	Lee	Power
Dunlop	Leet	Rosberg
Hegge	Lindberg	Sticka
Homelvig	Paulson	Wambheim
Laske		

So the bill passed, as amended on page 404 of the House Journal and the title was agreed to, and the emergency clause carried.

House Bill No. 715. A Bill for an Act to amend and reenact section 47-1007 and 47-1905 of the North Dakota Revised Code of 1943, relating to the requirement that the post office address of each grantee be shown in documents describing real estate.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson, Cass	Gefreh	Renfrow
Anderson, Eddy-	George	Rickford
Foster	Goebel	Rohde
Anderson, Richl'nd	Gress	Rolfsrud
Baker	Gumeringer	Rose
Baldwin	Hafner	Saugstad
Balerud	Haugland	Saumur
Beede	Heimes	Schmalenberger
Benson	Heller	Schmidt
Berntson	Hoffer	Schuler

Bjella	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brekke	Isakson	Simonson, 9th
Brooks	Kitzmann	Snortland
Brown	Kjos	Snow
Bye	Kloster	Solberg
Christopher	Knudsen, LaMoure	Sommer
Currie	Knudson, Morton	Sorlie
Dahlund	Langseth	Sortland
Davis	Larson	Spitzer
Dewey	Laske	Sticka
Dick	Leet	Stockman
Dunlop	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke- Divide	McLain	Tollefson
	Miller	Tough
Esterby	Mollet	Trydahl
Ettestad	Mueller	Vinje
Fine	Nygaard	Wicks
Fleenor	Olson	Wolf
Frank	Overbo	Ziegler
Fristad	Petterson	Mr. Speaker
Gagnum	Poling	

## Absent and not voting:

Adamsen	Lee	Roen
Hammer	Lindberg	Rosberg
Hegge	Paulson	Wambheim
Homelvig	Power	

So the bill passed, as amended on page 416 of the House Journal, and the title was agreed to.

House Bill No. 717. A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to elementary per pupil payments from the county tuition fund.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 7; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Rohde
Anderson, Rich'nd	Hafner	Rolfserud
Baker	Haugland	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Brekke	Isakson	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Sommer

Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Leet	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Petterson	Ziegler
George	Poling	Mr. Speaker

Those voting in the negative were:

Bratcher	Gefreh	Solberg
Brooks	Kitzmann	Tough
Dunlop		

Absent and not voting:

Adamsen	Homelvig	Power
Bjella	Lee	Roen
Hammer	Lindberg	Rosberg
Hegge	Paulson	Strege

So the bill passed, as amended on page 451 of the House Journal, and the title was agreed to.

**House Bill No. 739.** A Bill for an Act to amend and reenact section 16-0102 of the North Dakota Revised Code of 1943, relating to opening and closing of polls at primary and general elections and providing for extension of polling hours in any precinct upon resolution of the governing body of the city, village, or township in which such precinct is located.

Which has been read.

#### 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:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Rohde
Anderson, Eddy- Foster	Gress	Rolfstrud
	Hafner	Rosberg
Anderson, Rich'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brekke	Kitzmann	Simonsen, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Langseth	Sortland

Dahlund	Larson	Spitzer
Davis	Laske	Sticka
Dewey	Leet	Stockman
Dick	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke- Divide	McLain	Tollefson
	Miller	Tough
Esterby	Mollet	Trydahl
Ettestad	Mueller	Vinje
Fine	Nygaard	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Renfrow	

Those voting in the negative were:

Dunlop	Gumeringer	Poling
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Absent and not voting:

Bjella	Lee	Roen
Hammer	Lindberg	Solberg
Homelvig	Power	

So the bill passed, as amended on page 416 of the House Journal, and the title was agreed to.

Rep. Baker moved that the House now recess for fifteen minutes for coffee, which motion did not receive a second.

Speaker Fitch resumed the Chair.

House Bill No. 789. A Bill for an Act to amend and reenact section 24-0628 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to obstruction of section lines.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Hafner	Roen
Anderson, Eddy- Foster	Haugland	Rolfsrud
	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brekke	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer

Dick	Link	Sticka
Dunlop	Lynch	Stockman
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Thompson, M'Lean
	Miller	Tollefson
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Those voting in the negative were:

Erickson, Bottin'au Rohde Tough

Absent and not voting:

Anderson, Richl'nd	Gumeringer	Olson
Benson	Hammer	Power
Bjella	Homelvig	Rickford
Esterby	Lee	Snortland
Fleenor	Lindberg	Strand

So the bill passed and the title was agreed to.

House Bill No. 790. A Bill for an Act to amend and reenact sections 24-1001 and 24-1002 of the North Dakota Revised Code of 1943, relating to cattle guards across county and township roads.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Roen
Anderson, Eddy- Foster	Gress	Rohde
	Hafner	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brekke	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Leet	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke- Divide	McLain	Tollefson
	Mollet	Tough

Ettestad	Mueller	Trydahl
Fine	Overbo	Vinje
Frank	Paulson	Wicks
Fristad	Pettersen	Wolf
Gagnum	Poling	Ziegler
Gefreh	Renfrow	Mr. Speaker

Those voting in the negative were:

Laske	Sorlie	Wambheim
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Absent and not voting:

Anderson, Richl'nd	Hammer	Nygaard
Benson	Homelvig	Olson
Bjella	Lee	Power
Esterby	Lindberg	Snortland
Fleenor	Miller	Strand
Gumeringer		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 10, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 569

Which the President has signed.

EDWARD LENO, Secretary.

FINAL PASSAGE OF HOUSE BILLS

House Bill No. 804. A Bill for an Act providing for and establishing the maximum cost and price for public printing furnished to political subdivisions, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 61; nays, 40; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfsrud
Balerud	Hofstrand	Rosberg
Benson	Hornbacher	Saugstad
Berntson	Isakson	Schmalenberger
Bjella	Kitzmann	Schmidt
Bratcher	Knudsen, LaMoure	Schuler
Brekke	Knudsen, Morton	Scott
Dunlop	Langseth	Simenson, 10th
Erickson, Bottin'au	Lee	Solberg
Erickson, Burke-	Leet	Spitzer
Divide	Link	Sticka
Esterby	Lynch	Strege
Fine	Magnuson	Thompson, M'Lean
Fristad	Mahlmann	Tollefson
Gagnum	Mollet	Trydahl
George	Overbo	Vinje
Goebel	Pettersen	Wicks
Gress	Poling	Wolf
Hafner	Renfrow	Ziegler

Those voting in the negative were:

Adamsen	Frank	Roen
Baker	Gefreh	Rose
Baldwin	Heimes	Saumur
Brooks	Hoffer	Simonson, 9th
Brown	Kjos	Snow
Bye	Kloster	Sommer
Christopher	Larson	Sorlie
Currie	Laske	Sortland
Dahlund	McLain	Stockman
Davis	Mueller	Thompson, Burl'gh
Dewey	Nygaard	Tough
Dick	Olson	Wambheim
Einarson	Paulson	Mr. Speaker
Ettestad		

Absent and not voting:

Anderson, Rich'nd	Gumeringer	Miller
Beede	Heller	Power
Engen	Homelvig	Snortland
Fleenor	Lindberg	Strand

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

Rep. Fristad moved that the vote by which House Bill No. 804 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard 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., February 11, 1955, which motion prevailed.

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 131.** A Bill for an Act to amend and reenact subsection E of section 52-0920 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the determination of average monthly wages under the old age and survivor insurance system.

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

**Senate Bill No. 139.** A Bill for an Act granting the supreme court power to review and reduce sentence imposed in a criminal case, power to consider proof in addition to record, and providing procedure for special appeal from sentence.

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

**Senate Bill No. 179.** A Bill for an Act to amend and reenact section 36-0401 of the 1953 Supplement to the North Dakota Revised Code of 1943 defining livestock, poultry and wool dealers, and declaring an emergency.

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

**Senate Bill No. 186.** A Bill for an Act relating to actions arising out of the use or application of any herbicide, insecticide, fungicide or agricultural chemical; provision for filing reports of loss and time limitations.

Was read 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 24-0106 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the authority of the highway commissioner to abandon sections of routes on the state highway system.

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

**Senate Bill No. 203.** A Bill for an Act providing for the regulation of information required on sales agreements or contracts made between a buyer and seller of agricultural seeds, when full or partial payment is made to the seller before the seed is delivered to the buyer, providing a penalty and declaring an emergency.

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

**Senate Bill No. 204.** A Bill for an Act to amend and reenact subsection 7 of section 39-03A01 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to highway patrolmen's retirement system.

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

**Senate Bill No. 221.** A Bill for an Act to amend and reenact Section 33-0312 of the North Dakota Revised Code of 1943, relating to change of venue in justice court.

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

**Senate Bill No. 224.** A Bill for an Act to amend and reenact Section 40-1819 of the North Dakota Revised Code of 1943 relating to appeals from determinations of police magistrate or village justice; Trial; Bail.

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

**Senate Bill No. 228.** A Bill for an Act to amend and reenact section 31-0102 of the North Dakota Revised Code of 1943 relating to competency as a witness of one spouse against the other.

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

And the House stood recessed pursuant to the motion of Rep. Nygaard, until 1:00 p.m., February 11, 1955.

KENNETH L. MORGAN, Chief Clerk.



THIRTY-EIGHTH DAY AFTER RECESS  
AND THIRTY-NINTH DAY

Bismarck, February 11, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

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

PETITIONS AND COMMUNICATIONS

Communications urging the banning of liquor ads on radio and television were received from Mrs. Betsie Bakke of Walcott and Mrs. Christine Holm of Pekin, which were referred to the Committee on Social Welfare.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, February 11, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved House Bill 575.

This bill has been filed with the secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

NB:in

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, February 11, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved House Bill 569.

This bill has been filed with the secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

NB:in

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 569

Was delivered to the Governor for his approval at the hour of 3:30 o'clock p.m., February 10, 1955.

REP. FRISTAD, Chairman.

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

House Bill No. 673

House Bill No. 682

House Bill No. 715

House Bill No. 717

House Bill No. 739

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 535, have had the same under consideration and recommend that the same be amended as follows:

In the second column of line 84 delete the figure "55.75" and insert the figure "57.75" in lieu thereof.

On line 98a in the first column insert the figure "63,000"; in the second column insert the figure "1,130.00"; in the third column insert the figure "1,076.00" and in the fourth column insert the figure "1,024.00".

Beginning on a line to be numbered 133, insert the following amendment:

"SECTION 5. AMENDMENT.) Section 39-0467 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

39-0467. DISTRIBUTION OF REGISTRATION FEES COLLECTED.) Any moneys in the registration fund accruing from license fees or from other like sources, in excess of the amount required to pay salaries and other necessary expenses, in accordance with the legislative assembly's appropriation for such purposes, shall be transferred quarterly and credited by the state treasurer, as follows:

1. First, ten per cent of all fees collected pursuant to section 39-0422 of the North Dakota Revised Code of 1943, as amended, and five per cent of all fees collected pursuant to section 39-0424 of the North Dakota Revised Code of 1943, as amended, shall be transferred to the state highway department construction fund; and the balance of such fees shall be transferred in accordance with subsections 2 and 3 of this section;
- ((1)) 2. Fifty per cent to the state highway department; and
- ((2)) 3. Fifty per cent to the counties of this state.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

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

The Speaker announced that House Bill No. 535 would 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. 557, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LEET, Charman.

Rep. McLain moved that the report be adopted.

Rep. Leet moved a substitute motion that House Bill No. 557 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions, to whom was referred House Bill No. 568, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Gefreh moved that the report be adopted.

Rep. Hornbacher moved a substitute motion that House Bill No. 568 be placed on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 667, have had the same under consideration and recommend that the same be amended as follows:

In line 28 delete the word "seventy" and insert the word "seventy-five" in lieu thereof.

In line 32 insert a period "." after the word "resides".

In lines 32-35 delete the following words: "if the board of the district in which the pupil resides has agreed with the board of the district in which such pupil is enrolled that such pupil may attend school in the district of enrollment."

In line 43 delete the number "\$70.00" and insert "\$75.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

Rep. Sortland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 667 would 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. 711, have had the same under consideration and recommend that the same be amended as follows:

In line two of the title after the first word "licenses" insert the following words "to new establishments";

In line three of the title after the last word "supervisors" strike the period and insert in lieu thereof a semicolon and after the semicolon insert the following words "and declaring an emergency" and a period thereafter;

On line 4 after the last word "township" and the period add the following: "The provisions of this section shall not apply to the renewal of licenses heretofore issued.";

And thereafter add the following: "SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

Rep. Erickson (Bottineau) moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 711 would 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. 735, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LARSON, Chairman.

Rep. McLain 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. 741, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LEET, Chairman.

Rep. Benson 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. 743, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LEET, Chairman.

Rep. Dahlund 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. 746, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Gagnum 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. 758, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Tough 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. 770, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Engen 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. 779, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. George moved that the report be adopted.

Rep. Sticka moved a substitute motion that House Bill No. 779 be placed on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Social Welfare, to whom was referred House Bill No. 796, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde 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. 808, have had the same under consideration and recommend that the same be amended as follows:

On line 42 after the first word "SECTION" strike the numeral "1" and insert in lieu thereof the numeral "3";

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

Rep. Berntson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 808 would 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. 809, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hammer moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Nygaard moved that House Bill No. 809 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 812, have had the same under consideration and recommend that the same be amended as follows:

In the title delete the period and insert a comma in lieu thereof and add the words "and declaring an emergency."

After line 118 and starting a new section 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."

And when so amended recommend the same do pass.

REP. LEET, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 812 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The Majority of your Committee on Agriculture to whom was referred House Bill No. 833, have had the same under consideration and recommend that the same do pass.

REP. McLAIN  
 REP. SCHMIDT  
 REP. CURRIE  
 REP. DEWEY  
 REP. DICK  
 REP. SOMMER  
 REP. ROSE  
 REP. LASKE  
 REP. ROEN  
 REP. SCOTT  
 REP. HOFSTRAND  
 REP. GRESS  
 REP. LEE  
 REP. SCHULER

REP. LASKE, Chairman.

Mr. Speaker: The Minority of your Committee on Agriculture to whom was referred House Bill No. 833, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON of Eddy-  
 Foster  
 REP. KNUDSON of Morton  
 REP. DUNLOP  
 REP. GUMERINGER  
 REP. SNOW

REP. LASKE, Chairman.

Rep. Sommer moved that the report of the majority of the Committee on Agriculture on House Bill No. 833 be adopted.

Rep. Anderson of Eddy-Foster moved a substitute motion that the report of the minority of the Committee on Agriculture on House Bill No. 833 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 849, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title of the bill delete the word "section" and insert the word "sections" in lieu thereof.

In the first line of the title of the bill following the numeral "15-4101" insert the words and numbers "and 15-4016".

Following line 38 insert the following words: "SECTION 2. AMENDMENT.) Section 15-4016 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

15-4016. HIGH SCHOOL TUITION PAYMENTS FROM FUND ARE EXCLUSIVE. EXCEPTION.) No school district shall charge or collect from any nonresident high school student, his parents or guardian, or the district of his residence, any tuition, registration, text book, or laboratory fee, or any other fee or charge which is not charged to or for all resident high school students, and the high school tuition payments made from the fund shall be the only compensation received by a district for the attendance therein of nonresi-

dent high school students. Except that the district of residence of the high school student may agree to make reasonable tuition payments to the receiving district. This chapter, however, shall not affect the right of a school district to charge and collect such tuition as may be fixed by agreement from students who are not residents of this state.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 849 would 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. 851, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Simenson (Cass, 10th) 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. 852, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Anderson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Nygaard moved that the House accede to the request of the Senate for the return of Senate Bill No. 159.

Rep. Baker moved a substitute motion the the House do not accede to the request of the Senate for the return of Senate Bill No. 159, which motion lost.

The question now being on the original motion of Rep. Nygaard, the motion prevailed and Senate Bill No. 159 was ordered to be returned to the Senate in accordance with their request.

#### EIGHTH ORDER OF BUSINESS

Rep. Anderson of Richland moved that House Bill No. 773 be withdrawn, which motion prevailed.

Rep. Hofstrand moved that House Bill No. 677 be withdrawn, which motion prevailed.

Rep. Langseth moved that House Bill No. 641 be reprinted, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, February 11, 1955

Mr. President: I have the honor to return:  
Senate Bill No. 159

Which the Senate has requested.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## THIRTY-NINTH DAY

Bismarck, February 11, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Roy Wiegand of the First Baptist Church of Bismarck.

The roll was called and all members were present except Reps. Erickson of Burke-Divide and Roen.

Rep. Snow announced that Rep. Roen is absent on official business for the House of Representatives in Iowa, and Speaker Fitch excused Rep. Roen.

## MESSAGE TO THE SENATE

House Chamber

Bismarck, February 11, 1955

Mr. President: I have the honor to transmit:

House Bill No. 591

House Bill No. 661

House Bill No. 673

House Bill No. 682

House Bill No. 715

House Bill No. 717

House Bill No. 739

House Bill No. 789

House Bill No. 790

House Bill No. 804

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, 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 find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

## SIXTH ORDER OF BUSINESS

Rep. Laske moved that the amendments to House Bill No. 558, as recommended by the Committee on Agriculture and printed on page 487 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to House Bill No. 606, as recommended by the Committee on Industry and Business and printed on page 484 of the House Journal, be adopted, which motion prevailed.

Rep. Rose moved that the amendments to House Bill No. 785, as recommended by the Committee on State and Federal Government and printed on page 489 of the House Journal, be adopted, which motion prevailed.



## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 11, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 229

Senate Bill No. 235

Senate Bill No. 238

Senate Concurrent Resolution "E"

Senate Concurrent Resolution "O"

Senate Concurrent Resolution "Q"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 11, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 109

Senate Bill No. 144

Senate Bill No. 150

Senate Bill No. 155

Senate Bill No. 183

Senate Bill No. 210

Senate Bill No. 211

Senate Bill No. 217

Senate Bill No. 220

Senate Bill No. 222

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 11, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "J"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

## GENERAL ORDERS

Rep. Stockman moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 548, which motion prevailed, and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Stockman to the Chair, and the House acted as a Committee of the Whole. On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 548 and recommend that the amendments as recommended by the Committee on Education and printed on page 445 of the House Journal, be adopted.

REP. STOCKMAN, Chairman.

Rep. Rose moved that the report of the Committee of the Whole be adopted, which motion prevailed.

## EIGHTH ORDER OF BUSINESS

Rep. Adamsen moved that the Speaker appoint a committee of two to notify the Senate that the House is ready to receive them in a joint session, which motion prevailed and the Speaker appointed as such committee, Reps. Adamsen and Goebel.

The Speaker announced that he would appoint Reps. Heimes, Haugland and Hofstrand to act under House Concurrent Resolution "T" to confer with a committee from South Dakota on the matter of a joint Blind School for the two states of North Dakota and South Dakota.

Rep. Nygaard moved that the House be on the twelfth order of business; on the conclusion of that order of business the House meet with the Senate in joint session, then recess until 1:00 p.m. on February 12, 1955, which motion prevailed.

## FIRST READING OF SENATE BILLS

**Senate Bill No. 128.** A Bill for an Act to amend and reenact section 24-0619 of the North Dakota Revised Code of 1943, relating to expenditure of road taxes on township roads.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 28-1304 of the North Dakota Revised Code of 1943, relating to designation of a trial judge upon the filing of an affidavit of prejudice.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 153.** A Bill for an Act to provide for the transfer of insane persons from the state hospital to other institutions licensed to care for and treat the insane.

Was read the first time and referred to the Committee on State and Federal Government.

**Senate Bill No. 157.** A Bill for an Act relating to the amendment of by-laws of mutual aid corporations.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 161.** A Bill for an Act to amend and reenact section 12-5503 of the North Dakota Revised Code of 1943, relating to meetings of the board of pardons.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 162.** A Bill for an Act to amend and reenact section 24-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to enforcement of highway laws controlling vehicle size and weights, and transferring police power on the state highway commissioner and inspectors appointed by him, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

**Senate Bill No. 163.** A Bill for an Act to amend and reenact section 39-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to penalty for violating

width, height, length and load limitations upon the highways of this state, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

**Senate Bill No. 190.** A Bill for an Act relating to renewal and cancellation of judgments.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 209.** A Bill for an Act to amend and reenact Subsection 3 of Section 64-0201 of the North Dakota Revised Code of 1943 to broaden the definition of "Gasoline pump" contained therein.

Was read the first time and referred to the Committee on Industry and Business.

#### LEGISLATIVE JOINT SESSION

A joint session of the House and Senate was held in the House chambers beginning at 3:30 p.m.

The Speaker called the joint session to order.

Senator Sayer moved that a committee of two be appointed to escort the Lieutenant Governor to the rostrum, which motion prevailed and the Speaker appointed as such committee, Senator Sayer and Rep. Kloster.

Rep. Wambheim moved that the Speaker appoint a committee of two to escort the Hon. Norman Brunsdale, Governor of North Dakota, to the rostrum and the Speaker appointed as such committee, Rep. Wambheim and Senator Knudson.

#### BAND MUSIC

McClusky High School Band, Malcom Hanson, Director

#### OPENING OF JOINT SESSION

Kenneth A. Fitch, Speaker of the House

#### INVOCATION

Rev. Roy Wiegand, First Baptist Church, Bismarck, N. Dak.

#### FLAG CEREMONY

Boy Scouts of America

#### THE IDEALS OF SCOUTING AND LINCOLN

Bismarck Scouts:

Edward Schafer, George Grimsrud, Allan Pike

#### BOY SCOUT CONSERVATION REPORT

North Dakota's 4 Outstanding Explorer Scouts

James Gay, Red River Valley Council, Fargo, N. Dak.

Thomas Risan, Great Plains Council, Minot, N. Dak.

Clifton Anderson, Lake Agassiz Council, Grand Forks, N. Dak.

Charles Pluth, Missouri Valley Council, Bismarck, N. Dak.

#### PRESENTATION OF SCOUTING AWARD

TO GOVERNOR NORMAN BRUNSDALE

Maynard Hanson, Deputy Regional Executive

Boy Scouts of America

## LINCOLN DAY ADDRESS

Leslie R. Burgum, Attorney General

Introduction by Lieutenant Governor C. P. Dahl

## NATIONAL ANTHEM

McClusky High School Band

## BENEDICTION

Rev. John E. Garvin, Cathedral of the Holy Spirit,  
Bismarck, N. Dak.

Rep. Schuler moved that the remarks of Attorney General Burgum be printed in the House Journal, which motion prevailed.

Attorney General Burgum:

"Governor Brunsdale, President Dahl, Speaker Fitch, Members of this Legislative Assembly, Boy Scouts, and fellow citizens:

It is indeed appropriate that this legislature should meet in joint session to observe the birthday of Abraham Lincoln for this great American was one of the miracles of all history. His life is stranger than fiction, and in our nation his name is above every name. He was born in a three-sided log cabin in the State of Kentucky; moving with his parents at an early age to the still newer state of Indiana; and then at about the age of twenty-one, going over into the pioneer state of Illinois. He was truly a product of the frontier.

We have had this demonstration by the Boy Scouts today and we are all somewhat familiar with their work. Lincoln of course, lived in the out-of-doors. He was near to Nature's heart in all of his boyhood and young life. It was given to him by Divine Providence, not only to lead a race out of bondage but in the critical hour of this national life to actually preserve this republic for posterity. It is indeed a miracle which causes us to believe in a Divine spirit that human clay could thus be employed for the benefit of all mankind.

Now in the year 1833 we find Abraham Lincoln in the frontier hamlet of New Salem, Illinois. That village has been restored. A year ago last November I was in that village of New Salem which is about twenty miles northwest of Springfield. I had been there previously in 1938. At that time I was fortunate to be in the company of Harry Pratt, Secretary of the Lincoln Historical Society and now the State Historian for the State of Illinois. That village had entirely disappeared, of course. It has practically disappeared before the Civil War but the State of Illinois and the federal government have restored it and the old log cabin where Lincoln lived is standing there as it was in his day, with the same furniture, Lincoln's store is there, the postoffice and the Rutledge tavern, and the mill down on the Saganon River. The village is standing there and it was in that village that Lincoln lived. It was there he came in contact with Mr. Graham, a schoolteacher, who was a great factor in his life and he taught Lincoln many things and encouraged him in his study of the law. It is interesting to note and particularly to members of this assembly, that Lincoln early became interested in politics.

In 1832 at the age of twenty-three he was a candidate for the State Legislature. He was defeated in that election but two years later he was elected and served four terms in the State Legislature of Illinois. He became somewhat prominent in that body, the Lower house, and in 1839 was a candidate for Speaker. He served as acting Floor Leader through one session. It was there he met John T. Stewart, who was also a member, and was the actual floor leader in one session. He was a lawyer from Springfield, and together with the help of some others they succeeded in moving the capitol from Vandalia to Springfield, and his acquaintance with John Stewart resulted in Lincoln following up the study of law. In 1837 he went to Springfield to practice with Stewart. Of course, Springfield is in the same legislative district so that did not disturb his candidacy, and his position as a legislator from that district. After leaving the legislature his last session would have been in 1841. Five years later he became a candidate for Congress and by a strange coincidence his opponent—he was a candidate of the Whig Party—and his opponent was a Democrat, Peter Cartwright. Mr. Cartwright was a presiding Elder in his church and the man who had defeated Lincoln for the Legislature in 1832. The story is told that in the fall of that year, as they were both out campaigning, Cartwright was preaching and Lincoln came in. Lincoln sat in back and in concluding a powerful message—which Cartwright was capable of giving—he tried to see what impression he had made upon his hearers. He endeavored to get them to make an expression of their faith and so he said, "All of those who want to go to Heaven, please stand." Everybody stood except Lincoln. When they sat down Cartwright said, "Mr. Lincoln, where do you expect to go?" There seemed to be but one alternative, but Lincoln stood up to his full height and said, "Brother Cartwright, I expect to go to Congress." And to Congress he went.

But Lincoln's term in Congress was not very productive. In fact, he incurred the animosity of his constituents by being against the Mexican War which was then in progress. He did not seek re-election but returned to Springfield and apparently was through with politics. He so stated, and he began the active practice of law.

Lincoln's first partner was this same John T. Stewart. Lincoln was the junior partner, as he was with Judge Logan. In 1844 he took into partnership a man about ten years younger than himself, known around Springfield as Billy Herndon, who played a large part in the life of Lincoln. They were partners until Lincoln's death more than twenty years later.

I was in Lincoln's law office in Springfield—the old law office—when I was back there a year ago last November. I got quite a thrill out of climbing the narrow stairway to the third story of that building, which I suppose is one of the very, very few which remain from the pre-Civil War days. On the way up I passed by a law office on the second floor and a young lady stenographer said, "If you go up to the third story you will find the law office of Lincoln, and a man who can tell you about Lincoln." Sure enough, there was an architect, a man a little older than myself, who had grown up in Springfield, and whose grandfather at one

time had been a partner of this same Billy Herndon, who had been Lincoln's partner—that was at a later date after Lincoln's death. I enjoyed spending an hour or so with that man, who gave me something of the viewpoints concerning Lincoln, as Springfield of that early day, knew him. Lincoln, as a lawyer, of course, developed considerable prominence in the state of Illinois. There was a time when I had the impression that Lincoln, after all, was not too much of a lawyer, but that is not true. He became a very well known and active practitioner. I think it is fair to say that Lincoln never cared too much about the office work of a lawyer. His strong point was in the trial of cases, and in particular, his address—his summation to the jury. That was his strongest point—getting to the jury. Lincoln carried to the Supreme Court, either by himself or in conjunction with some other attorneys, some 175 cases, out of which he succeeded in obtaining decisions in his favor in 96 of those cases, so he did a lot of work as an appellate lawyer. He appeared in Federal Court in that district a great many times.

You have doubtless heard of his appearance for the Illinois-Central Railway in which he and Herndon obtained a fee of \$5,000.00. It was a lot of money in those days and I don't think most lawyers today would entirely disregard it. Lincoln obtained prominence as an attorney and as I sat in those rooms and talked with that man who was a product of Springfield, I felt a thrill to think of the fact that within those walls back there from 1844 to the days of the beginning of the Civil War when Lincoln became President, he was there in the active practice of law, travelling over that circuit, or district as we call it, travelling probably half the time on the trial of cases in the thirteen counties that composed that judicial district, assisting attorneys in the county seats and engaged in the active practice of law.

This architect was an interesting character. He told me many people came to visit him and to talk about Abraham Lincoln. He said one day a very attractive lady came in. She appeared to be well educated and cultured and wanted to talk to him about Lincoln, especially Mrs. Lincoln, and the domestic life of Lincoln. A great deal has been written about his romance with Ann Rutledge, and there was a Mary Owens in his life before Mary Todd came along. Lincoln was past thirty years of age when he was married. Much has been said about Mrs. Lincoln but my friend Mr. Haynes, the architect, had the answer for this lady. He said, "I know just the kind of a woman Mary Todd Lincoln was. She was an excellent housekeeper, a splendid cook, a wonderful mother, and awfully hard to live with. I know that because my wife is just the same kind of a woman." Well, that would have been all right, but to his amazement and chagrin, about three months later one of the leading magazines came out with a story written by the same lady in which he was quoted directly as comparing Mary Todd Lincoln with his own wife. Unfortunately, his wife got hold of the magazine before he did but he consoled her by saying, "You ought to be proud of being compared with Mary Todd Lincoln."

Across the street is the Sangamon County Court House, which was the State House in Lincoln's time. I went across there and went into the court room where the District Court

was in session—the circuit court, they call it there. A case was being tried before a jury and I sat down and tried to visualize Abraham Lincoln standing there. The room was arranged about like this, in circular fashion. It was not as large, of course, but in Lincoln's day it had a balcony just as this room has a balcony. That has since been taken down. I tried to visualize Lincoln as he stood there as a very young man in 1858, when he made his famous "house divided against itself" speech, which won for him recognition that I think started him on the way to the presidency. It was on the eve of the Republican State Convention in the state of Illinois. You will bear in mind that the Republican Party had just been founded four years before that. In 1856 the first convention was held in Philadelphia. By the way, it is interesting to note that at that convention Lincoln obtained 110 votes for the vice-presidency. He was not nominated but it indicated he had growing prestige and was known somewhat in those western states of Illinois, Indiana, Wisconsin, and others.

Lincoln stood there, and in a great statement, which I suppose in a sense was a reply to Stephen A. Douglas, Senator from Illinois—they had been political antagonists since way back in the early days of Springfield when Douglas, too, was a lawyer there, but Douglas sprang into great prominence and was known everywhere throughout the land, but Lincoln made that statement, "a house divided against itself cannot stand", and he took a positive attitude against the institution of slavery and its further spread in the nation. The compromise of 1850 had been repealed. The Kansas-Nebraska bill known as the "Popular Sovereignty Measure", had been introduced and carried into effect and it appeared that the institution of slavery could not be contained. Lincoln had a great moral conviction upon that issue. Douglas had no conviction about the morality or immorality of slavery—it meant nothing except as it had political aspects. Lincoln had a deep, abiding conviction as to the iniquity of that institution and asserted it in his "house divided against itself" speech. Then followed his nomination by the Republican Party for the United States Senate, and that fall the Lincoln-Douglas debates brought him into great prominence and made for his nomination in Chicago in 1860.

That would be an interesting story but our time is spent. I return to this proposition that in the providence of the Eternal, this man who came from the backwoods, from the frontier of this country of ours, who never had the benefit of schools, who never had the culture of college training, who studied law by the light of the log fire in New Salem, who made his way from the prairies to the presidency—that this man was strangely used by a Divine Power to preserve the republic and to liberate a people from human slavery. It is no wonder that Edwin Markham wrote those lines, "So came the captain with the mighty heart."

I stood within the tomb of Abraham Lincoln on two occasions. I talked with the caretaker there back in November of 1953 as I had talked with him in 1938. He told me where the residue of this great martyred president rested, but as I left that tomb, I knew the spirit of Lincoln was not there. The spirit of Lincoln is not limited to Springfield, it is abroad in the land. In a body like this, the spirit of Lincoln moves in the hearts of these Boy Scouts. The spirit of Lincoln is where courage and daring is needed by the men who defend

this flag of ours upon the beach-heads of the world. The spirit of Lincoln is in our churches where people are taught that to do justly, and love mercy and walk humbly with God is the great requisite of any self governing people. The spirit of Lincoln is in the home where a mother at eventide teaches her children to pray and kisses them smilingly into sleep. The spirit of Lincoln is abroad in the land today in our struggle in this testing time as he said at Gettysburg, "to determine if a government by the people, of the people, and for the people may not perish from the earth."

It is indeed fitting that the State Legislature of North Dakota, and of every state, should contemplate this remarkable anomaly of a man who moved from the prairies of that frontier state to the highest position within the gift of the people, and by his own life demonstrated for all mankind the value and the virtue, and the genius of democracy.

Rep. Engen moved that the joint session do now dissolve, which motion prevailed.

And the House stood recessed until 1:00 p.m. February 12, 1955, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.



THIRTY-NINTH DAY AFTER RECESS  
AND FORTIETH DAY

Bismarck, February 12, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the seventh order of business.

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Committee on Telephone and Public Address System submits the following report:

Wilbur Tracy of Bismarck was engaged by the Board of Administration to operate and maintain the Public Address System for the following charges:

\$1.75 per hour for operation of Public Address System.

\$3.00 per hour for maintenance.

Following is the list of telephones that have been installed in the capitol building for the House of Representatives and the monthly charge and installation charges:

Location of Phone	Monthly Rate	Instal- lation Charge
Bus. 1—Party Line No. 3401—Speaker of House .....	\$10.80	\$4.00
Bus. 1—Party Line No. 3428—House of Representatives .....	10.80	4.00
Bus. 1—Party Line No. 4411—Chief Clerk of House .....	10.80	4.00
House of Representatives Booth—Ext. No. 264 .....	1.65	1.50
House of Representatives Booth—Ext. No. 263 .....	1.65	1.50
House Appropriations Com. G-5—No. 271	1.65	1.50
House Enrolling and Engrossing—No. 276 .....	1.65	1.50
House Committee Room—G-2 .....	1.65	1.50
House Committee Room—G-3 .....	1.65	1.50
House Education Room—Blue Room—No. 268 .....	1.65	1.50
House Steno Room—No. 269 .....	1.65	1.50
House Mailing Room—No. 265 .....	1.65	1.50

This does not include any long distance charges or special services which might occur during the session.

Miss Mable Nelson of Bismarck was engaged by the Board of Administration to operate main telephone switchboard in Capitol on Saturday afternoon and evenings during night sessions @ \$2.00 per hour.

This Committee has performed its duties and wishes to be discharged.

For the House:

REP. THOMPSON (Burleigh)

REP. FRISTAD

REP. THOMPSON (McLean)

Rep. Thompson (Burleigh) moved that the report be adopted.

#### ROLL CALL

The question being on the motion of Rep. Thompson of Burleigh that the report of the Committee on Telephone and Public Address System be adopted, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Anderson, Cass	Goebel	Overbo
Anderson, Eddy-	Gress	Paulson
Foster	Gumeringer	Poling
Baldwin	Hafner	Power
Balerud	Hammer	Renfrow
Beede	Heimes	Rickford
Benson	Heller	Rolfsrud
Berntson	Hoffer	Rosberg
Bjella	Hofstrand	Rose
Bratcher	Homelvig	Saumur
Brekke	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kjos	Schuler
Bye	Kloster	Scott
Currie	Knudsen, LaMoure	Simenson, 10th
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Einarson	Lee	Sticka
Engen	Leet	Stockman
Erickson, Bottin'au	Lindberg	Strand
Esterby	Link	Thompson, Burl'gh
Ettestad	Lynch	Thompson, M'Lean
Fine	Magnuson	Tollefson
Fleenor	Mahlmann	Vinje
Frank	McLain	Wicks
Fristad	Miller	Wolf
Gagnum	Mollet	Ziegler
Gefreh	Nygaard	Mr. Speaker

Absent and not voting:

Adamsen	Hegge	Simonson, 9th
Anderson, Rich'nd	Kitzmann	Snortland
Baker	Mueller	Solberg
Christopher	Olson	Sommer
Dunlop	Petterson	Strege
Erickson, Burke-	Roen	Tough
Divide	Rohde	Trydahl

George                      Saugstad                      Wambheim  
 Haugland

So the report was declared adopted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 593, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Heimes moved that the report be adopted.

Rep. Beede moved a substitute motion that House Bill No. 593 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 647, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Gress 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. 675, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 695, have had the same under consideration and recommend that the same be amended as follows:

Delete all the words following the comma on lines 5, 6, 7 and 8. Add a period.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 695 would 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. 720, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Heimes 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. 749, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad 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. 750, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ENGEN, Chairman.

Rep. Strege moved that the report be adopted.

Rep. Rohde moved a substitute motion that House Bill No. 750 be placed in General Orders, which motion lost.

The question was now on the motion of Rep. Strege that the report of the Committee on General Affairs on House Bill No. 750 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 751, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Adamsen moved that the report be adopted.

Rep. Wicks moved a substitute motion that House Bill No. 751 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs, to whom was referred House Bill No. 754, have had the same under consideration and recommend that the same be amended as follows:

In line nine delete the words "eight hundred fifty thousand" and insert the words "one million" in lieu thereof.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Sortland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 754 would 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. 765, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Snortland 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. 769, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin 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. 799, have had the same under consideration and recommend that the same do pass.

REP. BROWN, 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 House Bill No. 822, 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 the State of North Dakota Aeronautics Commission to have notice of the erection of certain buildings, structures, towers and hazards within the State of North Dakota and providing for penalties.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

- 1 SECTION 1. NOTICE.) Whenever a person, firm,  
 1a corporation  
 2 or association shall erect anywhere in this state a  
 2a building,  
 3 structure, or tower of any kind over two hundred feet  
 3a in height  
 4 above the terrain such person, firm, corporation or  
 4a association  
 5 shall first file a notice with the state of North Dakota  
 5a Aeronautics  
 6 Commission.  
 7 SECTION 2. OBSTRUCTIONS NEAR RUNWAY  
 7a APPROACHES.) It shall  
 8 be unlawful to build or maintain any obstruction near  
 8a the runway  
 9 approach to any airport in the state open for public use,  
 9a except  
 10 pursuant to rules and regulations adopted by the  
 10a aeronautics  
 11 commission.  
 12 SECTION 3. PENALTY.) Each violation of this Act  
 12a or any  
 13 regulations, orders, or rulings promulgated or made  
 13a pursuant  
 14 to this Act shall constitute a misdemeanor.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 822 would be considered in the sixth order of business on the next legislative day.

#### EIGHTH ORDER OF BUSINESS

Rep. Saumur moved that House Bill No. 822 be reprinted, which motion prevailed.

Rep. Stockman moved that House Bills Nos. 730, 731, 733 and 734 be withdrawn, which motion prevailed.

Rep. Leet moved that House Bill No. 795 be withdrawn, which motion prevailed.

Rep. Larson moved that House Bill No. 849 be returned to the Committee on Education, 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 Industry and Business to whom was referred House Bill No. 830, have had the same

under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Wicks 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. 850, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ENGEN, Chairman.

Rep. Kitzmann moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Brooks moved that the House reconsider the action by which House Bill No. 850 was indefinitely postponed, which motion prevailed.

Rep. Brooks moved that House Bill No. 850 be re-referred to the Committee on Transportation, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Rolfsrud moved that he be permitted to withdraw House Bill No. 764, which motion prevailed.

Rep. Nygaard moved that the courtesy of the floor be extended to a delegation from South Dakota who are here for the purpose of consideration of the building of a joint School for the Blind, which motion prevailed. The delegation from South Dakota consisted of Senators Ericsson, Bogue, Herseth, Representatives Pearson, Beckers, Evelo, Dr. W. O. Farber, Director of Legislative Research and Val Higgins of the Attorney General's office and Dr. Hack.

Rep. Nygaard moved that a committee of two be appointed to escort the Hon. Senator Ericsson to the rostrum, which motion prevailed and the Speaker appointed as such committee, Reps. Nygaard and Beede.

The Speaker announced that the same committee would escort the other members of the delegation to the rostrum.

The Speaker appointed Rep. Saumur to escort Governor Brunsdale to the rostrum.

Rep. Nygaard moved that Sen. Ericsson be asked to address the House, which motion prevailed.

Senator Ericsson:

"Thank you, Mr. Speaker, Governor Brunsdale, Legislators of the House of Representatives of our sister state of North Dakota; It is indeed a great pleasure and a privilege for us to be here with you. We are appearing here today to return a call which a delegation from your legislature so courteously made to us in South Dakota a few weeks ago. Judging from the press of your work in your legislative hall here and comparing it with ours in South Dakota, it seems almost like a century since that time that they were there to visit us in Pierre. However, I must confess that it was with a little trepidation that we ventured so far north at this time of the year, but although the weather is chilly, we must say the very fine and warm welcome that you have given us has more than offset any temperature chill that we have encountered here. As a matter of fact our temperature is about the same as you have here.

To get into a little more serious vein and without taking up too much of your time from your deliberations, I wish

to say that we are very happy to be here and we hope that this little seed that was sown by your very fine delegation which visited with us in Pierre a few weeks ago, may be the seed that will develop into something of a common understanding by bringing about a closer cooperation between these sister states and there may be a possibility that something concrete in this definite proposal for a joint School for the Blind may develop out of this and be the beginning of a further cooperation between these two fine states of ours. We hope that this is just one step in that direction.

Again I thank you on behalf of our entire delegation for the very fine courtesy which you have extended to us."

Rep. Nygaard moved that the remarks of Sen. Ericsson be printed in the House Journal, which motion prevailed.

Rep. Beede moved that the committee from South Dakota be given a roll call vote of thanks, which motion prevailed.

Rep. Beede moved that the courtesy of the floor be extended to a former speaker of the House, Mr. A. R. Bergesen from Fargo, which motion prevailed.

Rep. Nygaard moved that Mr. Bergesen be asked to make a few remarks to the House, which motion prevailed.

Rep. Hofstrand moved that the Speaker invite an exchange student from the British Isles, Bertram Berg of Maddock to appear before the House and show some pictures on the 21st of February, 1955, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture, to whom was referred House Bill No. 855, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Sommer 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 "A-1" have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Adamsen moved that the report be adopted.

Rep. Langseth moved a substitute motion that further action on the report of the Committee on State and Federal Government on House Concurrent Resolution "A-1" be deferred one legislative day, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government, to whom was referred House Concurrent Resolution "B-1", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Wolf moved that the report be adopted.

Rep. Langseth moved a substitute motion that further action on the report of the Committee on State and Federal Government on House Concurrent Resolution "B-1" be deferred one legislative day, which motion prevailed.

Mr. Speaker: Your Committee on Veterans' and Military Affairs, to whom was referred House Bill No. 611, have had the same under consideration and recommend that the same be amended, as follows:

In line 12, after the numerals "II," insert the words "or during the Korean hostilities."

In line 19, delete the numbers "1954" and insert in lieu thereof the language "December 31, 1956,".

In line 20, delete the numbers "1957" and insert in lieu thereof the language "December 31, 1959,".

In line 40, after the word "maintenance" insert the words "or erection"

In line 46, after the word "corporation" insert the language "Pursuant to such agreement, the county may acquire or divest itself of any title to or jurisdiction over such memorial or other suitable recognition."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LINDBERG, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 611 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Veterans' and Military Affairs', to whom was referred House Bill No. 652, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LINDBERG, Chairman.

Rep. Stockman moved that the report be adopted.

Rep. Frank moved a substitute motion that House Bill No. 652 be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Stockman that the report of the Committee on Veterans' and Military Affairs' on House Bill No. 652 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 676, have had the same under consideration and recommend that the same be amended as follows:

In line 40 delete the word sixteen and insert in lieu thereof the word fourteen.

And when so amended recommend the same do pass.

REP. STICKA, Chairman.

Rep. Ettetstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 676 would 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. 678, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde 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. 680, have had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.



Rep. Sorlie 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. 710, have had the same under consideration and recommend that the same be amended as follows:

In line 9 after the period insert the following words: "The provisions of this chapter shall not apply to Master Plumbers duly licensed to engage in the business of plumbing in the State of North Dakota."

In lines 27-28 strike out the number "twenty-five" and insert in lieu thereof "fifteen" and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rolfsrud moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 710 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 713, have had the same under consideration and recommend that the same be amended as follows:

In line 115 delete the word "ten" and insert in lieu thereof the word "fifteen".

And when so amended recommend the same do pass.

REP. STICKA, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 713 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Veterans' and Military Affairs, to whom was referred House Bill No. 755, have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Nygaard 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. 756, have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Mahlmann 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. 803, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, 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. 842, have had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.

Rep. Sorlie 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 Concurrent Resolution "U", have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Miller 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 "X", have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde 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 Concurrent Resolution "L", have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Goebel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Delayed Bills have had under consideration one House Bill, to-wit:

"For an Act to amend and reenact sections 40-1501 and 40-1505 of the North Dakota Revised Code of 1943, relating to officers to be appointed and elected in commission cities."

And recommend the same be introduced.

REP. CURRIE, 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 examined the following resolution:

House Concurrent Resolution "T"

And find the same correctly enrolled.

REP. SIMENSON (10th), Vice-Chairman.

Rep. Simenson (10th) 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:

House Bill No. 548

House Bill No. 641

House Bill No. 785

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

**FIRST READING OF HOUSE BILLS  
AND RESOLUTIONS**

The Committee on Delayed Bills introduced:

**House Bill No. 859.** A Bill for an Act to amend and reenact sections 40-1501 and 40-1505 of the North Dakota Revised Code of 1943, relating to officers to be appointed and elected in commission cities.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Rosberg introduced:

**House Resolution No. 7.** A House Resolution empowering the Appropriation Committee to subpoena transcript of testimony in possession of the Board of Higher Education.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Rosberg moved that House Resolution No. 7 be printed in the House Journal and not in bill form, which motion prevailed.

**HOUSE RESOLUTION 7**

Introduced by Representative Rosberg

**A HOUSE RESOLUTION** empowering the Appropriation Committee to subpoena transcript of testimony in possession of the Board of Higher Education.

1 WHEREAS, the Board of Higher Education of the  
a State of

2 North Dakota employed one William Pearce to conduct  
2a an

3 investigation of the North Dakota Agricultural College,  
4 and

5 WHEREAS, said investigation was held and  
5a completed,

6 and a transcript of evidence had thereon, and

7 WHEREAS, said transcript of testimony contains  
7a evidence

8 bearing on misuse of funds at the North Dakota  
8a Agricul-

9 tural College, and divers other things affecting the  
10 financial affairs of the North Dakota Agricultural

11 College, and

12 WHEREAS, the information contained in said  
12a transcript

13 is necessary to complete an appraisal of the financial  
14 needs of the North Dakota Agricultural College,

15 THEREFORE, IT IS HEREBY RESOLVED, that  
15a the Appropriation

16 Committee of the House of Representatives of the Thirty-  
17 fourth Legislative Assembly be ordered, directed and

18 authorized to secure said transcript, by subpoena if  
19 necessary, from the Board of Higher Education of the

20 State of North Dakota, and make the same a part of  
20a the

21 official records of the House of Representatives of the  
22 Thirty-fourth Legislative Assembly.

Rep. Mahlmann moved that the absent members be ex-

cused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FORTIETH DAY

Bismarck, February 12, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Frank Rumer of Burns Methodist Church, Mandan, North Dakota.

Rep. Snow asked that Rep. Roen be excused because of being absent on official business. The roll was called and all members were present except Reps. Adamsen, Baker, Christopher, Dunlop, Erickson of Burke-Divide, George, Mueller, Olson, Petterson, Solberg, Sommer, Strege, Tough.

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-eighth day after recess and thirty-ninth day and recommends that the same be corrected as follows:

Page 505, change dates to "thirty-eighth" and "thirty-ninth".

And when so corrected recommend that the same be approved.

REP. SAUGSTAD, Chairman.

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 12, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "T"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 12, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 134

Senate Bill No. 173

Senate Bill No. 189

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 610, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill delete the following: "to exempt from taxation Mobile Homes licensed or carrying a dealer's tag for the current year;"

In line 66 at the end of section II, after the words "provided for" insert the following: "provided, however, that the aggregate liability of the surety to all such persons for all such losses or damages shall, in no event, exceed the amount of such bond."

Starting with line 87, delete the following: "every Mobile Home which is licensed as herein provided, or which while owned by and in the possession of a licensed dealer within the State of North Dakota, shall have had issued for such Mobile Home a dealer's tag, shall be exempt from personal property tax during the year so licensed as A Mobile Home under the provisions of this Act. If no license or dealer's tag as herein provided shall have been issued by April 1st of any year, such Mobile Home shall be taxed as personal property in the County in which such Mobile Home is parked or remains stationary."

That commencing on line No. 111, the following words be inserted: "On and after January 1, 1956, any new Mobile Home sold in the state of North Dakota and licensed under the provisions of this" and then continue with line No. 113 as it now reads to the end of the paragraph.

On line No. 125 the following language be inserted: "On and after January 1, 1956 any new Mobile Home sold in the state of North Dakota and licensed under the provisions of this" and then continue as the Bill now reads, with line No. 127 to the end of this section.

In line 140 after the words "width of" add the word "over".

After line 142 add the following: "Provided, however, that the limitations as to width, length and height of Mobile Homes herein provided for, shall not apply to Mobile Homes which are now in use in North Dakota which exceed these limitations and which have heretofore been licensed by the state of North Dakota."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Paulson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 610 would 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. 624, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Leet 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. 654, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Overbo 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. 712, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Saugstad 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. 726, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Stockman 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. 747, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland 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. 762, have had the same under consideration and recommend that the same be amended as follows:

On page 3, line 33, after the word "hand" insert the following: "in the name of the state of North Dakota on a form to be prescribed by the Public Service Commission,"

On page 3, line 49, strike out everything after the word "commission" and insert the following: "The public service commission may retain such fees and use the same to pay salaries and other expenses of weighmasters or the public service commission may enter into agreements with municipalities, chambers of commerce, boards of trade, grain exchanges, or other similar organizations whereby such organizations agree to employ weighmasters, and the public service commission may agree that such weighmaster fees be paid to such organization in full or in part for the purpose of paying salaries and other expenses of weighmasters."

On page 3, line 52, strike out the word "TERMINAL".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Bye moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 762 would 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. 768, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin 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. 776, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Currie 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. 780, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Brooks 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. 793, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Erickson (Bottineau) 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. 819, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Scott 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. 820, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Wicks 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. 834, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ENGEN, Chairman.

Rep. Rose 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 Concurrent Resolution "O", have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Paulson 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 Concurrent Resolution "Z", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin moved that the report be adopted.

Rep. Langseth moved a substitute motion that further consideration of the report of the Committee on Industry and Business on House Concurrent Resolution "Z" be deferred one legislative day, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution "C-1", have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Renfrow moved that the report be adopted, which motion prevailed and the report was adopted.

#### SIXTH ORDER OF BUSINESS

Rep. Brooks moved that the amendments to House Bill No. 535, as recommended by the Committee on Transportation and printed on page 506 of the House Journal, be adopted.

Rep. Langseth moved a substitute motion that the House reject the amendment to House Bill No. 535 as recommended by the Committee on Transportation.

Rep. Beede moved a substitute motion that further consideration of the amendments on House Bill No. 535 be delayed until Monday, February 14, 1955, which motion prevailed.

Rep. Saugstad moved that the amendments to House Bill No. 667, as recommended by the Committee on Education and printed on page 507 of the House Journal, be adopted, which motion prevailed.

Rep. Trydahl moved that the amendments to House Bill No. 711, as recommended by the Committee on Political Subdivisions and printed on page 507 of the House Journal, be adopted, which motion prevailed.

Rep. Einarson moved that the amendments to House Bill No. 808, as recommended by the Committee on Political Subdivisions and printed on page 509 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments to House Bill No. 812, as recommended by the Committee on Transportation and printed on page 509 of the House Journal, be adopted, which motion prevailed.

#### FIRST READING OF HOUSE RESOLUTION

Rep. Brown introduced:

**House Resolution No. 8.** A Resolution directing and authorizing the Speaker of the House of Representatives to appoint a five man committee to investigate the gas refund system in the State Auditor's Office.

Was read the first time.

Rep. Brown moved that the rules be suspended, which motion prevailed.

Rep. Brown moved that House Resolution 8 be adopted, which motion prevailed.

Rep. Brown moved that House Resolution No. 8 be printed in the House Journal, and not as a bill, which motion prevailed.



## HOUSE RESOLUTION NO. 8

Introduced by Rep. Brown

A Resolution directing and authorizing the Speaker of the House of Representatives to appoint a five man committee to investigate the gas refund system in the State Auditor's Office.

1 WHEREAS, there has been much speculation as to  
2 the efficient administration of the gas tax refund  
3 system, charges and counter charges as to the veracity  
4 of refund applications; and

5 So that this body may have a first hand report  
6 of the above mentioned intimation; and

7 NOW, THEREFORE BE IT RESOLVED BY THE  
7a HOUSE OF  
8 REPRESENTATIVES OF THE STATE OF NORTH  
8a DAKOTA,

9 That the speaker appoint a committee of five to make  
10 an investigation of said gas tax refund system and  
11 its administration.

Rep. Nygaard moved that the fourteenth order of business, General Orders, be deferred one legislative day, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 12, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "T"

Which the President has signed.

EDWARD LENO, Secretary.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "T"

And the Speaker signed the same in the presence of the House.

Rep. Nygaard moved that the House be on the eleventh order of business and that on the conclusion of that order of business, the House stand in recess until 1:00 p.m. Monday, February 14, 1955, which motion prevailed.

## FIRST READING OF SENATE BILLS

## AND RESOLUTIONS

**Senate Bill No. 217.** A Bill for an Act to amend and reenact section 47-1822 of the North Dakota Revised Code of 1943, relating to the conveyance of homesteads in case of insanity.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 220.** A Bill for an Act to amend and reenact 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.

**Senate Bill No. 222.** A Bill for an Act permitting stock dividends.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 229.** A Bill for an Act to provide for the collection of fees commensurate with costs for services rendered to private persons by county auditors and for the disposition of such fees.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 235.** A Bill for an Act amending and reenacting subsections 12 and 13 of section 11-1114, and creating and enacting subsection 14 of section 11-1114 of the North Dakota Revised Code of 1943, relating to the powers of a board of county commissioners.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 238.** A Bill for an Act to amend and reenact section 39-0615 of the North Dakota Revised Code of 1943, relating to the appointment of agents to issue motor vehicle operator's licenses.

Was read the first time and referred to the Committee on State and Federal Government.

**Senate Concurrent Resolution "E".** A Concurrent Resolution providing for the amendment of the Constitution of the state of North Dakota relating to election of certain county officers.

Was read the first time and referred to the Committee on State and Federal Government.

**Senate Bill No. 109.** A Bill for an Act relating to exemption of mobile homes from execution.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 144.** A Bill for an Act to regulate the practice of land surveying; providing for the registration of qualified persons by the state board of registration for professional engineers; prescribing minimum qualifications and other requirements for registration; establishing fees with expiration and renewal requirements; and providing for enforcement and penalties.

Was read the first time and referred to the Committee on General Affairs.

**Senate Bill No. 150.** A Bill for an Act to provide that all material produced in the state be given preference for use in public buildings.

Was read the first time and referred to the Committee on State and Federal Government.

**Senate Bill No. 155.** A Bill for an Act to amend and reenact section 19-0310 of the North Dakota Revised Code of 1943, relating to sales by apothecaries.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 183.** A Bill for an Act to amend and reenact Section 48-0202 of the North Dakota Revised Code

of 1943, relating to altering, repairing or constructing public buildings involving more than three thousand dollars, procuring plans, drawings, and specifications therefor from a licensed architect.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 210.** A Bill for an Act to amend and reenact Section 64-0216 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 211.** A Bill for an Act to amend and reenact Section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Concurrent Resolution "O".** A Concurrent Resolution authorizing and directing the legislative research committee to conduct a study of mental health problems in the state, with a view to introducing appropriate legislation.

Was read the first time and referred to the Committee on Social Welfare.

**Senate Concurrent Resolution "Q".** A Concurrent Resolution memorializing the Congress of the United States to enact legislation granting death pensions to surviving widows and orphans of deceased World War II and Korean Conflict veterans, the same as death pensions granted to surviving World War I widows and orphans.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

And the House stood recessed pursuant to the motion of Rep. Nygaard, until 1:00 p.m. Monday, February 14, 1955.

KENNETH L. MORGAN, Chief Clerk.

FORTIETH DAY AFTER RECESS  
AND FORTY-SECOND DAY

Bismarck, February 14, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

PETITIONS AND COMMUNICATIONS

Copy of a telegram which had been sent to President Eisenhower by Rep. Usher L. Burdick against directive to deny Northwest Airlines the Hawaiian run, was read by the Chief Clerk, and referred to the Committee on Transportation.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Resolution No. 8

And the Speaker signed the same in the presence of the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "T"

Was delivered to the Secretary of State at the hour of 3:10 o'clock p.m., February 12, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Resoluiton No. 8

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 716, have had the same

under consideration and recommend that the same be returned to the House without recommendation.

REP. STICKA, Chairman.

Rep. Bye moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Gefreh moved that House Bill No. 716 be placed on the calendar.

Rep. Sticka moved a substitute motion that House Bill No. 716 be indefinitely postponed, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 586, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Industry and Business, to whom was referred House Bill No. 732, have had the same under consideration and recommend that the same do pass.

REP. BROWN  
 REP. VINJE  
 REP. SAUMUR  
 REP. HEIMES  
 REP. CURRIE  
 REP. LINDBERG  
 REP. PAULSON  
 REP. SAUGSTAD  
 REP. BALDWIN  
 REP. DEWEY  
 REP. FRANK  
 REP. GEORGE  
 REP. KJOS  
 REP. LYNCH  
 REP. SCHULER  
 REP. SNORTLAND  
 REP. GRESS

REP. BROWN, Chairman.

Mr. Speaker: The Minority of your Committee on Industry and Business, to whom was referred House Bill No. 732, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LINK  
 REP. MOLLET  
 REP. WICKS  
 REP. HORNBACHER

REP. BROWN, Chairman.

Rep. Snortland moved that the report of the majority of the Committee on Industry and Business on House Bill No. 732 be adopted.

Rep. Link moved a substitute motion that the report of the minority be substituted for the report of the majority on House Bill No. 732, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that House Bill No. 535 be placed in General Orders, which motion prevailed.

Rep. Engen moved that House Bill No. 762 be re-referred to the Committee on General Affairs, which motion prevailed.

Rep. Hammer moved that House Bill No. 749 be placed in General Orders, which motion prevailed.

Rep. Rohde moved that the House reconsider the action by which House Bill No. 820 was indefinitely postponed, which motion prevailed.

Rep. Rohde moved that House Bill No. 820 be re-referred to the Committee on Industry and Business, which motion prevailed.

The Speaker called Rep. Wolf to the Chair to preside.

The Acting Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 738, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, Chairman.

Rep. Rohde moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Industry and Business to whom was referred House Bill No. 763, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN  
 REP. VINJE  
 REP. SAUMUR  
 REP. HEIMES  
 REP. CURRIE  
 REP. LINDBERG  
 REP. PAULSON  
 REP. SAUGSTAD  
 REP. BALDWIN  
 REP. DEWEY  
 REP. GEORGE  
 REP. KJOS  
 REP. LYNCH  
 REP. MOLLET  
 REP. SCHULER  
 REP. SNORTLAND  
 REP. WICKS  
 REP. GRESS

REP. BROWN, Chairman.

Mr. Speaker: The Minority of your Committee on Industry and Business to whom was referred House Bill No. 763, have had the same under consideration and recommend that the same do pass.

REP. FRANK  
 REP. LINK  
 REP. HORNBACHER

REP. BROWN, Chairman.

Rep. Currie moved that the report of the majority of the Committee on Industry and Business on House Bill No. 763 be adopted.

Rep. Frank moved a substitute motion that the report of the minority be substituted for the report of the majority on House Bill No. 763, which motion lost.

The question was now on the motion of Rep. Currie that the report of the majority of the Committee on Industry and Business on House Bill No. 763 be adopted, which motion prevailed.

Speaker Fitch resumed the Chair.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 767, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

REP. LARSON, Chairman.

Rep. Esterby moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Link moved that House Bill No. 767 be referred to the Committee on Appropriations.

Rep. Nygaard moved a substitute motion that House Bill No. 767 be indefinitely postponed, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 791, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin 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. 856, have had under the same under consideration and recommend that the same be amended as follows:

In the second line of the title delete the period and insert in lieu thereof a comma “,” and add the following words: “and declaring an emergency.”

After line 10 add the following words:

“SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

Number the lines accordingly.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 856 would 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 Concurrent Resolution “L”, have had the same under consideration and recommend that the same do pass.

REP. ENGEN, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

## FIFTEENTH ORDER OF BUSINESS

The Speaker announced that he would appoint the following Representatives as the committee provided for in House Resolution No. 8, to investigate the gas refund system in the State Auditor's Office: Reps. Anderson of Richland, Paulson, Tollefson, Wolf and Lynch.

The Speaker announced that this was the wedding anniversary of Rep. and Mrs. Snow, the former Ethel Randall, who were married on February 14, 1917, and Rep. Roen was asked to sing a solo "Let Me Call You Sweetheart", in their honor. Rep. Roen asked the three other members of the House of Representatives quartet, Reps. Bjella, Laske and Larson, to join him and they rendered two numbers in honor of Rep. and Mrs. Snow.

Rep. Snow moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## FORTY-SECOND DAY

Bismarck, February 14, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Frank Rumer of Burns Methodist Church, Mandan, North Dakota.

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 thirty-ninth day after recess and fortieth day and recommend that the same be corrected as follows:

Page 530, line 8, change the word "Senate" to "House"

And when so corrected recommend that the same be approved.

REP. SAUGSTAD, Chairman.

Rep. Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 14, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 13

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

## GENERAL ORDERS

Rep. Schuler moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 535, 557, 593 and 749, which motion prevailed, and the House resolved itself into a Committee of the Whole.



Speaker Fitch called Rep. Schuler to the Chair, and the House acted as a Committee of the Whole. On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 557 and recommend the same for passage as amended by striking the brackets from around the words "prima facie" on lines 59 and 65.

And House Bill No. 593 be recommended for passage when amended as follows:

In the title of the Bill after the words "fuel tax exempt", delete the comma and insert a period, and strike out the balance of the sentence.

In line 20, after the word "shall" insert a comma and add the following language: "when colored as provided in this Act,".

In line 24, after the word "All" insert the following words: "such exempt".

In line 38, following the period and bracket, insert the following language:

"This Act shall not be construed as preventing any industrial or agricultural user of motor fuels from purchasing uncolored fuel for industrial or agricultural purposes, paying the excise taxes thereon, and claiming a refund upon such fuel in accordance with the provisions of chapter 57-50 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the refund of motor fuel excise taxes."

In line 88, delete the word "purchased" and insert in lieu thereof the word "obtained".

In line 99, delete the word "three" and insert in lieu thereof the word "one" and strike out the letter "s" from the word "dollars".

In line 140, after the word "Act." strike out the word "The", and strike out the balance of Section 10.

In line 164, after the word "purposes.", strike out the balance of the line, all of line 165, and line 166 through the period after the word "Act."

Delete lines 188, 189 and 190.

Renumber the lines accordingly.

And House Bill No. 535 be recommended for passage when amended as follows:

By adopting the amendment of the Committee on Transportation on page 506 of the House Journal and further amending as follows:

Line 1 under subsection 1, strike out the word "ten" and insert in lieu thereof "nine"

And in line 3 of subsection 1, strike out the word "five" and insert in lieu thereof the words "four and one-half"

And House Bill No. 749 be recommended for passage when amended as follows:

In line 19 of the bill, after the word "approval", insert the following language "or disapproval"

In line 57 of the bill, after the word "approval" insert the following language "or disapproval".

Renumber the lines accordingly.

REP. SCHULER, Chairman.

Rep. Baker moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Anderson of Richland moved that House Bill No. 593 be reprinted, which motion prevailed.

Rep. Einarson moved that the Committee on Political Subdivisions be excused for a committee meeting, which motion prevailed.

Rep. Nygaard moved that the House recess for ten minutes for coffee, which motion prevailed.

The House reconvened at the expiration of the ten minute recess and the Speaker announced that the House would be on the fifth order of business.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 14, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 580

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 14, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 129

Senate Bill No. 141

Senate Bill No. 196

Senate Bill No. 197

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker. Your Committee on Appropriations to whom was referred House Bill No. 501, have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the period at the end of the sentence and insert a comma followed by the words "and declaring an emergency." to complete the sentence.

In line 8 strike out the figure "\$2,920,000.00" and insert the figure "\$2,980,000.00" in lieu thereof.

In line 17 strike out the figure "\$3,029,000.00" and insert the figure "\$3,089,000.00" in lieu thereof.

In line 18 strike out the figure "\$2,680,000.00" and insert the figure "\$2,730,000.00" in lieu thereof.

In line 21 strike out the figure "\$45,000.00" and insert the figure "\$53,000.00" in lieu thereof.

In line 22 strike out the figure "\$2,725,000.00" and insert the figure "\$2,783,000.00" in lieu thereof.

In line 25 strike out the figure "\$760,000.00" and insert the figure "\$782,000.00" in lieu thereof.

In line 27 strike out the figure "\$40,000.00" and insert the figure "\$43,000.00" in lieu thereof.

In line 28 strike out the figure "\$35,000.00" and insert the figure "\$47,750.00" in lieu thereof.

In line 29 strike out the figure "\$20,000.00" and insert the figure "\$24,510.00" in lieu thereof.

In line 30 strike out the figure "\$17,000.00" and insert the figure "\$22,900.00" in lieu thereof.

In line 31 strike out the figure "\$27,000.00" and insert the figure "\$35,500.00" in lieu thereof.

In line 32 strike out the figure "\$31,000.00" and insert the figure "\$34,500.00" in lieu thereof.

In line 33 strike out the figure "\$20,000.00" and insert the figure "\$25,700.00" in lieu thereof.

In line 34 strike out the figure "\$17,000.00" and insert the figure "\$19,800.00" in lieu thereof.

In line 35 strike out the figure "\$207,000.00" and insert the figure "\$253,660.00" in lieu thereof.

Following line 37 insert line 37a as subdivision "1a. Agronomy Threshing Shed," and the figure "\$35,000.00".

In line 39 strike out the figure "\$125,000.00" and insert the figure "\$160,000.00" in lieu thereof.

In line 41 strike out the figure "\$1,092,000.00" and insert the figure "\$1,195,660.00" in lieu thereof.

Following line 44 insert line 44a as subdivision: "2. Meat Animal Marketing Specialist," and the figure "\$10,250.00".

In line 45 strike out the figure "\$376,000.00" and insert the figure "\$386,250.00" in lieu thereof.

In line 46 strike out the figure "\$438,500.00" and insert the figure "\$450,500.00" in lieu thereof.

Following line 52 insert line 52a as subdivision: "4. Paving," and the figure "\$19,500.00".

In line 53 strike out the figure "\$461,443.00" and insert the figure "\$492,943.00" in lieu thereof.

In line 55 strike out the figure "\$255,000.00" and insert the figure "\$261,000.00" in lieu thereof.

Following line 55 insert line 55a as subsection: "a. Special Projects:".

Following line 55a insert line 55b as subdivision: "1. Tuckpoint Industrial Arts Building," and the figure "\$2,500.00".

Following line 55b insert line 55c as subdivision: "2. Vacuum Pump for Library & Proposed Men's Dormitory," and the figure "\$1,500.00".

Following line 55c insert line 55d as subdivision: "3. Furnishings—Men's Dormitory," and the figure "\$11,047.00".

In line 56 strike out the figure "\$255,000.00" and insert the figure "\$276,047.00" in lieu thereof.

In line 57 strike out the figure "\$380,000.00" and insert the figure "\$391,000.00" in lieu thereof.

In line 58 strike out the figure "\$380,000.00" and insert the figure "\$391,000.00" in lieu thereof.

In line 59 strike out the figure "\$915,000.00" and insert the figure "\$957,000.00" in lieu thereof.

Following line 75 insert line 75a as subdivision: "7. Pointing Main Building," and the figure "\$6,000.00".

In line 76 strike out the figure "\$957,900.00" and insert the figure "\$1,005,900.00" in lieu thereof.

In line 77 strike out the figure "\$526,000.00" and insert the figure "\$538,000.00" in lieu thereof.

Following line 83 insert line 83a as subdivision: "4. Convection Type Radiation—Gym," and the figure "\$2,400.00".

Following line 83a insert line 83b as subdivision: "5. Concrete Paving Recreational Area—Gym," and the figure "\$4,982.00".

In line 84 strike out the figure "\$550,576.00" and insert the figure "\$569,958.00" in lieu thereof.

In line 85 strike out the figure "\$525,000.00" and insert the figure "\$675,000.00" in lieu thereof.

Following line 92 insert line 92a as subdivision: "4. New Trades Building and Equipment (To be made available immediately on passage)," and the figure "\$175,000.00".

Following line 92a insert line 92b as subdivision: "5. Curb, Gutter, Sidewalk and Lighting for Oval Completion," and the figure "\$15,300.00".

In line 93 strike out the figure "\$539,833.00" and insert the figure "\$880,133.00" in lieu thereof.

In line 94 strike out the figure "\$243,000.00" and insert the figure "247,000.00" in lieu thereof.

In line 98 strike out the figure "\$252,000.00" and insert the figure "\$256,000.00" in lieu thereof.

In line 100 strike out the figure "\$10,618,752.00" and insert the figure "\$11,325,891.00" in lieu thereof.

At the end of the bill add: "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 on such items as are designated to be made available immediately on passage."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 501 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 502, have had the same under consideration and recommend that the same be amended as follows:

In the title following the word "Chapter" strike out "310, Session Laws of 1951." and insert "54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943." to end the sentence.

In Line 3 strike out the figure "\$15,000.00" and insert the figure "\$48,000.00" in lieu thereof.

In Line 5 after the word "Chapter" strike out "310, Session Laws of 1951" and insert "54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943".

Add the following language after Line 6: "In addition there is hereby appropriated out of any money in the Public

Welfare Fund the sum of \$100,000.00 for the purpose of construction of a building for the treatment of patients under the direction of the State Commission on Alcoholism."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Baker moved that the report be adopted.

Rep. Rolfsrud moved a substitute motion that House Bill No. 502 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 517, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Lindberg 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. 674, have had the same under consideration and recommend that the same be amended as follows:

Following the semicolon in the first line of the title of the bill insert the following words: "and prescribing functions of the extension service of the North Dakota agricultural college with reference thereto;"

Delete words after the semicolon on line 67 and delete all words on lines 68 through line 89, inclusive, and insert the following words in lieu thereof:

**DUTY OF COUNTY AGENTS AND DIRECTOR OF EXTENSION SERVICE.)**

1. Every commissioner of noxious weeds appointed by a board of county commissioners or the governing board of a city, village, township, or irrigation district shall report to the county extension agent of the county in which he serves as commissioner of noxious weeds, the existence in his district, city, village or township, as the case may be, of such weeds, the varieties thereof, and his treatment of the premises infested thereby; and if a county agent is not employed in his county, he shall submit such report to the director of the extension service of the North Dakota agricultural college. It shall be the duty of each county extension agent to report to the director of the extension service the presence of noxious weeds in his county, and the varieties thereof, and what methods, if any, are employed to combat and eradicate such weeds. The director of extension shall assemble and compile the data and information contained in such reports and shall furnish such county agent or weed commissioner information, advice, and direction for the eradication of such weeds. And it shall be the duty of a county agent to advise, consult and cooperate with the commissioner of noxious weeds in his county in the work of eradicating such weeds.
2. Every commissioner of noxious weeds, on or before the first day of December in each year shall submit a written report to the governing board of the county, city, village, township or irrigation district, which appointed him. Such report shall be filed with the

county auditor, or auditor of the city or clerk of the village, township or irrigation district, as the case may be. The report shall be publicly read at the regular meeting of such board following its filing and shall be subject to inspection thereafter by any person interested. Such report shall clearly state and show:

- a. Where noxious weeds are growing in his district;
- b. If any are growing, where and to what extent and when and how the same were introduced;
- c. A detailed statement of his treatment of each infected tract, with the cost and result thereof;
- d. His views on the further treatment of each infected tract and such suggestions and recommendations as he may deem proper and useful;
- e. Such other matters as may be required by the board of county commissioners or governing board of a city, village, township, or irrigation district.

Delete all words on lines 256 through 261, inclusive.

On line 262 delete the numeral "16" and insert the numeral "15" in lieu thereof.

On line 267 delete the numeral "17" and insert the numeral "16" in lieu thereof.

On line 276 delete the numeral "18" and insert the numeral "17" in lieu thereof.

On line 279 delete the numeral "19" and insert the numeral "18" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

Rep. Anderson (Eddy-Foster) moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 674 would 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. 690, have had the same under consideration and recommend that the same be amended as follows:

At the end of the title, delete the period after the word "township" adding a comma and the following language "and providing for notification."

On line 8, delete the period and insert a comma and insert the following words following such comma: "and shall be made only if notice of the question of the approval of such levy has been included with or upon the notice of the annual meeting provided for in section 58-0401 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Wicks moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 690 would 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. 691, have had the same under consideration and recommend that the same be amended as follows:

After the clause "BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:" insert the following language:

"1 SECTION 1. AMENDMENT.) Subsection 8 of  
1a section 57-3822  
2 North Dakota Revised Code of 1943 is hereby amended  
2a and  
3a reenacted to read as follows:"

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Wicks moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 691 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 700, have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A BILL" and insert in lieu thereof the following:

For an Act prohibiting, except in the case of drains established under the jurisdiction of a county board of drain commissioners or drains constructed by a township, the draining into a water course or natural drainway the waters of a pond, slough or lake, which impounds waters gathered or drained from a watershed or drainage area comprising 80 acres or more, unless a permit to do so is granted by the state water conservation commission or by a board of commissioners of a water conservation and flood control district; and prescribing a penalty for violation of this Act.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. PERMIT TO DRAIN WATERS FROM  
1a CERTAIN PONDS,  
2 SLOUGHS, OR LAKES INTO A WATER COURSE  
2a OR NATURAL DRAINWAY.)

3 Any person, public or private corporation, proposing to  
4 drain waters from a pond, slough or lake, which

4a impounds

5 waters gathered therein and drained from an area

5a comprising

6 eighty acres or more into a natural water course, as

6a defined

7 by section 61-0106 of the North Dakota Revised Code  
7a of 1943,

8 or into a draw or natural drainway, before constructing a

9 ditch or facility for the purpose of such drainage shall

10 submit to the state water conservation commission an

10a appli-

11 cation for a permit to do so. If sixty per cent or more

11a of  
12 the watershed or drainage area of such water course,  
12a draw  
13 or natural drainway is embraced within the boundaries  
13a of a  
14 water conservation and flood control district, the state  
15 water conservation commission shall refer the  
15a application  
16 to the board of commissioners of such water conservation  
17 district for consideration and approval. Such permit  
18 shall not be granted until an investigation shall disclose  
19 that the quantity of water which will be drained from  
19a the  
20 pond, slough or lake, as the case may be, will not exceed  
21 the capacity of such water course, draw or drainway to  
22 carry, and will not flood lands of lower proprietors. If  
23 such investigation shall show that the proposed drainage  
24 will cause such water course or drainway to overflow  
24a and  
25 flood the lands of lower landowners, the board of  
26 commissioners of the water conservation and flood  
26a control  
27 district or the state water conservation commission, as  
27a the  
28 case may be, shall not issue a permit until flowage ease-  
29 ments are obtained from owners of lands which might  
29a be  
30 burdened with the flood waters of such water course,  
30a draw  
31 or drainway. Such flowage easements shall be filed for  
32 record in the office of the register of deeds of the  
32a county  
33 or counties in which such lands are situated. An  
33a owner of  
34 land proposing to drain the waters from such pond,  
34a slough  
35 or lake into a water course or natural drainway shall  
36 undertake and agree to pay the expenses incurred in  
36a making  
37 the required investigation. The provisions of this Act  
38 shall not be construed to limit or restrict the establish-  
39 ment of drains by a board of county drain commissioners  
40 or by a township, and shall not apply to any county  
40a which has  
41 a board of drain commissioners.

42 SECTION 2. PENALTY.) Any person or  
42a corporation  
43 draining, or causing to be drained, the waters of a pond,  
44 slough or lake, which impounds waters therein from a  
45 watershed or drainage area comprising eighty acres or  
46 more, into a water course without first securing a  
46a license  
47 or permit to do so, as provided by this Act, shall be  
48 liable for all damage sustained by any person caused by  
49 draining such pond, lake or slough, and shall be deemed  
50 guilty of a misdemeanor and shall be punished by a fine  
51 of not more than one hundred dollars.

And when so amended recommend the same do pass.

REP. STICKA, Chairman.



Rep. Simenson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 700 would 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. 752, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Wicks moved that the report be adopted.

Rep. Link moved a substitute motion that House Bill No. 752 be placed on the calendar, which motion lost.

The question was now on the original motion of Rep. Wicks that the report of the committee for indefinite postponement on House Bill No. 752 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 786 have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Sticka 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. 802, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 809, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Snortland 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. 811, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Brown 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. 821, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Wolf 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. 823, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, 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. 824, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Renfrow 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. 826, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Strege moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 826 be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Strege that the report of the Committee on House Bill No. 826 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 828, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Rohde 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. 829, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Erickson (Burke-Divide) 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. 849, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LARSON, Chairman.

Rep. Bye moved that the report be adopted.

Rep. Snortland moved a substitute motion that House Bill No. 849 be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Bye that the report of the committee on House Bill No. 849 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 854, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl moved that the report be adopted, which motion prevailed and the report was adopted.

#### EIGHTH ORDER OF BUSINESS

Rep. Isakson moved that the courtesy of the floor be extended to former Speaker of the House, Palmer Levin, from Walsh County.

Speaker Fitch appointed Rep. Isakson as a committee of one to escort Mr. Levin to the rostrum to address the House.

Mr. Levin:

Mr. Speaker, Members of the House: It brings back a lot of memories for me to stand up here in front of you. I sat in one of those seats for a number of sessions.

By watching the papers I think your problems are just about the same as they were two years and four years ago and six years ago. They probably will be the same problems two years and four years from now. They have always been solved in the past and I know you will solve them this time. I have never seen you fall down on the job.

I know you are working against time. There is a certain time that you have to get all House bills over to the Senate, so I think you have been unusually generous to give me these few minutes when you are so limited in time. I thank you."

Rep. Nygaard moved that the remarks of Mr. Levin be printed in the House Journal, which motion prevailed.

#### FIFTH ORDER OF BUSINESS

Rep. Erickson of Burke-Divide moved a substitute motion that House Concurrent Resolution "Z" as reported on page 535 of the House Journal by the Committee on Industry and Business be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Baldwin as shown on page 536 of the House Journal that the report of the committee be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolutions "A-1" and "B-1" be returned to the Committee on State and Federal Government, which motion prevailed.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Rohde, Mollet, Fine, and Magnuson introduced:

House Concurrent Resolution "D-1". A Concurrent Resolution directing the legislative research committee to make a study of certain legal and other aspects of law enforcement problems on Indian reservations and in Indian reservation counties.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Mollet moved that House Concurrent Resolution "D-1" be printed in the House Journal and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "D-1"

Introduced by Reps. Rohde, Mollet, Fine, and Magnuson

A concurrent resolution directing the legislative research committee to make a study of certain legal and other aspects of law enforcement problems on Indian reservations and in Indian reservation counties.

- 1 WHEREAS, the authority and jurisdiction of the
- 2 peace officers and courts of this state in regard to the
- 3 enforcement of the laws of the state of North Dakota
- 3a upon
- 4 Indian reservations and the powers of arrest for acts com-
- 5 mitted by Indians on non-reservation lands is very
- 5a uncertain;
- 6 and

- 7 WHEREAS, the legislative assembly is interested in  
 8 clarifying the law enforcement situation;  
 9 NOW, THEREFORE, BE IT RESOLVED BY THE  
 10 HOUSE OF REPRESENTATIVES OF THE STATE OF  
 11 NORTH DAKOTA, THE SENATE CONCURRING  
 11a THEREIN:  
 12 That the legislative research committee is hereby  
 12a authorized  
 13 and directed to study the legal and other aspects of law  
 14 enforcement problems upon reservation lands and the  
 14a applic-  
 15 ability of the laws of the state of North Dakota to acts of  
 16 Indians committed upon non-reservation lands, and to  
 16a make  
 17 its report and recommendations to the Thirty-fifth  
 17a Legis-  
 18 lative Assembly in such form as it may deem expedient.

## SIXTH ORDER OF BUSINESS

Rep. Saugstad moved that the amendments to House Bill No. 695, as recommended by the Committee on State and Federal Government and printed on page 523 of the House Journal, be adopted, which motion prevailed.

Speaker Fitch called Rep. Sticka to the Chair to preside.

Rep. Nygaard moved that the amendments to House Bill No. 754, as recommended by the Committee on General Affairs and printed on page 524 of the House Journal, be adopted, which motion prevailed.

Rep. Stockman moved that the amendments to House Bill No. 822, as recommended by the Committee on State and Federal Government and printed on page 524 of the House Journal, be adopted, which motion prevailed.

Rep. Goebel moved that the amendments to House Bill No. 611, as recommended by the Committee on Veterans and Military Affairs and printed on page 527 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to House Bill No. 676, as recommended by the Committee on Natural Resources and printed on page 528 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that House Bill No. 710 be placed in General Orders, which motion prevailed.

Rep. Saugstad moved that the amendments to House Bill No. 713, as recommended by the Committee on Natural Resources and printed on page 529 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the rules be suspended that House Bill No. 610 be amended in line 87 by striking the semicolon, insert a period.

Rep. Saugstad moved that the amendments to House Bill No. 610, as recommended by the Committee on Industry and Business and printed on page 532 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the House now recess until 1:00 p.m. February 15, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FORTY-SECOND DAY AFTER RECESS  
AND FORTY-THIRD DAY

Bismarck, February 15, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch 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 General Affairs, to whom was referred House Bill No. 664, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ENGEN  
REP. SOMMER  
REP. BYE  
REP. ROSE  
REP. BROOKS  
REP. SPITZER  
REP. LANGSETH  
REP. HAFNER  
REP. BERNTSON  
REP. KITZMANN  
REP. STREGGE  
REP. ROSEBERG

REP. ENGEN, Chairman.

Mr. Speaker: The Minority of your Committee on General Affairs, to whom was referred House Bill No. 664, have had the same under consideration and recommend that the same do pass.

REP. HOMELVIG  
REP. SORTLAND  
REP. GOEBEL

REP. ENGEN, Chairman.

Rep. Stockman moved that House Bill No. 664 be placed in General Orders, which motion lost on a division vote.

Rep. Erickson of Burke-Divide moved that the report of the majority of the Committee on General Affairs on House Bill No. 664 be adopted, which motion prevailed.

EIGHTH ORDER OF BUSINESS

Rep. Trydahl moved that the Committee on Appropriations be excused for a meeting, which motion prevailed.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 8

Was delivered to the Secretary of State at the hour of 2:21 p.m., February 14, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 699, have had the same under consideration and recommend that the same be amended as follows:

On line 9 remove the brackets around the word "or", and add a comma at the end of the line;

Delete all new material on line 10;

On line 12 delete all new material;

On line 16 change the period into a comma and add the following words: "except by ordinance any municipality may provide that alcoholic beverages may be sold after seven p.m. on the day of any local village, city, school district, or township election."

Renumber the lines accordingly.

And when so amended recommend that the same be placed on the calendar without recommendation.

REP. GEFREH, Chairman.

Rep. Erickson (Bottineau) moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 699 would 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. 762, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out the period and insert in lieu thereof a comma ",", and add the following words: "and declaring an emergency."

On page 3, line 33, after the word "hand" insert the following: "in the name of the state of North Dakota on a form to be prescribed by the Public Service Commission",

On page 3, line 49, strike out everything after the word "commission" and insert the following: "The public service commission may retain such fees and use the same to pay salaries and other expenses of weighmasters or the public service commission may enter into agreements with municipalities, chambers of commerce, boards of trade, grain exchanges, or other similar organizations whereby such organizations agree to employ weighmasters, and the public service commission may agree that such weighmaster fees be paid to such organization in full or in part for the purpose of paying salaries and other expenses of weighmasters."

On page 3, line 52, strike out the word "TERMINAL".

At the end of the bill insert the following words:

"SECTION 7. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and affect from and after its passage and approval."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Bye moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 762 would 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. 800, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, 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. 838, have had the same under consideration and recommend that the same be amended as follows:

In line 21 delete the number "twelve" and insert in lieu thereof "four". Following the word percent insert the following words: "or in excess of six percent".

In line 23 strike out the semicolon, insert a comma "," and add the words "or contains less than twelve percent milk solids by weight."

Between lines 31 and 32 insert the following:

Subsection "4. 'Department' shall mean the department of agriculture and labor."

Beginning in line 53, delete all lines through 59, and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 838 would 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. 850, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LEET, Chairman.

Rep. Roen moved that the report be adopted.

Rep. Thompson of McLean moved a substitute motion that House Bill No. 850 be placed on the calendar, which motion lost on a division vote.

The question was now on the motion of Rep. Roen that the report of the Committee on Transportation on House Bill No. 850 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government, to whom was referred House Concurrent Reso-

lution "A-1", have had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. SAUMUR, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "A-1" be adopted which motion lost, on a division vote.

Mr. Speaker: Your Committee on State and Federal Government, to whom was referred House Concurrent Resolution "B-1", have had the same under consideration and recommend that the same be returned to the House without recommendation.

REP. SAUMUR, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Rolfsrud moved that House Concurrent Resolution "B-1" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Nygaard moved that House Bill No. 757 be withdrawn, which motion prevailed.

Rep. Langseth moved that House Bill No. 593 be placed in General Orders, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "M"

Senate Bill No. 205

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

#### SIXTH ORDER OF BUSINESS

Rep. Saugstad moved that the amendments to House Bill No. 856, as recommended by the Committee on Education and printed on page 544 of the House Journal, be adopted, which motion prevailed.

Rep. Larson moved that House Bill No. 856 be returned to the Committee on Education, which motion prevailed.

Rep. Larson requested that the Committee on Education be excused for a meeting, which request was granted.

Rep. Langseth moved that the Committee on Delayed Bills be permitted to withdraw House Bill No. 859, which motion prevailed.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Fine, Hofstrand and Rohde introduced:

House Concurrent Resolution "E-1" A Concurrent Resolution urging Congress to reimburse the state of North Dakota and Benson County for expenses of law enforcement upon the Fort Totten Indian reservation.

Was read the first time and referred to the Committee on State and Federal Government.



Rep. Nygaard moved that House Concurrent Resolution "E-1" be returned from the Committee on State and Federal Government, which motion prevailed.

Rep. Rohde moved that the rules be suspended and House Concurrent Resolution "E-1" be placed on second reading and final passage, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "E-1" be adopted, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "E-1" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "E-1"

Introduced by Reps. Fine, Hofstrand and Rohde

A Concurrent Resolution urging Congress to reimburse the state of North Dakota and Benson County for expenses of law enforcement upon the Fort Totten Indian reservation.

1 WHEREAS, the Congress of the United States on  
1a May 31,

2 1946 passed a law transferring criminal jurisdiction to  
3 the state of North Dakota over offenses committed by  
4 Indians on the Devils Lake Indian Reservation in Benson  
5 County, North Dakota; and

6 WHEREAS, by virtue of said law the officials of  
6a Benson

7 County assumed jurisdiction over all offenses committed  
8 by Indians on said reservation, which reservation is under  
9 the exclusive control of the Congress of the United  
9a States;

10 and

11 WHEREAS, the government of the United States, in  
11a the

12 passing of said Act, failed to make adequate provisions  
12a for

13 financial reimbursement of the political subdivisions  
14 directly affected; and

15 WHEREAS, the attorney general of the state of  
15a North

16 Dakota, on the thirtieth day of September, 1954, ruled  
16a that

17 the state of North Dakota and its political subdivisions  
18 could not assume jurisdiction under the previously

19 mentioned 1946 congressional Act until the state of  
19a North

20 Dakota had amended its Constitution as required by the  
21 enabling Act of this State; and

22 WHEREAS, as a result of the attorney general's  
22a opinion,

23 the county officials of Benson County could no longer  
24 assume jurisdiction over offenses committed by Indians  
24a on

25 the Fort Totten Indian Reservation; and

26 WHEREAS, the solicitor of the Department of the  
27 Interior ruled that the Indian Bureau could not appoint  
28 either judges or peace officers to assume jurisdiction  
29 over Indians committing offenses on Fort Totten  
29a reservation

30 on the grounds that the federal government had fully  
31 divested itself of jurisdiction by virtue of the afore-

32 mentioned 1946 congressional Act; and

33 WHEREAS, the county officials have again assumed

34 jurisdiction over offenses committed by Indians on the  
 35 Fort Totten reservation, by court order, in view of a  
 36 pending appeal to the supreme court of the state of  
 36a North  
 37 Dakota on the issue of whether the state of North  
 37a Dakota  
 38 can assume jurisdiction under the aforementioned 1946  
 39 congressional Act, without amending its Constitution  
 40 or the enactment of statutes authorizing the assumption  
 41 of said jurisdiction; and  
 42 WHEREAS, the officials of Benson County, having  
 42a expended  
 43 great sums of money, will continue to expend great sums  
 44 of money for the assumption of jurisdiction over offenses  
 45 committed by Indians on the Fort Totten Reservation  
 45a wherein  
 46 said expenditures were and are rightfully the responsi-  
 47 bility of the federal government;  
 48 NOW, THEREFORE, BE IT RESOLVED BY THE  
 48a HOUSE  
 49 OF REPRESENTATIVES OF THE STATE OF  
 49a NORTH  
 50 DAKOTA, THE SENATE CONCURRING THEREIN:  
 50a That the  
 51 United States Congress is hereby urged and requested  
 51a to  
 52 appropriate adequate funds to reimburse the state of  
 53 North Dakota and Benson County for expenditures for  
 54 the assumption of jurisdiction over offenses committed  
 55 by Indians on Fort Totten Indian Reservation, which  
 56 functions have, historically, been the responsibility  
 57 of the federal government.

The Committee on Social Welfare introduced:

**House Concurrent Resolution "F-1".** A Concurrent Resolution supporting the passage of legislation by the Congress of the United States to prohibit the transportation in interstate commerce of advertisements of alcoholic beverages.

Rep. Erickson of Burke-Divide moved that the rules be suspended and that House Concurrent Resolution "F-1" be placed on second reading and final passage, which motion prevailed.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "F-1" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "F-1" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "F-1"

Introduced by Committee on Social Welfare

A Concurrent Resolution supporting the passage of legislation by the Congress of the United States to prohibit the transportation in interstate commerce of advertisements of alcoholic beverages.

1 WHEREAS, there has been introduced in the Congress  
 1a of  
 2 the United States bills by Senator William Langer and  
 3 Representative Bryson to prohibit the transportation in  
 4 interstate commerce of advertisements of alcoholic

5 beverages; and

6 WHEREAS, the liquor industry is currently procuring  
7 a great deal of space in newspapers and magazines, and  
8 much radio and television time, all devoted to advertising  
9 and promoting the consumption of alcoholic beverages;  
9a and

10 WHEREAS, such advertising will certainly increase  
10a the

11 consumption of such alcoholic beverages, and will  
12 especially influence the youth of our nation, by  
12a glamorizing

13 the use of alcoholic beverages; and

14 WHEREAS, passage of Senator Langer's bill, S. 3294,  
14a or

15 Representative Bryson's bill, H.R. 1227, would be the  
15t most

16 practical and effective method of curtailing such  
17 advertisement;

18 NOW, THEREFORE, BE IT RESOLVED BY THE  
18a HOUSE OF

19 REPRESENTATIVES OF THE STATE OF NORTH  
19a DAKOTA,

20 THE SENATE CONCURRING THEREIN:

21 That the Congress of the United States is hereby  
22 memorialized and urged to pass the United States

22a Senate

23 Bill, S. 3294, introduced by Senator Langer, or the

23a United

24 States House of Representatives Bill, H.R. 1227,

24a introduced

25 by Representative Bryson, or such other legislation that

26 will effectively prohibit the advertising of alcoholic

27 beverages in newspapers, magazines, on radio, or

27a television.

28 BE IT FURTHER RESOLVED, That copies of this

29 resolution be forwarded forthwith to the United States

30 Senators and Representatives of the state of North

30a Dakota,

31 and to the Chairmen of the Senate and House of

31a Representa-

32 tives' Committees on Interstate Commerce.

#### GENERAL ORDERS

Rep. Anderson of Richland moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 501, 502 and 710, which had previously been amended on page 529 of the House Journal. The motion of Rep. Anderson of Richland prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Anderson of Richland to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made.

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 501 and recommend that the following amendments, as proposed by Rep. Baker, be printed in the House Journal, and further consideration of House Bill No. 501 be delayed until the fourteenth order of business, General Orders, on the next legislative day.

In line 4 of the printed bill after the word "the" insert the following language "general fund of the"

In line 4a of the printed bill after the comma insert the following language "and from the state equalization fund in the state treasury not otherwise appropriated, only where specifically indicated,"

In line 46 of the printed bill delete the figures "450,500.00" and insert the figures "130,500.00"

Following line 46 insert a new line "From the State Equalization Fund .....\$320,000.00"

In line 55 of the printed bill delete the figures "261,000.00" and insert the figures "71,000.00"

Following line 55 insert a new line "From the State Equalization Fund .....\$190,000.00"

In line 57 of the printed bill delete the figures "391,000.00" and insert the figures "111,000.00"

Following line 57 insert a new line "From the State Equalization Fund .....\$230,000.00"

In line 59 of the printed bill delete the figures "957,000.00" and insert the figures "287,000.00"

Following line 59 insert a new line "From the State Equalization Fund .....\$670,000.00"

In line 77 of the printed bill delete the figures "538,000.00" and insert the figures "\$153,000.00"

Following line 77 insert a new line "From the State Equalization Fund .....\$330,000.00"

In line 85 of the printed bill delete the figures "675,000.00" and insert the figures "195,000.00"

Following line 85 insert a new line "From the State Equalization Fund .....\$430,000.00"

In line 94 of the printed bill delete the figures "247,000.00" and insert the figures "67,000.00"

Following line 94 insert a new line "From the State Equalization Fund .....\$180,000.00"

Renumber the lines accordingly.

REP. ANDERSON of Richland, Chairman.

Speaker Fitch resumed the Chair.

Rep. Beede moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

FORTY-THIRD DAY

Bismarck, February 15, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Kenneth Olson of the Assembly of God Church in Bismarck.

The roll was called and all members were present except Reps. Brekke and Heimes.

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 fortieth day after recess and forty-second day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 58

Senate Bill No. 68

Senate Bill No. 88

Senate Bill No. 92

Senate Bill No. 133

Senate Bill No. 154

Senate Concurrent Resolution "C"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 525, have had the same under consideration and recommend that the same be amended as follows:

In the title following the word "Chapter" strike out "324, Session Laws of 1949." and insert "54-36 of the 1953 Supplement to the North Dakota Revised Code of 1943." to complete the sentence.

In Line 3 strike out the figure "\$20,000.00" and insert the figure "\$25,000.00" in lieu thereof.

In Line 5 following the word "Chapter" strike out "324, Session Laws of 1949" and insert "54-36 of the 1953 Supplement to the North Dakota Revised Code of 1943".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 525 would 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. 672, have had the same under consideration and recommend that the same be amended as follows:

On line 225 after the first word "SECTION" strike the comma and insert in lieu thereof a period;

On line 426 correct the spelling of the word "deparment" to read "department";

On line 477a after the last word "shares" strike the period;

On line 509 after the word "directors" insert a comma and after the word "then" insert a comma;

On line 592 after the numeral "16" strike the comma and insert in lieu thereof a period;

On line 817 after the numeral "26" insert a period;

On line 832 after the numeral "27" insert a period;

On line 846 after the numeral "28" insert a period;

On line 931 after the third word "shares" strike the word "not" and insert in lieu thereof the word "nor";

On line 1050 after the numeral "36" insert a period;

On line 1159 correct the spelling of the word "currectly" to read "currently";

On line 1295 correct the spelling of the word "discent" to read "dissent";

On line 1825 after the numeral "58" insert a period;

On line 1883 capitalize the first word "if";

On line 2072 correct the spelling of the word "whall" to read "shall";

On line 2120 after the numeral "64" insert a period;

On line 2130 after the third word "may" strike the word "be" and insert in lieu thereof the word "by";

On line 2145 correct the spelling of the word "avilable" to read "available";

On line 2257 strike the last letter "s" from the word "originals";

On line 2284 correct the spelling of the word "concolidation" to read "consolidation";

On line A327 after the numeral "91" insert a period;

On line A329 correct the spelling of the word "assts" to read "assets";

On line A435 after the first word "court" strike the second, third and fourth words "when the court";

On line A507 correct the spelling of the word "ussued" to read "issued";

On line A546 after the numeral "103" insert a period;

On the second line which is numbered A556 correct the spelling of the word "abbriviation" to read "abbreviation";

On line A778 after the last word "articles" strike the comma;

On line A811 correct the spelling of the word "withdrawl" to read "withdrawal";

On line A1034 strike the last two words "annual franchise" and insert in lieu thereof the words "initial license";

On line A1035 strike the first word "tax" and insert in lieu thereof the word "fee";

On line A1095 after the word "incorporation" strike the word "eight" and insert in lieu thereof the word "twenty";

On line A1097 after the word "amendment" strike the word "six" and insert in lieu thereof the word "twenty";

On line A1098 after the word "incorporation" strike the word "five" and insert in lieu thereof the word "twenty";

On line A1102 strike the first word "eight" and insert in lieu thereof the word "twenty";

On line A1109 strike the word "one" and insert in lieu thereof the word "three" and add the letter "s" to the word "dollar";

On line A1111 after the word "shares" strike the word "five" and insert in lieu thereof the word "six";

On line A1113 strike the word "five" and insert in lieu thereof the word "six";

On line A1115 strike the first word "five" and insert in lieu thereof the word "six";

On line A1116 strike the last word "one" and insert in lieu thereof the word "three";

On line A1117 add the letter "s" to the word "dollar";

On line A1119 after the word "proceedings" strike the word "one" and insert in lieu thereof the word "five" and add the letter "s" to the word "dollar";

On line A1120 after the word "dissolution" strike the word "one" and insert in lieu thereof the word "five" and add the letter "s" to the word "dollar";

On line A1124 after the word "authority" strike the word "eight" and insert in lieu thereof the word "twenty";

On line A1128 after the word "authority" strike the word "eight" and insert in lieu thereof the word "twenty";

On line A1132 after the word "State" strike the word "two" and insert in lieu thereof the word "ten";

On line A1135 after the word "State" strike the word "two" and insert in lieu thereof the word "twenty";

On line A1139 after the numeral "19." strike all of the words, and on line A1140 strike all of the words, and

On line A1141 strike all of the words, and insert in lieu thereof the following words: "Filing annual report of domestic corporation, Five Dollars, of foreign corporation, Ten Dollars, any other statement or report of either, Two Dollars.";

After line B19 insert the following paragraph: "For the purpose of determining the total authorized capital stock, for license fees purposes, no par stock shall be taken to be the value of one hundred dollars each share.";

After line B56 insert the following paragraph: "For the purpose of determining the total authorized capital stock, for license fees purposes, no par stock shall be taken to be the value of one hundred dollars each share.";

On line B91 strike the figures "\$2.50" and insert in lieu thereof the figures "\$5.00";

On line B95 strike the figures "\$2.50" and insert in lieu thereof the figures "\$5.00";

And after line "548" renumber all the lines accordingly in numerical order.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Poling moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 672 would 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. 706, have had the same under consideration and recommend that the same be amended as follows:

In line 2 strike out all the language following the word "appropriated".

In line 3 strike out all the language.

In line 4 strike out all the language.

In line 5 strike out the words "dollars and there is hereby appropriated".

In line 8 following the word "dollars" strike out the words "both of which said sums,".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 706 would 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. 714, have had the same under consideration and recommend that the same be amended as follows:

After the words "A Bill" strike everything and insert in lieu thereof the following:

For an Act to amend and reenact subdivisions 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees and mileage for jurors.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Subsections 2, 3  
 1a and 4 of section  
 2 27-0905 of the 1953 Supplement to the North Dakota  
 2a Revised Code  
 3 of 1943 are hereby amended and reenacted to read as  
 3a follows:
- 4 2. (((Traveling expenses, payable by the county, of  
 5 seven and one-half cents per mile for each mile  
 6 actually and necessarily traveled each way;)))  
 7 Four Dollars for each day's attendance as a juror  
 8 in justice court;  
 9 3. (((Two dollars for each day's attendance as a  
 9a juror  
 10 in justice court; and))) Four Dollars, payable by  
 10a the  
 11 county, for each day's attendance at a coroner's  
 11a inquest;  
 12 and  
 13 4. (((Two dollars, payable by the county, for each  
 13a day's  
 14 attendance at a coroner's inquest.))) Traveling



15 expenses, payable by the county, of seven and one-  
 15a half  
 16 cents per mile for each mile actually and necessarily  
 17 traveled each way.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Scott moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 714 would 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. 744, have had the same under consideration and recommend that the same be amended as follows:

After the words "A BILL" strike out everything and insert in lieu thereof the following:

FOR AN ACT relating to the destruction of Noxious Weeds on Railroad Rights-of-way; Penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DUTY OF RAILROAD COMPANY

1a TO DESTROY NOXIOUS WEEDS;

2 NOTICE: PENALTY.) It shall be the duty of any

2a railroad company operating

3 within this state to destroy all noxious weeds on their  
 3a rights-of-way. The

4 governing body of any political subdivision wherein such

4a noxious weeds are

5 discovered to be present shall upon request notify the

5a railroad company of

6 the location and presence of such noxious weeds by

6a notice in writing to

7 any depot agency of such company. Refusal or continued

7a failure to destroy

8 such noxious weeds shall constitute a misdemeanor.

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 744 would 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. 753, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, Chairman.

Rep. Snow 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. 777, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Larson 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. 781, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Tough 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. 782, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Fine 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. 783, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Rickford 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. 784, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. TRYDAHL, Vice-Chairman.

Rep. Lindberg 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. 825, have had the same under consideration and recommend that the same be amended as follows:

After the words "A BILL" strike everything and insert in lieu thereof the following:

For an Act relating to the prohibition of the buying, selling, distribution, designing or disseminating in any way, of obscene writings and pictures and providing for the enforcement and administration of this Act and penalties for its violation; and to repeal Sections 12-2107, 12-2109 and 12-2111 of the North Dakota Revised Code of 1943.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. SALE, EXHIBITION AND
- 1a DISTRIBUTION OF
- 2 LEWD AND OBSCENE MATTER TO PERSONS
- 2a UNDER TWENTY-ONE PRO-
- 3 HIBITED.) No obscene, lewd, salacious or
- 3a lascivious book,
- 4 pamphlet, picture, paper, letter, magazine, newspaper,
- 5 writing, print, printing, film, negative, transcription,
- 6 wire or tape recording, or other matter of indecent
- 7 character, shall be sold, loaned, given away, shown,
- 8 exhibited, distributed, advertised or offered for sale, loan,
- 9 gift or distribution, or be held in possession with intent
- 10 to sell, loan, give away, show, exhibit, or distribute, to
- 11 any one under the age of twenty-one. Any person, firm,
- 12 co-partnership or corporation who hires, uses, or employs
- 13 any one under the age of twenty-one to sell, give away, or

14 in any manner distribute such matter, and any person  
 14a who,  
 15 having the care, custody or control of a person under the  
 16 age of twenty-one years, permits such person to sell, give  
 17 away, or in any manner distribute such matter, shall also  
 18 be guilty of a violation of this act. The trial court shall  
 19 take into consideration and give due weight to the  
 19a approval  
 20 by the national association known as the "Comics Code  
 21 Authority", or such associations successors, of any  
 21a comic  
 22 books or publications in question under this Act.  
 23 SECTION 2. BUYING, SELLING, DISTRIBUTING,  
 23a EXHIBIT-  
 24 ING, PREPARING, POSSESSION OF, OR BRINGING  
 24a INTO STATE ANY  
 25 EQUIPMENT FOR PREPARING, LEWD AND  
 25a OBSCENE MATTER.)  
 26 No person, firm, co-partnership or corporation shall buy,  
 27 sell, cause to be sold, advertise, lend, give away, offer,  
 28 show, exhibit, distribute, cause to be distributed, or  
 29 design, copy, draw, photograph, print, etch, engrave, cut,  
 30 carve, make, publish, prepare, assist in preparing, solicit  
 31 or receive subscriptions for, or hold in possession with  
 32 intent to sell, lend, give away, offer, show, exhibit,  
 33 distribute, or cause to be distributed, or bring or cause  
 34 to be brought into the state any obscene, lewd, salacious,  
 35 or lascivious book, pamphlet, picture, paper, letter,  
 36 magazine, newspaper, writing, print, printing, film,  
 37 negative, transcription, wire or tape recording, cast, cut,  
 38 carving, figure, image, or other matter, article or  
 39 instrument of indecent character or immoral use, or any  
 40 equipment, machinery, or devices used or intended to be  
 40a used  
 41 in the preparation, manufacturing or producing of such  
 42 obscene matter and material. The trial court shall take  
 42a into  
 43 consideration and give due weight to the approval by the  
 44 national association known as the "Comics Code  
 44a Authority",  
 45 or such associations successors, of any comic books or  
 46 publications in question under this Act.  
 47 SECTION 3. DISTRIBUTION OF INDECENT  
 47a ARTICLES:  
 48 TIE-IN SALES.) No person, firm, co-partnership or  
 48a corpo-  
 49 ration shall as a condition to a sale or delivery for  
 49a resale  
 50 of any paper, magazine, book, periodical or publication  
 51 require that the purchaser or consignee receive for resale  
 52 any other article, book, or other publication reasonably  
 53 believed by the purchaser or consignee to be obscene,  
 54 lewd, lascivious, filthy, indcent or disgusting.  
 55 SECTION 4. SEIZURE AND CONFISCATION OF  
 55a EQUIPMENT  
 56 USED IN PRODUCTION OR MANUFACTURE OF  
 56a INDECENT LITERATURE  
 57 OR ARTICLES AND OF VEHICLES USED IN  
 57a DISTRIBUTION OF INDECENT  
 58 ARTICLES AUTHORIZED.) Any peace officer of this

58a state may  
 59 seize any equipment used in the printing, production or  
 60 manufacture of indecent and obscene literature, matter or  
 61 articles of whatever nature, and may seize any vehicle or  
 62 other means of transportation used in the distribution of  
 63 such indecent and obscene literature, matter or articles,  
 64 and may arrest any person in charge thereof. The  
 64a procedure  
 65 prescribed in Chapter 29-31 of the North Dakota  
 65a Revised Code  
 66 of 1943 relating to confiscation of equipment used in the  
 67 commission of crimes shall apply and shall be followed in  
 68 carrying out the provision of this section.  
 69 SECTION 5. PENALTY.) Any person who violates  
 69a any  
 70 of the provisions of this Act shall be punishable by a fine  
 71 of not to exceed one thousand dollars, or by imprisonment  
 72 for not to exceed one year, or by both such fine and  
 73 imprisonment. The term "person" herein shall include  
 73a any  
 74 firm, co-partnership or corporation.  
 75 SECTION 6. SERVERABILITY.) Should any part  
 75a of this  
 76 Act be adjudged invalid or unconstitutional, such adjudi-  
 77 cation shall affect only the part of this Act specifically  
 78 covered thereby and shall not affect any other provisions  
 79 or parts of this Act.  
 80 SECTION 7. REPEAL.) Sections 12-2107, 12-2109,  
 81 12-2111 of the North Dakota Revised Code of 1943 are  
 81a hereby  
 82 repealed.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker' announced that House Bill No. 825 would 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. 836, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde 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. 848, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Snortland 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. 856, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title delete the period and insert in lieu thereof a comma "," and add the following words: "and declaring an emergency."

Delete all words in lines one through ten, inclusive, and insert the following in lieu thereof:

"SECTION 1.) Any common or special school district within which there is located a county agricultural and training school in accordance with the provisions of chapter 15-42 of the North Dakota Revised Code of 1943, as amended, and which school is located in a city or village of twelve hundred population or over, shall be authorized upon the approval of the governing board thereof to levy not to exceed ten mills, the proceeds of which shall be paid to the governing board of the county agricultural and training school for building fund purposes, which levy may be over and above any existing mill levy authorization and outside any mill levy limitation prescribed by law."

"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. LARSON, Chairman.

Rep. Link moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 856 would 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. 857, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Tough moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF A HOUSE RESOLUTION

Reps. Adamsen, Baker, Balerud, Benson, Berntson, Bjella, Bye, Currie, Dahlund, Dewey, Engen, Esterby, Etestad, Fine, Gagnum, Haugland, Heller, Hofstrand, Isakson, Kjos, Lee, Leet, Lynch, McLain, Miller, Mollet, Overbo, Poling, Power, Renfrow, Rohde, Saugstad, Saumur, Tollefson, Trydahl, and Vinje introduced:

**House Resolution No. 9.** A Resolution to the Honorable Dwight D. Eisenhower, President of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, Secretary of the Department of Commerce; to the Honorable Charles E. Wilson, Secretary of Defense; to the Honorable C. D. Curtiss, Chief of Administration for the Bureau of Public Roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from the state of North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from the state of North Dakota; requesting a re-allocation and increased strategic mileage in the Federal Aid Highway Act of 1944 to add United States Highway Two to the National Interstate Highway System.

Which was read for the first time.

Rep. Saumur moved that House Resolution No. 9 be printed in the House Journal and further action delayed one legislative day, which motion prevailed.

## HOUSE RESOLUTION NO. 9

Introduced by Reps. Adamsen, Baker, Balerud, Benson, Berntson, Bjella, Bye, Currie, Dahlund, Dewey, Engen, Esterby, Ettestad, Fine, Gagnum, Haugland, Heller, Hofstrand, Isakson, Kjos, Lee, Leet, Lynch, McLain, Miller, Mollet, Overbo, Poling, Power, Renfrow, Rohde, Saugstad, Saumur, Tollefson, Trydahl and Vinje.

- A Resolution to the Honorable Dwight D. Eisenhower, President of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, Secretary of the Department of Commerce; to the Honorable Charles E. Wilson, Secretary of Defense; to the Honorable C. D. Curtiss, Chief of Administration for the Bureau of Public Roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from the state of North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from the state of North Dakota; requesting a re-allocation and increased strategic mileage in the Federal Aid Highway Act of 1944 to add United States Highway Two to the National Interstate Highway System.
- 1 WHEREAS, the Federal Aid Highway Act of 1944,  
 1a which Act  
 2 amended the Federal Road Act approved July 11, 1916,  
 2a as  
 3 amended and supplemented, provided that "There shall  
 3a be  
 4 designated in the Continental United States a national  
 5 system of interstate highways not exceeding forty  
 5a thousand  
 6 miles in extent, so located as to connect by routes as  
 7 direct as practicable the principal metropolitan areas,  
 8 cities and industrial centers, to serve the national  
 9 defense and to connect at suitable border points with  
 10 routes of continental importance in the Dominion of  
 10a Canada  
 11 and the Republic of Mexico"; and  
 12 WHEREAS, the Act further provided that "the  
 12a routes of  
 13 the National System of Interstate Highways shall be  
 14 selected by joint action of the highway departments of  
 14a the  
 15 several states and the adjoining states", and in another  
 16 provision required approval by the Federal Works  
 16a Adminis-  
 17 trator; and  
 18 WHEREAS, Phillip B. Fleming, Major General,  
 18a United  
 19 States Army, Administrator of the Federal Works  
 19a Agencies,  
 20 caused to be entered a certificate of approval of the  
 21 National System of Interstate Highways, dated the  
 21a second  
 22 day of August, 1947, which adopted a National System  
 22a of  
 23 Interstate Highways, selected by the joint action of the  
 24 State Highway Departments of each state and adjoining  
 25 states; and  
 26 WHEREAS, the National System of Interstate  
 26a Highways

27 selected, modified and revised, as aforesaid, is comprised  
28 of routes totaling approximately thirty-seven thousand  
29 eight hundred miles in extent; and

30 WHEREAS, there is a balance of two thousand two  
30a hundred  
31 miles within the forty thousand mile limit provided  
31a for in  
32 the Federal Aid Act of 1944 which can be placed on the  
33 Interstate System; and

34 WHEREAS, United States Highway Two is the  
34a shortest  
35 route through arterial highway link between Sault Ste.  
36 Marie, Michigan and Seattle, Washington, and runs  
36a parallel  
37 to the northern border of the United States and  
37a intercepts  
38 all highway communications with Canada in the state of  
39 North Dakota as well as the several other boundary  
39a states;

40 and  
41 WHEREAS, said United States Highway Two plays  
41a an ever  
42 increasing integral and necessary role in the tremendous  
43 development of the country's natural resources, namely,  
44 oil, coal, gas, iron ore, nuclear and other minerals, as  
45 well as the vast timber industry, and in the vast develop-  
46 ment of power being generated by the dams constructed  
46a and  
47 being constructed in the northwest, and in the expanding  
48 industrial development potential in the several states  
48a and  
49 in Canada, notably in the Provinces of Manitoba and  
50 Alberta, all of which demands a revision and an increase  
51 in our vital defense needs; and

52 WHEREAS, the said United States Highway Two,  
52a which can  
53 without any difficulty be linked from east coast to west  
54 coast through the states of New York, Vermont, New  
55 Hampshire and Maine, and connected with Canada's  
55a highways  
56 Nine from New York to Montreal and Highway  
56a Seventeen from  
57 Montreal to Sault Ste. Marie, which are of importance  
57a in  
58 the Dominion of Canada, is the only connection between  
58a our  
59 air defense bases, the number of which and the personnel  
60 involved are known only to Congress, and Department  
60a of  
61 Defense officials, along the entire northern defense  
62 perimeter of the continental United States; and

63 WHEREAS, under the hourly maximum traffic  
63a classifica-  
64 tions, the interstate designation of the United States  
65 Highway Two to be determined by the Bureau of  
65a Public Roads,  
66 can be the classification of interstate rural, under the  
67 specification for the interstate system set out by the  
68 bureau, this could call for a two-lane highway with a  
68a one

69 hundred foot right of way; and  
70 WHEREAS, the total mileage involved in this  
70a petition is  
71 approximately two thousand one hundred seventy-eight  
71a miles  
72 in length and connects at points in seven states from the  
73 city of Sault Ste. Marie, Michigan, to the city of  
73a Everett,  
74 Washington; and  
75 WHEREAS, while this is a petition from the state of  
76 North Dakota, it is contemplated the joining by the  
76a several  
77 other states with similar petitions, action having already  
78 been started in the states of Montana, Idaho and  
78a Washington,  
79 this is especially true in view of the gigantic growth  
80 and expansion of the areas served by, contiguous to  
80a and  
81 adjacent to United States Highway Two because such  
81a areas,  
82 at their accelerated progress, resulting from a shift of  
83 population and industry to the northwestern states, and  
84 increasing industrial expansion in all areas, demand a  
85 revision of the transportation needs; and  
86 WHEREAS, this request that the designation of the  
87 United States Highway Two be placed on the National  
87a System  
88 of Interstate Highways is made without prejudice to  
89 existing Interstate Highways in the state of North  
89a Dakota  
90 and in the other states served by the United States  
91 Highway Two;  
92 NOW, THEREFORE, BE IT RESOLVED BY THE  
92a HOUSE  
93 OF REPRESENTATIVES OF THE STATE OF  
93a NORTH DAKOTA:  
94 That the House of Representatives of the state of  
95 North Dakota does hereby, most earnestly and  
95a respectfully,  
96 request that the Congress of the United States  
96a recognize  
97 the strategic importance of United States Highway  
97a Two,  
98 and through the proper federal agencies, take immediate  
99 action to have United States Highway Two designated  
99a an  
100 integral part of the National System of defense  
100a highways,  
101 and that it be placed on the National System of  
101a Interstate  
102 Highways.  
103 BE IT FURTHER RESOLVED, That copies of this  
103a resolution  
104 be transmitted by the Honorable Normal Brunsdale,  
105 Governor of the state of North Dakota; and by the  
106 Honorable Ben Meier, secretary of state of North  
106a Dakota;  
107 to the Honorable Dwight D. Eisenhower, President of  
107a the  
108 United States; to the Congress of the United States;



- 109 to the Honorable Sinclair Weeks, Secretary of the  
 109a Depart-  
 110 ment of Commerce; to the Honorable Charles E. Wilson,  
 111 Secretary of Defense; to the Honorable C. D. Curtiss,  
 112 Chief of Administration for the Bureau of Public  
 112a Roads;  
 113 to the Honorable Milton R. Young and the Honorable  
 113a William  
 114 Langer, United States Senators from North Dakota;  
 114a to the  
 115 Honorable Otto Krueger and the Honorable Usher L.  
 115a Burdick,  
 116 Congressmen from North Dakota.

#### GENERAL ORDERS

Rep. Anderson of Richland moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 501, 502, and 710, which had previously been amended on page 529 of the House Journal. The motion of Rep. Anderson of Richland prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Anderson of Richland to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr Speaker: The Committee of the Whole have had under consideration House Bill No. 502 and recommend that the amendments on pages 549, 550 and 551 be not adopted, and in line 3, strike out the figures "15,000" and insert "25,000" and in line 2 of the title and line 5 of the bill, after the word "Chapter", strike out "310, Session Laws of 1951" and insert "54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943", and when so amended recommend the same for passage.

And House Bill No. 710 and recommended the same for passage when amended as follows: By the standing committee amendments on page 529 of the House Journal and further amended by striking the words "and permit fees" in line 95 and "and permit" in line 96.

And when so amended, recommend the bill for passage.

And House Bill No. 593 and recommend that further consideration of this bill be delayed one legislative day.

REP. ANDERSON of Richland, Chairman.

Speaker Fitch resumed the Chair.

Rep. Rose moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Link moved that the House reconsider the action by which House Bill No. 752 was indefinitely postponed, which motion prevailed, on a division vote.

Rep. Link moved that the rules be suspended and that House Bill No. 752 be placed on the calendar.

Rep. Brown moved a substitute motion that House Bill No. 765 be placed at the head of the calendar, which motion prevailed.

Rep. Link moved that House Bill No. 752 be placed on the calendar, which motion prevailed, on a division vote.

Rep. Brown moved that House Bill No. 765 be placed on the calendar in numerical order, which motion prevailed.

#### SIXTH ORDER OF BUSINESS

Rep. Rolfsrud moved that the amendments to House Bill No. 674, as recommended by the Committee on Agriculture and printed on page 550 of the House Journal, be adopted, which motion prevailed.

Rep. Wambheim moved that the amendments to House Bill No. 690, as recommended by the Committee on Finance and Taxation and printed on page 551 of the House Journal, be adopted, which motion prevailed.

Rep. Wambheim moved that the amendments to House Bill No. 691, as recommended by the Committee on Finance and Taxation and printed on page 552 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to House Bill No. 700, as recommended by the Committee on Natural Resources and printed on page 552 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that House Bill No. 700 be reprinted, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1955

Mr. Speaker: I have the honor to transmit:  
Senate Bill No. 174

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Delayed Bills have had under consideration two House bills, to-wit:

1. "For an Act making an appropriation jointly to the North Dakota Legislative Research Committee and the North Dakota OASIS for the purpose of making an actuarial study of the North Dakota OASIS and maintaining the necessary expenses connected therewith."
- and
2. "For an Act to amend and reenact subsections A., E., and F., of Section 52-0920, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions."

And recommend the same be introduced.

REP. CURRIE, Chairman.

Rep. Saumur moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF HOUSE BILLS

The Delayed Bills Committee introduced:

House Bill No. 860. A Bill for an Act making an appropriation jointly to the North Dakota Legislative Research Com-

mittee and the North Dakota OASIS for the purpose of making an actuarial study of the North Dakota OASIS and maintaining the necessary expenses connected therewith.

Was read the first time and referred to the Committee on State and Federal Government.

The Delayed Bills Committee introduced:

House Bill No. 861. A Bill for an Act to amend and reenact subsections A., E., and F., of Section 52-0920, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Was read the first time and referred to the Committee on State and Federal Government.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Link, Baker, Beede and Nygaard introduced:

House Concurrent Resolution "G-1". A Concurrent Resolution memorializing Congress to authorize the payment of one hundred per cent of the cost of acquisition of right-of-way, construction, and maintenance of military highways in North Dakota.

Was read the first time and referred to the Committee on Transportation.

Rep. Nygaard moved that House Concurrent Resolution "G-1" be printed in the House Journal and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "G-1"

Introduced by Reps. Link, Baker, Beede and Nygaard.

A Concurrent Resolution memorializing Congress to authorize the payment of one hundred per cent of the cost of acquisition of right-of-way, construction, and maintenance of military highways in North Dakota.

1 WHEREAS, Congress has made available an increased  
2 amount of federal aid for the construction of highways  
2a in

3 North Dakota during the 1955-57 biennium; and

4 WHEREAS, it appears that North Dakota will have  
4a great

5 difficulty in matching the federal aid available at the  
6 1955-57 level; and

7 WHEREAS, the President of the United States is

7a recom-

8 mending to Congress a substantially increased federal  
8a aid

9 program for the construction of highways, with special  
10 emphasis upon the construction of a military system of  
11 highways at very high standards; and

12 WHEREAS, it appears the state of North Dakota  
12a will be

13 unable to match any increased federal aid funds for  
14 highway construction;

15 NOW, THEREFORE, BE IT RESOLVED BY THE  
16 HOUSE OF REPRESENTATIVES OF THE STATE

16a OF

17 NORTH DAKOTA, THE SENATE CONCURRING

17a THEREIN:

18 That Congress is hereby urged and requested to

- 18a provide  
 19 for the payment of one hundred per cent of the cost of  
 20 acquisition of right-of-way, construction, and  
 20a maintenance  
 21 of the military system of highways within the state of  
 22 North Dakota, and that control of access on such right-  
 22a of-  
 23 way be under the jurisdiction of the state of North  
 23a Dakota.  
 24 BE IT FURTHER RESOLVED, That copies of this  
 24a resolution  
 25 be forwarded by the chief clerk of the House of  
 25a Representa-  
 26 tives to the President of the United States, the Bureau  
 26a of  
 27 Public Roads, and the North Dakota Congressional  
 27a delegation.

Rep. Nygaard moved that House Bills Nos. 503, 508, 523 and 670 be placed on the head of the calendar, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 503.** 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.

Which has been read.

#### 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:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Leet	Sortland'
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Stockman
Einaronson	Mahlmann	Strand
Engen	McLain	Strege
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke-	Mollet	Tollefson
Divide	Mueller	Tough

Esterby	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George	Renfrow	

Absent and not voting:

Bjella	Homelvig	Lindberg
Brekke	Isakson	Schmalenberger
Ettestad	Laske	Thompson, Burl'gh
Heimes	Lee	

So the bill passed, as amended on page 425 of the House Journal and the title was agreed to.

**House Bill No. 508.** 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, as amended by Sections 36-0203 and 36-0205 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### 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:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Hegge	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Brown	Kjos	Sommer
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sorlie
Dahlund	Langseth	Sortland
Davis	Larson	Spitzer
Dewey	Leet	Sticka
Dick	Link	Stockman
Dunlop	Lynch	Strand
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, M'Lean
Erickson, Bottin'au	McLain	Tollefson
Erickson, Burke-	Miller	Tough
Divide	Mollet	Trydahl
Esterby	Mueller	Vinje
Fine	Nygaard	Wambheim
Fleenor	Overbo	Wicks

Frank	Paulson	Wolf
Fristad	Poling	Ziegler
Gagnum	Power	Mr. Speaker
Gefreh		

Absent and not voting:

Brekke	Laske	Petterson
Ettestad	Lee	Schmalenberger
Heimes	Lindberg	Snortland
Homelvig	Olson	Thompson, Burl'gh

So the bill passed, as amended on page 426 of the House Journal, and the title was agreed to.

**House Bill No. 523.** A Bill for an Act making an appropriation for the payment of expenses of delegates to national conventions of political parties recognized as such by the laws of the State of North Dakota.

Which has been read.

#### 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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Rich'l'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleener	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wolf
George	Petterson	Mr. Speaker
Goebel	Poling	

Those voting in the negative were:

Anderson, Eddy-	Erickson, Bottin'au	Wicks
Foster	Rohde	Ziegler

Absent and not voting:

Brekke	Homelvig	Snortland
Ettestad	Laske	Thompson, Burl'gh
Heimes	Lindberg	

So the bill passed, as amended on page 426 of the House Journal, and the title was agreed to.

**House Bill No. 670.** A Bill for an Act relating to restrictions on the powers of police magistrates and municipal justices of the peace, and providing a penalty, and declaring an emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 12; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Anderson, Rich'nd	Hafner	Roen
Baker	Hammer	Rose
Baldwin	Haugland	Saugstad
Balerud	Hegge	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simenson, 10th
Bye	Kitzmann	Simonson, 9th
Christopher	Kjos	Snow
Currie	Kloster	Sommer
Dahlund	Knudsen, LaMoure	Sorlie
Davis	Knudson, Morton	Sortland
Dewey	Langseth	Spitzer
Dick	Larson	Sticka
Einarson	Lee	Stockman
Engen	Leet	Strand
Erickson, Burke-	Lynch	Strege
Divide	Mahlmann	Toilefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Mr. Speaker

Those voting in the negative were:

Dunlop	Magnuson	Rosberg
Erickson, Bottin'au	Mollet	Solberg
Fine	Rohde	Thompson, M'Lean
Link	Rolfsrud	Ziegler

Absent and not voting:

Berntson	Homelvig	Poling
Bjella	Laske	Snortland
Brekke	Lindberg	Thompson, Burl'gh
Heimes		

So the bill passed, as amended on page 448 of the House Journal, and the title was agreed to, and the emergency clause carried.

Rep. Stockman moved that the vote by which House Bill No. 670 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 816. A Bill for an Act to amend and reenact Section 52-0627 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Judicial Review of Decision; Petition For; Filing Petition.

Which has been read.

### 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beebe	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	

Absent and not voting:

Bjella	Homelvig	Snortland
Brekke	Laske	Thompson, Burl'gh
Heimes	Lindberg	

So the bill passed and the title was agreed to.



Rep. Langseth moved that House Bill No. 749 be placed at the head of the calendar, which motion prevailed.

**House Bill No. 749.** A Bill for an Act to amend and reenact Sections 15-2511 and 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the approval by the county superintendent of elementary non-resident pupils.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	George	Poling
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Anderson, Richl'nd	Hafner	Roen
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfstrud
Balerud	Hegge	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simenson, 9th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Link	Spitzer
Einerson	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Pettersen	Mr. Speaker
Gefreh		

Absent and not voting:

Brekke	Laske	Thompson, Burl'gh
Heimes	Lindberg	Trydahl
Homelvig	Snortland	Wicks

So the bill passed and the title was agreed to.

**House Bill No. 817.** A Bill for an Act creating and enacting subsection 4 of section 46-0410 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to

distribution of copies of state law to the National conference of commissioners on uniform state laws.

Which has been read.

### 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:

Adamsen	Gagnum	Overbo
Anderson, Cass	Gefreh	Paulson
Anderson, Eddy-	George	Petterson
Foster	Goebel	Power
Anderson, Rich'nd	Gress	Renfrow
Baker	Gumeringer	Rickford
Baldwin	Hafner	Rolfsrud
Balerud	Hammer	Rosberg
Beede	Haugland	Rose
Benson	Hegge	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simenson, 9th
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Vinje
Ettestad	Mollet	Wambheim
Fine	Mueller	Wolf
Fleenor	Nygaard	Ziegler
Frank	Olson	Mr. Speaker
Fristad		

Those voting in the negative were:

Kitzmann	Tough	Wicks
Rohde		

Absent and not voting:

Brekke	Lindberg	Sticka
Heimes	Poling	Thompson, Burl'gh
Homelvig	Roen	Trydahl
Laske	Snortland	

So the bill passed and the title was agreed to.

House Bill No. 827. A Bill for an Act creating and enacting subsection 20 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

Which has been read.

Rep. Nygaard moved that House Bill No. 827 be laid over one legislative day, which motion prevailed.

**House Bill No. 837.** A Bill for an Act relating to unfair trade practices in the dairy industry.

Which has been read.

**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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudsen, Morton	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Einaronson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

Those voting in the negative were:

Baldwin	Langseth	Nygaard
Brooks		

Absent and not voting:

Bjella	Homelvig	Thompson, Burl'gh
Brekke	Lindberg	Trydahl
Heimes	Snortland	

So the bill passed and the title was agreed to.

**House Bill No. 839.** A Bill for an Act to amend and reenact Section 52-0201 of the North Dakota Revised Code of 1943; relating to the United States Government or Federal Social Security Board matching compensation by North Dakota Workmen's Compensation Bureau Commissioners.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 63; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Ettestad	Paulson
Baldwin	Frank	Rickford
Bjella	Gefreh	Rosberg
Brooks	Gumeringer	Saumur
Christopher	Haugland	Simenson, 10th
Currie	Hegge	Sommer
Dahlund	Heller	Sorlie
Davis	Lee	Spitzer
Dewey	Lynch	Stockman
Dick	Magnuson	Strand
Engen	Miller	Ziegler
Erickson, Bottin'au	Mueller	Mr. Speaker
Esterby	Nygaard	

Those voting in the negative were:

Anderson, Eddy-	Hoffer	Rolfsrud
Foster	Hofstrand	Rose
Baker	Hornbacher	Saugstad
Balerud	Isakson	Schmalenberger
Beede	Kitzmann	Schmidt
Benson	Kjos	Schuler
Berntson	Knudson, Morton	Scott
Bratcher	Langseth	Simonson, 9th
Brown	Larson	Snortland
Bye	Laske	Snow
Dunlop	Leet	Solberg
Erickson, Burke-	Lindberg	Sortland
Divide	Link	Sticka
Fine	Mahlmann	Strege
Fleenor	McLain	Thompson, M'Lean
Fristad	Mollet	Tollefson
Gagnum	Overbo	Tough
George	Petterson	Vinje
Goebel	Power	Wambheim
Gress	Renfrow	Wicks
Hafner	Roen	Wolf
Hammer	Rohde	

Absent and not voting:

Anderson, Cass	Heimes	Olson
Anderson, Rich'nd	Homelvig	Poling
Brekke	Kloster	Thompson, Burl'gh
Einarson	Knudsen, LaMoure	Trydahl

So the bill was declared lost.

Rep. Wicks moved that the vote by which House Bill No. 839 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "P". A Concurrent Resolution providing for examination by the statutory revisor of all enrolled bills before signing by the President of the Senate or Speaker of the House.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution,

the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Richl'nd	Hegge	Rosberg
Baker	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

Absent and not voting:

Baldwin	George	Kloster
Bjella	Heimes	Olson
Brekke	Homelvig	Thompson, Burl'gh

So the resolution was declared adopted.

**House Concurrent Resolution "V".** A Concurrent Resolution petitioning the Congress of the United States to enact legislation authorizing a study and investigation into the feasibility of establishing additional manufacturing enterprises adjacent to Indian reservations in this state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud

Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snotland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, M'Lean
	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George	Renfrow	
Absent and not voting:		
Bjella	Homelvig	Olsen
Brekke	Isakson	Thompson, Burl'gh
Heimes	Kloster	

So the resolution was declared adopted.

House Concurrent Resolution "W". A Concurrent Resolution directing the legislative research committee to revise and modernize the statutes of North Dakota governing the taking up and disposal of estray animals.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott

Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Power	Mr. Speaker
George	Renfrow	
Absent and not voting:		
Berntson	Homelvig	Poling
Brekke	Kloster	Thompson, Burl'gh
Heimes	Olson	

So the resolution was declared adopted.

**House Concurrent Resolution "Y".** A Concurrent Resolution authorizing and directing the board of administration to take necessary action to improve the lighting in the legislative chambers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy- Foster	Gumeringer	Rohde
Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Balerud	Haugland	Rose
Beede	Hegge	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
	Laske	Sorlie

Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		
Absent and not voting:		
Baldwin	Homelvig	Olson
Brekke	Kloster	Poling
Heimes	Miller	Thompson, Burl'gh

So the resolution was declared adopted.

**House Bill No. 671.** A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of hail insurance indemnity and when losses allowed and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 66; absent and not voting, 5.

Those voting in the affirmative were:

Beede	Heller	Rolfsrud
Benson	Hofstrand	Rosberg
Currie	Homelvig	Saugstad
Dahlund	Kitzmann	Schuler
Davis	Knudson, Morton	Snow
Dunlop	Langseth	Solberg
Erickson, Bottin'au	Link	Sortland
Erickson, Burke- Divide	Magnuson	Spitzer
	Mahlmann	Strand
Fine	Miller	Tough
Frank	Mollet	Vinje
Gefreh	Overbo	Wicks
Gumeringer	Renfrow	Wolf
Hafner	Rohde	Ziegler
Hammer		

Those voting in the negative were:

Adamsen	Gagnum	Poling
Anderson, Cass	George	Power
Anderson, Eddy- Foster	Goebel	Rickford
	Gress	Roen
Anderson, Rich'nd	Haugland	Rose
Baker	Hegge	Saumur
Baldwin	Hoffer	Schmalenberger
Balerud	Kjos	Schmidt
Berntson	Kloster	Scott



Bjella	Knudsen, LaMoure	Simenson, 10th
Bratcher	Larson	Simonson, 9th
Brooks	Laske	Snortland
Brown	Lee	Sommer
Bye	Leet	Sorlie
Christopher	Lindberg	Sticka
Dewey	Lynch	Stockman
Dick	McLain	Strege
Einarson	Mueller	Thompson, M'Lean
Engen	Nygaard	Tollefson
Esterby	Olson	Trydahl
Ettestad	Paulson	Wambheim
Fleenor	Petterson	Mr. Speaker
Fristad		

Absent and not voting:

Brekke	Hornbacher	Thompson, Burl'gh
Heimes	Isakson	

So the bill was declared lost.

House Bill No. 702. A Bill for an Act to amend and reenact section 15-6004 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the limitations of purposes and amount expended from the school construction fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Poster	Haugland	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Kitzmann	Schmidt
Bjella	Kjos	Schuler
Bratcher	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snortland
Christopher	Larson	Snow
Currie	Laske	Solberg
Dahlund	Lee	Sommer
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dick	Link	Spitzer
Dunlop	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje

Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress	Renfrow	

Those voting in the negative were:

Einarson

Absent and not voting:

Anderson, Richl'nd	Hegge	Isakson
Brekke	Heimes	Thompson, Burl'gh
Fine		

So the bill passed, as amended on page 487 of the House Journal, and the title was agreed to.

**House Bill No. 703.** A Bill for an Act to amend and reenact section 26-2240 of the North Dakota Revised Code of 1943, relating to hail taxes.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Baker	Hafner	Rolfsrud
Baldwin	Hammer	Rosberg
Balerud	Hegge	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Homelvig	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Esterby	Miller	Trydahl
Ettestad	Mollet	Vinje
Frank	Mueller	Wicks
Fristad	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker
George	Petterson	

Those voting in the negative were:

Adamsen	Laske	Rose
Anderson, Richl'nd	Paulson	Sorlie

Bye	Power	Stockman
Fleenor	Roen	Wambheim
Haugland		

Absent and not voting:

Brekke	Hornbacher	Rohde
Fine	Isakson	Thompson, Burl'gh
Heimes		

So the bill passed and the title was agreed to.

House Bill No. 725. A Bill for an Act making an appropriation to the state water conservation commission for aid in drainage, irrigation, and flood control programs.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	George	Renfrow
Anderson, Richl'nd	Hammer	Rickford
Baker	Haugland	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmidt
Beede	Hofstrand	Scott
Benson	Kjos	Simenson, 10th
Berntson	Kloster	Simonson, 9th
Bratcher	Knudsen, LaMoure	Snow
Brooks	Knudson, Morton	Sommer
Brown	Larson	Sorlie
Bye	Laske	Sortland
Christopher	Lee	Spitzer
Currie	Leet	Sticka
Davis	Lindberg	Strand
Dick	Magnuson	Tough
Einarson	Miller	Trydahl
Engen	Mueller	Vinje
Erickson, Burke-	Nygaard	Wambheim
Divide	Olson	Wicks
Ettestad	Overbo	Ziegler
Fine	Paulson	Mr. Speaker
Fleenor	Petterson	

Those voting in the negative were:

Anderson, Eddy-	Hegge	Rohde
Foster	Homelvig	Rolfsrud
Bjella	Hornbacher	Rosberg
Dewey	Kitzmann	Rose
Dunlop	Langseth	Schuler
Erickson, Bottin'au	Link	Snortland
Esterby	Lynch	Solberg
Frank	Mahlmann	Stockman
Gagnum	McLain	Strege
Goebel	Mollet	Thompson, M'Lean
Gress	Poling	Tollefson
Gumeringer	Roen	Wolf
Hafner		

Absent and not voting:

Brekke	Heimes	Schmalenberger
Dahlund	Isakson	Thompson, Burl'gh
Fristad		

So the bill passed as amended on page 452 of the House Journal, and the title was agreed to.

**House Bill No. 797.** A Bill for an Act to amend and reenact section 10-1520 of the North Dakota Revised Code of 1943, relating to accumulations in reserve funds of cooperative associations, by including stock credits for accumulation, and renumbering the subsections.

Which has been read.

### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Kitzmann	Schmidt
Bjella	Kjos	Schuler
Bratcher	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snortland
Christopher	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Bürke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	

Absent and not voting:

Brekke	Fristad	Thompson, Burl'gh
Currie	Heimes	Wambheim
Dunlop	Isakson	

So the bill passed and the title was agreed to.

**House Bill No. 840.** A Bill for an Act providing for bail pending determination of habeas corpus proceedings in extradition cases.

Which has been read.

## 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:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heller	Rolfsrud
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Burke-	Lynch	Stockman
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Gagnum	Nygaard	Wicks
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker

Those voting in the negative were:

Strand

Absent and not voting:

Brekke	Fristad	Rosberg
Einarson	Heimes	Thompson, Burl'gh
Erickson, Bottin'au	Poling	Wambheim

So the bill passed as amended on page 448 of the House Journal, and the title was agreed to.

**House Bill No. 704.** A Bill for an Act to authorize the industrial commission to deal with the federal government or its agencies in the disposition and utilization of government owned properties at Riverdale, North Dakota, to designate the industrial commission as a state agency authorized to co-operate under the Housing Act of 1954, authorizing the commission to apply for, receive and disburse planning funds and making an appropriation therefor.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rohde
Baker	Hegge	Rolfstrud
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Heimes	Rosberg
Einarson	Hofstrand	Thompson, Burl'gh

So the bill passed and the title was agreed to.

Rep. Baker moved that the House reconsider the action by which House Bill No. 704 was passed, which motion prevailed.

Rep. Baker moved that House Bill No. 704 be referred to the Committee on Appropriations, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 67

Senate Bill No. 156

Senate Bill No. 169

Senate Bill No. 223

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House do now recess to the Call of the Chair at approximately 7:30 p.m., which motion prevailed, and the House stood in recess to the Call of the Chair.

The House reconvened at the Call of the Chair at 7:30 p.m. with Speaker Fitch presiding.

Rep. Dewey announced that Rep. Brekke is confined to the Bismarck Hospital.

Speaker Fitch announced that the House would be on the tenth order of business.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 748.** A Bill for an Act to amend and reenact subsection (d) of section 4-10A06 and subsection (a) of section 4-10A08 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the regulatory powers of the North Dakota Potato Development Commission.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gefreh	Paulson
Anderson, Cass	George	Petterson
Anderson, Eddy-	Goebel	Power
Foster	Gress	Renfrow
Anderson, Richl'nd	Gumeringer	Rickford
Baker	Hafner	Roen
Baldwin	Hammer	Rohde
Balerud	Haugland	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Thompson, M'Lean
Erickson, Burke-	Lynch	Tollefson
Divide	Magnuson	Trydahl
Esterby	Mahlmann	Vinje

Ettestad	McLain	Wambheim
Fine	Miller	Wicks
Fleenor	Mollet	Wolf
Frank	Mueller	Ziegler
Fristad	Olson	Mr. Speaker
Gagnum	Overbo	

Absent and not voting:

Brekke	Poling	Strege
Hegge	Rolfsrud	Thompson, Burl'gh
Heimes	Solberg	Tough
Nygaard	Stockman	

So the bill passed and the title was agreed to.

**House Bill No. 774.** A Bill for an Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas; to define the duties, liabilities, exemptions and powers of cities and towns in undertaking such activities, and declaring and emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonsen, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Eimarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Power	



Absent and not voting:

Brekke	Knudsen, LaMoure	Thompson, Burl'gh
Hegge	Nygaard	Tough
Heimes	Poling	

So the bill passed and the title was agreed to.

**House Bill No. 775.** A Bill for an Act to amend and reenact section 39-0411 of the North Dakota Revised Code of 1943, relating to motor vehicle license plates.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Baldwin	Hammer	Rohde
Balerud	Haugland	Rolfstrud
Beede	Hegge	Rosberg
Benson	Heller	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Ziegler
Fristad	Paulson	Mr. Speaker
Gagnum		

Those voting in the negative were:

Anderson, Rich'nd	Hoffer	Rose
Engen	Laske	Schmalenberger
Gefreh	Lindberg	Stockman
Gress	Roen	Wolf

Absent and not voting:

Baker	Knudson, Morton	Sortland
Brekke	Nygaard	Thompson, Burl'gh
Heimes	Poling	Tough

So the bill passed and the title was agreed to.

**House Bill No. 831.** A Bill for an Act to amend and reenact Section 15-2102 of the 1953 Supplement to the North

Dakota Revised Code of 1943, relating to salary and expenses of the superintendent of public instruction.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 23; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Paulson
Anderson, Cass	Gumeringer	Petterson
Anderson, Rich'nd	Hafner	Power
Baldwin	Hammer	Renfrow
Balerud	Haugland	Rickford
Beede	Hegge	Roen
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Brooks	Homelvig	Schmidt
Brown	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Knudsen, LaMoure	Simenson, 10th
Currie	Knudson, Morton	Simonson, 9th
Dahlund	Larson	Smortland
Davis	Laske	Snow
Dewey	Lee	Sommer
Dick	Leet	Sorlie
Einarson	Lindberg	Sortland
Engen	Link	Spitzer
Esterby	Lynch	Sticka
Ettestad	Magnuson	Stockman
Fleenor	Mahlmann	Strand
Fristad	McLain	Tollefson
Gefreh	Miller	Vinje
George	Mueller	Wambheim
Goebel	Olson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Kitzmann	Schmalenberger
Foster	Kjos	Solberg
Bratcher	Kloster	Strege
Dunlop	Langseth	Thompson, M'Lean
Erickson, Bottin'au	Mollet	Trydahl
Erickson, Burke-	Overbo	Wicks
Divide	Rohde	Wolf
Frank	Rosberg	Ziegler
Gagnum		

Absent and not voting:

Baker	Heimes	Rolfsrud
Brekke	Nygaard	Thompson, Burl'gh
Fine	Poling	Tough

So the bill passed and the title was agreed to.

House Bill No. 835. A Bill for an Act to amend and reenact section 54-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the salary of the governor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Richl'nd	Haugland	Rickford
Baker	Hegge	Roen
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Homelvig	Saumur
Berntson	Isakson	Schmidt
Bjella	Kjos	Simenson, 10th
Bratcher	Kloster	Simonson, 9th
Brooks	Knudsen, LaMoure	Snortland
Brown	Knudson, Morton	Snow
Bye	Larson	Sommer
Christopher	Laske	Sorlie
Dahlund	Leet	Sticka
Davis	Lindberg	Stockman
Dewey	Lynch	Strand
Dick	Mahlmann	Thompson, M'Lean
Einarson	Miller	Tollefson
Ettestad	Mueller	Trydahl
Fleenor	Olson	Vinje
Fristad	Paulson	Wambheim
Gefreh	Pettersen	Mr. Speaker
George		

Those voting in the negative were:

Anderson, Eddy-	Hafner	Rosberg
Foster	Hofstrand	Schmalenberger
Currie	Hornbacher	Schuler
Dunlop	Kitzmann	Scott
Engen	Langseth	Solberg
Erickson, Bottin'au	Lee	Sortland
Erickson, Burke-	Link	Spitzer
Divide	Magnuson	Strege
Esterby	McLain	Tough
Frank	Mollet	Wicks
Gagnum	Overbo	Wolf
Goebel	Rohde	Ziegler
Gumeringer	Rofsrud	

Absent and not voting:

Baldwin	Heimes	Poling
Brekke	Nygaard	Thompson, Burl'gh
Fine		

So the bill passed and the title was agreed to.

**House Bill No. 847.** A Bill for an Act providing for the destruction of Motor Vehicle Fuel Tax Refund Claims, Invoices, and other items attached to such refund claims and repealing Section 57-4133 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### 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:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde

Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Balerud	Haugland	Rose
Beede	Hegge	Saugstad
Benson	Heller	Saumur
Berntson	Homelvig	Schmalenberger
Bratcher	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott'
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Solberg
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Olson	Wambheim
Frank	Paulson	Wolf
Fristad	Petterson	Ziegler
Gagnum	Power	Mr. Speaker

Those voting in the negative were:

Baldwin	Hoffer	Sommer
Brooks	Larson	Stockman
Gefreh	Snow	Wicks

Absent and not voting:

Bjella	Hornbacher	Overbo
Brekke	McLain	Poling
Heimes	Nygaard	Thompson, Burl'gh
Hofstrand		

So the bill passed and the title was agreed to.

House Bill No. 568. A Bill for an Act requiring all county and township roads to be constructed with back sloped grades and ditches and that grass be planted thereon, for control of weeds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 57; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Hegge	Rosberg
Anderson, Eddy-	Hoffer	Rose
Foster	Hofstrand	Schmalenberger
Balerud	Isakson	Schuler
Benson	Kitzmann	Scott
Berntson	Knudson, Morton	Simenson, 10th
Bratcher	Langseth	Simonson, 9th
Brooks	Laske	Snow
Christopher	Link	Sortland
Davis	Mahlmann	Spitzer

Dewey	Paulson	Strege
Dick	Petterson	Thompson, M'Lean
Einarson	Power	Wicks
Erickson, Bottin'au	Renfrow	Wolf
Fine	Roen	Ziegler
Gress	Rohde	Mr. Speaker
Haugland	Rolfstrud	

Those voting in the negative were:

Anderson, Cass	Gefreh	Mueller
Anderson, Richl'nd	George	Olson
Baker	Goebel	Overbo
Baldwin	Gumeringer	Rickford
Beede	Hafner	Saugstad
Bjella	Hammer	Saumur
Brown	Heller	Schmidt
Bye	Homelvig	Snortland
Currie	Kjos	Solberg
Dahlund	Kloster	Sommer
Dunlop	Larson	Sorlie
Engen	Lee	Sticka
Erickson, Burke- Divide	Leet	Stockman
	Lindberg	Strand
Esterby	Lynch	Tollefson
Ettestad	Magnuson	Tough
Fleenor	McLain	Trydahl
Frank	Miller	Vinje
Fristad	Mollet	Wambheim
Gagnum		

Absent and not voting:

Brekke	Knudsen, LaMoure	Poling
Heimes	Nygaard	Thompson, Burl'gh
Hornbacher		

So the bill was declared lost.

**House Bill No. 582.** A Bill for an Act providing for a state game and fish department controlled and supervised by a state game and fish board and for officers of the department; prescribing duties, powers, and compensation; amending and reenacting subsections 1 and 2 of section 20-0101, sections 20-0201, 20-0202, 20-0204 and 20-0205 of the North Dakota Revised Code of 1943, and section 20-0203 of the 1953 Supplement to the North Dakota Revised Code of 1943, and repealing sections 20-0207, 20-0209 and 20-0212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gagnum	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy- Foster	Gress	Rickford
	Gumeringer	Roen
Anderson, Richl'nd	Hafner	Rolfstrud
Baker	Hegge	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad

Beede	Homelvig	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Simenson, 10th
Bratcher	Kloster	Simonson, 9th
Brooks	Knudsen, LaMoure	Snortland
Brown	Knudson, Morton	Snow
Bye	Langseth	Solberg
Christopher	Larson	Sommer
Dahlund	Lee	Sorlie
Davis	Leet	Sticka
Dewey	Link	Stockman
Dick	Lynch	Strand
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, M'Lean
Erickson, Bottin'au	McLain	Tollefson
Erickson, Burke-	Miller	Trydahl
Divide	Mollet	Vinje
Esterby	Mueller	Wambheim
Fine	Olson	Ziegler
Fleenor	Petterson	Mr. Speaker

Those voting in the negative were:

Bjella	Haugland	Saumur
Currie	Heller	Schuler
Dunlop	Kjos	Scott
Ettestad	Laske	Sortland
Frank	Lindberg	Spitzer
Fristad	Nygaard	Tough
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Hammer	Rohde	

Absent and not voting:

Brekke	Kitzmann	Thompson, Burl'gh
Heimes	Poling	

So the bill passed as amended on page 401 of the House Journal, and the title was agreed to.

Rep. Sorlie moved that the vote by which House Bill No. 582 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Hornbacher moved that the House reconsider the action by which House Bill No. 568 was declared lost, which motion prevailed.

Rep. Leet moved that House Bill No. 568 be placed on the calendar, which motion prevailed.

House Bill No. 568. A Bill for an Act requiring all county and township roads to be constructed with back sloped grades and ditches and that grass be planted thereon, for control of weeds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Haugland	Rickford
Anderson, Cass	Hegge	Roen
Anderson, Eddy-	Hoffer	Rohde
Foster	Hofstrand	Rolfstrud

Baldwin	Hornbacher	Rosberg
Balerud	Isakson	Rose
Beede	Kitzmann	Schmalenberger
Benson	Kjos	Schmidt
Berntson	Kloster	Schuler
Ejella	Knudsen, LaMoure	Scott
Bratcher	Knudson, Morton	Simenson, 10th
Brooks	Langseth	Simonson, 9th
Bye	Larson	Snortland
Christopher	Laske	Snow
Davis	Lee	Solberg
Dewey	Leet	Sommer
Dick	Lindberg	Sorlie
Dunlop	Link	Sortland
Einarson	Lynch	Spitzer
Engen	Magnuson	Sticka
Erickson, Bottin'au	Mahlmann	Stockman
Esterby	McLain	Strand
Fine	Miller	Strege
Fleenor	Mueller	Thompson, M'Lean
Frank	Nygaard	Tollefsen
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Wolf
Gress	Power	Ziegler
Gumeringer	Renfrow	Mr. Speaker
Hafner		

Those voting in the negative were:

Anderson, Richl'nd	Ettestad	Mollet
Baker	Gefreh	Saugstad
Brown	Hammer	Saumur
Currie	Heller	Tough
Dahlund	Homelvig	Trydahl
Erickson, Burke-Divide		

Absent and not voting:

Brekke	Poling	Thompson, Burl'gh
Heimes		

So the bill passed and the title was agreed to.

Rep. Hornbacher moved that the vote by which House Bill No. 568 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 770. A Bill for an Act to amend and reenact sections 40-2907, 40-2908, and 40-2909 of the North Dakota Revised Code of 1943, relating to sidewalk construction in municipalities; providing for advertising for bids, awarding of contracts, and extension of assessments.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 14; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gefreh	Overbo
Anderson, Cass	George	Paulson
Anderson, Eddy-Foster	Goebel	Power
	Gress	Rickford

Baker	Gumeringer	Roen
Baldwin	Hafner	Rolfstrud
Balerud	Haugland	Rose
Beede	Hegge	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Homelvig	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Laske	Sticka
Einarson	Lee	Stockman
Engen	Leet	Strand
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke- Divide	Link	Tough
Esterby	Lynch	Trydahl
Fine	Magnuson	Vinje
Fleemor	Mahlmann	Wambheim
Frank	Miller	Wolf
Fristad	Mueller	Ziegler
Gagnum	Nygaard	Mr. Speaker
	Olson	

Those voting in the negative were:

Currie	Kjos	Simenson, 10th
Dunlop	Mollet	Snow
Ettestad	Renfrow	Thompson, M'Lean
Hammer	Rohde	Tollefson
Kitzmann	Rosberg	

Absent and not voting:

Anderson, Richl'nd	McLain	Solberg
Brekke	Petterson	Thompson, Burl'gh
Heimes	Poling	Wicks

So the bill passed and the title was agreed to.

House Bill No. 779. A Bill for an Act to amend and reenact section 40-4910 of the North Dakota Revised Code of 1943, relating to board of park commissioners.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfstrud
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Snortland



Brown	Knudsen, LaMoure	Snow
Bye	Knudson, Morton	Solberg
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Erickson, Bottin'au	Leet	Stockman
Erickson, Burke- Divide	Lindberg	Strand
Esterby	Link	Strege
Ettestad	Lynch	Thompson, M'Lean
Fine	Magnuson	Tollefson
Fleenor	Mahlmann	Tough
Fristad	Nygaard	Trydahl
Gefreh	Olson	Vinje
George	Overbo	Wambheim
Goebel	Paulson	Wicks
Gress	Petterson	Wolf
Gumeringer	Power	Ziegler
Hafner	Renfrow	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Engen	Mueller
Anderson, Eddy- Foster	Frank	Rohde
Christopher	Gagnum	Rosberg
Davis	Kitzmann	Simenson, 10th
Dunlop	McLain	Simonson, 9th
Einarson	Miller	Sommer
	Mollet	
Absent and not voting:		
Brekke	Poling	Thompson, Burl'gh
Heimes		

So the bill passed and the title was agreed to.

**House Bill No. 796.** A Bill for an Act providing for the transfer of state health department funds of the division of vital statistics, representing deposits where no refunds have been requested; time limit; continuing policy.

Which has been read.

#### 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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy- Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rohde
Baker	Hegge	Rolfstrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
	Knudson, Morton	Snortland

Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewev	Lee	Sorlie
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Göebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Bjella	Dick	Poling
Brekke	Heimes	Thompson, Burl'gh

So the bill passed and the title was agreed to.

House Bill No. 851. A Bill for an Act to amend and reenact Section 58-0516 of the North Dakota Revised Code of 1943 relating to vacancies in township offices, the manner of filling the same, the term of office, and repealing Section 44-0206 of the North Dakota Revised Code of 1943.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy- Foster	Hafner	Roen
	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonsen, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka

Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Strege
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Power	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Hegge	Poling
Dick	Heimes	Thompson, Burl'gh

So the bill passed and the title was agreed to.

House Bill No. 852. A Bill for an Act to amend and reenact Section 24-0630 of the North Dakota Revised Code of 1943 relating to the removal of fences along public highways, notification to owner of adjacent property, removal of fences by Board of County Commissioners or by Board of Township Supervisors and assessment of costs therefor against property.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Homelvig	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Langseth	Snow
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Lee	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Vinje

Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Dunlop	Kitzmann	Rohde
Erickson, Burke- Divide	Knudson, Morton Mollet	Solberg

Absent and not voting:

Brekke	Heimes	Thompson, Burl'gh
Dick	Poling	Trydahl

So the bill passed and the title was agreed to.

**House Bill No. 558.** A Bill for an Act to prohibit the feeding of raw garbage to swine in North Dakota and to provide for the licensing and regulation of garbage feeders and to provide minimum standards for the operation of garbage feeding establishments.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gagnum	Renfrow
Anderson, Cass	George	Roen
Anderson, Eddy- Foster	Goebel	Rolfsrud
Anderson, Rich'nd	Gress	Rosberg
Baker	Gumeringer	Rose
Baldwin	Hammer	Saugstad
Balerud	Haugland	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schuler
Berntson	Hofstrand	Scott
Bratcher	Homelvig	Simenson, 10th
Brooks	Hornbacher	Simonson, 9th
Brown	Isakson	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, M'Lean
Esterby	Magnuson	Tollefson
Ettestad	McLain	Vinje
Fine	Miller	Wambheim
Fleenor	Nygaard	Wolf
Frank	Paulson	Ziegler
	Petterson	Mr. Speaker
	Power	

Those voting in the negative were:

Bjella	Knudsen, LaMoure	Rickford
Davis	Knudson, Morton	Rohde

Dunlop	Mahlmann	Schmidt
Fristad	Mollet	Solberg
Gefreh	Mueller	Tough
Hafner	Olson	Trydahl
Hegge	Overbo	Wicks
Kitzmamm		

Absent and not voting:

Brekke	Poling	Thompson, Burl'gh
Heimes		

So the bill passed, as amended on page 487 of the House Journal, and the title was agreed to.

Rep. Laske moved that the vote by which House Bill No. 558 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 606.** A Bill for an Act to amend and reenact section 26-2211 of the North Dakota 1953 Supplement to the North Dakota Revised Code of 1943, relating to crops insurable; dates when coverage on insured crops commences and terminates.

Which has been read.

#### 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rolfsrud
Foster	Hammer	Rosberg
Baker	Hegge	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Homelvig	Schuler
Bratcher	Isakson	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Engen	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Trydahl
Ettestad	Mueller	Vinje
Fine	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Power	

Those voting in the negative were:

Anderson, Richl'nd	Hafner	Mollet
Beede	Haugland	Rickford
Bjella	Hornbacher	Rohde
Einarson	Kitzmann	Saumur
Erickson, Bottin'au	Mahlmann	Tough
Fleenor		

Absent and not voting:

Brekke	Poling	Thompson, Burl'gh
Heimes	Simonson, 9th	Tollefson
Knudsen, LaMoure		

So the bill passed, as amended on page 484 of the House Journal, and the title was agreed to.

House Bill No. 647. A Bill for an Act to provide a method of enforcement of the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as measure No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Richl'nd	Gress	Renfrow
Baker	Gumeringer	Rickford
Baldwin	Hafner	Roen
Balerud	Hammer	Rolfsrud
Beede	Haugland	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Brooks	Hornbacher	Schmidt
Brown	Isakson	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Davis	Knudsen, LaMoure	Snortland
Dewey	Knudson, Morton	Snow
Dick	Langseth	Solberg
Dunlop	Larson	Sommer
Einarson	Laske	Sorlie
Engen	Lee	Spitzer
Erickson, Bottin'au	Leet	Sticka
Erickson, Burke- Divide	Lindberg	Stockman
	Link	Strand
Esterby	Magnuson	Strege
Ettestad	McLain	Tollefson
Fine	Miller	Trydahl
Fleenor	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gefreh	Olson	Wolf

Those voting in the negative were:

Anderson, Eddy-	Heller	Rosberg
Foster	Kitzmann	Simonson, 9th
Bratcher	Lynch	Sortland
Currie	Mahlmann	Thompson, M'Lean
Dahlund	Mollet	Tough
Frank	Overbo	Wicks
Gagnum	Power	Ziegler
Hegge	Rohde	Mr. Speaker
Absent and not voting:		
Brekke	Poling	Thompson, Burl'gh
Heimes		

So the bill passed and the title was agreed to.

Rep. Erickson of Burke-Divide moved that the vote by which House Bill No. 647 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 675.** A Bill for an Act to amend and reenact subsection 67 of section 40-0501 and section 40-3301 of the North Dakota Revised Code of 1943, relating to the acquisition and operation of municipal utilities and authorizing municipalities to construct and operate natural or artificial gas transmission lines, plants, and distribution systems.

Which has been read.

#### 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simonson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Miller	Tough

Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Power	Mr. Speaker
George		

Absent and not voting:

Brekke	Knudsen, LaMoure	Poling
Heimes	Petterson	Thompson, Burl'gh

So the bill passed and the title was agreed to.

**House Bill No. 720.** A Bill for an Act requiring sellers of bulk petroleum fuels to equip fuel meters with devices for stamping amount of fuel metered on sales receipt.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 47; absent and not voting, 8.

Those voting in the affirmative were:

Anderson, Cass	Fine	Petterson
Anderson, Eddy- Poster	Gagnum	Power
	Gress	Roen
Baker	Haugland	Rolfstrud
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hornbacher	Saumur
Benson	Isakson	Schmidt
Berntson	Kjos	Simenson, 10th
Brooks	Kloster	Snortland
Brown	Langseth	Sommer
Currie	Larson	Spitzer
Dahlund	Leet	Stockman
Dewey	Lindberg	Strand
Dick	Link	Strege
Erickson, Bottin'au	Lynch	Tollefson
Erickson, Burke- Divide	Magnuson	Tough
	Nygaard	Vinje
Esterby	Olson	Wicks
Ettestad	Paulson	Mr. Speaker

Those voting in the negative were:

Adamsen	Hammer	Rosberg
Bjella	Hegge	Schmalenberger
Bratcher	Homelvig	Schuler
Bye	Kitzmann	Scott
Christopher	Knudson, Morton	Simonson, 9th
Davis	Laske	Snow
Einarson	Lee	Solberg
Engen	Mahlmann	Sorlie
Fleenor	McLain	Sortland
Frank	Miller	Sticka
Fristad	Mollet	Thompson, M'Lean
Gefreh	Mueller	Trydahl
George	Overbo	Wambheim
Goebel	Renfrow	Wolf
Gumeringer	Rickford	Ziegler
Hafner	Rohde	



Absent and not voting:

Anderson, Richl'nd	Heimes	Poling
Brekke	Hofstrand	Thompson, Burl'gh
Dunlop	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

Rep. Erickson of Burke-Divide moved that the vote by which House Bill No. 720 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 751.** A Bill for an Act to require that the purchase of any automobile, truck, or item of equipment costing five hundred dollars or more by any state agency, department, or institution be made by the state purchasing agent from the lowest and best bidder and from a resident seller when such item is readily available in this state, providing for the procedure to be followed in such bidding, and declaring contracts void if not let as provided by this Act

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 53; absent and not voting, 6.

Those voting in the affirmative were:

Baldwin	Hegge	Rolfsrud
Beede	Hoffer	Rosberg
Benson	Hofstrand	Saugstad
Bratcher	Homelvig	Schmalenberger
Brooks	Hornbacher	Schmidt
Dunlop	Isakson	Schuler
Erickson, Bottin'au	Kitzmann	Scott
Erickson, Burke-Divide	Kjos	Snortland
	Kloster	Snow
Esterby	Langseth	Solberg
Fine	Link	Snitzer
Frank	Lynch	Strege
Fristad	Magnuson	Thompson, M'Lean
Gefreh	Mahlmann	Tollefson
George	Mollet	Tough
Goebel	Overbo	Wicks
Gress	Renfrow	Ziegler
Gumeringer	Rohde	Mr. Speaker
Hafner		

Those voting in the negative were:

Adamsen	Engen	Petterson
Anderson, Cass	Ettestad	Power
Anderson, Eddy-Foster	Fleenor	Rickford
	Hammer	Roen
Anderson, Richl'nd	Haugland	Rose
Baker	Heller	Saumur
Balerud	Knudsen, LaMoure	Simonson, 10th
Berntson	Knudson, Morton	Simonson, 9th
Bjella	Larson	Sommer
Brown	Laske	Sorlie
Bye	Lee	Sortland
Christopher	Leet	Sticka
Currie	McLain	Stockman
Dahlund	Miller	Strand

Davis	Mueller	Trydahl
Dewey	Nygaard	Vinje
Dick	Olson	Wambheim
Einarson	Paulson	Wolf

Absent and not voting:

Brekke	Heimes	Poling
Gagnum	Lindberg	Thompson, Burl'gh

So the bill was declared lost for lack of a constitutional majority.

**House Bill No. 765.** A Bill for an Act to amend and reenact subsections 3, 4 and 5 of Section 43-1502 and Section 43-1514 of the North Dakota Revised Code of 1943, relating to the sale of certain drugs, medicines and chemicals and for other purposes.

Which has been read.

Rep. Rohde moved that further consideration of House Bill No. 765 be indefinitely postponed, which motion prevailed.

Rep. Rohde moved that the vote by which House Bill No. 765 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 799.** A Bill for an Act to amend and reenact section 40-3703 of the North Dakota Revised Code of 1943, relating to the authorization for a levy and expenditure of funds for band purposes by municipalities.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Richl'nd	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Dahlund	Lanson	Sorlie
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Dunlop	Leet	Stockman
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Tollefson
Esterby	Magnuson	Tough
Ettestad	Mahlmann	Trydahl
Fine	McLain	Vinje
Fleenor	Miller	Wambheim
Frank	Nygaard	Wicks
Gagnum	Olson	Wolf

Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel	Petterson	
Those voting in the negative were:		
Anderson, Eddy-	Hafner	Rosberg
Foster	Kitzmann	Solberg
Davis	Mollet	Sortland
Erickson, Burke-	Rohde	Thompson, M'Lean
Divide	Rofsrud	
Absent and not voting:		
Baker	Heimes	Poling
Brekke	Homelvig	Snortland
Fristad	Mueller	Thompson, Burl'gh

So the bill passed and the title was agreed to.

Rep. Nygard asked the unanimous consent of the House to correct the spelling of the word "band" in the third line of the title, which consent was given.

**House Bill No. 830.** A Bill for an Act to prohibit any insurance company or other insurance entity which is financially owned or financially controlled by any foreign government outside the United States or the territories of the United States from doing any kind of insurance business in the State of North Dakota, and to provide penalties for the violation of this Act, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 28; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Baker	Hegge	Rohde
Baldwin	Heller	Rose
Beede	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Homelvig	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Fleenor	Miller	Trydahl
Frank	Mollet	Vinje
Fristad	Mueller	Wicks
Gefreh	Nygaard	Wolf
George	Olson	Ziegler
Goebel	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Gumeringer	Roen
Anderson, Richl'nd	Haugland	Rofsrud
Balerud	Hornbacher	Rosberg
Bjella	Kjos	Simenson, 10th
Dahlund	Langseth	Snow
Dunlop	Link	Sortland
Esterby	Lynch	Strand
Ettestad	Overbo	Thompson, M'Lean
Fine	Paulson	Wambheim
Gagnum		

Absent and not voting:

Benson	Heimes	Saugstad
Brekke	Poling	Thompson, Burl'gh

So the bill passed and the title was agreed to, and the emergency clause is carried.

Rep. Brown moved that the vote by which House Bill No. 830 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard moved that the House now recess until 12:30 p.m., February 16, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

**FORTY-THIRD DAY AFTER RECESS  
AND FORTY-FOURTH DAY**

Bismarck, February 16, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fifth order of business.

**MESSAGE TO THE HOUSE**

Senate Chamber

Bismarck, February 16, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 118

Senate Bill No. 166

Senate Bill No. 172

Senate Bill No. 195

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

**MESSAGE TO THE SENATE**

House Chamber

Bismarck, February 16, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a committee to act with a like committee from the Senate, Representatives Heimes, Haugland, and Hofstrand, relative to the location and operation of the School for the Blind.

KENNETH L. MORGAN, Chief Clerk.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 503

House Bill No. 508

House Bill No. 523

House Bill No. 558

House Bill No. 606

House Bill No. 670

House Bill No. 700

House Bill No. 702  
 House Bill No. 725  
 House Bill No. 749  
 House Bill No. 799  
 House Bill No. 822  
 House Bill No. 840

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 529, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, Chairman.

Rep. Rolfsrud moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 529 be placed on the calendar, which motion lost, on a division vote.

The question was now on the motion of Rep. Rolfsrud that the report of the Committee on Appropriations on House Bill No. 529 be adopted, which motion prevailed.

Rep. Fine moved that the vote by which House Bill No. 529 was indefinitely postponed 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. 530, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$698,750.00" and insert the figure "\$938,723.60" in lieu thereof.

In line 9 strike out the figure "\$10,000.00" and insert the figure "\$12,000.00" in lieu thereof.

In line 10 strike out the figure "\$9,000.00" and insert the figure "\$10,800.00" in lieu thereof.

In line 11 strike out the figure "\$342,000.00" and insert the figure "\$458,010.00" in lieu thereof.

In line 12 strike out the figure "\$25,000.00" and insert the figure "\$31,020.00" in lieu thereof.

In line 16 strike out the figure "\$82,000.00" and insert the figure "\$90,000.00" in lieu thereof.

In line 17 strike out the figure "\$12,500.00" and insert the figure "\$26,617.60" in lieu thereof.

In line 18 strike out the figure "\$2,000.00" and insert the figure "\$4,026.00" in lieu thereof.

In line 19 strike out the figure "\$4,000.00" and insert the figure "\$3,000.00" in lieu thereof.

In line 20 strike out the figure "\$175,000.00" and insert the figure "\$266,000.00" in lieu thereof.

In line 25 strike out the figure "\$698,750.00" and insert the figure "\$938,723.60" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl moved that the reports be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 530 would 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. 538, have had the same under consideration and recommend that the same be amended as follows:

In line 3 delete the word "three" where it first occurs and insert the word "two" in lieu thereof.

In line 4 delete the words "to the state highway department construction fund".

After the period in line 8 insert the following "The money herein appropriated, or portions thereof, shall be transferred to the state highway department construction fund only upon the approval of the state budget board."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Einarson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 538 would 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. 547, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, Chairman.

Rep. Fine moved that the report be adopted.

Rep. Baker moved a substitute motion that House Bill No. 547 be placed on the calendar, which motion lost, on a division vote.

The question was now on the motion of Rep. Fine that the report of the Committee on Appropriations on House Bill No. 547 be adopted, which motion prevailed.

Rep. Rolfsrud moved that the vote by which House Bill No. 547 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 555, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

REP. WAMBHEIM

REP. PAULSON

REP. BALERUD

REP. GEORGE

REP. HOFFER

REP. KLOSTER

REP. KNUDSEN

REP. PETTERSON

REP. SIMONSON

REP. LYNCH

REP. ROSBERG

REP. POLING

REP. WAMBHEIM, Chairman.

Mr. Speaker: The Minority of your Committee on Finance and Taxation, to whom was referred House Bill No. 555, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN  
 REP. WICKS  
 REP. HOMELVIG  
 REP. MOLLET  
 REP. SCHMALENBERGER  
 REP. WAMBHEIM, Chairman.

Rep. Wambheim moved that the report of the majority of the Committee on Finance and Taxation on House Bill No. 555 be adopted.

Rep. Brown moved a substitute motion that the report of the minority of the Committee on Finance and Taxation on House Bill No. 555 be adopted, which motion lost.

The question was now on the motion of Rep. Wambheim that the report of the majority of the committee on House Bill No. 555 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 556, have had the same under consideration and recommend that the same be amended as follows:

On line 35 delete the words "for immediate or".

Delete words on lines 35 and 36.

Following the word "user" on line 35, insert the following words "except that it shall not include the receipt, delivery, or transfer of title to heating fuels when such fuel is delivered into a fuel tank connected with a heating appliance;"

On line 42 delete the words "for immediate or even-".

Delete all words on lines 43 and 44.

On line 42 following the word "fuel", insert the following words "except that it shall not include a person purchasing or receiving heating fuels when such fuel is delivered into a fuel tank connected with a heating appliance nor shall it include a special fuel dealer purchasing or receiving special fuel for resale."

On line 47 following the word "user" insert a comma and the following words "except that special fuel for heating purposes which is delivered into a fuel tank connected with a heating appliance shall be exempt from the tax imposed by this Act".

On line 52 following the period insert the following words "The tax imposed herein shall be refundable when used for industrial, agricultural, or other non-highway purposes, and the provisions and procedures of chapter 57-50 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the refund of motor fuel taxes shall apply to the tax imposed by this Act."

Re-number the lines alphabetically or otherwise as may be necessary.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Wicks moved that the report be adopted, which motion prevailed and the report was adopted.



The Speaker announced that House Bill No. 556 would 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. 581, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Fine 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. 635, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Poling 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. 704, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker 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. 718, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Wicks 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. 719, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Wicks 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. 721, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Vinje 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. 722, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Paulson 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. 723, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 724, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 771, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 772, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Gress 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. 787, have had the same under consideration and recommend that the same be amended as follows:

In the fourth line of the title after the word "fees" delete the words "and restrictions".

In line 6 after the word "fee" delete the rest of the line.

Delete all of line 6a.

In line 43 delete all words following the numbers and the period.

Delete everything on lines 44 through 49, inclusive.

Renumber the lines accordingly.

And when so amended recommend the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Baldwin moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 787 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The Majority of your Committee on Finance and Taxation, to whom was referred House Bill No. 792, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, delete "eight million" and insert in lieu thereof: "ten million five hundred thousand", also delete "six million" and insert in lieu thereof; "seven million five hundred thousand".

In line 4 delete "eight million" and insert in lieu thereof; "ten million five hundred thousand".

In line 13 delete "six million" and insert in lieu thereof; "seven million five hundred thousand".

And when so amended recommend that the same do pass.

REP. WAMBHEIM  
 REP. PAULSON  
 REP. BROWN  
 REP. BALERUD  
 REP. GEORGE  
 REP. HOFFER  
 REP. KLOSTER  
 REP. KNUDSEN  
 REP. PETTERSON  
 REP. SIMONSON

REP. WAMBHEIM, Chairman.

Mr. Speaker: The Minority of your Committee on Finance and Taxation, to whom was referred House Bill No. 792, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. POLING  
 REP. MOLLET  
 REP. SCHMALENBERGER  
 REP. ROSBERG  
 REP. WICKS  
 REP. HOMELVIG  
 REP. LYNCH

REP. WAMBHEIM, Chairman.

Rep. Erickson of Burke-Divide moved that the report of the minority of the Committee on Finance and Taxation on House Bill No. 792, be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the vote by which House Bill No. 792 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Baker moved that the House reconsider the action by which House Bill No. 792 was indefinitely postponed, which motion lost on a division vote.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 801, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Sticka 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. 818, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Baldwin 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. 820, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland 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. 832, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker 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. 841, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Gress. 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. 843, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland moved that the report be adopted.

Rep. Fristad moved a substitute motion that House Bill No. 843 be placed on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 844, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland moved that the report be adopted.

Rep. Fristad moved a substitute motion that House Bill No. 844 be placed on the calendar, which motion prevailed on a voice vote.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 845, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 858, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 860, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted.

Rep. Langseth moved a substitute motion that House Bill No. 860 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 669, have

had the same under consideration and recommend that the same be amended as follows:

Line 9: Strike out everything after "1955,".

Line 10: Strike out "of the wages paid thereafter, to be paid". Add in lieu thereof: "two per centum of the wages paid after June, 1955, up to 1960; two and one half per centum of the wages paid after 1959, up to 1965; three per centum of the wages paid after 1964, up to 1970; three and one-half per centum of the wages paid after 1969, up to 1975; and four per centum of the wages paid after 1974, to be paid".

Line 35: Strike out the bracket.

Line 49: Strike out the bracket.

Line 50: Strike out "3" and add in lieu thereof "4".

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 669 would 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. 736, have had the same under consideration and recommend that the same be amended as follows:

Line 56, strike out "subordinate".

Line 57, strike out "units of government". Add in lieu thereof "political subdivisions".

Strike out lines 58, 59 and 60 and add in lieu thereof the following language:

"f. The term "political subdivision" includes an instrumentality of a State, of one or more of its political subdivisions, or of a State and one or more of its political subdivisions, but only if such instrumentality is a juristic entity which is legally separate and distinct from the State or subdivision and only if its employees are not by virtue of their relation to such juristic entity employees of the State or subdivision;"

Line 68, strike out "subchapter A of chapter 9 of the Federal".

Line 69, strike out "Internal Revenue Code of 1939 and".

Line 73, strike out "section".

Line 74, strike out "1400 of such Code of 1939 and".

Between lines 75 and 76, add the following language:

"i. The term "employer" means the State of North Dakota, all its political subdivisions, and all of their departments and instrumentalities."

Between lines 119 and 120, add the following material: "or after a later date specified in such modification;"

Line 134, strike out "(d)" and add "(c)".

Line 168, add after word "division" the following "and every employer".

Line 172, strike out word "employee".

Line 175, after the word "such" add "employees".

Line 180, after the word "the" add the word "employees".

Line 230, strike out "Federal Security Administrator". Add words "Secretary of Health, Education and Welfare".

Line 367, after the ";" add the following language "and with respect to employees covered by any other retirement system, he may authorize a referendum;"

Line 403, after the period add the following language: "Such regulations shall require the employers to make such reports in such form and containing such information as the State Agency may from time to time request, and shall require employers to comply with such provisions as the State Agency or the Secretary of Health, Education and Welfare may from time to time find necessary to assure the correctness and verification of such reports."

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that House Bill No. 736 would 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. 737, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman 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. 766, have had the same under consideration and recommend that the same be amended as follows:

On line 11 strike the words "a one pint" and insert the words "not less than a 3 oz."

On line 16 strike the word "the" and insert therein the word "any".

On line 17 strike the words "at the North Dakota State Mill and" and also strike all of line 18. Then on line 17 after the word laboratory insert the following words "in this state except the laboratories which tested the grain samples in the first instance."

On line 19 strike the words "a one pint" and insert in lieu thereof "not less than a 3 oz."

On line 21 strike the words "the state laboratory at Grand Forks, North"

On line 21 after the word "to" insert the following words "any grain testing laboratory in this state except the laboratories which tested the grain samples in the first instance."

On line 22 strike the word "Dakota".

On line 24 strike the words "the State Mill and Elevator" and insert in lieu thereof the word "that".

On line 27 strike the words "of fifty cents".

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Olson moved that the report be adopted.

Rep. Langseth moved a substitute motion that House Bill No. 766 be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 814, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Stockman 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. 861, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman 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 Concurrent Resolution "N", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Wicks moved that the report be adopted.

Rep. Stockman moved a substitute motion that House Concurrent Resolution "N" be placed on the calendar, which motion lost.

The question was now on the motion of Rep. Wicks that the report of the Committee on House Concurrent Resolution "N" be adopted, which motion prevailed.

Rep. Einarson moved that the House reconsider the action by which House Bill No. 784 was indefinitely postponed, which motion prevailed.

Rep. Nygaard moved that House Bill No. 784 be placed on the calendar, which motion prevailed.

#### FIRST READING OF A HOUSE MEMORIAL RESOLUTION

Reps. Fristad and Knudson introduced:

**House Memorial Resolution No. 3.** A Memorial Resolution extending condolences to Representative Matt M. Schmidt upon the death of his brother.

Which was read for the first time.

Rep. Fristad moved that the rules be suspended and House Memorial Resolution No. 3 be adopted, which motion prevailed.

Rep. Fristad moved that House Memorial Resolution No. 3 be printed in the House Journal, which motion prevailed.

#### HOUSE MEMORIAL RESOLUTION NO. 3

Introduced by Representatives Fristad and Knudson

A Memorial Resolution extending condolences to Representative Matt M. Schmidt upon the death of his brother.

- 1 WHEREAS, it has come to the attention of the
- 2 House of Representatives that grief and sorrow have
- 3 entered the family of our colleague, Representative Matt.

4 M. Schmidt, by reason of the recent death of his brother,  
 5 M. K. Schmidt; and  
 6 WHEREAS, Representative Schmidt is held in the  
 7 highest esteem by the members of this body, who share  
 8 with him the sorrow brought to him at this time;  
 9 NOW, THEREFORE, BE IT RESOLVED BY THE  
 9a HOUSE  
 10 OF REPRESENTATIVES OF THE STATE OF  
 10a NORTH DAKOTA:  
 11 That in this time of distress we extend our  
 12 sincerest sympathies and condolences to Representative  
 13 Schmidt and the members of his family.  
 14 BE IT FURTHER RESOLVED that this resolution  
 14a be  
 15 printed in the Journal and an enrolled copy be presented  
 16 to our colleague, Representative Schmidt.  
 The Speaker announced that the House would revert to  
 the sixth order of business.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 16, 1955

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a committee to act with a like committee from the House, Senators Knudtson, Schrock, and Dewing, relative to the location and operation of the School for the Blind.

EDWARD LENO, Secretary.

#### SIXTH ORDER OF BUSINESS

Rep. Wolf moved that the amendments to House Bill No. 699, as recommended by the Committee on Judiciary and printed on page 560 of the House Journal, be adopted, which motion prevailed.

Rep. Rohde moved that further consideration of House Bill No. 699 be indefinitely postponed, which motion prevailed, on a division vote.

Rep. Rohde moved that the vote by which House Bill No. 699 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Berntson moved that the courtesy of the floor be extended to a former member of the House, Mr. Pete Flaten, which motion prevailed.

The Speaker announced that the House would revert to the sixth order of business.

#### SIXTH ORDER OF BUSINESS

Rep. Engen moved that the amendments to House Bill No. 762, as recommended by the Committee on General Affairs and printed on page 560 of the House Journal, be adopted, which motion lost.

Rep. Engen moved that House Bill No. 762 be placed in General Orders, which motion prevailed.

Rep. Rohde moved that the amendments to House Bill No. 838, as recommended by the Committee on Social Welfare and printed on page 561 of the House Journal, be adopted, which motion prevailed.



Rep. Renfrow moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FORTY-FOURTH DAY

Bismarck, February 16, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Kenneth Olson of the Assembly of God Church in Bismarck.

The roll was called and all members were present except Rep. Brekke.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 16, 1955

Mr. President: I have the honor to transmit:

House Bill No. 779  
 House Bill No. 796  
 House Bill No. 797  
 House Bill No. 799  
 House Bill No. 816  
 House Bill No. 817  
 House Bill No. 837  
 House Bill No. 831  
 House Bill No. 835  
 House Bill No. 840  
 House Bill No. 847  
 House Bill No. 851  
 House Bill No. 852  
 House Concurrent Resolution "B-1"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "F-1"  
 House Concurrent Resolution "P"  
 House Concurrent Resolution "V"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "Y"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 16, 1955

Mr. President: I have the honor to transmit:

House Bill No. 503  
 House Bill No. 508  
 House Bill No. 523  
 House Bill No. 558  
 House Bill No. 568  
 House Bill No. 582  
 House Bill No. 606  
 House Bill No. 647  
 House Bill No. 670  
 House Bill No. 675

- House Bill No. 702
- House Bill No. 703
- House Bill No. 720
- House Bill No. 725
- House Bill No. 770
- House Bill No. 774
- House Bill No. 748
- House Bill No. 749
- House Bill No. 775

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, 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 forty-second day after recess and forty-third day and recommend that the same be corrected as follows:

Page 562, line 41, change the figure "858" to "859"

And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF  
HOUSE CONCURRENT RESOLUTIONS

Reps. Fitch and Hegge introduced:

House Concurrent Resoluition "H-1". A Concurrent Resolution authorizing and directing the board of administration to take necessary action to improve the air conditioning and ventilation of the legislative chambers.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Hegge moved that House Concurrent Resolution "H-1" be printed in the House Journal, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "H-1"

Introduced by Representatives Fitch and Hegge

A concurrent resolution authorizing and directing the board of administration to take necessary action to improve the air conditioning and ventilation of the legislative chambers.

- 1 WHEREAS, the legislative chambers in the capitol
- 2 building are inadequately ventilated; and
- 3 WHEREAS, good ventilation as well as lighting is
- 4 necessary for efficient working conditions;
- 5 NOW, THEREFORE, BE IT RESOLVED BY THE
- 5a HOUSE
- 6 OF REPRESENTATIVES OF THE STATE OF NORTH
- 7 DAKOTA, THE SENATE CONCURRING THEREIN:
- 7a That the
- 8 state board of administration is authorized and directed
- 9 to take necessary action to improve the ventilation and
- 10 ventilating system of the legislative chambers in the
- 11 capitol building, including the installation of an air
- 12 conditioning system if the budget board approves the cost.

The Committee on Employment introduced:

**House Concurrent Resoluion "I-1".** A Concurrent Resolution providing and designating House and Senate Chief Engineer's and Assistant Engineer's salaries.

Rep. Roen moved that the rules be suspended and House Concurrent Resolution "I-1" be adopted.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Poster	Gumeringer	Renfrow
Anderson, Richl'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rohde
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Schmalenberger
Bratcher	Homelvig	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Simenson, 10th
Bye	Kitzmann	Simonson, 9th
Christopher	Kjos	Sommer
Currie	Kloster	Snow
Dahlund	Knudsen, LaMoure	Solberg
Davis	Knudson, Morton	Sorlie
Dewey	Langseth	Sortland
Dick	Larson	Spitzer
Einarson	Laske	Sticka
Engen	Leet	Strand
Erickson, Bottin'au	Link	Thompson, Burl'gh
Erickson, Burke-	Lynch	Thompson, M'Lean
Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Fleenor	Mollet	Wambheim
Frank	Mueller	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker

Absent and not voting:

Brekke	Nygaard	Snortland
Dunlop	Saumur	Stockman
Lee	Scott	Strege
Lindberg		

So the resolution was declared adopted.

Rep. Roen moved that House Concurrent Resolution "I-1" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "I-1"

Introduced by the Committee on Employment

A concurrent resolution providing and designating House and Senate Chief Engineer's and Assistant Engineer's salaries.

1 WHEREAS, that for and during this Thirty-fourth  
2 Legislative Assembly the Board of Administration was  
3 directed to designate two engineers for the House and  
4 Senate Chambers.

5 NOW, THEREFORE, BE IT RESOLVED BY THE  
5a HOUSE  
6 OF REPRESENTATIVES OF THE STATE OF NORTH  
6a DAKOTA,

7 THE SENATE CONCURRING THEREIN:

8 That the chief engineer shall receive the sum of  
9 four hundred fifty dollars and the assistant engineer  
10 shall receive the sum of three hundred dollars for  
11 services during the session, and shall be made payable  
12 as follows: One-half of said sum payable at the end of  
13 the thirtieth day of the session and the remaining one-  
14 half thereof to be paid at the close of the legislative  
15 session. Said sum shall be paid out of the legislative  
16 per diem employees fund.

#### SIXTH ORDER OF BUSINESS

Rep. Trydahl moved that the amendments to House Bill No. 525, as recommended by the Committee on Appropriations and printed on page 567 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the reading of the amendments on House Bill No. 672 be dispensed with, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 672, as recommended by the Committee on Judiciary and printed on page 567 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to House Bill No. 706, as recommended by the Committee on Appropriations and printed on page 570 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the reading of the amendments on House Bill No. 714 be dispensed with, which motion prevailed.

Rep. Gefreh moved that the amendments to House Bill No. 714, as recommended by the Committee on Judiciary and printed on page 570 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that House Bill No. 714 be reprinted for the benefit of the Senate, which motion prevailed.

Rep. Rohde moved that the amendments to House Bill No. 744, as recommended by the Committee on Political Subdivisions and printed on page 571 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the reading of the amendments on House Bill No. 825 be dispensed with, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 825, as recommended by the Committee on Judiciary and printed on page 572 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that House Bill No. 825 be reprinted, which motion prevailed.

Rep. Saugstad moved that the amendments to House Bill No. 856, as recommended by the Committee on Education and printed on page 574 of the House Journal, be adopted, which motion prevailed.

Rep. Larson moved that House Bill No. 856 be reprinted which motion prevailed.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Memorial Resolution No. 3

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 16, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "I-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

#### GENERAL ORDERS

Rep. Wolf moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 501 and 593. The motion of Rep. Wolf prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Wolf to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 501 and recommend that the amendments to this bill as printed on page 566 of the House Journal be adopted.

And recommend House Bill No. 501 for passage when so amended.

And House Bill No. 593 and recommend the bill for passage as amended by the standing committee and further amended by the Committee of the Whole by striking the words "and bracket" in line 19 on page 546 of the House Journal, and by inserting the words "State Auditor" wherever the words "State Tax Commissioner" appear.

And House Bill No. 762 and recommend the same for passage as amended by the standing committee, which amendments were further amended as follows:

On page 560 in the report of the Committee on General Affairs, strike out the following language:

"On page 3, line 33, after the word "hand" insert the following: "in the name of the state of North Dakota on a form to be prescribed by the Public Service Commission",

On page 3, line 49, strike out everything after the word "commission" and insert the following: "The public service commission may retain such fees and use the same to pay salaries and other expenses of weighmasters or the public

service commission may enter into agreements with municipalities, chambers of commerce, boards of trade, grain exchanges, or other similar organizations whereby such organizations agree to employ weighmasters, and the public service commission may agree that such weighmaster fees be paid to such organization in full or in part for the purpose of paying salaries and other expenses of weighmasters."

And recommend that further consideration of House Bills Nos. 766 and 860 be laid over to the call of the Chair.

REP. WOLF, Chairman.

Speaker Fitch resumed the Chair.

Rep. Beede requested that the report of the Committee of the Whole be voted on separately as to House Bill No. 501 in reference to the Amendments as proposed by Rep. Baker.

Rep. Baker requested a Call of the House.

A call of the House was had.

Rep. Baker moved that the Call of the House be dispensed with, which motion prevailed.

Rep. Beede moved that the amendments appearing on Page 566 of the House Journal on House Bill No. 501, and as contained in the Committee report of the Committee of the Whole, be voted on separately and that they be not adopted.

Rep. Nygaard moved a substitute motion that the amendments to House Bill No. 501 appearing on Page 566 of the House Journal be adopted.

Rep. Beede requested a roll call, which request was granted.

#### ROLL CALL

The question being on the motion of Rep. Nygaard, the roll was called and there were ayes, 60; nays, 51; absent and not voting, 2.

Those voting in the affirmative were:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Roen
Anderson, Richl'nd	Heimes	Rose
Baker	Heller	Saugstad
Baldwin	Hoffer	Saumur
Balerud	Homelvig	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Laske	Sortland
Dahlund	Lee	Spitzer
Davis	Leet	Sticka
Dewey	Lindberg	Stockman
Dick	Mueller	Thompson, Burl'gh
Einarson	Nygaard	Tollefson
Engen	Paulson	Trydahl
Ettestad	Petterson	Vinje
Fleenor	Power	Wambheim
Gefreh	Renfrow	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Hafner	Poling
Foster	Hammer	Rohde
Beede	Hegge	Rolfsrud
Benson	Hofstrand	Rosberg

Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Dunlop	Langseth	Snortland
Erickson, Bottin'au	Larson	Snow
Erickson, Burke- Divide	Link	Solberg
Esterby	Lynch	Strand
Fine	Magnuson	Strege
Frank	Mahlmann	Thompson, M'Lean
Fristad	McLain	Tough
Gagnum	Miller	Wicks
Gress	Mollet	Wolf
Gumeringer	Olson	Ziegler
	Overbo	
Absent and not voting:		
Brekke	Haugland	

So the motion of Rep. Nygaard prevailed.

Rep. Nygaard moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Nygaard moved that the House do now recess until 7:30 p.m., which motion prevailed and the House stood in recess.

The House reconvened at 7:30 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

#### PETITIONS AND COMMUNICATIONS

A communication from George Conitz, president of the Farmers Liberty League, Blue Grass, North Dakota, regarding petitions which that organization is circulating protesting the Social Security laws for farmers, was read by the Chief Clerk, and referred to the Committee on Industry and Business.

#### FINAL PASSAGE OF HOUSE BILLS AND RESOLUTIONS

**House Resolution No. 9.** A Resolution to the Honorable Dwight D. Eisenhower, President of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, Secretary of the Department of Commerce; to the Honorable Charles E. Wilson, Secretary of Defense; to the Honorable C. D. Curtiss, Chief of Administration for the Bureau of Public Roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from the state of North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from the state of North Dakota; requesting a re-allocation and increased strategic mileage in the Federal Aid Highway Act of 1944 to add United States Highway Two to the National Interstate Highway System.

Which has been read.

Rep. Saumur moved that House Resolution No. 9 be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Rohde moved that House Concurrent Resolution "D-1" be returned to the House from the Committee on State and Federal Government, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "D-1" be adopted, which motion prevailed, and the resolution was declared adopted.

House Bill No. 855. A Bill for an Act relating to brucellosis vaccination of calves.

Which has been read.

**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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hammer	Rosberg
Foster	Haugland	Rose
Anderson, Richl'nd	Hegge	Saugstad
Baker	Heimes	Saumur
Baldwin	Heller	Schmalenberger
Balerud	Hoffer	Schmidt
Beede	Hofstrand	Schuler
Benson	Homelvig	Scott
Berntson	Kitzmann	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Brown	Knudson, Morton	Snow
Bye	Langseth	Solberg
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Power	Mr. Speaker

Absent and not voting:

Bjella	Fristad	Poling
Brekke	Hornbacher	Rickford
Davis	Isakson	Roen
Engen	Knudsen, LaMoure	Rolfsrud
Esterby		

So the bill passed and the title was agreed to.

House Bill No. 827. A Bill for an Act creating and enacting subsection 20 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

Which has been read.



Rep. Nygaard moved that House Bill No. 827 be placed in General Orders, which motion prevailed.

Speaker Fitch called Rep. Baker to the Chair to preside.

House Bill No. 678. A Bill for an Act to amend and reenact sections 23-1002, 23-1003, 23-1004, 23-1005, 23-1006, 23-1008, 23-1010, 23-1011 and 23-1012 of the North Dakota Revised Code of 1943, dealing with motor and trailer courts and to repeal sections 23-1001, 23-1007 and 23-1009 and declaring an emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rosberg
Anderson, Richl'nd	Heimes	Rose
Baker	Heller	Saugstad
Baldwin	Hoffer	Saumur
Balerud	Hofstrand	Schmalenberger
Beede	Homelvig	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Smortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Finé	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Trydahl
Fristad	Mueller	Vinje
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wicks
George	Overbo	Wolf
Goebel	Paulson	Ziegler
Gress	Petterson	Mr. Speaker
Gumeringer	Power	

Absent and not voting:

Bjella	Engen	Roen
Brekke	Esterby	Rolfsrud
Davis	Poling	

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Leet asked unanimous consent of the House to amend the title of House Bill No. 678, which consent was given.

Rep. Leet moved that the title of House Bill No. 678 be amended as follows: In the last line of the title, strike the words "providing for" and insert the word "declaring", which motion prevailed.

**House Bill No. 680.** A Bill for an Act under which the State Forester will provide for fire prevention, detection and suppression in the forested areas of North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rosberg
Anderson, Rich'nd	Heimes	Rose
Baker	Heller	Saugstad
Baldwin	Hoffer	Saumur
Balerud	Hofstrand	Schmalenberger
Beede	Homelvig	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Fine	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Trydahl
Fristad	Mueller	Vinje
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wicks
George	Overbo	Wolf
Goebel	Paulson	Ziegler
Gress	Petterson	Mr. Speaker
Gumeringer	Power	

Absent and not voting:

Bjella	Engen	Roen
Brekke	Esterby	Rolfsrud
Davis	Poling	

So the bill passed and the title was agreed to.

**House Bill No. 755.** A Bill for an Act providing for permissive requirement by the adjutant general of a bidder's bond in lieu of certified check from a contractor.

Which has been read.

#### 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:

Adamsen	Gumeringer	Petterson
Anderson, Cass	Hafner	Power
Anderson, Eddy-	Hammer	Renfrow
Foster	Haugland	Rickford
Anderson, Rich'l'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Thompson, M'Lean
Fleenor	Miller	Tollefson
Frank	Mollet	Tough
Fristad	Mueller	Trydahl
Gagnum	Nygaard	Vinje
Gefreh	Olson	Wambheim
George	Overbo	Wolf
Goebel	Paulson	Mr. Speaker
Gress		

Those voting in the negative were:

Rohde	Wicks	Ziegler
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Absent and not voting:

Bjella	Engen	Poling
Brekke	Esterby	Roen

So the bill passed and the title was agreed to.

**House Bill No. 756.** A Bill for an Act authorizing the transfer of title of national guard motor storage buildings to cities for armory purposes.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Richl'nd	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Homelvig	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Lindberg	Sticka
Einarson	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Power	Mr. Speaker

Those voting in the negative were:

Dunlop

Absent and not voting:

Bjella	Esterby	Poling
Brekke	Hofstrand	Roen
Engen	Leet	Schuler

So the bill passed and the title was agreed to.

House Bill No. 842. A Bill for an Act to amend and reenact section 20-0201 of the North Dakota Revised Code of 1943 relating to the State Game and Fish Commissioner's office, appointment, term and removal.

Which has been read.

## 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:

Anderson, Richl'nd	Hammer	Renfrow
--------------------	--------	---------

Baker	Haugland	Saugstad
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Scott
Brooks	Homelvig	Simenson, 10th
Bye	Hornbacher	Simonson, 9th
Christopher	Isakson	Sommer
Currie	Kloster	Sorlie
Davis	Knudson, Morton	Sortland
Dewey	Larson	Spitzer
Dick	Laske	Sticka
Einarson	Lindberg	Stockman
Fleenor	Miller	Strand
Frank	Mueller	Thompson, Burl'gh
Fristad	Nygaard	Tollefson
Gagnum	Overbo	Trydahl
Gefreh	Paulson	Vinje
George	Petterson	Wambheim
Goebel	Poling	Wicks
Gress	Power	Wolf
Gumeringer		

Those voting in the negative were:

Adamsen	Fine	Olson
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hegge	Rohde
Foster	Kitzmann	Rolfsrud
Berntson	Kjos	Rosberg
Bratcher	Knudsen, LaMoure	Rose
Brown	Langseth	Snortland
Dahlund	Lee	Snow
Dunlop	Link	Solberg
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tough
Esterby	Mollet	Ziegler
Ettestad		

Absent and not voting:

Bjella	Leet	Schuler
Brekke	Magnuson	Mr. Speaker
Engen	Roen	

So the bill was declared lost for lack of a two-thirds majority.

**House Concurrent Resolution "U".** A Concurrent Resolution authorizing and requesting the Governor to appoint a committee to select a suitable emblem to serve as a coat of arms for the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfsrud

Baker	Hegge	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Absent and not voting:		
Bjella	Heimes	Roen
Brekke	Leet	Wicks
Engen		

So the resolution was declared adopted.

House Concurrent Resolution "X". A Concurrent Resolution authorizing and directing the board of administration to transfer patients from overcrowded conditions at the Grafton state school to vacant facilities at the State Tuberculosis Sanatorium.

Which has been read.

Rep. Heimes moved that House Concurrent Resolution "X" be withdrawn, which motion prevailed.

Senate Concurrent Resolution "L". A Concurrent Resolution designating United States Highway No. 281 through the state of North Dakota as "American Legion Memorial Highway".

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy- Foster	Hammer	Rohde
	Haugland	Rolfstrud

Anderson, Richl'nd	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balrud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Homelvig	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sortlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Power	Mr. Speaker

## Absent and not voting:

Bjella	Engen	Poling
Brekke	Leet	Roen

So the resolution was passed and the title was agreed to.

**House Bill No. 793.** A Bill for an Act to provide for a consolidated primary election ballot and to repeal sections 16-0415 and 16-0420 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

Rep. Fridstad moved that House Bill No. 793 be placed at the foot of the calendar, which motion was withdrawn.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 44; absent and not voting, 4.

Those voting in the affirmative were:

Anderson, Eddy-	Heller	Petterson
Foster	Hoffer	Poling
Baldwin	Hofstrand	Renfrow
Beede	Hornbacher	Rohde
Benson	Isakson	Rolfstrud
Brooks	Kjos	Rose
Brown	Kloster	Saugstad
Christopher	Langseth	Saumur
Currie	Larson	Schmidt

Davis	Lee	Simonson, 9th
Dewey	Leet	Snortland
Dick	Lindberg	Snow
Einarson	Link	Solberg
Erickson, Bottin'au	Magnuson	Sommer
Ettestad	Mahlmann	Stockman
Fine	McLain	Strand
Frank	Miller	Strege
Gefreh	Mollet	Thompson, Burl'gh
George	Mueller	Tollefson
Goebel	Nygaard	Vinje
Hammer	Olson	Ziegler
Heimes	Overbo	Mr. Speaker

Those voting in the negative were:

Adamsen	Gagnum	Rosberg
Anderson, Cass	Gress	Schmalenberger
Anderson, Richl'nd	Gumeringer	Schuler
Baker	Hafner	Scott
Balerud	Haugland	Simenson, 10th
Berntson	Hegge	Sorlie
Bratcher	Homelvig	Sortland
Bye	Kitzmann	Spitzer
Dahlund	Knudsen, LaMoure	Sticka
Dunlop	Knudson, Morton	Thompson, M'Lean
Erickson, Burke- Divide	Laske	Tough
Esterby	Lynch	Trydahl
Fleenor	Paulson	Wambheim
Fristad	Power	Wicks
	Rickford	Wolf

Absent and not voting:

Bjella	Engen	Roen
Brekke		

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which House Bill No. 793 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 819.** A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-2221 of the North Dakota Revised Code of 1943, relating to the making of delinquent personal property taxes a lien upon real estate of the tax debtor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 56; absent and not voting, 8.

Those voting in the affirmative were:

Beede	Goebel	Rolfsrud
Berntson	Haugland	Rosberg
Brooks	Heimes	Saumur
Christopher	Kloster	Schmidt
Dewey	Leet	Scott
Dick	Lindberg	Snortland
Dunlop	Link	Solberg
Einarson	Lynch	Sommer
Erickson, Bottin'au	Magnuson	Spitzer
Erickson, Burke- Divide	McLain	Stockman
	Miller	Strand



Esterby	Mollet	Strege
Fleenor	Olson	Thompson, Burl'gh
Frank	Poling	Tollefson
Gagnum	Power	Trydahl
Gefreh	Renfrow	Ziegler
George	Rohde	

Those voting in the negative were:

Adamsen	Hafner	Nygaard
Anderson, Cass	Hammer	Overbo
Anderson, Eddy-	Hegge	Petterson
Foster	Heller	Rickford
Anderson, Richl'nd	Hoffer	Rose
Baker	Hofstrand	Saugstad
Baldwin	Homelvig	Schmalenberger
Benson	Hornbacher	Schuler
Bratcher	Isakson	Simenson, 10th
Brown	Kitzmann	Simonson, 9th
Bye	Kjos	Snow
Currie	Knudsen, LaMoure	Sorlie
Dahlund	Knudson, Morton	Sortland
Davis	Langseth	Sticka
Ettestad	Larson	Thompson, M'Lean
Fine	Laske	Vinje
Fristad	Lee	Wambheim
Gress	Mahlmann	Wicks
Gumeringer	Mueller	Wolf
Absent and not voting:		
Balerud	Engen	Tough
Bjella	Paulson	Mr. Speaker
Brekke	Roen	

So the bill was declared lost.

**House Concurrent Resolution "O".** A Concurrent Resolution for an amendment of section 14 of the Constitution of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 85; nays, 22; absent and not voting, 6.

Those voting in the affirmative were:

Anderson, Eddy-	Goebel	Olson
Foster	Gress	Overbo
Anderson, Richl'nd	Gumeringer	Paulson
Baker	Hammer	Petterson
Baldwin	Haugland	Poling
Balerud	Hegge	Renfrow
Beede	Heimes	Rickford
Benson	Heller	Rolfstrud
Berntson	Hoffer	Rosberg
Bratcher	Hofstrand	Saugstad
Brooks	Homelvig	Saumur
Brown	Hornbacher	Schmidt
Bye	Isakson	Simonson, 9th
Christopher	Kjos	Snortland
Currie	Kloster	Snow
Dahlund	Knudsen, LaMoure	Solberg
Davis	Knudson, Morton	Sorlie
Dewey	Langseth	Sortland

Dunlop	Larson	Strand
Einarson	Lee	Strege
Erickson, Burke- Divide	Leet	Thompson, M'Lean
	Lindberg	Tollefson
Esterby	Link	Trydahl
Fine	Lynch	Vinje
Fleenor	Magnuson	Wambheim
Frank	McLain	Wicks
Gagnum	Miller	Wolf
Gefreh	Mueller	Ziegler
George	Nygaard	Mr. Speaker

Those voting in the negative were:

Adamsen	Mahlmann	Scott
Anderson, Cass	Mollet	Simenson, 10th
Dick	Power	Sommer
Erickson, Bottin'au	Rohde	Spitzer
Ebbestad	Rose	Sticka
Hafner	Schmalenberger	Stockman
Kitzmann	Schuler	Thompson, Burl'gh
Laske		

Absent and not voting:

Bjella	Engen	Roen
Brekke	Fristad	Tough

So the resolution was declared adopted.

**House Concurrent Resolution "C-1".** A Concurrent Resolution authorizing and directing the legislative research committee to examine and review all current statutes and introduce bills to eliminate obsolete and outmoded statutes.

Which has been read.

Rep. Lee moved that House Concurrent Resolution "C-1" be adopted, which motion prevailed, and the resolution was declared adopted.

**House Bill No. 667.** A Bill for an Act to amend and reenact section 15-2512 of the North Dakota Revised Code of 1943 and section 15-5602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to common school districts and providing for agreements between boards of districts of residence and boards of districts of enrollment, and determining the district of enrollment of elementary pupils and the credit for tuition therefor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Roen
Anderson, Rich'nd	Hegge	Rohde
Baker	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmalenberger

Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker
Absent and not voting:		
Bjella	Fristad	Solberg
Brekke		

So the bill passed, as amended on page 507 of the House Journal, and the title was agreed to.

House Bill No. 711. A Bill for an Act prohibiting the issuance of retail beer or liquor licenses to new establishments by county commissioners without written consent of township supervisors; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy- Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
	Knudson, Morton	Snortland

Dahlund	Langseth	Snow
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Overbo	Wambheim
Gagnum	Olson	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress		

Absent and not voting:

Bjella                   Brekke                   Solberg

So the bill passed, as amended on page 507 of the House Journal, and the title was agreed to, and the emergency clause carried.

House Bill No. 808. A Bill for an Act to amend and reenact section 63-0301 of the North Dakota Revised Code of 1943 and to repeal sections 63-0302 and 63-0304 of the North Dakota Revised Code of 1943 and to repeal sections 63-0305, 63-0306 and 63-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to weeds on highways, and to provide a levy for costs of destroying such weeds, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 80; absent and not voting, 5.

Those voting in the affirmative were:

Anderson, Cass	Goebel	Miller
Anderson, Eddy-	Hafner	Overbo
Foster	Hegge	Rosberg
Benson	Hofstrand	Snortland
Berntson	Kloster	Sommer
Christopher	Langseth	Strand
Einarson	Larson	Strege
Engen	Lee	Thompson, M'Lean
Fine	Leet	Ziegler
Gagnum	Link	

Those voting in the negative were:

Adamsen	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Heimes	Rohde
Baldwin	Heller	Rolfsrud
Balerud	Hoffer	Rose
Beede	Homelvig	Saugstad
Bratcher	Hornbacher	Saumur

Brooks	Isakson	Schmalenberger
Brown	Kitzmann	Schmidt
Bye	Kjos	Schuler
Currie	Knudsen, LaMoure	Scott
Dahlund	Knudson, Morton	Simenson, 10th
Davis	Laske	Simonson, 9th
Dewey	Lindberg	Snow
Dick	Lynch	Solberg
Dunlop	Magnuson	Sorlie
Erickson, Bottin'au	Mahlmann	Sortland
Erickson, Burke-	McLain	Spitzer
Divide	Mollet	Sticka
Esterby	Mueller	Stockman
Ettstad	Nygaard	Tollefson
Fleenor	Olson	Tough
Frank	Paulson	Trydahl
Gefreh	Petterson	Vinje
George	Poling	Wambheim
Gress	Power	Wicks
Gumeringer	Renfrow	Wolf
Absent and not voting:		
Bjella	Fristad	Mr. Speaker
Brekke	Thompson, Burl'gh	

So the bill was declared lost.

Rep. Hofstrand moved that the vote by which House Bill No. 808 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Haugland moved that House Bill No. 836 be placed at the head of the calendar, which motion prevailed.

Speaker Fitch resumed the Chair.

**House Bill No. 836.** A Bill for an Act making it unlawful for any broadcasting or television station within the boundaries of the State of North Dakota to broadcast or televise any advertisement of beer or other intoxicating liquor, prescribing a penalty for violation of this Act, and repealing all acts or parts of acts in conflict herewith.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 37; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Heller	Rickford
Anderson, Cass	Hoffer	Rohde
Anderson, Eddy-	Hofstrand	Rolfsrud
Foster	Hornbacher	Rosberg
Anderson, Richl'nd	Isakson	Rose
Balerud	Kitzmann	Saugstad
Beede	Kloster	Schmidt
Berntson	Knudsen, LaMoure	Schuler
Brooks	Knudson, Morton	Scott
Bye	Langseth	Simenson, 10th
Christopher	Laske	Snow
Dahlund	Lee	Solberg
Davis	Leet	Sorlie
Dick	Link	Sortland
Einarson	Magnuson	Spitzer

Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Thompson, M'Lean
Erickson, Burke-Divide	Miller	Tollefson
	Mollet	Trydahl
Fine	Mueller	Tough
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
George	Pettersen	Ziegler
Goebel	Renfrow	Mr. Speaker
Haugland		

Those voting in the negative were:

Baldwin	Hafner	Power
Benson	Hammer	Saumur
Bratcher	Hegge	Schmalenberger
Brown	Heimes	Simonson, 9th
Currie	Homelvig	Snortland
Dewey	Kjos	Sommer
Esterby	Larson	Sticka
Ettestad	Lindberg	Strand
Fristad	Lynch	Strege
Gagnum	Nygaard	Thompson, Burl'gh
Gefreh	Paulson	Wicks
Gress	Poling	Wolf
Gumeringer		

Absent and not voting:

Baker	Brekke	Roen
Bjella	Dunlop	

So the bill passed and the title was agreed to.

Rep. Mollet moved that the vote by which House Bill No. 836 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard moved that House Bills No. 695, 754, 822, 611, 676, 713 and 610 be placed at the head of the calendar, which motion prevailed.

House Bill No. 695. A Bill for an Act to amend and reenact subsection 5 of Section 43-0442 of the North Dakota Revised Code of 1943; relating to increase in renewal fee for barber's certificate and membership in North Dakota Barber Association.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gefreh	Poling
Anderson, Cass	George	Renfrow
Anderson, Eddy-Foster	Goebel	Rickford
	Gumeringer	Roen
Baldwin	Hafner	Rose
Balerud	Hammer	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Brooks	Homelvig	Schuler
Brown	Hornbacher	Scott
Christopher	Isakson	Simenson, 10th

Currie	Kloster	Simonson, 9th
Dahlund.	Knudsen, LaMoure	Sommer
Dewey	Knudson, Morton	Spitzer
Dick	Langseth	Sticka
Engen	Larson	Stockman
Erickson, Burke-	Laske	Strege
Divide	Lee	Thompson, Burl'gh
Ettestad	Link	Tollefson
Fine	Lynch	Tough
Fleenor	Miller	Trydahl
Frank	Nygaard	Wolf
Fristad	Petterson	Mr. Speaker

Those voting in the negative were:

Baker	Kjos	Rolfsrud
Bratcher	Leet	Rosberg
Bye	Lindberg	Snortland
Davis	Magnuson	Snow
Dunlop	Mahlmann	Solberg
Einarson	McLain	Sorlie
Erickson, Bottin'au	Mollet	Sortland
Esterby	Mueller	Strand
Gagnum	Olson	Thompson, M'Lean
Gress	Overbo	Vinje
Haugland	Paulson	Wambheim
Hegge	Power	Wicks
Heimes	Rohde	Ziegler
Kitzmann		

Absent and not voting:

Anderson, Rich'nd	Bjella	Brekke
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So the bill passed, as amended on page 823 of the House Journal, and the title was agreed to.

**House Bill No. 754.** A Bill for an Act to amend and reenact section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Dewey	Langseth	Snow
Dick	Laske	Sommer

Dunlop	Lee	Sorlie
Einarson	Link	Sortland
Engen	Lynch	Spitzer
Erickson, Bottin'au	Magnuson	Sticka
Erickson, Burke-	Mahlmann	Stockman
Divide	McLain	Strand
Esterby	Miller	Strege
Fine	Mollet	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Trydahl
Gagnum	Overbo	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Wicks
Goebel	Poling	Wolf
Gress	Power	Ziegler

Those voting in the negative were:

Baker	Hegge	Solberg
Currie	Kjos	Thompson, Burl'gh
Davis	Larson	Mr. Speaker
Ettestad		

Absent and not voting:

Anderson, Richl'nd	Brekke	Lindberg
Bjella	Leet	Rohde

So the bill passed, as amended on page 524 of the House Journal, and the title was agreed to.

House Bill No. 822. A Bill for an Act authorizing the State of North Dakota Aeronautics Commission to have notice of the erection of certain buildings, structures, towers and hazards within the State of North Dakota and providing for penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hegge	Rosberg
Anderson, Richl'nd	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Homelvig	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand



Erickson, Bottin'au	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Ziegler
Goebel	Power	

Those voting in the negative were:

Baldwin	Kjos	Rohde
Erickson, Burke-	Lee	Simenson, 10th
Divide	Poling	Wolf
Hammer	Roen	Mr. Speaker
Kitzmann		

Absent and not voting:

Baker	Dunlop	Lindberg
Bjella	Haugland	Snortland
Brekke		

So the bill passed, as amended on page 524 of the House Journal, and the title was agreed to.

**House Bill No. 611.** A Bill for an Act to amend and reenact section 11-3201 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to World War memorials; providing for maintenance of such memorials, authorizing agreements with public or private non-profit agencies or corporations for such purpose, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Hegge	Rohde
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege

Erickson, Burke- Divide	Magnuson Mahlmann McLain Miller Mollet Mueller Nygaard Olson Overbo Paulson Petterson Power	Thompson, Burl'gh Thompson, M'Lean Tollefson Tough Trydahl Vinje Wambbheim Wicks Wolf Ziegler Mr. Speaker
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Those voting in the negative were:

Bratcher	Snow	Solberg
Fine		

Absent and not voting:

Anderson, Cass	Haugland	Poling
Bjella	Heimes	Rolfsrud
Brekke	Lindberg	Snortland
Dunlop		

So the bill passed, as amend on page 527 of the House Journal, and the title was agreed to, and the emergency clause carried.

House Bill No. 676. A Bill for an Act to amend and reenact section 20-0302 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 20-0310 of the North Dakota Revised Code of 1943, relating to game and fish licenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy- Foster	Hafner	Renfrow
Anderson, Richl'nd	Hammer	Rickford
Baker	Hegge	Roen
Baldwin	Heimes	Rohde
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Larson	Sommer
Dick	Laske	Sortie
Einarson	Lee	Sortland
Engen	Leet	Spitzer
Erickson, Bottin'au	Link	Sticka
	Lynch	Stockman

Erickson, Burke- Divide	Magnuson Mahlmann	Strand Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

Those voting in the negative were:

Dunlop	Rolfsrud	Strege
Haugland	Solberg	Tough

Absent and not voting:

Bjella	Brekke	Lindberg
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So the bill passed, as amended on page 528 of the House Journal, and the title was agreed to.

House Bill No. 713. A Bill for an Act to amend and reenact sections 61-1602, 61-1605, 61-1615 and section 61-1620 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to water conservation and flood control districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Rickford
Anderson, Rich'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Brooks	Hofstrand	Schmidt
Brown	Homelvig	Schuler
Bye	Hornbacher	Simenson, 10th
Christopher	Isakson	Simonson, 9th
Currie	Kjos	Snortland
Dahlund	Kloster	Sommer
Davis	Knudsen, LaMoure	Sorlie
Dewey	Knudson, Morton	Sortland
Dick	Langseth	Spitzer
Einarson	Larson	Sticka
Engen	Laske	Stockman
Erickson, Burke- Divide	Link	Strand
Ettestad	Lynch	Thompson, Burl'gh
Fine	Mahlmann	Thompson, M'Lean
Fleenor	McLain	Tough
Fristad	Miller	Trydahl
Gagnum	Mollet	Vinje
Gefreh	Mueller	Wambheim
George	Nygaard	Wicks
	Olson	Wolf

Goebel	Paulson	Ziegler
Gress	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Frank	Roen
Foster	Kitzmann	Rosberg
Beede	Leet	Snow
Bratcher	Magnuson	Solberg
Dunlop	Overbo	Strege
Erickson, Bottin'au	Poling	Tollefson
Esterby	Renfrow	

Absent and not voting:

Bjella	Lee	Scott
Brekke	Lindberg	

So the bill passed, as amended on page 529 of the House Journal, and the title was agreed to.

**House Bill No. 610.** A Bill for an Act to provide for the Licensing and bonding of Mobile Home Dealers; to provide for the licensing of Mobile Homes; to provide for safety devices and regulations in the operation of Mobile Homes; to provide for the size of Mobile Homes; to provide for the suspension and revocation of Dealer's Licenses and for penalties; and repealing all Acts in conflict herewith.

Which has been read.

#### 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 voting, 6.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Petterson
Anderson, Eddy-	Hafner	Poling
Foster	Hammer	Power
Anderson, Richl'nd	Haugland	Renfrow
Baldwin	Hegge	Rickford
Balerud	Heimes	Roen
Beede	Heller	Rohde
Benson	Hoffer	Rolfstrud
Berntson	Homelvig	Rose
Bratcher	Hornbacher	Saugstad
Brooks	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Bye	Kjos	Schmidt
Christopher	Kloster	Schuler
Currie	Knudsen, LaMoure	Scott
Dahlund	Knudsen, Morton	Simenson, 10th
Davis	Langseth	Simonson, 9th
Dewey	Larson	Snortland
Dick	Laske	Snow
Dunlop	Lee	Solberg
Einarson	Leet	Sommer
Engen	Lindberg	Sorlie
Erickson, Bottin'au	Link	Sortland
Erickson, Burke-	Lynch	Spitzer
Divide	Magnuson	Sticka
Esterby	Mahlmann	Stockman
Fine	McLain	Thompson, Burl'gh
Fleenor	Miller	Tollefson
Frank	Mollet	Trydahl
Fristad	Mueller	Vinje

Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wolf
George	Overbo	Ziegler
Goebel	Paulson	Mr. Speaker
Gress		

Those voting in the negative were:

Ettestad	Strand	Thompson, M'Lean
Rosberg	Strege	Tough

Absent and not voting:

Adamsen	Bjella	Hofstrand
Baker	Brekke	Wicks

So the bill passed, as amended on page 532 of the House Journal, and the title was agreed to.

House Bill No. 812. A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 39-0447 and 39-0448 of the North Dakota Revised Code of 1943, relating to exemptions from registration and reciprocal use of highways, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Homelvig	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim

Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Bjella	Brekke	Mahlmann
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So the bill passed, as amended on page 509 of the House Journal, and the title was agreed to.

**House Bill No. 557.** A Bill for an Act relating to traffic regulations, speed limits, establishing speed zones and coordinating highway safety activities, and amending section 39-0902 and subsection 1 of section 40-0501 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 30; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Haugland	Renfrow
Anderson, Cass	Hegge	Rickford
Baker	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Schmalenberger
Bye	Homelvig	Schmidt
Christopher	Isakson	Scott
Currie	Kjos	Simenson, 10th
Dahlund	Kloster	Simonson, 9th
Dewey	Knudsen, LaMoure	Snortland
Dick	Knudson, Morton	Snow
Einarson	Langseth	Sommer
Erickson, Burke-Divide	Lee	Sortland
	Leet	Spitzer
Ettestad	Lindberg	Sticka
Fine	Link	Stockman
Fleenor	Lynch	Strand
Frank	McLain	Strege
Gagnum	Mueller	Thompson, Burl'gh
Gefreh	Nygaard	Thompson, M'Lean
George	Olson	Vinje
Goebel	Overbo	Wambheim
Gress	Paulson	Ziegler
Gumeringer	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-Foster	Hafner	Poling
	Hammer	Power
Benson	Hornbacher	Rohde
Berntson	Kitzmann	Rose
Bratcher	Larson	Schuler
Brooks	Laske	Solberg
Dunlop	Magnuson	Tollefson
Engen	Mahlmann	Tough
Erickson, Bottin'au	Miller	Wicks
Esterby	Mollet	Wolf
Fristad		

Absent and not voting:

Anderson, Richl'nd	Brown	Saumur
Bjella	Davis	Sorlie
Brekke	Roen	Trydahl

So the bill passed, as amended on page 546 of the House Journal, and the title was agreed to.

**House Bill No. 535.** A Bill for an Act to amend and reenact section 39-0422, 39-0424 and subsections 2 and 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943; and Section 39-0451 of the North Dakota Revised Code of 1943 relating to motor vehicle registration fees, ton fees, and bus seat tax fees.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 40; absent and not voting, 6.

Those voting in the affirmative were:

Anderson, Cass	Heimes	Rickford
Anderson, Eddy-	Hoffer	Roen
Foster	Hofstrand	Rolfstrud
Anderson, Richl'nd	Homelvig	Rose
Baker	Isakson	Saugstad
Baldwin	Kjos	Saumur
Balerud	Kloster	Schmalenberger
Beede	Knudsen, LaMoure	Schmidt
Brooks	Knudson, Morton	Simenson, 10th
Bye	Larson	Simonson, 9th
Christopher	Laske	Snortland
Dewey	Leet	Snow
Dick	Lindberg	Sommer
Einarson	Link	Sorlie
Engen	Lynch	Sortland
Ettestad	McLain	Sticka
Fleenor	Miller	Stockman
Fristad	Mueller	Strege
Gefreh	Nygaard	Thompson, Burl'gh
George	Paulson	Tollefson
Gress	Petterson	Wambheim
Haugland	Power	Mr. Speaker
Hegge	Renfrow	

Those voting in the negative were:

Adamsen	Goebel	Rohde
Benson	Gumeringer	Rosberg
Berntson	Hafner	Schuler
Bratcher	Heller	Scott
Currie	Hornbacher	Solberg
Dahlund	Kitzmann	Spitzer
Dunlop	Langseth	Strand
Erickson, Bottin'au	Lee	Thompson, M'Lean
Erickson, Burke-	Magnuson	Tough
Divide	Mahlmann	Vinje
Esterby	Mollet	Wicks
Fine	Olson	Wolf
Frank	Overbo	Ziegler
Gagnum	Poling	

Absent and not voting:

Bjella	Brown	Hammer
Brekke	Davis	Trydahl

So the bill passed, as amended on page 546 of the House Journal, and the title was agreed to.

Rep. Brooks moved that the vote by which House Bill No. 535 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 517.** A Bill for an Act making an appropriation for the use of the North Dakota Research Foundation.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Hegge	Roen
Anderson, Rich'nd	Heimes	Rohde
Baker	Heller	Rolfsrud
Baldwin	Hoffer	Rosberg
Balerud	Homelvig	Rose
Beede	Hornbacher	Saugstad
Benson	Isakson	Saumur
Berntson	Kjos	Schmaalenberger
Bratcher	Kloster	Schmidt
Brooks	Knudsen, LaMoure	Scott
Bye	Knudsen, Morton	Simenson, 10th
Christopher	Langseth	Simenson, 9th
Currie	Larson	Snow
Davis	Laske	Solberg
Dewey	Lee	Sommer
Dick	Leet	Sortie
Einarson	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress		

Those voting in the negative were:

Dahlund	Kitzmann	Snortland
Dunlop	Mollet	Strand
Fine	Olson	Wolf
Hofstrand	Schuler	

Absent and not voting:

Bjella	Fristad	Thompson, M'Lean
Brekke	Hafner	Trydahl
Brown	\	

So the bill passed and the title was agreed to.



House Bill No. 786. 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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 49; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Fine	Rosberg
Anderson, Cass	Fleenor	Rose
Anderson, Richl'nd	Gefreh	Saugstad
Baker	Goebel	Schmalenberger
Baldwin	Gress	Schmidt
Balerud	Haugland	Scott
Beede	Hegge	Simonson, 9th
Benson	Heimes	Snortland
Brooks	Heller	Sommer
Bye	Hoffer	Sorlie
Christopher	Hofstrand	Sortland
Currie	Kjos	Spitzer
Dahlund	Knudson, Morton	Sticka
Davis	Lindberg	Stockman
Dewey	Miller	Strand
Dick	Mueller	Trydahl
Einarson	Nygaard	Vinje
Engen	Peterson	Wambheim
Esterby	Poling	Ziegler
Ettestad	Power	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Isakson	Paulson
Foster	Kitzmann	Renfrow
Berntson	Kloster	Rickford
Bratcher	Knudsen, LaMoure	Roen
Brown	Langseth	Rohde
Dunlop	Larson	Rolfsrud
Erickson, Bottin'au	Laske	Schuler
Erickson, Burke-	Lee	Simonson, 10th
Divide	Leet	Snow
Frank	Link	Solberg
Gagnum	Lynch	Strege
George	Magnuson	Thompson, Burl'gh
Gumeringer	Mahlmann	Thompson, M'Lean
Hafner	McLain	Tollefson
Hammer	Mollet	Tough
Homelvig	Olson	Wicks
Hornbacher	Overbo	Wolf

Absent and not voting:

Bjella	Fristad	Saumur
Brekke		

So the bill passed and the title was agreed to.

Rep. Baker moved that the vote by which House Bill No. 786 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 802. A Bill for an Act making an appropriation to the state board of administration for the construction

and purchase of a ward building and equipment for the state hospital for the insane at Jamestown.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 39; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Haugland	Roen
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Brooks	Homelvig	Schmalenberger
Brown	Kitzmann	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Miller	Strege
Erickson, Bottin'au	Mueller	Thompson, Burl'gh
Esterby	Nygaard	Tollefson
Ettestad	Paulson	Trydahl
Fleenor	Petterson	Vinje
Gefreh	Power	Wambheim
George	Renfrow	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Hammer	Rohde
Foster	Hofstrand	Rosberg
Beede	Hornbacher	Schmidt
Benson	Kjos	Schuler
Bratcher	Larson	Snortland
Dunlop	Link	Snow
Erickson, Burke-	Lynch	Solberg
Divide	Magnuson	Strand
Fine	Mahlmann	Thompson, M'Lean
Frank	McLain	Tough
Gagnum	Mollet	Wicks
Goebel	Olson	Wolf
Gumeringer	Overbo	Ziegler
Hafner	Poling	

Absent and not voting:

Berntson	Brekke	Isakson
Bjella	Fristad	

So the bill passed and the title was agreed to.

Rep. Stockman moved that the vote by which House Bill No. 802 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 809. A Bill for an Act making an appropriation to the state school construction fund.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Haugland	Rickford
Anderson, Cass	Hegge	Roen
Anderson, Eddy-	Heimes	Rolfsrud
Foster	Heller	Rose
Baker	Hoffer	Saugstad
Baldwin	Hofstrand	Saumur
Balerud	Hornbacher	Schmalenberger
Benson	Isakson	Schuler
Berntson	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simenson, 9th
Currie	Knudsen, LaMoure	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Langseth	Solberg
Dewey	Larson	Sommer
Dick	Laske	Sortland
Engen	Lee	Spitzer
Erickson, Bottin'au	Leet	Sticka
Erickson, Burke-	Lindberg	Stockman
Divide	Link	Strand
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Trydahl
Gefreh	Miller	Vinje
George	Nygaard	Wolf
Gress	Paulson	Ziegler
Hafner	Poling	Mr. Speaker
Hammer	Renfrow	

Those voting in the negative were:

Anderson, Rich'nd	Goebel	Power
Beede	Gumeringer	Rohde
Bratcher	Homevig	Rosberg
Brooks	Lynch	Schmidt
Christopher	Mollet	Sorlie
Dunlop	Mueller	Tollefson
Einarson	Olson	Tough
Fleenor	Overbo	Wambheim
Frank	Petterson	Wicks
Gagnum		

Absent and not voting:

Bjella	Fristad	Thompson, M'Lean
Brekke		

So the bill passed and the title was agreed to.

Rep. Hammer moved that the vote by which House Bill No. 809 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 777.** A Bill for an Act to promote industrial development within municipalities of this state; to authorize municipalities to acquire or construct, but not to operate, production facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and providing for separability of sections.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 25; absent and not voting, 5.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Overbo
Anderson, Eddy-	Hafner	Paulson
Foster	Haugland	Petterson
Anderson, Richl'nd	Hegge	Roen
Baker	Heimes	Rohde
Balerud	Heller	Rolfstrud
Beede	Hofstrand	Rosberg
Benson	Homelvig	Rose
Berntson	Hornbacher	Saumur
Bratcher	Isakson	Schmalenberger
Brooks	Kjos	Schmidt
Brown	Kloster	Schuler
Bye	Knudson, Morton	Scott
Christopher	Langseth	Simenson, 10th
Dahlund	Larson	Snortland
Davis	Laske	Snow
Dick	Lee	Solberg
Einarson	Leet	Sommer
Engen	Lindberg	Sorlie
Erickson, Bottin'au	Link	Sticka
Erickson, Burke-	Lynch	Strand
Divide	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tough
Gagnum	Mueller	Trydahl
George	Nygaard	Wambheim
Goebel	Olson	Wolf
Gress		

Those voting in the negative were:

Adamsen	Hoffer	Sortland
Baldwin	Kitzmann	Spitzer
Currie	Magnuson	Stockman
Dewey	Poling	Tollefson
Dunlop	Power	Vinje
Esterby	Renfrow	Wicks
Frank	Saugstad	Ziegler
Gefreh	Simonson, 9th	Mr. Speaker
Hammer		

Absent and not voting:

Bjella	Fristad	Rickford
Brekke	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

Speaker Fitch called Rep. Lindberg to the Chair to preside.

House Bill No. 781. A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing soil testing services for irrigable or potentially irrigable land.

Which has been read.

## 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:

Adamsen	George	Petterson
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Scott
Berntson	Homelvig	Simenson, 10th
Bratcher	Hornbacher	Simonson, 9th
Brown	Isakson	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Einarson	Leet	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	McLain	Tough
Esterby	Miller	Trydahl
Ettestad	Mueller	Vinje
Fine	Nygaard	Wambheim
Fleenor	Olson	Wolf
Frank	Overbo	Ziegler
Gagnum	Paulson	Mr. Speaker
Gefreh		

Those voting in the negative were:

Brooks	Mahlmann	Rosberg
Dunlop	Mollet	Schuler
Goebel	Poling	Solberg
Hafner	Rohde	Thompson, Burl'gh
Kitzmann	Rolfsrud	Tollefson

Absent and not voting:

Bjella	Fristad	Lindberg
Brekke	Knudsen, LaMoure	Rickford
Davis	Knudson, Morton	Wicks

So the bill passed and the title was agreed to.

Rep. Gefreh requested that the House be on the eighth order of business, which request was granted.

Rep. Gefreh moved that the House reconsider the action by which House Bill No. 581 was indefinitely postponed, which motion prevailed.

Rep. Gefreh moved that House Bill No. 581 be placed on the calendar, which motion prevailed.

Rep. Stockman moved that House Bill No. 581 be placed at the head of the calendar, which motion prevailed.

FINAL PASSAGE OF HOUSE BILLS

House Bill No. 581. A Bill for an Act to amend and reenact sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the cutting of weeds and grasses adjoining township highways.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 18; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Roen
Anaerson, Eddy-	Gumeringer	Rosberg
Foster	Hammer	Rose
Anderson, Rich'nd	Haugland	Saugstad
Baker	Hegge	Saumur
Baldwin	Heimes	Schmidt
Balerud	Heller	Schuler
Beede	Hoffer	Scott
Benson	Hofstrand	Simenson, 10th
Berntson	Hornbacher	Simonson, 9th
Brooks	Isakson	Snortland
Brown	Kjos	Snow
Bye	Langseth	Sommer
Christopher	Larson	Sorlie
Currie	Laske	Sortland
Dahlund	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ebtestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Petterson	Wolf
Gefreh	Power	Ziegler
George		

Those voting in the negative were:

Bratcher	Kitzmann	Poling
Dewey	Kloster	Rohde
Dunlop	Knudson, Morton	Rolfsrud
Gagnum	Lynch	Schmalenberger
Hafner	Mollet	Solberg
Homelvig	Olson	Wicks

Absent and not voting:

Bjella	Davis	Rickford
Brekke	Knudsen, LaMoure	Mr. Speaker

So the bill passed and the title was agreed to.

Rep. Erickson of Bottineau moved that the vote by which House Bill No. 581 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard moved that the House do now recess until 10:00 a.m., February 17, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FORTY-FOURTH DAY AFTER RECESS  
AND FORTY-FIFTH DAY

Bismarck, February 17, 1955

The House reconvened at 10:00 a.m., with Speaker Fitch presiding.

The Speaker announced that the House would be on the fifth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Delayed Bills have had under consideration one House bill, to-wit:

1. "For an Act to amend and reenact section 38-0205 of the North Dakota Revised Code of 1943 providing for alternative methods of locating mining claims in lieu of sinking discovery shafts, and declaring an emergency."

And recommend the same be introduced.

REP. CURRIE, 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 reports that:

House Memorial Resolution No. 3

Was delivered to the Secretary of State at the hour of 3:30 o'clock p.m., February 16, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 535  
House Bill No. 557  
House Bill No. 611  
House Bill No. 667  
House Bill No. 676  
House Bill No. 678  
House Bill No. 695  
House Bill No. 711  
House Bill No. 713  
House Bill No. 754  
House Bill No. 812

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

House Memorial Resolution No. 3

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The Committee on Delayed Bills introduced:

**House Bill No. 862.** A Bill for an Act to amend and reenact section 38-0205 of the North Dakota Revised Code of 1943 providing for alternative methods of locating mining claims in lieu of sinking discovery shafts, and declaring an emergency.

Was read the first time and referred to the Committee on Natural Resources.

Rep. Roen introduced:

**House Concurrent Resolution "J-1".** A Concurrent Resolution requesting Congress to authorize North Dakota, South Dakota, Montana and Wyoming to enter into a compact for an equitable division among the states of the water supply of the Little Missouri River.

Was read the first time and referred to the Committee on Natural Resources.

Rep. Erickson of Burke-Divide introduced:

**House Concurrent Resolution "K-1".** A Concurrent Resolution authorizing and directing the legislative research committee to make a report on the feasibility of adopting the Torrens system of registering land titles in North Dakota.

Was read the first time and referred to the Committee on Judiciary.

### EIGHTH ORDER OF BUSINESS

Rep. Baker moved that House Bill No. 811 be referred to General Orders, which motion prevailed.

The Speaker announced that the House would revert to the sixth order of business.

### SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that the amendments to House Bill No. 530, as recommended by the Committee on Appropriations and printed on page 624 of the House Journal, be adopted, which motion prevailed.

Rep. Wambheim moved that the amendments to House Bill No. 538, as recommended by the Committee on Finance and Taxation and printed on page 625 of the House Journal, be adopted, which motion prevailed.

Rep. Paulson moved that the amendments to House Bill No. 556, as recommended by the Committee on Finance and Taxation and printed on page 626 of the House Journal, be adopted, which motion prevailed.



Rep. Baldwin moved that the amendments to House Bill No. 787, as recommended by the Committee on Industry and Business and printed on page 628 of the House Journal, be adopted, which motion prevailed.

Rep. Brown moved that the report of the Committee on Industry and Business be adopted, which motion prevailed and the Speaker ruled that House Bill No. 787 was indefinitely postponed.

Rep. Erickson of Burke-Divide moved that the amendments to House Bill No. 669, as recommended by the Committee on State and Federal Government and printed on page 630 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the reading of the amendments on House Bill No. 736 be dispensed with, which motion prevailed.

Rep. Nygaard moved that the amendments to House Bill No. 736, as recommended by the Committee on State and Federal Government and printed on page 631 of the House Journal, be adopted, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 782.** A Bill for an Act establishing a revolving fund for the increase of new or improved varieties of agricultural seeds, and making an appropriation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Rohde
Baldwin	Hammer	Rolfstrud
Balerud	Haugland	Rosberg
Beede	Hegge	Rose
Benson	Heimes	Saugstad
Berntson	Heller	Saumur
Bratcher	Hoffer	Schmalenberger
Brooks	Hofstrand	Schmidt
Brown	Homelvig	Schuler
Bye	Hornbacher	Scott
Christopher	Isakson	Simenson, 10th
Currie	Kitzmann	Simonson, 9th
Dahlund	Kjos	Snortland
Davis	Kloster	Snow
Dewey	Langseth	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Nygaard	Trydahl

Frank	Olson	Vinje
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

**Absent and not voting:**

Anderson, Rich'nd	Knudson, Morton	Roen
Baker	Larson	Sorlie
Bjella	Leet	Stockman
Brekke	Mueller	Wambheim
Knudsen, LaMoure		

So the bill passed and the title was agreed to.

**House Bill No. 783.** A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing general soil testing service.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 5; absent and not voting, 12.

**Those voting in the affirmative were:**

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Goebel	Roen
Foster	Gress	Rohde
Baker	Gumeringer	Rolfsrud
Baldwin	Hafner	Rosberg
Balerud	Hammer	Rose
Beede	Haugland	Saugstad
Benson	Hegge	Saumur
Berntson	Heller	Schmalenberger
Bratcher	Hoffer	Schmidt
Brooks	Hofstrand	Schuler
Brown	Homelvig	Scott
Bye	Hornbacher	Simenson, 10th
Christopher	Isakson	Simonson, 9th
Currie	Kjos	Snow
Dahlund	Kloster	Solberg
Davis	Langseth	Sommer
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke-	McLain	Tollefson
Divide	Miller	Tough
Esterby	Mollet	Trydahl
Ettestad	Nygaard	Vinje
Fine	Overbo	Wicks
Fleenor	Paulson	Wolf
Frank	Petterson	Ziegler
Fristad	Poling	Mr. Speaker
Gagnum	Power	

**Those voting in the negative were:**

Heimes	Olson	Strand
Kitzmann	Snortland	

**Absent and not voting:**

Anderson, Richl'nd	Knudson, Morton	Mueller
Bjella	Larson	Sorlie
Brekke	Leet	Stockman
Knudsen, LaMoure	Magnuson	Wambheim

So the bill passed and the title was agreed to.

**EIGHTH ORDER OF BUSINESS**

Rep. Baker moved that House Bill No. 752 be placed at the foot of the calendar, which motion prevailed.

**FINAL PASSAGE OF HOUSE BILLS**

**House Bill No. 848.** A Bill for an Act making an appropriation and providing for a continuing and extensive program of research, investigation and public education in the field of taxation and the study of the distribution of the tax burden among the various economic groups in the State of North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 30; absent and not voting, 11.

**Those voting in the affirmative were:**

Adamsen	Gagnum	Olson
Anderson, Cass	George	Petterson
Anderson, Richl'nd	Goebel	Poling
Baker	Gress	Rolfsrud
Baldwin	Gumeringer	Rose
Balerud	Hammer	Saumur
Beede	Hegge	Schmalenberger
Benson	Heimes	Schmidt
Berntson	Heller	Scott
Brooks	Hoffer	Simenson, 10th
Brown	Hofstrand	Simonson, 9th
Bye	Homelvig	Snortland
Christopher	Hornbacher	Snow
Currie	Isakson	Solberg
Dewey	Kjos	Sommer
Dick	Kloster	Sorlie
Dunlop	Laske	Sortland
Einerson	Lee	Spitzer
Erickson, Burke-	Lindberg	Strand
Divide	Link	Strege
Esterby	Lynch	Thompson, Burl'gh
Ettestad	Mahlmann	Tough
Fine	McLain	Trydahl
Fleenor	Nygaard	Wolf
Fristad		

**Those voting in the negative were:**

Anderson, Eddy-	Kitzmann	Roen
Foster	Langseth	Rohde
Bratcher	Magnuson	Rosberg
Dahlund	Miller	Saugstad
Davis	Mollet	Schuler
Engen	Overbo	Thompson, M'Lean
Erickson, Bottin'au	Paulson	Tollefson
Frank	Power	Vinje

Gefreh	Renfrow	Wicks
Hafner	Rickford	Ziegler
Haugland		

Absent and not voting:

Bjella	Larson	Stockman
Brekke	Leet	Wambheim
Knudsen, LaMoure	Mueller	Mr. Speaker
Knudson, Morton	Sticka	

So the bill passed and the title was agreed to.

House Bill No. 857. A Bill for an Act to amend and reenact section 40-0511 of the North Dakota Revised Code of 1943 relating to powers of foreign municipalities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Goebel	Roen
Foster	Gress	Rohde
Anderson, Richl'nd	Gumeringer	Rolfsrud
Baker	Hafner	Rosberg
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad
Beede	Hegge	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Bratcher	Hoffer	Schuler
Brooks	Hofstrand	Scott
Brown	Homelvig	Simenson, 10th
Bye	Hornbacher	Simenson, 9th
Christopher	Isakson	Snortland
Currie	Kjos	Snow
Dahlund	Kloster	Solberg
Davis	Langseth	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker

Those voting in the negative were:

Kitzmann	Power	Wicks
Poling	Tollefson	

Absent and not voting:

Bjella	Knudson, Morton	Mueller
Brekke	Larson	Wambheim
Knudsen, LaMoure	Leet	

So the bill passed and the title was agreed to.

**House Bill No. 502.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 13; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	George	Roen
Anderson, Cass	Gress	Rohde
Anderson, Eddy-	Gumeringer	Rolfsrud
Foster	Haugland	Rosberg
Anderson, Richl'nd	Hegge	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Berntson	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Langseth	Snow
Currie	Laske	Solberg
Dahlund	Lee	Sommer
Dewey	Lindberg	Sorlie
Dick	Link	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	McLain	Stockman
Erickson, Bottin'au	Miller	Strand
Erickson, Burke-	Mollet	Strege
Divide	Nygaard	Thompson, Burl'gh
Esterby	Olson	Thompson, M'Lean
Ettestad	Overbo	Tollefson
Fine	Paulson	Tough
Fleenor	Petterson	Trydahl
Frank	Poling	Vinje
Fristad	Renfrow	Wolf
Gagnum	Rickford	Mr. Speaker
Gefreh		

Those voting in the negative were:

Benson	Hammer	Power
Brown	Homelvig	Schuler
Davis	Kjos	Wicks
Goebel	Mahlmann	Ziegler
Hafner		

Absent and not voting:

Bjella	Knudson, Morton	Mueller
Brekke	Larson	Wambheim
Knudsen, LaMoure	Leet	

So the bill passed as amended on page 579 of the House Journal, and the title was agreed to.

**House Bill No. 710.** A Bill for an Act providing for the licensing and regulating by the state department of health of the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; fixing the license fees; providing

for the issuance of permits by health officers of cities, towns, counties, and health districts, fixing the fees for such permits; authorizing local and district health officers to regulate within their jurisdictions; and providing penalties for violation of any provision of this Act.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rohde
Baker	Hammer	Rolfstrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Saugstad
Beede	Heimes	Schmalenberger
Benson	Heller	Schmidt
Berntson	Hoffer	Schuler
Bratcher	Hofstrand	Scott
Brooks	Homelvig	Simenson, 10th
Brown	Hornbacher	Simonson, 9th
Bye	Isakson	Snow
Christopher	Kitzmann	Solberg
Currie	Kjos	Sommer
Dahlund	Kloster	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wolf
Frank	Paulson	Ziegler
Fristad	Petterson	Mr. Speaker
Gagnum	Poling	

Those voting in the negative were:

Snortland

Absent and not voting:

Bjella	Langseth	Rose
Brekke	Larson	Saumur
George	Leet	Wambheim
Knudsen, LaMoure	Mueller	Wicks
Knudson, Morton		

So the bill passed as amended on page 579 of the House Journal, and the title was agreed to.

The Speaker announced that the Committee on Natural Resources would be excused to consider House Bill No. 862 and House Concurrent Resolution "J-1".

**House Bill No. 674.** A Bill for an Act relating to eradication of noxious weeds, and prescribing functions of the extension service of the North Dakota agricultural college with reference thereto; providing for appointment of a commissioner of noxious weeds and deputy commissioner in each county commissioner district and in a city, village, township or irrigation district; prescribing their powers and duties and fixing their compensation, providing for a tax levy to cover compensation and expenses of such commissioner and deputy commissioner of noxious weeds, providing penalties for violation of this Act; repealing chapter 63-02 of the North Dakota Revised Code of 1943 and declaring an emergency.

Which has been read.

Rep. Nygaard moved that House Bill No. 674 be placed in General Orders, which motion prevailed.

**House Bill No. 690.** A Bill for an Act to provide for a township tax levy of five mills to be used in cooperation with a county in the construction and maintenance of federal aid farm to market roads on the county highway system within such township, and providing for notification.

Which has been read.

#### 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:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Goebel	Rolfsrud
Foster	Gress	Rosberg
Anderson, Rich'nd	Gumeringer	Rose
Baldwin	Haugland	Saumur
Balerud	Heimes	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Schuler
Berntson	Hofstrand	Scott
Bratcher	Homelvig	Simonson, 9th
Brooks	Hornbacher	Sortland
Brown	Isakson	Spitzer
Christopher	Kjos	Stockman
Currie	Kloster	Strand
Dahlund	Laske	Strege
Davis	Lee	Thompson, Burl'gh
Dewey	Leet	Thompson, M'Lean
Einarson	Lindberg	Tollefson
Engen	Link	Tough
Erickson, Bottin'au	Lynch	Trydahl
Erickson, Burke-	Mahlmann	Vinje
Divide	McLain	Wambheim
Esterby	Miller	Wicks
Fine	Nygaard	Wolf
Frank	Olson	Ziegler
Fristad	Overbo	Mr. Speaker
Gagnum	Paulson	
Absent and not voting:		
Baker	Kitzmann	Roen
Bjella	Knudsen, LaMoure	Rohde
Brekke	Knudson, Morton	Saugstad
Bye	Langseth	Simenson, 10th

Dick	Larson	Snortland
Dunlop	Magnuson	Snow
Ettestad	Mollet	Solberg
Fleenor	Mueller	Sommer
Hafner	Petterson	Sorlie
Hammer	Poling	Sticka
Hegge	Power	

So the bill passed as amended on page 551 of the House Journal, and the title was agreed to.

**House Bill No. 691.** A Bill for an Act to amend and reenact Subsection 8 of Section 57-3822 of the 1943 Revised Code relating to deductions allowed in computing net income.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 11; absent and not voting, 32.

Those voting in the affirmative were:

Adamsen	George	Overbo
Anderson, Cass	Goebel	Paulson
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Anderson, Rich'nd	Heimes	Rose
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Homelvig	Schuler
Berntson	Hornbacher	Scott
Bratcher	Isakson	Simonson, 9th
Brooks	Kitzmann	Sortland
Brown	Kjos	Spitzer
Christopher	Kloster	Stockman
Currie	Laske	Strege
Davis	Lee	Thompson, Burl'gh
Dewey	Leet	Tollefson
Einarson	Lindberg	Tough
Engen	Lynch	Trydahl
Erickson, Bottin'au	Mahlmann	Wambheim
Frank	McLain	Wicks
Fristad	Miller	Wolf
Gagnum	Nygaard	Mr. Speaker
Gefreh	Olson	

Those voting in the negative were:

Dahlund	Fine	Rosberg
Erickson, Burke-	Haugland	Strand
Divide	Rohde	Thompson, M'Lean
Esterby	Rolfsrud	Ziegler

Absent and not voting:

Baker	Knudsen, LaMoure	Roen
Bjella	Knudson, Morton	Saugstad
Brekke	Langseth	Simenson, 10th
Bye	Larson	Snortland
Dick	Link	Snow
Dunlop	Magnuson	Solberg
Ettestad	Mollet	Sommer
Fleenor	Mueller	Sorlie
Hafner	Petterson	Sticka
Hammer	Poling	Vinje
Hegge	Power	



So the bill passed as amended on page 552 of the House Journal, and the title was agreed to.

**House Bill No. 700.** A Bill for an Act prohibiting, except in the case of drains established under the jurisdiction of a county board of drain commissioners or drains constructed by a township, the draining into a water course or natural drainway the waters of a pond, slough or lake, which impounds waters gathered or drained from a watershed or drainage area comprising 80 acres or more, unless a permit to do so is granted by the state water conservation commission or by a board of commissioners of a water conservation and flood control district; and prescribing a penalty for violation of this Act.

Which has been read.

Rep. Sortland moved that House Bill No. 700 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 821.** A Bill for an Act authorizing the use of voting machines in election precincts upon county and city authorization and agreement; providing for standards of construction and operation of such machines, for procedure in use, for application of other election laws and for penalties; amending and reenacting sections 16-1103, 16-1104, 16-1105, 16-1109, 16-0901, and 16-0902 of the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Gefreh	Petterson
Anderson, Cass	George	Renfrow
Anderson, Eddy-	Goebel	Rohde
Foster	Gress	Rolfsrud
Anderson, Richl'nd	Gumeringer	Rosberg
Baker	Haugland	Rose
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Homelvig	Scott
Bratcher	Hornbacher	Simonson, 9th
Brooks	Isakson	Snortland
Brown	Kitzmann	Spitzer
Christopher	Kjos	Stockman
Currie	Kloster	Strand
Dahlund	Larson	Strege
Davis	Laske	Thompson, Burl'gh
Dewey	Lee	Thompson, M'Lean
Einarson	Leet	Tollefson
Engen	Lindberg	Tough
Erickson, Bottin'au	Lynch	Trydahl
Erickson, Burke-	Mahlmann	Vinje
Divide	McLain	Wambheim
Esterby	Miller	Wicks
Fine	Nygaard	Wolf
Fleenor	Olson	Ziegler
Frank	Overbo	Mr. Speaker
Gagnum	Paulson	

## Absent and not voting:

Bjella	Knudsen, LaMoure	Roen
Brekke	Knudson, Morton	Saugstad
Bye	Langseth	Simenson, 10th
Dick	Link	Snow
Dunlop	Magnuson	Solberg
Ettestad	Mollet	Sommer
Fristad	Mueller	Sorlie
Hafner	Poling	Sortland
Hammer	Power	Sticka
Hegge	Rickford	

So the bill passed and the title was agreed to.

Rep. Nygaard moved that House Bills Nos. 828 and 829 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 854. A Bill for an Act making an additional appropriation for the per diem employees of the Thirty-fourth Legislative Assembly, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 30.

## Those voting in the affirmative were:

Adamsen	Gefreh	Paulson
Anderson, Cass	George	Petterson
Anderson, Eddy-	Goebel	Renfrow
Foster	Gress	Rohde
Anderson, Richl'nd	Gumeringer	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Homelvig	Schuler
Bratcher	Hornbacher	Scott
Brooks	Isakson	Simonson, 9th
Brown	Kitzmann	Snortland
Christopher	Kjos	Soitzer
Currie	Kloster	Strand
Dahlund	Larson	Strege
Davis	Laske	Thompson, Burl'gh
Dewey	Lee	Thompson, M'Lean
Einarson	Leet	Tollefson
Engen	Lindberg	Tough
Erickson, Bottin'au	Lynch	Trydahl
Erickson, Burke-	Mahlmann	Vinje
Divide	McLain	Wambheim
Esterby	Miller	Wicks
Fine	Nygaard	Wolf
Fleenor	Olson	Ziegler
Frank	Overbo	Mr. Speaker
Gagnum		

## Absent and not voting:

Bjella	Knudsen, LaMoure	Roen
Brekke	Knudson, Morton	Saugstad
Bye	Langseth	Simenson, 10th
Dick	Link	Snow
Dunlop	Magnuson	Solberg

Ettestad	Mollet	Sommer
Fristad	Mueller	Sorlie
Hafner	Poling	Sortland
Hammer	Power	Sticka
Hegge	Rickford	Stockman

So the bill passed and the title was agreed to, and the emergency clause carried.

**House Concurrent Resolution "L".** A House Concurrent Resolution urging the division of land management of the Department of the Interior to give adjacent landowners preference in leasing lands.

Which had been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 74; nays, 6; absent and not voting, 33.

Those voting in the affirmative were:

Adamsen	Gagnum	Overbo
Anderson, Cass	Gefreh	Paulson
Anderson, Eddy-	George	Petterson
Foster	Goebel	Renfrow
Anderson, Richl'nd	Gumeringer	Rickford
Baker	Haugland	Rohde
Baldwin	Heimes	Rose
Balerud	Heller	Saumur
Beede	Hoffer	Schmidt
Benson	Homelvig	Schuler
Berntson	Hornbacher	Scott
Bratcher	Isakson	Simonson, 9th
Brooks	Kitzmann	Snortland
Brown	Kjos	Spitzer
Christopher	Kloster	Strand
Currie	Larson	Strege
Davis	Lee	Thompson, Burl'gh
Dewey	Leet	Tollefson
Dunlop	Lindberg	Trydahl
Engen	Lynch	Vinje
Erickson, Bottin'au	Mahlmann	Wambheim
Erickson, Burke-	McLain	Wicks
Divide	Miller	Wolf
Esterby	Nygaard	Ziegler
Fleenor	Olson	Mr. Speaker
Fristad		

Those voting in the negative were:

Dahlund	Laske	Thompson, M'Lean
Gress	Rosberg	Tough

Absent and not voting:

Bjella	Hofstrand	Rolfsrud
Brekke	Knudsen, LaMoure	Saugstad
Bye	Knudson, Morton	Schmalenberger
Dick	Langseth	Simenson, 10th
Einarson	Link	Snow
Ettestad	Magnuson	Solberg
Fine	Mollet	Sommer
Frank	Mueller	Sorlie
Hafner	Poling	Sortland
Hammer	Power	Sticka
Hegge	Roen	Stockman

So the resolution was declared adopted.

House Bill No. 586. A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Gagnum	Paulson
Anderson, Cass	Gefreh	Petterson
Anderson, Eddy-	George	Renfrow
Foster	Goebel	Rickford
Anderson, Rich'l'nd	Gress	Rohde
Baker	Gumeringer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bratcher	Homelvig	Scott
Brooks	Hornbacher	Simonson, 9th
Brown	Isakson	Snortland
Christopher	Kitzmann	Spitzer
Currie	Kjos	Strand
Dahlund	Kloster	Strege
Davis	Larson	Thompson, Burl'gh
Dewey	Laske	Thompson, M'Lean
Dunlop	Lee	Tollefson
Einarson	Leet	Tough
Engen	Lindberg	Trydahl
Erickson, Bottin'au	Lynch	Vinje
Erickson, Burke-	Mahlmann	Wambheim
Divide	McLain	Wicks
Esterby	Miller	Wolf
Fine	Nygaard	Ziegler
Fleenor	Olson	Mr. Speaker
Fristad	Overbo	

Absent and not voting:

Bjella	Knudsen, Morton	Saumur
Brekke	Langseth	Simenson, 10th
Bye	Link	Snow
Dick	Magnuson	Solberg
Ebtestad	Mollet	Sommer
Frank	Mueller	Sorlie
Hafner	Poling	Sortland
Hammer	Power	Sticka
Hegge	Roen	Stockman
Knudsen, LaMoure	Saugstad	

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the House do now recess until 12:30 p.m., which motion prevailed and the House stood in recess.

The House reconvened at 12.30 p.m., pursuant to the motion of Rep. Nygaard, with Speaker Fitch presiding.

The Speaker announced that the House would be on the fifth order of business.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "J-1", have had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.

Rep. Sorlie 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. 862, have had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.

Rep. Hegge moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Langseth moved that the courtesy of the floor be extended to a former member of the House of Representatives, Mr. Dan L. O'Connor from New Rockford, North Dakota, which is in the 32nd district. The motion of Rep. Langseth prevailed.

Rep. Stockman moved that House Bill No. 736 be placed in General Orders, which motion prevailed.

#### GENERAL ORDERS

Rep. Link moved that the House resolve itself in a Committee of the Whole for the consideration of House Bills Nos. 811, 860, 766, 736 and 827. The motion of Rep. Link prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Link to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 766 and recommend the same for passage when amended as follows:

In line 8, after the comma, strike out the words "except that high."

Strike out all of line 9 through line 30. Insert in lieu thereof the following words: "except that if the grain owner shall so request the certain load samples which he designates shall be segregated and separate containers provided for each. Not less than a three-ounce portion of the composite sample shall be submitted to any grain testing laboratory accepted, recognized and approved by elevator operators and other persons engaged in the grain trade and the balance shall be held in the owner's container.

SECTION 2. APPEAL.) In the event of dissatisfaction on the part of warehousemen or owner, either party shall have the right to a final appeal. In the case of an appeal not less than a three-ounce portion of the remainder of the owner's sample shall again be submitted to any grain testing laboratory accepted, recognized and approved by elevator operators and other persons engaged in the grain trade, except the laboratory or laboratories which tested the grain samples in the first instance. With said sample there must be a statement of facts of the appeal and a final test in duplicate shall be made by such laboratory. The certificate of such laboratory of said test shall be final and binding

upon both parties in establishing the basis of the price paid by the warehouseman. A fee for each protein test may be made, to be deducted and paid at the time of final settlement; provided, however, upon written request of owner, no protein test need be made upon said owner's wheat."

Renumber the lines accordingly.

And House Bill No. 860 and recommend the appropriation for House Bill No. 860 be approved and recommend the same for final passage when amended as follows:

In line 20, after the word "study" strike out the comma and the word "prepare", and after the word "recommend" strike out the word "proposed" and insert the language "whether there should be".

In line 21, strike out the words "permitting integration and" and insert the word "integrating".

In line 22, strike out the words "assimilation of".

In line 23, strike out the period and insert a semi-colon.

After line 23, insert two new subsections, as follows:

"F. To determine the various classes of obligations, the extent of liability thereto, and the methods of caring for these obligations in case of dissolution of the OASIS;

G. To generally study and analyze the present North Dakota Old Age Survivor's Insurance System to determine those other factors which in the opinion and discretion of the Legislative Research Committee and the North Dakota OASIS seem reasonable and necessary.

And renumber lines accordingly.

And House Bill No. 736 and recommend the same for passage as amended by the standing committee and when further amended as follows:

In line 396, strike the words "State Treasury" and insert in lieu thereof the words "Old Age And Survivors Trust Fund".

In line 397, strike the figure "\$30,000" and insert "2,000".

And House Bill No. 827 and recommend the same for passage when amended as follows: In line 5, strike out the words "Real estate" and insert in lieu thereof the words "Fixtures, buildings and improvements upon lots in any city or village".

In line 25, strike out the word "homestead" and insert in lieu thereof the word "property".

And renumber the lines accordingly.

And House Bill No. 811 and recommend the same for passage when amended as follows:

In line 699 following the word "law" strike out the period and insert the following "or for other educational purposes specifically authorized by the legislature."

In line 703 following the word "law" insert the following "or for other welfare purposes specifically authorized by the legislature";

Renumber the lines accordingly.

REP. LINK, Chairman,  
Committee of the Whole.

Speaker Fitch resumed the Chair.

Rep. Beede moved that report of the Committee of the Whole as to House Bill No. 811 be rejected and asked for a roll call vote of same, which request was granted.

#### ROLL CALL

The question being on the motion of Rep. Beede, the roll was called and there were ayes, 48; nays, 59; absent and not voting, 6.

#### Those voting in the affirmative were:

Anderson, Eddy-	Hafner	Rolfstrud
Foster	Hofstrand	Rosberg
Beede	Hornbacher	Schmalenberger
Benson	Isakson	Schmidt
Berntson	Kitzman	Schuler
Bratcher	Langseth	Scott
Dunlop	Larson	Snortland
Erickson, Bottin'au	Link	Snow
Erickson, Burke-	Lynch	Solberg
Divide	Magnuson	Strand
Esterby	Mahlmann	Strege
Fine	McLain	Thompson, M'Lean
Frank	Miller	Tough
Fristad	Mollet	Wicks
Gagnum	Olson	Wolf
Gress	Poling	Ziegler
Gumeringer	Rohde	

#### Those voting in the negative were:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Roen
Anderson, Rich'nd	Haugland	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Simenson, 10th
Brooks	Homelvig	Simonson, 9th
Brown	Kjos	Sommer
Bye	Kloster	Sorlie
Christopher	Laske	Sortland
Currie	Lee	Spitzer
Dahlund	Leet	Sticka
Davis	Lindberg	Stockman
Dewey	Mueller	Thompson, Burl'gh
Dick	Nygaard	Tollefson
Einarson	Overbo	Trydahl
Engen	Paulson	Vinje
Ebtestad	Petterson	Wambheim
Fleemor	Power	Mr. Speaker
Gefreh	Renfrow	

#### Absent and not voting:

Bjella	Hammer	Knudsen, LaMoure
Brekke	Hegge	Knudson, Morton

So the motion of Rep. Beede was declared lost.

Rep. Baker moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 548. A Bill for an Act amending and reenacting subsection 3 of sections 15-1901 and sections 15-1902, 15-1903, 15-1906, 15-4002, 15-2008, 15-4003, 15-4010 and 15-4105

of the North Dakota Revised Code of 1943; and sections 15-2002, 15-2003, 15-2004, 15-2006, 15-2010, subsections 1 and 4 of 15-2012, 15-2013, 15-2014, 15-2015, 15-4021, 15-5303, 15-5701, 15-5902, 15-5903, 15-5905, subsection 6 of 15-6001 and 15-6006 of the 1953 Supplement to the North Dakota Revised Code of 1943; and repealing sections 15-5304 and 15-6002 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school correspondence vocational education and rehabilitation, the state equalization emergency fund board, the advisory board for school district reorganization, the state board of teaching scholarships, the advisory council on special education, the state school construction fund and other elementary and secondary education functions, and creating the state board of public school education.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Richl'nd	Hafner	Roen
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Homelvig	Schmidt
Brooks	Hornbacher	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Larson	Snow
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Burke-	Lynch	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Tollefson
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Anderson, Eddy-	Kitzmann	Schuler
Foster	Langseth	Solberg
Dunlop	Magnuson	Thompson, M'Lean
Einarson	Mollet	Tough
Erickson, Bottin'au	Rohde	



Absent and not voting:

Bjella	Hammer	Knudsen, LaMoure
Brekke	Isakson	Thompson, Burl'gh

So the bill passed and the title was agreed to.

Rep. Brown moved that House Bills Nos. 843 and 844 be placed at the head of the calendar, which motion prevailed.

**House Bill No. 843.** A Bill for an Act relating to premium payments prohibiting deducting for remaining installments.

Which has been read.

Rep. Fristad moved that House Bill No. 843 be indefinitely postponed, which motion prevailed.

**House Bill No. 844.** A Bill for an Act relating regulating interest rates on insurance policy loans.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 65; absent and not voting, 4.

Those voting in the affirmative were:

Beede	Hofstrand	Poling
Christopher	Hornbacher	Power
Dunlop	Isakson	Renfrow
Einarson	Kitzmann	Rickford
Erickson, Bottin'au	Knudson, Morton	Rohde
Erickson, Burke-	Lee	Rosberg
Divide	Leet	Schmidt
Esterby	Link	Solberg
Fine	Lynch	Sommer
Fristad	Magnuson	Strege
Goebel	Mahlmann	Thompson, M'Lean
Gumeringer	Mollet	Tollefson
Hafner	Nygaard	Trydahl
Hegge	Overbo	Wicks
Hoffer	Petterson	Ziegler

Those voting in the negative were:

Adamsen	Frank	Rolfsrud
Anderson, Cass	Gagnum	Rose
Anderson, Eddy-	Gefreh	Saugstad
Foster	George	Schmalenberger
Anderson, Rich'nd	Gress	Schuler
Baker	Hammer	Scott
Baldwin	Haugland	Simenson, 10th
Balerud	Heimes	Simonson, 9th
Benson	Heller	Snortland
Berntson	Homelvig	Snow
Bratcher	Kjos	Sorlie
Brooks	Kloster	Sortland
Brown	Langseth	Spitzer
Bye	Larson	Sticka
Currie	Laske	Stockman
Dahlund	Lindberg	Strand
Davis	McLain	Thompson, Burl'gh
Dewey	Miller	Tough
Dick	Mueller	Vinje
Engen	Olson	Wambheim
Ettestad	Paulson	Wolf
Fleenor	Roen	Mr. Speaker

Absent and not voting:

Bjella Knudsen, LaMoure Saumur  
Brekke

So the Bill was declared lost.

Rep. Brown moved that the vote by which House Bill No. 844 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 641.** A Bill for an Act to amend and reenact section 4-0227 of the North Dakota Revised Code of 1943, relating to county fair associations and tax levies therefor.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rosberg
Foster	Hegge	Rose
Anderson, Richl'nd	Heimes	Saugstad
Baker	Heller	Schmalenberger
Baldwin	Hoffer	Schmidt
Balerud	Hofstrand	Schuler
Beede	Homelvig	Scott
Benson	Hornbacher	Simenson, 10th
Berntson	Isakson	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Lindberg	Stockman
Dick	Link	Strand
Einarson	Lynch	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Gress	Power	Mr. Speaker
Gumeringer	Renfrow	

Those voting in the negative were:

Bratcher	Goebel	Poling
Dunlop	Kitzmann	Rohde
Erickson, Burke-	Leet	Rolfsrud
Divide	Mollet	Solberg
Esterby		

**Absent and not voting:**

Bjella Knudsen, LaMoure Saumur  
Brekke

So the bill passed and the title was agreed to.

**GENERAL ORDERS**

Rep. Engen moved that the House resolved itself into a Committee of the Whole for the consideration of House Bill No. 674. The motion of Rep. Engen prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Engen to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made.

Mr. Speaker: The Committee of the Whole have had under consideration House Bill No. 674 and recommend the same for passage as amended by the standing committee and further amended by the Committee of The Whole as follows:

On line 100 before the period insert the following words: "but any such excess levy must first be approved by the electors of such county, city, village, township, or irrigation district at any special or general election".

Renumber the lines accordingly.

REP. ENGEN, Chairman,  
Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Saugstad moved that the House reconsider the action by which House Bill No. 793 was passed, which motion lost.

Rep. Nygaard moved that the House reconsider the action by which House Bill No. 610 was passed, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 610 be amended as follows: Strike all of lines 112 and 126, which motion prevailed.

Rep. Nygaard moved that House Bill No. 610 be considered properly reengrossed and placed on final passage, which motion prevailed.

Rep. Wolf moved that the absent member be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

**FORTY-FIFTH DAY**

Bismarck, February 17, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Kenneth Olson of the Assembly of God Church in Bismarck.

The roll was called and all members were present except Reps. Bjella, Brekke and Knudsen.

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 forty-third day after recess and forty-fourth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 17, 1955

Mr. President: I have the honor to transmit:

House Bill No. 517  
 House Bill No. 535  
 House Bill No. 557  
 House Bill No. 581  
 House Bill No. 611  
 House Bill No. 667  
 House Bill No. 676  
 House Bill No. 678  
 House Bill No. 680  
 House Bill No. 695  
 House Bill No. 754  
 House Bill No. 755  
 House Bill No. 756  
 House Bill No. 777  
 House Bill No. 781  
 House Bill No. 786  
 House Bill No. 711  
 House Bill No. 713  
 House Bill No. 802

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 17, 1955

Mr. President: I have the honor to transmit:

House Bill No. 809  
 House Bill No. 812  
 House Bill No. 822  
 House Bill No. 830  
 House Bill No. 836  
 House Bill No. 855  
 House Concurrent Resolution "C-1"  
 House Concurrent Resolution "D-1"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "U"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 17, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "L"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

## FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 610.** A Bill for an Act to provide for the Licensing and bonding of Mobile Home Dealers; to provide for the licensing of Mobile Homes; to provide for safety devices and regulations in the operation of Mobile Homes; to provide for the size of Mobile Homes; to provide for the suspension and revocation of Dealer's Licenses and for penalties; and repealing all Acts in conflict herewith.

Which has been read.

## 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:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Poling
Anderson, Eddy-	Hafner	Power
Foster	Hammer	Renfrow
Baldwin	Haugland	Rickford
Balerud	Hegge	Roen
Beede	Heimes	Rohde
Benson	Heller	Rolfsrud
Berntson	Hoffer	Rose
Brooks	Hofstrand	Saugstad
Brown	Homelvig	Saumur
Christopher	Isakson	Schmalenberger
Currie	Kitzmann	Schmidt
Dahlund	Kjos	Schuler
Davis	Kloster	Scott
Dewey	Knudson, Morton	Simenson, 10th
Dick	Langseth	Simonson, 9th
Einarson	Larson	Snow
Engen	Laske	Solberg
Erickson, Bottin'au	Lee	Sommer
Erickson, Burke-	Leet	Sortland
Divide	Lindberg	Spitzer
Esterby	Link	Thompson, Burl'gh
Ettestad	Lynch	Thompson, M'Lean
Fine	Magnuson	Tollefson
Fleenor	Mahlmann	Trydahl
Frank	McLain	Vinje
Fristad	Miller	Wambheim
Gagnum	Mollet	Wolf
Gefreh	Mueller	Ziegler
George	Overbo	Mr. Speaker
Goebel		

Those voting in the negative were:

Olson	Snortland	Strege
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Absent and not voting:

Anderson, Rich'nd	Dunlop	Sorlie
Baker	Hornbacher	Sticka
Bjella	Knudsen, LaMoure	Stockman
Bratcher	Nygaard	Strand
Brekke	Paulson	Tough
Bye	Rosberg	Wicks

So the bill passed and the title was agreed to.

**House Bill No. 785.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota

Revised Code of 1943, relating to salaries of county officers, and repealing subsection 4 of section 11-1010 of the North Dakota Revised Code of 1943 and section 11-10102 of the 1953 Supplement thereto.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Baker	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rolfsrud
Beede	Heimes	Rose
Berntson	Heller	Saugstad
Bratcher	Hoffer	Saumur
Brooks	Hofstrand	Schmalenberger
Brown	Homelvig	Schmidt
Bye	Hornbacher	Schuler
Christopher	Isakson	Scott
Currie	Kjos	Simenson, 10th
Dahlund	Kloster	Simonson, 9th
Davis	Knudson, Morton	Snortland
Dewey	Langseth	Snow
Dick	Larson	Sommer
Dunlop	Laske	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker

Those voting in the negative were:

Kitzmann	Rohde	Solberg
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Absent and not voting:

Anderson, Rich'nd	Knudsen, LaMoure	Stockman
Benson	Lee	Strand
Bjella	Rosberg	Wicks
Brekke		

So the bill passed and the title was agreed to.

Rep. Gefreh moved that the House reconsider the action by which House Bill No. 785 was passed, which motion prevailed.

Rep. Gefreh asked unanimous consent of the House to amend House Bill No. 785, which consent was given.

Rep. Gefreh moved that House Bill No. 785 be amended as follows:

Following line 69 add:

"SECTION 2. REPEAL.) Subsection 4 of Section 11-1010 of the North Dakota Revised Code of 1943 and Section 11-10102 of the 1953 Supplement thereto are hereby repealed."

Which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 785 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 785.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, relating to salaries of county officers, and repealing subsection 4 of section 11-1010 of the North Dakota Revised Code of 1943 and section 11-10102 of the 1953 Supplement thereto.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Homelvig	Schmidt
Brooks	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Larson	Sommer
Dick	Laske	Sorlie
Dunlop	Leet	Sortland
Einaronson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker

Those voting in the negative were:

Baker	Overbo	Solberg
Kitzmann	Rohde	

**Absent and not voting:**

Anderson, Richl'nd	Brown	Lee
Bjella	Hegge	Strand
Brekke	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

**House Bill No. 555.** A Bill for an Act to amend and reenact subsection 7 of section 57-4101, sections 57-4102, and 57-4103, 57-4104, 57-4105, 57-4109, 57-4113, and 57-4115 of the North Dakota Revised Code of 1943 and sections 57-4107, 57-4110, 57-4111, 57-4114, 57-4117, 57-4133, 57-4134, subsection 6 of section 57-4301, sections 57-4303, 57-4305, 57-5001, 57-5002, 57-5004, 57-5006, 57-5007, and 57-5009 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the administration and collection of gasoline excise taxes and the refund of portions thereof.

Which has been read.

Rep. Langseth moved that further consideration of House Bill No. 555 be indefinitely postponed, which motion prevailed.

The Speaker called Rep. Larson to the Chair to preside.

**House Bill No. 704.** A Bill for an Act to authorize the industrial commission to deal with the federal government or its agencies in the disposition and utilization of government owned properties at Riverdale, North Dakota, to designate the industrial commission as a state agency authorized to co-operate under the Housing Act of 1954, authorizing the commission to apply for, receive and disburse planning funds and making an appropriation therefor.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Homelvig	Saumur
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Lynch	Sticka
Einarson	Magnuson	Stockman
Engen	Mahlmann	Strege



Erickson, Burke- Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Absent and not voting:

Bjella	Heimes	Schmalenberger
Brekke	Knudsen, LaMoure	Snortland
Erickson, Bottin'au	Larson	Strand
Hegge	Link	Vinje

So the bill passed and the title was agreed to.

House Bill No. 718. A Bill for an Act to amend and reenact section 15-3926 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the teacher's insurance and retirement fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 71; absent and not voting, 11.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Saugstad
Anderson, Richl'nd	Kloster	Saumur
Baker	Langseth	Schmalenberger
Baldwin	Laske	Scott
Balerud	Lee	Snortland
Bye	Leet	Spitzer
Dick	Nygaard	Sticka
Fleenor	Olson	Thompson, Burl'gh
Gefreh	Petterson	Trydahl
Goebel	Rickford	Vinje
Gress		

Those voting in the negative were:

Adamsen	Hammer	Renfrow
Anderson, Eddy- Foster	Haugland	Roen
Beede	Hegge	Rohde
Benson	Heller	Rolfstrud
Berntson	Hoffer	Rosberg
Bratcher	Hofstrand	Rose
Brooks	Hornbacher	Schmidt
Christopher	Isakson	Schuler
Currie	Kitzmann	Simenson, 10th
Davis	Kjos	Simenson, 9th
Dewey	Knudson, Morton	Snow
Dunlop	Larson	Solberg
Einarson	Lindberg	Sommer
Engen	Link	Sorlie
Erickson, Bottin'au	Lynch	Sortland
Erickson, Burke- Divide	Magnuson	Stockman
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, M'Lean
	Miller	Tough
	Mollet	Wambheim

Fine	Mueller	Wicks
Frank	Overbo	Wolf
Gagnum	Poling	Ziegler
George	Power	Mr. Speaker
Gumeringer		

## Absent and not voting:

Bjella	Fristad	Paulson
Brekke	Heimes	Strand
Brown	Homelvig	Tollefson
Dahlund	Knudsen, LaMoure	

So the bill was declared lost.

Rep. Rohde moved that the vote by which House Bill No. 718 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 719. A Bill for an Act to amend and reenact section 26-2210 of the North Dakota Revised Code of 1943, relating to investment of the hail insurance fund.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 80; absent and not voting, 9.

## Those voting in the affirmative were:

Anderson, Cass	Goebel	Nygaard
Anderson, Eddy-	Gress	Petterson
Foster	Hafner	Saumur
Baker	Langseth	Schmalenberger
Baldwin	Larson	Sortland
Balerud	Laske	Sticka
Brown	Lee	Thompson, Burl'gh
Dick	Leet	Vinje
Gefreh		

## Those voting in the negative were:

Adamsen	Haugland	Rohde
Beede	Hegge	Rolfsrud
Benson	Heller	Rosberg
Berntson	Hoffer	Saugstad
Bratcher	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kitzmann	Simenson, 10th
Currie	Kjos	Simonson, 9th
Dahlund	Kloster	Snortland
Davis	Knudson, Morton	Snow
Dewey	Lindberg	Solberg
Dunlop	Link	Sommer
Einarson	Lynch	Sorlie
Engen	Magnuson	Spitzer
Erickson, Bottin'au	Mahlmann	Stockman
Erickson, Burke-	McLain	Strand
Divide	Miller	Strege
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Poling	Wambheim
Gagnum	Power	Wicks
George	Renfrow	Wolf

Gumeringer	Rickford	Ziegler
Hammer	Roen	Mr. Speaker

**Absent and not voting:**

Anderson, Richl'nd	Fristad	Knudsen, LaMoire
Ejella	Heimes	Paulson
Brekke	Homelvig	Rose

So the bill was declared lost.

**House Bill No. 721.** A Bill for an Act to amend and reenact section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the North Dakota workmen's compensation fund.

Which has been read.

Rep. Wolf moved that House Bill No. 721 be indefinitely postponed, which motion prevailed.

**House Bill No. 722.** A Bill for an Act to amend and reenact section 26-2303 of the North Dakota Revised Code of 1943, relating to investment of the state bonding fund.

Which has been read.

Rep. Wolf moved that House Bill No. 722 be indefinitely postponed, which motion prevailed.

**House Bill No. 723.** A Bill for an Act to amend and reenact subsection B of section 52-0906 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the old age and survivors' insurance trust fund.

Which has been read.

Rep. Rohde moved that House Bill No. 723 be indefinitely postponed, which motion prevailed.

**House Bill No. 724.** A Bill for an Act to amend and reenact section 26-2407 of the North Dakota Revised Code of 1943, relating to the state fire and tornado fund.

Which has been read.

Rep. Erickson of Burke-Divide moved that House Bill No. 724 be indefinitely postponed, which motion prevailed.

**House Bill No. 771.** A Bill for an Act to amend and reenact section 40-4608 of the North Dakota Revised Code of 1943, relating to investment of city employees' pension funds.

Which has been read.

Rep. Wicks moved that House Bill No. 771 be indefinitely postponed, which motion lost.

**ROLL CALL**

The question being now on the final passage of the bill, the roll was called and there were ayes, 82; nays, 19; absent and not voting, 12.

**Those voting in the affirmative were:**

Adamsen	Gefreh	Petterson
Anderson, Cass	George	Power
Anderson, Eddy-	Goebel	Renfrow
Foster	Gress	Rickford
Anderson, Richl'nd	Gumeringer	Rose
Baker	Hafner	Saugstad
Baldwin	Hammer	Saumur
Balerud	Hegge	Schmalenberger
Beede	Heller	Schmidt

Benson	Hoffer	Scott
Berntson	Hornbacher	Simenson, 10th
Bratcher	Isakson	Snortland
Brooks	Kjos	Snow
Brown	Kloster	Sommer
Bye	Knudson, Morton	Sortland
Christopher	Langseth	Spitzer
Currie	Larson	Sticka
Dahlund	Laske	Stockman
Dick	Lee	Strand
Einarson	Leet	Thompson, Burl'gh
Engen	Lindberg	Thompson, M'Lean
Erickson, Burke-	Link	Tollefson
Divide	Lynch	Tough
Ettestad	Mahlmann	Trydahl
Fleenor	Miller	Vinje
Frank	Mueller	Wolf
Fristad	Nygaard	Ziegler
Gagnum	Olson	Mr. Speaker

Those voting in the negative were:

Davis	Hofstrand	Rohde
Dewey	Kitzmann	Rosberg
Dunlop	McLain	Schuler
Erickson, Bottin'au	Mollet	Simonson, 9th
Esterby	Overbo	Strege
Fine	Poling	Wicks
Haugland		

**Absent and not voting:**

Bjella	Knudsen, LaMoure	Rolfsrud
Brekke	Magnuson	Solberg
Heimes	Paulson	Sorlie
Homelvig	Roen	Wambheim

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the House recess for fifteen minutes for coffee, which motion prevailed.

The House reconvened at the expiration of the recess with Speaker Fitch presiding.

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 have had under consideration one House bill, to-wit:

1. "For an Act making an appropriation for salaries and expenses of the livestock dealer's division."

And recommend the same be introduced.

REP. CURRIE, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

**FIRST READING OF HOUSE BILLS**

The Committee on Delayed Bills introduced:

**House Bill No. 863.** A Bill for an Act making an appropriation for salaries and expenses of the livestock dealer's division.

Was read the first time and referred to the Committee on Appropriations.

The Speaker announced that the members of the Committee on Appropriations would be excused for a committee meeting.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 17, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 99

Senate Bill No. 158

Senate Concurrent Resolution "N"

Senate Concurrent Resolution "T"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

FIRST READING OF SENATE BILLS

**Senate Bill No. 13.** 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.

**Senate Bill No. 58.** A Bill for an Act authorizing the state board of higher education to convey five acres, more or less, of a tract of land situated in the northwest quarter of section four, township one hundred thirty-nine north, range ninety-six west of the fifth principal meridian, in the city of Dickinson, Stark County, North Dakota.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 67.** A Bill for an Act creating the Garrison Diversion Conservancy District in order to facilitate the establishment, construction and maintenance of the Garrison Diversion Unit of the Missouri River Basin Project and defining its purposes, functions, powers and duties and repealing Chapter 61-24 of the 1953 Supplement to the North

Was read the first time and referred to the Committee on Natural Resources.

**Senate Bill No. 68.** A Bill for an Act making an appropriation for the purpose of constructing a highway bridge across the Little Beaver Creek in Slope County at the city of Marmarth, North Dakota.

Was read for the first time and referred to the Committee on Appropriations.

**Senate Bill No. 88.** A Bill for an Act appropriating four hundred and four thousand dollars for armory purposes and providing for the disbursement thereof, and declaring an emergency.

Was read for the first time and referred to the Committee on Appropriations.

**Senate Bill No. 92.** A Bill for an Act to amend and reenact sections 15-5903, 15-5904 and 15-5905, and to repeal section 15-5902 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the program of special education of exceptional children.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 118.** A Bill for an Act to amend and reenact section 20-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the seizure or confiscation of property by the game and fish commissioner and his agents.

Was read the first time and referred to the Committee on Natural Resources.

**Senate Bill No. 129.** A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state hail insurance.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 133.** A Bill for an Act to amend and reenact Sections 15-5704 and 15-5707 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to teaching scholarships.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 134.** A Bill for an Act to amend and reenact Section 15-2507 of the North Dakota Revised Code of 1943, relating to school libraries.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 141.** A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, relating to annual attorneys' licenses to practice law, the fee therefor, and payment from the state bar fund.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 154.** A Bill for an Act relating to the use and furnishing of trading stamps or other similar schemes or devices or substitutes therefor, for or with the sale of goods, wares and merchandise, and prohibiting the same.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 156.** A Bill for an Act to amend and reenact Section 10-1313, North Dakota Revised Code of 1943, relating to by-laws of electric cooperative corporations.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 166.** A Bill for an Act to amend and reenact sub-paragraph e of subsection 2 of section 21-0306 of the North Dakota Revised Code of 1943, to permit municipalities to borrow money and issue general obligation bonds for the purchase or acquisition or establishment of a public transportation system.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 169.** A Bill for an Act to permit municipalities to borrow money and to issue general obligation bonds for part of the cost and revenue bonds for part of the cost of purchasing, acquiring or establishing a public transportation system.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 172.** A Bill for an Act to amend and reenact section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school tuition payments from state equalization fund, and declaring an emergency.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 173.** A Bill for an Act authorizing clerks of court to destroy certain records.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 174.** A Bill for an Act to amend and reenact Section 15-3611 of the North Dakota Revised Code of 1943, relating to teachers' certificates.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 189.** A Bill for an Act providing per pupil payments from the state equalization fund aid program to a special account for the benefit of the state training school, school for the blind and school for the deaf.

Was read the first time and referred to the Committee on Education.

**Senate Bill No. 195.** A Bill for an appropriation to continue the operation of the North Dakota Civil Defense as provided for by chapter 37-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 and repealing section 37-1712 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Appropriations.

**Senate Bill No. 196.** A Bill for an Act authorizing the board of administration to sell certain lands belonging to the school for the deaf.

Was read the first time and referred to the Committee on State and Federal Government.

**Senate Bill No. 197.** A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943, relating to public waters.

Was read the first time and referred to the Committee on Natural Resources.

**Senate Bill No. 205.** A Bill for an Act to exempt truck-tractors used only for moving buildings from the payment of registration, gross ton, or truck mile taxes or fees and to provide for an annual house mover's motor vehicle license and to provide a penalty, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

**Senate Bill No. 223.** A Bill for an Act relating to cause for divorce.

Was read the first time and referred to the Committee on Judiciary.

**Senate Concurrent Resolution "C".** A Concurrent Resolution requesting the army corps of engineers to provide for the development of recreational areas along the Garrison

Dam Reservoir and authorizing the state historical society to explore avenues of cooperation in the management and maintenance of such areas.

Was read the first time and referred to the Committee on Natural Resources.

**Senate Concurrent Resolution "M".** A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota authorizing a bond issue for the construction of highways.

Was read the first time and referred to the Committee on State and Federal Government.

**FINAL PASSAGE OF HOUSE BILLS**

**House Bill No. 772.** A Bill for an Act to amend and reenact section 40-4506 of the North Dakota Revised Code of 1943, relating to investment of policemen's pension funds.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 9; absent and not voting, 28.

Those voting in the affirmative were:

Adamsen	Hafner	Poling
Anderson, Eddy-	Haugland	Power
Foster	Hegge	Renfrow
Balerud	Heller	Roen
Beede	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bratcher	Homelvig	Saumur
Brooks	Hornbacher	Schmidt
Brown	Isakson	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Einarson	Lee	Spitzer
Erickson, Burke-	Leet	Stockman
Divide	Link	Strand
Esterby	Lynch	Thompson, Burl'gh
Ettestad	Magnuson	Tollefson
Fleenor	Mahlmann	Trvdahl
Fristad	Nygaard	Vinje
Gefreh	Olson	Wambheim
George	Overbo	Wolf
Gress	Paulson	Ziegler
Gumeringer	Petterson	Mr. Speaker

Those voting in the negative were:

Dunlop	Miller	Rosberg
Erickson, Bottin'au	Mollet	Simonson, 9th
McLain	Rohde	Wicks

Absent and not voting:

Anderson, Cass	Frank	Rickford
Anderson, Rich'nd	Gagnum	Rolfsrud
Baker	Goebel	Schmalenberger
Baldwin	Hammer	Snortland
Benson	Heimes	Solberg



Bjella	Kitzmann	Sticka
Brekke	Knudsen, LaMoure	Strege
Davis	Lindberg	Thompson, M'Lean
Engen	Mueller	Tough
Fine		

So the bill passed and the title was agreed to.

Rep. Gefreh moved that House Bill No. 672 be moved to the head of the calendar, which motion prevailed.

**House Bill No. 672.** A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, franchise taxes and charges, and dissolution of domestic and foreign profit corporations organized or operating within this state for any lawful purpose, providing certain penalties for violation of certain sections of this Act, and repealing Chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17, and Subdivisions 4, 5, 8 and 9 of section 54-0904 of the North Dakota Revised Code of 1943, and the 1953 Supplement thereto.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roan
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rosberg
Anderson, Rich'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker

Those voting in the negative were:

Dunlop                      Magnuson                      Rohde

Absent and not voting:

Berntson                      Heimes                      Knudsen, LaMoure  
 Bjella                      Homelvig                      Mahlmann  
 Brekke

So the bill passed and the title was agreed to.

**House Bill No. 801.** A Bill for an Act making an appropriation for the construction of a new building and purchasing equipment therefor for the Grafton state school.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Benson	Kjos	Scott
Berntson	Kloster	Simenson, 10th
Bratcher	Knudson, Morton	Simonson, 9th
Brown	Langseth	Sommer
Bye	Larson	Sorlie
Christopher	Laske	Sortland
Currie	Lee	Spitzer
Dahlund	Leet	Sticka
Davis	Lindberg	Stockman
Dewey	Mahlmann	Thompson, Burl'gh-
Dick	Miller	Tollefson
Einarson	Mueller	Trydahl
Engen	Nygaard	Vinje
Esterby	Overbo	Wambheim
Ettestad	Paulson	Wicks
Fine	Petterson	Ziegler
Fleenor	Power	Mr. Speaker
Fristad		

Those voting in the negative were:

Beede	Hornbacher	Rosberg
Brooks	Isakson	Schmidt
Dunlop	Kitzmann	Schuler
Erickson, Bottin'au	Link	Snortland
Erickson, Burke-	Lynch	Snow
Divide	Magnuson	Solberg
Frank	McLain	Strand
Gagnum	Mollet	Strege
Goebel	Olson	Thompson, M'Lean
Gumeringer	Poling	Tough
Hafner	Rohde	Wolf

Absent and not voting:

Bjella                      Heimes                      Homelvig  
 Brekke                      Hofstrand                      Knudsen, LaMoure

So the bill passed and the title was agreed to.

Rep. Wolf moved that House Bill No. 593 be moved to the head of the calendar, which motion prevailed.

**House Bill No. 593.** A Bill for an Act relating to motor fuel excise taxes, providing for the coloring of tax exempt fuel and making such fuel tax exempt.

Which has been read.

#### 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:

Adamsen	Goebel	Rohde
Anderson, Eddy-	Gress	Rolfsrud
Foster	Gumeringer	Rosberg
Anderson, Richl'nd	Heimes	Saugstad
Baker	Hofstrand	Saumur
Baldwin	Hornbacher	Schmalenberger
Beede	Isakson	Scott
Berntson	Kjos	Snortland
Brooks	Langseth	Snow
Dahlund	Lee	Solberg
Davis	Leet	Sommer
Dick	Lindberg	Sorlie
Dunlop	Link	Sortland
Einarson	Lynch	Spitzer
Erickson, Burke-	McLain	Strand
Divide	Mueller	Thompson, Burl'gh
Esterby	Nygaard	Tough
Ettestad	Overbo	Trydahl
Fine	Paulson	Vinje
Fleenor	Petterson	Wambheim
Frank	Poling	Wolf
Gagnum	Power	

Those voting in the negative were:

Anderson, Cass	Haugland	Rickford
Balerud	Hegge	Roen
Benson	Heller	Rose
Bratcher	Hoffer	Schmidt
Brown	Kitzmann	Schuler
Bye	Kloster	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Larson	Sticka
Dewey	Laske	Stockman
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Fristad	Miller	Tollefson
Gefreh	Mollet	Wicks
George	Olson	Ziegler
Hafner	Renfrow	Mr. Speaker
Hammer		

Absent and not voting:

Bjella	Homelvig	Knudsen, LaMoure
Brekke		

So the bill passed as amended on page 546 and page 639, of the House Journal, and the title was agreed to.

Rep. Heimes moved that the vote by which House Bill No. 593 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 818. A Bill for an Act relating to unfair methods of competition and unfair and deceptive acts and practices in the business of insurance.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rohde
Anderson, Cass	Hafner	Rolfstrud
Anderson, Eddy-	Hammer	Rosberg
Foster	Haugland	Rose
Anderson, Rich'nd	Hegge	Saugstad
Baker	Heimes	Saumur
Baldwin	Heller	Schmalenberger
Balerud	Hoffer	Schmidt
Benson	Hornbacher	Schuler
Berntson	Kitzmann	Scott
Bratcher	Kloster	Simenson, 10th
Brooks	Knudson, Morton	Simonson, 9th
Brown	Langseth	Snortland
Bye	Larson	Snow
Christopher	Laske	Solberg
Currie	Lee	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Mahlmann	Stockman
Einarson	McLain	Strand
Engen	Miller	Strege
Erickson, Bottin'au	Mollet	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Olson	Tollefson
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Fristad	Petterson	Wambheim
Gagnum	Power	Wicks
Gefreh	Renfrow	Wolf
George	Rickford	Ziegler
Goebel	Roen	Mr. Speaker
Gress		

Those voting in the negative were:

Beede	Hofstrand	Nygaard
Erickson, Burke-	Isakson	Poling
Divide	Kjos	Tough
Fine	Magnuson	

Absent and not voting:

Bjella	Homelvig	Knudsen, LaMoure
Brekke		

So the bill passed and the title was agreed to.

House Bill No. 832. A Bill for an Act providing for the payment of expenses to the superintendent of public instruction, making an appropriation and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Richl'nd	Haugland	Rolfstrud
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Fristad	Overbo	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Wolf
Goebel	Poling	Mr. Speaker
Gress	Renfrow	

Those voting in the negative were:

Anderson, Eddy-	Gagnum	Power
Foster	Hafner	Rohde
Benson	Kitzmann	Rosberg
Bratcher	Langseth	Schmalenberger
Dunlop	Magnuson	Solberg
Erickson, Bottin'au	Mollet	Thompson, M'Lean
Frank	Mueller	Ziegler

Absent and not voting:

Bjella	Homelvig	Wicks
Brekke	Knudsen, LaMoure	

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 841. A Bill for an Act to provide for compensation of surface owners of land damaged or destroyed in drilling, mining, excavating or quarrying and fixing the measure of damages.

Which has been read.

## 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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Those voting in the negative were:

Bye	Paulson	Trydahl
Lynch	Tough	

Absent and not voting:

Bjella	Homelvig	Strege
Brekke	Knudsen, LaMoure	Wicks

So the bill passed and the title was agreed to.

House Bill No. 858. A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county mutual insurance companies.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde

Anderson, Richl'nd	Haugland	Rolfstrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bjella	Homelvig	Strege
Brekke	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

Rep. Stockman moved that House Bills Nos. 737 and 861 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 784. A Bill for an Act making an appropriation for a laboratory addition to Morrill Hall at the agricultural college for the purpose of soil testing and other agricultural experimentation and laboratory purposes.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 39; absent and not voting, 5.

Those voting in the affirmative were:

Anderson, Cass	Hammer	Rickford
Anderson, Richl'nd	Hegge	Roen
Baker	Heimes	Rose
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Berntson	Hofstrand	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudson, Morton	Sommer

Christopher	Langseth	Sorlie
Currie	Laske	Sortland
Davis	Lee	Spitzer
Dick	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mueller	Tollefson
Fleenor	Nygaard	Trydahl
Fristad	Overbo	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Wolf
Gress	Power	Mr. Speaker

Those voting in the negative were:

Adamsen	Goebel	Rohde
Anderson, Eddy-	Gumeringer	Rolfsrud
Foster	Haugland	Rosberg
Beede	Hornbacher	Saugstad
Benson	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Dahlund	Larson	Snortland
Dewey	Link	Snow
Dunlop	Lynch	Solberg
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	Mollet	Tough
Esterby	Olson	Wicks
Frank	Poling	Ziegler
Gagnum	Renfrow	

Absent and not voting:

Bjella	Hafner	Knudsen, LaMoure
Brekke	Hornelvig	

So the bill passed and the title was agreed to.

House Bill No. 838. A Bill for an Act to amend and reenact sections 19-0601, 19-0602, 19-0603, 19-0604, 19-0605 and 19-0606 of the North Dakota Revised Code of 1943, relating to the sale of imitation ice cream.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Rich'nd	Hegge	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow



Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Lee	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Lynch	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Peterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker

Those voting in the negative were:

Erickson, Burke-Divide	Langseth	Rosberg
	Magnuson	Solberg
Absent and not voting:		
Bjella	Ettestad	Knudsen, LaMoure
Brekke	Homelvig	Rickford
Esterby		

So the bill passed as amended on page 561 of the House Journal, and the title was agreed to.

House Bill No. 762. A Bill for an Act authorizing the Public Service Commission to appoint grain elevator weighmasters; prescribing qualifications; authorizing the Public Service Commission to prescribe fees; providing for remuneration of weighmasters, revocation of license and providing a penalty, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-Foster	Hafner	Rohde
	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer

Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet *	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

Absent and not voting:

Bjella	Homelvig	Laske
Brekke	Knudsen, LaMoure	

So the bill passed as amended on page 639 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 525.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 324, Session Laws of 1949.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman

Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker

## Absent and not voting:

Bjella	Homelvig	Knudsen, LaMoure
Brekke		

So the bill passed as amended on page 567 of the House Journal, and the title was agreed to.

**House Bill No. 706.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Hafner	Paulson
Anderson, Cass	Hammer	Petterson
Anderson, Richl'nd	Haugland	Power
Baker	Hegge	Renfrow
Baldwin	Heimes	Roen
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Bratcher	Kitzmann	Schmidt
Brooks	Kjos	Scott
Brown	Knudson, Morton	Simenson, 10th
Bye	Larson	Simonson, 9th
Currie	Laske	Sortlie
Dahlund	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Engen	Link	Stockman
Ettestad	Lynch	Strand
Fleenor	Magnuson	Strege
Frank	Mahlmann	Thompson, Burl'gh
Fristad	McLain	Tollefson
Gagnum	Miller	Trydahl
Gefreh	Mueller	Vinje
George	Nygaard	Wambheim
Gress	Olson	Mr. Speaker
Gumeringer	Overbo	

Those voting in the negative were:

Anderson, Eddy-	Fine	Rosberg
Foster	Goebel	Schuler
Christopher	Hofstrand	Snortland

Davis	Kloster	Snow
Dunlop	Langseth	Solberg
Einarson	Mollet	Sommer
Erickson, Bottin'au	Poling	Thompson, M'Lean
Erickson, Burke-	Rickford	Tough
Divide	Rohde	Wolf
Esterby	Rolfsrud	Ziegler

Absent and not voting:

Bjella	Homelvig	Wicks
Brekke	Knudsen, LaMoure	

So the bill passed as amended on page 570 of the House Journal, and the title was agreed to.

Rep. Brooks moved that the vote by which House Bill No. 706 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard moved that the House stand recessed until 7:30 p.m. which motion prevailed, and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

The House reconvened at 7:30 p.m. pursuant to the motion of Rep. Nygaard, with Speaker Fitch presiding.

The Speaker announced that the House would be on the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 863, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 714. A Bill for an Act to amend and reenact subdivisions 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees and mileage for jurors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brooks	Hornbacher	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland

Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Dunlop	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Esterby	Miller	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker
Goebel	Poling	

## Absent and not voting:

Baldwin	Homelvig	Rosberg
Benson	Isakson	Schuler
Bjella	Knudsen, LaMoure	Snow
Brekke	Leet	Sortland
Einarson	Lindberg	Stockman
Fleenor	Petterson	Strand
George	Rickford	

So the bill passed, as amended on page 570 of the House Journal, and the title was agreed to.

**House Bill No. 744.** A Bill for an Act relating to the Destruction of Noxious Weeds on Railroad Rights-of-way; Penalty.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 18.

Those voting in the affirmative were:

Adamsen	Goebel	Paulson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Balerud	Hegge	Rolfstrud
Beede	Heimes	Saumur
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bratcher	Hofstrand	Scott
Brooks	Hornbacher	Simenson, 10th
Brown	Kitzmann	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Sommer
Currie	Knudson, Morton	Sorlie
Dahlund	Langseth	Spitzer
Davis	Larson	Sticka
Dewey	Laske	Stockman
Dick	Lee	Strege
Engen	Link	Thompson, Burl'gh
Erickson, Bottin'au	Lynch	Thompson, M'Lean

Erickson, Burke-Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Frank	Mollet	Wambheim
Fristad	Mueller	Wicks
Gagnum	Nygaard	Wolf
Geireh	Olson	Ziegler
	Overbo	Mr. Speaker

Those voting in the negative were:

Dunlop	Saugstad	Solberg
Rose		

Absent and not voting:

Baldwin	Homelvig	Rickford
Bjella	Isakson	Rosberg
Brekke	Knudsen, LaMoure	Schuler
Einaron	Leet	Snow
Fleenor	Lindberg	Sortland
George	Petterson	Strand

So the bill passed, as amended on page 571 of the House Journal, and the title was agreed to.

**House Bill No. 825.** A Bill for an Act relating to the prohibition of the buying, selling, distribution, designing or disseminating in any way, of obscene writings and pictures and providing for the enforcement and administration of this Act and penalties for its violation; and to repeal Sections 12-2107, 12-2109 and 12-2111 of the North Dakota Revised Code of 1943.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfsrud
Baker	Haugland	Rose
Balerud	Hegge	Saugstad
Beebe	Heimes	Saumur
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simenson, 10th
Bye	Kitzmann	Simonson, 9th
Christopher	Kjos	Snow
Currie	Kloster	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
	Magnuson	Strege

Erickson, Burke- Divide	Mahlmann McLain	Thompson, Burl'gh Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

Those voting in the negative were:

Snortland

Absent and not voting:

Baldwin	Hornelvig	Lindberg
Bjella	Knudsen, LaMoure	Petterson
Brekke	Leet	Rosberg
Einarson		

So the bill passed, as amended on page 572 of the House Journal, and the title was agreed to.

House Bill No. 856. A Bill for an Act authorizing a special ten mill levy for certain county agricultural high schools for building fund purposes, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy- Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfstrud
Baker	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
	Mueller	Tough
	Nygaard	Trydahl

Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

Absent and not voting:

Baldwin	Einarson	Lindberg
Bjella	Homelvig	Petterson
Brekke	Knudsen, LaMoure	Sommer

So the bill passed, as amended on page 574 of the House Journal, and the title was agreed to, and the emergency clause carried.

**House Bill No. 501.** A Bill for an Act making an appropriation for the general maintenance, and plant improvements of the state institutions of higher learning of the State of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 18; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rolfsrud
Anderson, Richl'nd	Heimes	Rose
Baker	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wambheim
Gefreh	Petterson	Wicks
George	Power	Mr. Speaker

Those voting in the negative were:

Bratcher	Hammer	Rosberg
Dunlop	Kitzmann	Schuler



Erickson, Burke- Divide	Mahlmann Mollet	Snow Solberg
Esterby	Poling	Wolf
Gumeringer	Rohde	Ziegler
Hafner		

## Absent and not voting:

Baldwin	Brekke	Knudsen, LaMoure
Bjella	Homelvig	Lindberg

So the bill passed, as amended on pages 566 and 639 of the House Journal, and the title was agreed to.

**House Bill No. 752.** A Bill for an Act relating to sale and purchase of alcoholic beverages; providing for permits for purchase and for administration, enforcement, fees and penalty.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 65; absent and not voting, 7.

## Those voting in the affirmative were:

Adamsen	Gagnum	Poling
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy- Foster	Haugland	Roen
	Hofstrand	Rohde
Anderson, Richl'nd	Hornbacher	Rolfstrud
Baker	Kloster	Saugstad
Balerud	Langseth	Simenson, 10th
Berntson	Lee	Solberg
Dahlund	Leet	Sorlie
Engen	Link	Sortland
Erickson, Bottin'au	McLain	Strand
Erickson, Burke- Divide	Mollet	Tollefson
	Olson	Wambheim
Esterby	Overbo	Ziegler
Fine		

## Those voting in the negative were:

Baldwin	Gumeringer	Saumur
Beede	Hafner	Schmalenberger
Benson	Hegge	Schmidt
Bratcher	Heimes	Schuler
Brooks	Heller	Scott
Brown	Hoffer	Simonson, 9th
Bye	Kitzmann	Snortland
Christopher	Kjos	Snow
Currie	Knudson, Morton	Sommer
Davis	Larson	Spitzer
Dewey	Laske	Sticka
Dick	Lynch	Stockman
Dunlop	Magnuson	Strege
Einarson	Mahlmann	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fleenor	Nygaard	Tough
Frank	Paulson	Trydahl
Fristad	Petterson	Vinje
Gefreh	Power	Wicks
George	Rickford	Wolf
Goebel	Rosberg	Mr. Speaker
Gress	Rose	

Absent and not voting:

Bjella	Isakson	Lindberg
Brekke	Knudsen, LaMoure	Mueller
Homelvig		

So the bill was declared lost.

Speaker Fitch called Rep. Schuler to the Chair to preside.

The Acting Speaker announced that the House would revert to the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speker: Your Committee on Delayed Bills have had under consideration a House Bill, to-wit:

1. "For an Act relating to tuition payments for high school students."

And recommend the same be introduced.

REP. CURRIE, Chairman.

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF HOUSE BILLS

The Committee on Delayed Bills introduced:

House Bill No. 864. A Bill for an Act relating to tuition payments for high school students.

Was read the first time.

Rep. Nygaard moved that House Bill No. 864 be read in its entirety, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 864 be placed at the head of the calendar, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 864. A Bill for an Act relating to tuition payments for high school students.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Bratcher	Hornbacher	Schmalenberger
Brown	Isakson	Schmidt
Bye	Kitzmann	Schuler
Christopher	Kjos	Scott
Currie	Kloster	Simenson, 10th
Dahlund	Knudson, Morton	Simonson, 9th
Davis	Larson	Snortland
Dewey	Laske	Snow
Dick	Lee	Sommer
Dunlop	Leet	Sorlie

Einarson	Link	Sortland
Engen	Lynch	Spitzer
Erickson, Burke- Divide	Magnuson	Sticka
	Mahlmann	Stockman
Esterby	McLain	Strand
Ettestad	Miller	Strege
Fine	Mollet	Thompson, Burl'gh
Fleenor	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Trydahl
Gagnum	Overbo	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Renfrow	Mr. Speaker
Gumeringer		

Those voting in the negative were:

Anderson, Eddy-	Brooks	Langseth
Foster	Erickson, Bottin'au	Power

Absent and not voting:

Berntson	Homelvig	Solberg
Bjella	Knudsen, LaMoure	Thompson, M'Lean
Brekke	Lindberg	Wicks

So the bill passed and the title was agreed to.

Rep. Sticka moved that House Bill No. 811 be placed at the head of the calendar, which motion prevailed.

House Bill No. 811. 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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 19; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gumeringer	Petterson
Anderson, Cass	Hafner	Power
Anderson, Eddy-	Hammer	Renfrow
Foster	Haugland	Rickford
Anderson, Rich'nd	Hegge	Roen
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simonsen, 10th
Christopher	Knudson, Morton	Simonsen, 9th
Currie	Langseth	Snow
Dahlund	Larson	Sommer
Davis	Laske	Sorlie

Dewey	Lee	Sortland
Dick	Leet	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Ettestad	Mahlmann	Strege
Fleenor	McLain	Thompson, Burl'gh
Fristad	Miller	Tollefson
Gagnum	Mueller	Tough
Gefreh	Nygaard	Trydahl
George	Olson	Vinje
Goebel	Overbo	Wambheim
Gress	Paulson	Wolf

Those voting in the negative were:

Bratcher	Frank	Snortland
Dunlop	Kitzmann	Solberg
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mollet	Wicks
Divide	Poling	Ziegler
Esterby	Rohde	Mr. Speaker
Fine	Rosberg	

Absent and not voting:

Berntson	Homelvig	Rolfsrud
Bjella	Knudsen, LaMoure	Strand
Brekke	Lindberg	

So the bill passed, as amended, and the title was agreed to.

House Bill No. 700. A Bill for an Act prohibiting, except in the case of drains established under the jurisdiction of a county board of drain commissioners or drains constructed by a township, the draining into a water course or natural drain-way the waters of a pond, slough or lake, which impounds waters gathered or drained from a watershed or drainage area comprising 80 acres or more, unless a permit to do so is granted by the state water conservation commission or by a board of commissioners of a water conservation and flood control district; and prescribing a penalty for violation of this Act.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 78; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gefreh	Paulson
Anderson, Richl'nd	Hegge	Rickford
Baker	Hornbacher	Rose
Benson	Larson	Saugstad
Brooks	Laske	Saumur
Bye	Lee	Thompson, Burl'gh
Currie	Leet	Vinje
Einarson	Nygaard	Mr. Speaker
Ettestad	Overbo	

Those voting in the negative were:

Anderson, Cass	Hafner	Rolfsrud
Anderson, Eddy-	Hammer	Rosberg
Foster	Haugland	Schmalenberger
Baldwin	Heimes	Schmidt
Balerud	Heller	Schuler
Beede	Hoffer	Scott

Berntson	Hofstrand	Simenson, 10th
Bratcher	Isakson	Simonson, 9th
Christopher	Kitzmann	Snortland
Dahlund	Kjos	Snow
Davis	Kloster	Solberg
Dewey	Langseth	Sommer
Dick	Link	Sorlie
Dunlop	Lynch	Sortland
Engen	Magnuson	Spitzer
Erickson, Bottin'au	Mahlmann	Sticka
Erickson, Burke- Divide	McLain	Stockman
	Miller	Strand
Esterby	Mollet	Strege
Fleenor	Mueller	Thompson, M'Lean
Frank	Olson	Tollefson
Fristad	Petterson	Tough
Gagnum	Poling	Trydahl
George	Power	Wambheim
Goebel	Renfrow	Wicks
Gress	Roen	Ziegler
Gumeringer	Rohde	

Absent and not voting:

Bjella	Fine	Knudson, Morton
Brekke	Homelvig	Lindberg
Brown	Knudsen, LaMoure	Wolf

So the bill was declared lost.

Rep. Leet moved that the vote by which House Bill No. 700 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 828.** A Bill for an Act to assist in the control of tuberculosis; providing for transfer of tubercular persons committed to or confined in state or county institutions to the state tuberculosis sanatorium or other appropriate institutions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer

Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wambheim
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker

Those voting in the negative were:

Wicks

Absent and not voting:

Balerud	Brekke	Knudsen, LaMoure
Bjella	Homelvig	Lindberg

So the bill passed and the title was agreed to.

**House Bill No. 829.** A Bill for an Act providing for the control of tuberculosis and protection of public health; creating county tuberculosis boards; authorizing compulsory care, treatment, isolation and quarantine at the state sanatorium or other appropriate institution, and the placing of persons having active, infectious tuberculosis dangerous to public health in the custody of the state board of administration for such purposes; and prescribing procedures.

Which has been read.

#### 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Link	Sortland

Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke-	Miller	Strege
Divide	Mollet	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

Those voting in the negative were:

Gumeringer                      Wicks

Absent and not voting:

Bjella                              Homelvig                      Lindberg

Brekke                              Knudsen, LaMoure      Tollefson

Fine

So the bill passed and the title was agreed to.

**House Bill No. 737.** A Bill for an Act to create sections 52-0928 to 52-0932, inclusive, of the North Dakota Revised Code of 1943, as amended, to provide for the uses of federal old age and survivors insurance as made available under title II of the Federal Social Security Act, as amended, separate from and in addition to the insurance protection and benefits created and existing by and in accordance with sections 52-0901 to 52-0927, inclusive, of the North Dakota Revised Code.

Which has been read.

Rep. Stockman moved that House Bill No. 737 be indefinitely postponed, which motion prevailed.

Rep. Stockman requested that House Bills Nos. 861, 669, 860, and 736 be considered next on the calendar, which request was granted.

**House Bill No. 861.** A Bill for an Act to amend and reenact subsections A., E., and F., of Section 52-0920, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Which has been read.

#### 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:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rohde
Foster	Heller	Rolfstrud
Anderson, Rich'nd	Hoffer	Rose
Baker	Hofstrand	Saugstad
Baldwin	Hornbacher	Saumur
Balerud	Isakson	Schmalenberger
Beede	Kitzmann	Schmidt
Benson	Kjos	Schuler

Bratcher	Kloster	Scott
Brooks	Knudson, Morton	Simenson, 10th
Brown	Larson	Simonson, 9th
Bye	Laske	Snow
Christopher	Lee	Solberg
Currie	Leet	Sommer
Dahlund	Link	Sorlie
Dewey	Lynch	Sortland
Dick	Mahlmann	Spitzer
Dunlop	McLain	Sticka
Einarson	Miller	Stockman
Engen	Mollet	Strand
Esterby	Mueller	Strege
Fleenor	Nygaard	Thompson, Burl'gh
Frank	Olson	Tollefson
Fristad	Overbo	Trydahl
Gagnum	Paulson	Vinje
Gefreh	Petterson	Wambheim
George	Poling	Wolf
Goebel	Power	Ziegler
Gress	Renfrow	Mr. Speaker
Gumeringer		

Those voting in the negative were:

Erickson, Bottin'au Magnuson

Absent and not voting:

Berntson	Fine	Lindberg
Bjella	Hegge	Rosberg
Brekke	Heimes	Snortland
Davis	Homelvig	Thompson, M'Lean
Erickson, Burke-	Knudsen, LaMoure	Tough
Divide	Langseth	Wicks

Ettestad

So the bill passed and the title was agreed to.

House Bill No. 669. A Bill for an Act to amend and reenact section 52-0909 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Rate of Contributions and subsection 5 of section 52-0920 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Which has been read.

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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th



Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Strand
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Bottin'au	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

## Absent and not voting:

Bjella	Hegge	Renfrow
Brekke	Homelvig	Rosberg
Erickson, Burke-	Knudsen, LaMoure	Schuler
Divide	Lindberg	Stockman

So the bill passed as amended on page 630 of the House Journal, and the title was agreed to.

**House Bill No. 860.** A Bill for an Act making an appropriation jointly to the North Dakota Legislative Research Committee and the North Dakota OASIS for the purpose of making an actuarial study of the North Dakota OASIS and maintaining the necessary expenses connected therewith.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rolfstrud
Foster	Hammer	Rosberg
Anderson, Richl'nd	Haugland	Rose
Baker	Hegge	Saugstad
Balerud	Heimes	Saumur
Beede	Heller	Schmidt
Benson	Hoffer	Schuler
Bratcher	Hofstrand	Scott
Brooks	Hornbacher	Simenson, 10th
Brown	Isakson	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland

Dick	Leet	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Power	Mr. Speaker
George	Renfrow	

Absent and not voting:

Baldwin	Homelvig	Poling
Berntson	Kitzmann	Rohde
Bjella	Knudsen, LaMoure	Schmalenberger
Brekke	Langseth	Ziegler
Gress	Lindberg	

So the bill passed and the title was agreed to.

**House Bill No. 736.** A Bill for an Act to provide for the coverage under the Old Age and Survivors Insurance provisions of title II of the Federal Social Security Act, as amended, of all officers and employees of the state of North Dakota and political subdivisions within the state who are under the provisions of Chapter 52-09, entitled, Old Age and Survivors Insurance, or who may by election come under the provisions of such chapter, and of all officers and employees of political subdivisions who are under locally administered retirement systems.

Which has been read.

#### 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:

Anderson, Cass	Goebel	Renfrow
Anderson, Eddy- Foster	Gress	Rickford
Anderson, Richl'nd	Gumeringer	Roen
Baker	Hafner	Rohde
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rosberg
Beede	Hegge	Rose
Benson	Heimes	Saugstad
Berntson	Heller	Saumur
Bratcher	Hoffer	Schmalenberger
Brooks	Hofstrand	Schmidt
Brown	Hornbacher	Schuler
Bye	Isakson	Scott
Christopher	Kitzmann	Simenson, 10th
Currie	Kjos	Simonson, 9th
Dahlund	Kloster	Snortland
Davis	Knudson, Morton	Snow
Dewey	Langseth	Solberg
Dick	Larson	Sommer
	Laske	Sortland

Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Power	Mr. Speaker
Absent and not voting:		
Adamsen	Knudsen, LaMoure	Poling
Bjella	Lindberg	Sorlie
Brekke	Link	Stockman
Homelvig		

So the bill passed as amended on page 631 of the House Journal, and the title was agreed to.

House Bill No. 530. 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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy- Foster	Gumeringer	Rolfsrud
	Hammer	Rosberg
Anderson, Rich'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Brooks	Isakson	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Link	Stockman
Erickson, Burke- Divide	Lynch	Strand
	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mueller	Thompson, M'Lean
Fine	Nygaard	Tollefson

Fleenor	Olson	Tough
Frank	Paulson	Trydahl
Fristad	Petterson	Vinje
Gagnum	Poling	Wambheim
Gefreh	Power	Wolf
George	Renfrow	Mr. Speaker

Those voting in the negative were:

Bratcher	Kitzmann	Rohde
Dahlund	Magnuson	Solberg
Dunlop	Mahlmann	Wicks
Erickson, Bottin'au	Mollet	Ziegler
Hafner	Overbo	

Absent and not voting:

Bjella	Homelvig	Lindberg
Brekke	Knudsen, LaMoure	

So the bill passed as amended on page 624 of the House Journal, and the title was agreed to.

**House Bill No. 538.** A Bill for an Act making an appropriation from the state treasury to the state highway department construction fund for the purpose of matching federal aid.

Which has been read.

Rep. Beede moved that the rule be suspended which requires an appropriation measure to be sent to the Appropriation Committee, and that House Bill No. 538 be placed at the head of the calendar, which motion prevailed.

#### 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:

Adamsen	Goebel	Rickford
Anderson, Cass	Gumeringer	Rofsrud
Anderson, Eddy-	Hafner	Rosberg
Foster	Hammer	Rose
Anderson, Rich'nd	Haugland	Saugstad
Baker	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Beede	Hoffer	Scott
Benson	Hofstrand	Simenson, 10th
Berntson	Hornbacher	Simenson, 9th
Brooks	Isakson	Snortland
Brown	Kitzmann	Snow
Bye	Kjos	Solberg
Christopher	Kloster	Sommer
Currie	Knudson, Morton	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Dunlop	Link	Strand
Einarson	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Mueller	Tollefson
Esterby	Nygaard	Tough
Ettestad	Olson	Trydahl
Fine	Overbo	Vinje

Fleenor	Paulson	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Geireh	Power	Ziegler
George	Renfrow	Mr. Speaker

Those voting in the negative were:

Bratcher	Langseth	Mollet
Erickson, Bottin'au	Lynch	Rohde
Frank		

Absent and not voting:

Bjella	Homelvig	Miller
Brekke	Knudsen, LaMoure	Roen
Gress	Lindberg	Schulter

So the bill passed as amended on page 625 of the House Journal, and the title was agreed to.

House Bill No. 556. A Bill for an Act imposing a tax on special motor fuels, providing for the administration and enforcement thereof, providing a penalty, and repealing chapter 57-42 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

Rep. Wolf moved that he be given unanimous consent to amend House Bill No. 556, which motion prevailed.

Rep. Wolf moved that House Bill No. 556 be amended by striking the words "Tax Commissioner" wherever it appears in the bill and insert in lieu thereof the words "State Auditor", which motion prevailed.

Rep. Wolf moved that House Bill No. 556 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, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bratcher	Kitzmann	Schulter
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Link	Sortland
Einarson	Lynch	Spitzer

Engen	Magnuson	Sticka
Erickson, Bottin'au	Mahlmann	Stockman
Erickson, Burke-	McLain	Strand
Divide	Miller	Strege
Esterby	Mollet	Thompson, Burl'gh
Ettestad	Mueller	Thompson, M'Lean
Fine	Nygaard	Tollefson
Fleenor	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Those voting in the negative were:

Dunlop	Frank	Tough
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Absent and not voting:

Ejella	Homelvig	Lindberg
Brekke	Knudsen, LaMoure	Trydahl

So the bill passed as amended on page 626 of the House Journal, and the title was agreed to.

House Bill No. 862. A Bill for an Act to amend and reenact section 38-0205 of the North Dakota Revised Code of 1943 providing for alternative methods of locating mining claims in lieu of sinking discovery shafts, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Richl'nd	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson

Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress	Renfrow	

Absent and not voting:

Bjella	Einarson	Lindberg
Brekke	Homelvig	Schuler
Christopher	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

**House Bill No. 766.** A Bill for an Act to provide for protein test to be made of all wheat delivered grain warehouse, providing for appeal and providing for a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 78; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Fine	Olson
Anderson, Eddy-	Gagnum	Rosberg
Foster	Heller	Schuler
Benson	Hoffer	Spitzer
Brown	Hofstrand	Stockman
Currie	Hornbacher	Thompson, M'Lean
Dick	Isakson	Vinje
Erickson, Bottin'au	Kloster	Ziegler
Ettestad	Langseth	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Hammer	Rolfserud
Anderson, Rich'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Saumur
Balerud	Kitzmann	Schmalenberger
Beede	Kjos	Schmidt
Berntson	Knudson, Morton	Scott
Bratcher	Larson	Simenson, 10th
Brooks	Laske	Simonsen, 9th
Bye	Lee	Snortland
Dahlund	Leet	Snow
Davis	Link	Solberg
Dewey	Lynch	Sommer
Dunlop	Magnuson	Sorlie
Engen	Mahlmann	Sortland
Erickson, Burke-	McLain	Sticka
Divide	Miller	Strand
Esterby	Mollet	Strege
Fleenor	Mueller	Thompson, Burl'gh
Frank	Overbo	Tollefson
Fristad	Paulson	Tough
Gefreh	Petterson	Trydahl
George	Poling	Wambheim
Goebel	Power	Wicks
Gress	Roen	Gumeringer

Hafner	Rickford	Wolf
Renfrow		

Absent and not voting:

Bjella	Einarson	Lindberg
Brekke	Homelvig	Nygaard
Christopher	Knudsen, LaMoure	Rohde

So the bill was declared lost.

House Bill No. 827. A Bill for an Act creating and enacting subsection 20 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

Which has been read.

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:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfsrud
Anderson, Rich'nd	Heimes	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Hornbacher	Schmalenberger
Benson	Isakson	Schmidt
Berntson	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Link	Sortland
Engen	Lynch	Spitzer
Erickson, Bottin'au	Magnuson	Sticka
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wambheim
Gefreh	Petterson	Wicks
George	Poling	Wolf
Goebel	Power	Ziegler
Gress	Renfrow	Mr. Speaker

Absent and not voting:

Bjella	Dunlop	Knudsen, LaMoure
Brekke	Einarson	Lindberg
Christopher	Homelvig	Stockman

So the bill passed as amended and the title was agreed to.



**House Bill No. 674.** A Bill for an Act relating to eradication of noxious weeds, and prescribing functions of the extension service of the North Dakota agricultural college with reference thereto; providing for appointment of a commissioner of noxious weeds and deputy commissioner in each county commissioner district and in a city, village, township or irrigation district; prescribing their powers and duties and fixing their compensation, providing for a tax levy to cover compensation and expenses of such commissioner and deputy commissioner of noxious weeds, providing penalties for violation of this Act; repealing chapter 63-02 of the North Dakota Revised Code of 1943 and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 21; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Eddy-	Goebel	Poling
Foster	Gumeringer	Rickford
Anderson, Rich'd	Hafner	Roen
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Simonson, 9th
Brown	Kitzmann	Snortland
Bye	Kloster	Snow
Currie	Knudson, Morton	Sortland
Dahlund	Langseth	Spitzer
Davis	Leet	Strand
Dick	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Larson	Simenson, 10th
Dewey	Laske	Solberg
Dunlop	Miller	Sommer
Frank	Power	Sorlie
Gress	Renfrow	Sticka
Heimes	Rose	Stockman
Kjos	Scott	Tough

Absent and not voting:

Bjella	Engen	Lee
Brekke	Homelvig	Lindberg
Christopher	Knudsen, LaMoure	Schuler
Einaronson		

So the bill passed as amended and the title was agreed to, and the emergency clause carried.

Rep. Link moved that House Bill No. 874 be reprinted, which motion prevailed.

House Bill No. 863. A Bill for an Act making an appropriation for salaries and expenses of the livestock dealer's division.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Richl'nd	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Kitzmann	Scott
Berntson	Kjos	Simenson, 10th
Bratcher	Kloster	Simonson, 9th
Brooks	Knudson, Morton	Snortland
Brown	Langseth	Snow
Bye	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Lee	Sorlie
Davis	Leet	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Engen	Mahlmann	Stockman
Erickson, Burke-	McLain	Strand
Divide	Miller	Strege
Esterby	Mollet	Thompson, Burl'gh
Ettestad	Mueller	Thompson, M'Lean
Fine	Nygaard	Tollefson
Fleenor	Olson	Tough
Frank	Overbo	Trydahl
Fristad	Paulson	Vinje
Gagnum	Petterson	Wambheim
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

Those voting in the negative were:

Dunlop	Isakson	Wicks
Erickson, Bottin'au	Magnuson	

Absent and not voting:

Bjella	Homelvig	Lindberg
Brekke	Hornbacher	Saumur
Christopher	Knudsen, LaMoure	Schuler
Einarson		

So the bill passed and the title was agreed to.

Speaker Fitch resumed the Chair.

FIRST READING OF SENATE BILLS AND  
RESOLUTIONS

**Senate Concurrent Resolution "N".** A Concurrent Resolution directing the legislative research committee to study the feasibility of a ton mile tax.

Was read the first time.

Rep. Langseth moved that Senate Concurrent Resolution "N" be adopted, which motion prevailed, and the resolution was declared adopted.

**Senate Bill No. 99.** A Bill for an Act to repeal chapter 54-38 of the 1953 Supplement to the North Dakota Revised

Was read the first time and referred to the Committee on Social Welfare.

**Senate Bill No. 158.** A Bill for an Act to amend and reenact sections 15-3914, 15-3915, 15-3926 and subsection 1 of section 15-3928 and section 15-3940 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 15-3923 of the North Dakota Revised Code of 1943, all relating to assessments, annuities, reduced annuities, with draws, qualifications and investment of funds of the North Dakota teachers' insurance and retirement fund.

Was read the first time and referred to the Committee on Education.

**Senate Concurrent Resolution "T".** A Concurrent Resolution memorializing Congress to restrict the importation of crude oil.

Was read the first time and referred to the Committee on Natural Resources.

Speaker Fitch announced that the House would revert to the tenth order of business.

**House Concurrent Resolution "J-1".** A Concurrent Resolution requesting Congress to authorize North Dakota, South Dakota, Montana and Wyoming to enter into a compact for an equitable division among the states of the water supply of the Little Missouri River.

Which has been read.

Rep. Roen moved that House Concurrent Resolution "J-1" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., February 18, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FORTY-FIFTH DAY AFTER RECESS  
AND FORTY-SIXTH DAY

Bismarck, February 18, 1955

The House reconvened at 1:30 p.m. with Acting Speaker Brown presiding.

The Speaker announced that the House would be on the fourth order of business.

The Chief Clerk read a letter from Senator M. R. Young, regarding the reversal of President Eisenhower's ruling in regard to the Hawaiian run of the Northwest Airlines.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 18, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 607

House Bill No. 728

House Bill No. 729

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 18, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 176

Senate Bill No. 177

Senate Bill No. 178

Senate Bill No. 225

Senate Bill No. 241

Senate Bill No. 242

Senate Bill No. 243

Senate Bill No. 248

Senate Concurrent Resolution "U"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 18, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 247

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare, to whom was referred Senate Bill No. 35, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Miller 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. 37, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Goebel 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. 42, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 44, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Sorlie 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. 48, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Wolf 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. 59, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 61, have had the same under consideration and recommend that the same be amended as follows:

In line 12 strike out the word "DIRECTOR" and insert the word "DIRECTION" in lieu thereof.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Hafner moved that the report be adopted, which motion prevailed and the report was adopted.

The Acting Speaker announced that Senate Bill No. 61 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 65, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Brooks 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. 80, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. George 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. 82, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. George 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. 83, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. George 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. 84, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Baldwin 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. 93, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 104, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Rohde 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. 126, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Vinje 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. 127, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Paulson 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. 144, have had the same under consideration and recommend that the same be amended as follows:

In line 44 strike out the word "COURSE" and insert the word "CURRICULUM" in lieu thereof.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Rose moved that the report be adopted, which motion prevailed and the report was adopted.

The Acting Speaker announced that Senate Bill No. 144 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 147, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Poling 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. 162, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Wolf 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. LEET, Chairman.

Rep. Renfrow 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 Concurrent Resolution "F", have had the same under consideration and recommend that the same do pass, and be re-referred to the Appropriations Committee.

REP. HAUGLAND, 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 Senate Concurrent Resolution "O", have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.

Rep. Snow 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 Concurrent Resolution "G-1", have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Wolf 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. 115, have had the same under consideration and recommend that the same be amended as follows:

In the title delete the word "Safety" and in line 4 of the bill delete the word "Safety".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BAKER, Chairman.

Rep. Thompson (McLean) moved that the report be adopted.

Rep. Schuler moved a substitute motion that action on

the report of the Committee on Labor Relations on Senate Bill No. 115 be delayed until Monday, which motion prevailed.

Acting Speaker Brown requested the courtesy of the floor for the civic and government class of St. Mary's High School and their instructor, Sister Ann, which request was granted.

The House reconvened at the Call of the Chair.

The Acting Speaker announced that the House would be on the seventh order of business.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Subcommittee on Transportation to whom was referred the Highway Users Conference on State Reciprocity has the following report to submit:

On February 11, 1955 a meeting on Reciprocity was held in Des Moines, Iowa to discuss the various problems arising on this subject. This was one of a series of meetings called by the Highway Users Conference to attempt to formulate a uniform agreement and law for presentation to legislators for the purpose of having uniform reciprocal privileges. At this particular meeting members of the various state governments were invited to attend. Representatives of the Highway Users from Iowa, Illinois, Kansas, Minnesota, Missouri, Nebraska, Wisconsin, South Dakota, and North Dakota were present. Representatives of the State government from Iowa, Missouri, Nebraska, North Dakota and Wisconsin were in attendance. North Dakota was represented by Senator Leier, Representative Roen, and C. J. Crawford of the State Highway Department.

A discussion of the difficulties of attempting to have uniform reciprocity laws was discussed and representatives of State government were very much in agreement on the fact that while such conditions were desirable for the highway user, it was at this time not practicable from the state's level. One of the main obstacles was the present variation in basic methods of truck taxation that has become a policy in each of the states. The second main point of difficulty was caused by the fact that in several instances there was a marked difference in the vehicle miles of use obtained by foreign vehicles within a state as compared to the miles of travel out of state made by residents from that state.

As far as solving the overall problems of reciprocity this meeting was not very productive, however, continued efforts toward finding a solution must be made. It was the consensus of opinion of the state officials present that an equitable solution of this problem must be found and presented by the highway users, and if they were unable to make such a determination, they then could expect the states to take whatever action they individually found necessary to protect their interests.

In individual discussions, our North Dakota group and Mr. Boyles, Representative from Nebraska, agreed to a free movement of North Dakota vehicles in Nebraska upon the payment of a mile tax similar to that imposed on Nebraska vehicles in North Dakota. By doing this North Dakota vehicles would be relieved of the Nebraska requirement of buying license. They must, however, when entering Neb-



raska enter through one of their ports of entry. The ports of entry, at the present time, are located at Chadron, Yankton, and Sioux City. Additional ports are expected to be opened at Valentine and Mariman. These ports of entry will be publicized in North Dakota. It was also agreed that North Dakota vehicles carrying North Dakota dealers plates could be operated in Nebraska on an intransit base and the same privileges would be extended to similarly licensed Nebraska vehicles operating in North Dakota, without the imposition of any fee by either State.

In these discussions it was also brought out that Nebraska has an impounding law similar to the one imposed in North Dakota. The Nebraska law requires that the safety of perishable loads that may be involved in these impoundments remain with the driver and owner.

Representative Roen was very much interested in discussing the problems that exist with South Dakota, however, officials from that State failed to attend the meeting.

For the House:

REP. LELAND ROEN.

Rep. Roen moved that the report be adopted, which motion prevailed and the report was adopted.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that Speaker Fitch be excused from his duties as Speaker for two days, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 610  
 House Bill No. 525  
 House Bill No. 706  
 House Bill No. 762  
 House Bill No. 838  
 House Bill No. 672  
 House Bill No. 593  
 House Bill No. 714  
 House Bill No. 501  
 House Bill No. 744  
 House Bill No. 825  
 House Bill No. 856  
 House Bill No. 811  
 House Bill No. 669  
 House Bill No. 860  
 House Bill No. 736  
 House Bill No. 530  
 House Bill No. 674  
 House Bill No. 827  
 House Bill No. 538  
 House Bill No. 556

And find the same correctly Engrossed.

REP. SIMENSON (10th), Vice Chairman.

Rep. Simenson (10th) moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 18, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 34

Senate Bill No. 213

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

The Acting Speaker announced that the House would again be at ease awaiting further messages from the Senate.

The House reconvened at the Call of the Chair.

MESSAGES TO THE SENATE

House Chamber  
Bismarck, February 18, 1955

Mr. President: I have the honor to transmit:

House Bill No. 501

House Bill No. 502

House Bill No. 525

House Bill No. 530

House Bill No. 538

House Bill No. 548

House Bill No. 556

House Bill No. 586

House Bill No. 593

House Bill No. 610

House Bill No. 641

House Bill No. 669

House Bill No. 672

House Bill No. 674

House Bill No. 690

House Bill No. 691

House Bill No. 704

House Bill No. 706

House Bill No. 710

House Bill No. 714

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 18, 1955

Mr. President: I have the honor to transmit:

House Bill No. 736

House Bill No. 744

House Bill No. 762

House Bill No. 771

House Bill No. 772

House Bill No. 782

House Bill No. 783

House Bill No. 784

House Bill No. 785

House Bill No. 801

House Bill No. 811

House Bill No. 818

House Bill No. 821

House Bill No. 825

House Bill No. 827

House Bill No. 828

House Bill No. 829  
 House Bill No. 832  
 House Bill No. 838  
 House Bill No. 848

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 18, 1955

Mr. President: I have the honor to transmit:

House Bill No. 854  
 House Bill No. 856  
 House Bill No. 857  
 House Bill No. 858  
 House Bill No. 860  
 House Bill No. 861  
 House Bill No. 862  
 House Bill No. 864  
 House Bill No. 841  
 House Bill No. 863

House Concurrent Resolution "L"  
 House Concurrent Resolution "J-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 18, 1955

Mr. President: I have the honor to transmit:

Senate Concurrent Resolution "N"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Rep. Rose moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FORTY-SIXTH DAY

Bismarck, February 18, 1955

The House convened at 2:00 p.m. with Acting Speaker Brown presiding.

Prayer by the chaplain, Rev. Isaac Scherpenisse of the Presbyterian Church in Mandan, North Dakota.

The roll was called and all members were present except Reps. Baldwin, Bjella, Brekke, Brooks, Bye, Dick, Fristad, Hammer, Knudsen, Saumur, Sticka, Stockman and Mr. 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 forty-fourth day after recess and forty-fifth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., February 19, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FORTY-SIXTH DAY AFTER RECESS  
AND FORTY-SEVENTH DAY

Bismarck, February 19, 1955

The House reconvened at 1:30 p.m. with Acting Speaker Brown presiding.

The Acting Speaker announced that the House would be on the fourth order of business.

A letter was received from Gerald Dagen of Jud, North Dakota, urging the ban on trading stamps, which was referred to the Committee on Industry and Business.

Rep. Wambheim moved that the letter from Mr. Dagen be printed in the House Journal, which motion prevailed.

Jud, North Dakota  
February 18, 1955

House of Representatives  
Bismarck, North Dakota

Dear Sirs:

Please pass the bill to ban trade stamps. I am a small town grocer. I can't afford to give stamps and it hurts my business not to. I have lived in this store building since 1911 and it looks as though I might have to close the doors just because of trade stamps. Such a racket—it is right?

Sincerely,  
GERALD DAGEN

A letter was received from Mrs. A. C. Langseth of Carrington, wife of Rep. Langseth, urging the continuance of trading stamps, which was referred to the Committee on Industry and Business.

Rep. Schuler moved that the letter from Mrs. Langseth be printed in the House Journal, which motion prevailed.

Carrington, North Dakota  
February 14, 1955

To the Members of the House of Representatives,  
State of North Dakota

According to information just received on "Legislative Highlights", the citizens and voters of North Dakota have been informed that our good Senators, in their conscientious devotion to duty, have decided to outlaw "trading stamps". They evidently take lightly the requests of many of the

ladies of N. Dak., each of whom not only represent a vote, but, surprisingly enough, can cast a bit of influence on another ballot marker at times! Did not one Senator remark that the flood of telegrams were paid for by "trading stamp companies". As to that, I cannot say. But who wrote the signatures of the countless gals at home, who were interested enough to see that their name appear before their own Senator as a silent appeal for him to rightly represent their interests! You can be sure they were not practicing penmanship, but I fully believe the majority knew to what they signed their name and meant it!

After all her efforts of squeezing in the essentials of every day living, it would be a shame if our budget balancers managed to get a few articles for the kiddies, the home, the man of the house, or even herself, as a premium! No, I'm not trading in my book for a rolling pin! I have confidence in my own Representative's vote, and I also have a much better use for that greatly maligned stamp book!

When I first heard of this absurd bill, it came in a flash who must be pushing it. Just whom do you think will cast the most votes in N. Dak's next election.....the housewives of North Dakota or the retailers of certain merchandise? (Merchandise we probably wouldn't buy anyway if we didn't get it as a premium.)

So, since our Senators ignored our wishes, I appeal to each member of the House to represent us, the housewives, and kill this bill before it takes another breath!

Sincerely,

MRS. A. C. LANGSETH

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions, to whom was referred Senate Bill No. 73, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Hofstrand 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. 75, have had the same under consideration and recommend that the same do pass.

REP. ENGEN, Chairman.

Rep. Langseth 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. 110, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Gefreh moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 510

House Bill No. 511

House Bill No. 521  
House Bill No. 560  
House Bill No. 572  
House Bill No. 594  
House Bill No. 596

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 19, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 854

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Rep. Beede moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FORTY-SEVENTH DAY

Bismarck, February 19, 1955

The House convened at 2:00 p.m. with Acting Speaker Brown presiding.

Prayer by the chaplain, Rev. Isaac Scherpenisee of the Presbyterian Church in Mandan, North Dakota.

Rep. Gefreh moved that the House do now recess until 1:00 p.m., February 21, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FORTY-SEVENTH DAY AFTER RECESS  
AND FORTY-NINTH DAY

Bismarck, February 21, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the second order of business.

The roll was called and all members were present except Bye, Davis, Dick, Knudsen, Petterson, Roen.

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 forty-fifth day after recess and forty-sixth day and recommend that the same be corrected as follows:

Page 747, line one, change the word "Transportation" to "Labor Relations".

And when so corrected recommends that the same be approved.

REP. ANDERSON of Richland, Vice-Chairman.

Rep. Ziegler 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 Engraving respectfully report that they have examined the following bill:

House Bill No. 510  
House Bill No. 511  
House Bill No. 521  
House Bill No. 560  
House Bill No. 572  
House Bill No. 594  
House Bill No. 596  
House Bill No. 854

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

House Resolution No. 9

And find the same correctly Enrolled.

REP. FRISTAD, 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 Senate Bill No. 40, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Erickson (Bottineau) 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. 56, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Brooks 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. 66, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Haugland 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. 100, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, 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 Senate Bill No. 141, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Erickson (Burke-Divide) 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. 161, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Mahlmann 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. 133, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Hofstrand 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. 134, have had the same under consideration and recommend that the same do pass.



REP. LARSON, Chairman.

Rep. Saugstad 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. 158, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Tollefson 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. 510

House Bill No. 511

House Bill No. 521

House Bill No. 560

House Bill No. 572

House Bill No. 594

House Bill No. 596

House Bill No. 854

House Resolution No. 9

And the Speaker signed the same in the presence of the House.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Rohde, Rolfsrud, Dunlop, Magnuson and Wicks introduced:

House Concurrent Resolution "L-1". A Concurrent Resolution relating to the education of Indians.

Which was read the first time.

Rep. Rohde moved that the rules be suspended, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "L-1" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Rohde moved that House Concurrent Resolution "L-1" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "L-1"

Introduced by Representative Rohde, Rolfsrud, Dunlop, Magnuson and Wicks.

A concurrent resolution relating to the education of Indians.

1 WHEREAS, it has come to the attention of the state  
2 legislature that certain discrepancies exist between  
3 states and between schools within states as to the amount  
4 of federal assistance received by the public schools of  
5 this state for the education of Indian children in such  
6 schools; and

7 WHEREAS, it has come to the attention of the state  
8 legislature that certain state moneys are being used  
9 directly or indirectly by federally operated schools  
10 under the jurisdiction and control of the Bureau of  
11 Indian Affairs; and

12 WHEREAS, the state legislature is desirous of  
12a obtaining

13 authentic information as to the true facts of such  
 14 matters;  
 15 NOW, THEREFORE, BE IT RESOLVED BY THE  
 15a HOUSE  
 16 OF REPRESENTATIVES OF THE STATE OF  
 16a NORTH  
 17 DAKOTA, THE SENATE CONCURRING THEREIN:  
 18 That the legislative research committee is hereby  
 19 authorized and directed to study such matters and to  
 19a make  
 20 its report and recommendations in such form as it  
 20a deems  
 21 expedient to the Thirty-fifth Legislative Assembly.

#### SIXTH ORDER OF BUSINESS

Rep. Engen moved that the amendments to Senate Bill No. 61, as recommended by the Committee on General Affairs and printed on page 744 of the House Journal, be adopted, which motion prevailed.

Rep. Engen moved that the amendments to Senate Bill No. 144, as recommended by the Committee on General Affairs and printed on page 745 of the House Journal, be adopted, which motion prevailed.

Rep. Snow requested the courtesy of the floor for Ed Ehls, Don Matejcek, Merwin Odenbaugh, Loyle Mueller, all of the Senior Class of Beach High School, which request was granted.

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 1.** A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State Government, and for 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, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**Senate Bill No. 34.** A Bill for an Act to amend and reenact sections 65-0205, 65-0427, 65-0801, 65-0518, 65-1011 of the North Dakota Revised Code of 1943 as amended; and to repeal section 10 of chapter 344 of the North Dakota Session Laws of 1951 relating to Workmen's Compensation.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 176.** A Bill for an Act to amend and reenact section 40-2805 of the North Dakota Revised Code of 1943, relating to sewer and water connections assessment funds of municipalities; providing for the issuance and payment of warrants and for contingent liability.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 177.** A Bill for an Act to amend and reenact sections 40-2913 and 40-2914 of the North Dakota Revised Code of 1943, relating to construction, repairing or rebuilding of sidewalks in municipalities; providing for separate funds for such purposes and for contingent liability.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 178.** A Bill for an Act to amend and reenact sections 40-3107 and 40-3108 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in municipalities; providing for separate funds for such purposes and for contingent liability.

Was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 213.** A Bill for an Act relating to the use of certain types of motor vehicles upon the highways of this state and providing a penalty.

Was read the first time and referred to the Committee on Transportation.

**Senate Bill No. 225.** A Bill for an Act to tax the issuance and delivery of premium stamps.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 241.** A Bill for an Act making an appropriation for the purpose of refunding to Richland County amounts erroneously paid to the state of North Dakota by such county for state general property taxes with its October, 1954 report of state taxes collected.

Was read the first time and referred to the Committee on General Affairs.

**Senate Bill No. 242.** A Bill for an Act to amend and reenact section 15-0704 of the North Dakota Revised Code of 1943, relating to private sale of non-grant lands.

Was read the first time and referred to the Committee on Judiciary.

**Senate Bill No. 243.** A Bill for an Act relating to claims for adjusted compensation of World War II veterans, creating a board of final review and declaring an emergency.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

**Senate Bill No. 247.** A Bill for an Act to amend and reenact subsection 1 of section 10-0330 of the North Dakota Revised Code of 1943, relating to the increasing or diminishing of the capital stock of corporations.

Was read the first time and referred to the Committee on Industry and Business.

**Senate Bill No. 248.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Was read the first time and referred to the Committee on Social Welfare.

**Senate Concurrent Resolution "U".** A Concurrent Resolution authorizing and requesting the state board of higher education to provide for a study and analysis to determine the percentage distribution of consumers' money spent for goods derived from farm products.

Was read the first time and referred to the Committee on State and Federal Government.

## FINAL PASSAGE OF SENATE BILLS

**Senate Bill No. 35.** A Bill for an Act relating to the admission, custody, and release of patients at the state hospital, amending and reenacting section 25-0309 of the North Dakota Revised Code of 1943 and section 25-03071 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the admission of alcoholics, drug addicts, and persons suffering from mental illness, and repealing section 25-0308 of the North Dakota Revised Code of 1943.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Adamsen	Hafner	Paulson
Anderson, Cass	Hammer	Poling
Anderson, Richl'nd	Haugland	Power
Baldwin	Hegge	Renfrow
Balerud	Heimes	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rosberg
Berntson	Homelvig	Rose
Bjella	Hornbacher	Saugstad
Bratcher	Isakson	Saumur
Brooks	Kitzmann	Schmalenberger
Brown	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudson, Morton	Simenson, 10th
Dahlund	Larson	Simonson, 9th
Dick	Laske	Snortland
Dunlop	Lee	Snow
Einarson	Leet	Solberg
Engen	Lindberg	Sommer
Erickson, Bottin'au	Link	Sticka
Esterby	Lynch	Stockman
Ettestad	Magnuson	Thompson, Burl'gh
Fine	Mahlmann	Thompson, M'Lean
Fleenor	McLain	Tollefson
Frank	Miller	Trydahl
Fristad	Mollet	Vinje
Gagnum	Mueller	Wambheim
Gefreh	Nygaard	Wicks
George	Olson	Ziegler
Gress	Overbo	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Eddy-	Goebel	Sorlie
Foster	Hofstrand	Sortland
Baker	Knudsen, LaMoure	Spitzer
Brekke	Langseth	Strand
Bye	Petterson	Strege
Davis	Rickford	Tough
Dewey	Roen	Wolf
Erickson, Burke-	Schmidt	
Divide		

So the bill passed and the title was agreed to.

Senate Bill No. 37. A Bill for an Act to amend and reenact section 12-5313 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to imposition and suspension of sentences in certain criminal cases.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 24.

Those voting in the affirmative were:

Adamsen	Gress	Overbo
Anderson, Cass	Gumeringer	Paulson
Anderson, Richl'nd	Hafner	Poling
Baker	Hammer	Power
Baldwin	Haugland	Renfrow
Balerud	Hegge	Rohde
Beede	Heimes	Rolfsrud
Benson	Heller	Rosberg
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brooks	Hornbacher	Schuler
Christopher	Isakson	Simenson, 10th
Currie	Kjos	Simonson, 9th
Dahlund	Kloster	Snortland
Dick	Knudson, Morton	Snow
Dunlop	Laske	Sulberg
Einarson	Lee	Sommer
Engen	Leet	Sticka
Erickson, Bottin'au	Lindberg	Stockman
Erickson, Burke-Divide	Link	Thompson, Burl'gh
Esterby	Lynch	Thompson, M'Lean
Ettestad	Magnuson	Tollefson
Fine	Mahlmann	Trydahl
Fleenor	McLain	Vinje
Frank	Miller	Wambheim
Gagnaw	Mollet	Wicks
Gefreh	Mueller	Ziegler
George	Nygaard	Mr. Speaker
	Olson	

Those voting in the negative were:

Kitzmann

Absent and not voting:

Anderson, Eddy-Foster	Knudsen, LaMoure	Scott
Brekke	Langseth	Sortie
Brown	Larson	Sortland
Bye	Petterson	Spitzer
Davis	Rickford	Strand
Dewey	Roen	Strege
Fristad	Rose	Tough
Goebel	Schmidt	Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 42. A Bill for an Act to repeal chapter 57-49 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to mineral rights privilege tax.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

Adamsen	Gress	Overbo
Anderson, Cass	Gumeringer	Paulson
Anderson, Richl'nd	Hafner	Poling
Baker	Hammer	Power
Baldwin	Haugland	Renfrow
Balerud	Hegge	Rickford
Beede	Heimes	Roen
Benson	Heller	Rohde
Berntson	Hoffer	Rolfstrud
Bjella	Hofstrand	Rosberg
Bratcher	Homelvig	Saugstad
Brooks	Hornbacher	Saumur
Brown	Isakson	Schmalenberger
Christopher	Kitzmann	Schuler
Dahlund	Kjos	Simenson, 10th
Dick	Kloster	Simonson, 9th
Dunlop	Knudson, Morton	Snortland
Einaron	Laske	Snow
Engen	Leet	Sommer
Erickson, Bottin'au	Lindberg	Sticka
Erickson, Burke- Divide	Link	Stockman
Esterby	Lynch	Thompson, Burl'gh
Ettestad	Magnuson	Thompson, M'Lean
Fine	Mahlmann	Tollefson
Fleenor	McLain	Trydahl
Frank	Miller	Vinje
Fristad	Mollet	Wambheim
Gagnum	Mueller	Wicks
Gefreh	Nygaard	Ziegler
George	Olson	Mr. Speaker

Absent and not voting:

Anderson, Eddy- Foster	Knudsen, LaMoure	Solberg
Brekke	Langseth	Sorlie
Bye	Larson	Sortland
Currie	Lee	Spitzer
Davis	Petterson	Strand
Dewey	Rose	Strege
Goebel	Schmidt	Tough
	Scott	Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 44. A Bill for an Act to amend and reenact section 30-1933 of the North Dakota Revised Code of 1943 relating to orders to mortgage by county courts.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Adamsen	George	Nygaard
Anderson, Cass	Gress	Olson
Anderson, Richl'nd	Gumeringer	Overbo

Baker	Hafner	Paulson
Baldwin	Hammer	Poling
Balerud	Haugland	Power
Beede	Hegge	Renfrow
Benson	Heimes	Rickford
Berntson	Heller	Rohde
Bjella	Hoffer	Rolfsrud
Bratcher	Hofstrand	Rosberg
Brooks	Homelvig	Saugstad
Brown	Hornbacher	Schmalenberger
Christopher	Isakson	Schuler
Currie	Kitzmann	Simenson, 10th
Dahlund	Kjos	Snortland
Dick	Kloster	Snow
Dunlop	Knudson, Morton	Solberg
Einarson	Laske	Sommer
Engen	Lee	Sticka
Erickson, Bottin'au	Leet	Stockman
Erickson, Burke- Divide	Lindberg	Thompson, Burl'gh
	Link	Thompson, M'Lean
Esterby	Lynch	Tollefson
Ettestad	Magnuson	Trydahl
Fine	Mahlmann	Vinje
Fleenor	McLain	Wambheim
Frank	Miller	Wicks
Gagnum	Mollet	Ziegler
Gefreh	Mueller	Mr. Speaker

## Absent and not voting:

Anderson, Eddy- Foster	Langseth	Simonson, 9th
Brekke	Larson	Sorlie
Bye	Pettersen	Sortland
Davis	Roen	Spitzer
Dewey	Rose	Strand
Fristad	Saumur	Strege
Goebel	Schmidt	Tough
Knudsen, LaMoure	Scott	Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 48. A Bill for an Act to amend and reenact Subsection 3 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to length limitations on vehicles; exceptions.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Gumeringer	Olson
Anderson, Richl'nd	Hafner	Overbo
Baker	Hammer	Paulson
Baldwin	Haugland	Poling
Balerud	Hegge	Power
Beede	Heimes	Renfrow
Benson	Heller	Rickford
Berntson	Hoffer	Roen
Bjella	Hofstrand	Rohde
Brooks	Homelvig	Rolfsrud

Brown	Hornbacher	Rosberg
Christopher	Isakson	Saugstad
Currie	Kitzmann	Saumur
Dahlund	Kjos	Schmalenberger
Dick	Kloster	Schuler
Dunlop	Knudson, Morton	Simonson, 9th
Einarson	Laske	Snortland
Engen	Lee	Snow
Erickson, Bottin'au	Leet	Solberg
Erickson, Burke-	Lindberg	Sommer
Divide	Link	Sticka
Esterby	Lynch	Stockman
Ettestad	Magnuson	Thompson, Burl'gh
Fine	Mahlmann	Thompson, M'Lean
Fleenor	McLain	Tollefson
Frank	Miller	Trydahl
Gagnum	Mollet	Vinje
Gefreh	Mueller	Wicks
George	Nygaard	Mr. Speaker
Gress		

Those voting in the negative were:

Anderson, Cass	Simenson, 10th	Ziegler
Bratcher	Wambheim	

Absent and not voting:

Anderson, Eddy-	Knudsen, LaMoure	Sorlie
Foster	Langseth	Sortland
Brekke	Larson	Spitzer
Bye	Petterson	Strand
Davis	Rose	Strege
Dewey	Schmidt	Tough
Fristad	Scott	Wolf
Goebel		

So the bill passed and the title was agreed to.

Rep. Sticka moved that the vote by which Senate Bill No. 48 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 59. A Bill for an Act to amend and reenact sections 26-1203, 26-1220, and 26-1228 of the North Dakota Revised Code of 1943, section 26-1219 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal section 26-1221 of the North Dakota Revised Code of 1943, relating to fraternal benefit societies.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Adamsen	Hafner	Poling
Anderson, Cass	Hammer	Power
Anderson, Rich'nd	Haugland	Renfrow
Baker	Hegge	Rickford
Baldwin	Heimes	Roen
Balerud	Heller	Rohde
Beede	Hoffer	Rolfsrud
Benson	Homelvig	Rosberg
Berntson	Hornbacher	Saugstad
Bratcher	Isakson	Saumur



Brooks	Kitzmann	Schmalenberger
Brown	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudson, Morton	Simenson, 10th
Dahlund	Larson	Simonson, 9th
Dick	Laske	Smortland
Dunlop	Lee	Snow
Einarson	Leet	Solberg
Engen	Lindberg	Sommer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke- Divide	Lynch	Stockman
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Fine	McLain	Tollefson
Fleenor	Miller	Trydahl
Frank	Mollet	Vinje
Gagnum	Mueller	Wambheim
Gefreh	Nygaard	Wicks
Gress	Olson	Ziegler
Gumeringer	Overbo	Mr. Speaker
	Paulson	

## Absent and not voting:

Anderson, Eddy-	George	Sorlie
Foster	Goebel	Sortland
Bjella	Hofstrand	Spitzer
Brekke	Knudsen, LaMoure	Strand
Bye	Langseth	Strege
Davis	Pettersen	Tough
Dewey	Rose	Wolf
Fristad	Schmidt	

So the bill passed and the title was agreed to.

Senate Bill No. 65. A Bill for an Act to require all persons having construction contracts with the state of North Dakota or any of its political subdivisions, to file a statement with the motor vehicle registrar if he is using trucks not registered in this state, and providing a penalty.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

## Those voting in the affirmative were:

Adamsen	Hammer	Paulson
Anderson, Cass	Haugland	Poling
Anderson, Rich'nd	Hegge	Power
Baker	Heimes	Renfrow
Baldwin	Heller	Rickford
Balerud	Hoffer	Roen
Beede	Hofstrand	Rohde
Benson	Homelvig	Rolfsrud
Berntson	Hornbacher	Rosberg
Bjella	Isakson	Saugstad
Bratcher	Kitzmann	Saumur
Brooks	Kjos	Schmalenberger
Brown	Kloster	Schuler
Christopher	Knudson, Morton	Scott
Currie	Larson	Simenson, 10th
Dahlund	Laske	Simonson, 9th

Dick	Lee	Snortland
Dunlop	Leet	Snow
Einarson	Lindberg	Solberg
Engen	Link	Sommer
Erickson, Bottin'au	Lynch	Sticka
Esterby	Magnuson	Stockman
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Tollefson
Fleonor	Miller	Trydahl
Frank	Mollet	Vinje
Gagnum	Mueller	Wambheim
Gefreh	Nygaard	Wicks
Gress	Olson	Ziegler
Gumeringer	Overbo	Mr. Speaker
Hafner		

Absent and not voting:

Anderson, Eddy-	Fristad	Sorlie
Foster	George	Sortland
Brekke	Goebel	Spitzer
Bye	Knudsen, LaMoure	Strand
Davis	Langseth	Strege
Dewey	Petterson	Thompson, M'Lean
Erickson, Burke-	Rose	Tough
Divide	Schmidt	Wolf

So the bill passed and the title was agreed to.

**Senate Bill No. 75.** A Bill for an Act relating to refunds of motor fuel tax where the motor fuel has been used for agricultural or industrial purposes, and allowing the buyer to assign his claim for refund to a dealer selling such fuel to him on open account.

Which has been read.

Rep. Engen moved that Senate Bill No. 75 be placed at the foot of the calendar, which motion prevailed.

**Senate Bill No. 73.** A Bill for an Act relating to county zoning regulations, and empowering counties to establish zoning districts, to impose regulations and restrictions within such districts, and to establish county planning commissions to secure the orderly development of the county, for the purpose of promoting health, safety, morals and the general public welfare, and declaring an emergency.

Which has been read.

Rep. Einarson moved that Senate Bill No. 73 be re-referred to the Committee on Political Subdivisions, which motion prevailed, on a division vote.

**Senate Bill No. 80.** A Bill for an Act to amend and reenact Section 6-0307, of North Dakota Revised Code of 1943, relating to Investment of State Banking Associations in Banking House, Bank Premises, Furniture and Fixtures.

Which has been read.

**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:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Baker	Hammer	Rickford

Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Heimes	Rosberg
Benson	Heller	Rose
Berntson	Hoffer	Saugstad
Bjella	Hofstrand	Saumur
Bratcher	Homelvig	Schmalenberger
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Dick	Larson	Snow
Dunlop	Laske	Solberg
Einarson	Leet	Sommer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Poling	Mr. Speaker
Gress		

Those voting in the negative were:

Kitzmann

Absent and not voting:

Anderson, Eddy-	Goebel	Schmidt
Foster	Knudsen, LaMoure	Sorlie
Anderson, Richl'nd	Langseth	Sortland
Brekke	Lee	Spitzer
Bye	Lindberg	Strand
Davis	Pettersen	Strege
Dewey	Rolfsrud	

So the bill passed and the title was agreed to.

Senate Bill No. 82. A Bill for an Act Providing for the Advancement of Funds by Banks or other Mortgagee to Protect Liens.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 12; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	Gefreh	Overbo
Anderson, Cass	George	Poling
Anderson, Richl'nd	Gress	Power
Baker	Gumeringer	Renfrow
Baldwin	Hafner	Rickford
Balerud	Hegge	Roen
Beede	Heimes	Rolfsrud
Benson	Heller	Rose
Berntson	Hoffer	Saugstad

Bjella	Hofstrand	Schmalenberger
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Christopher	Kjos	Simonson, 9th
Currie	Kloster	Snow
Dahlund	Knudson, Morton	Sommer
Dick	Larson	Sticka
Einarson	Laske	Stockman
Engen	Leet	Thompson, Burl'gh
Erickson, Burke- Divide	Lindberg	Tollefson
Esterby	Link	Tough
Ettestad	Lynch	Trydahl
Fine	Mahlmann	Wambheim
Fleenor	McLain	Wicks
Frank	Miller	Wolf
Frank	Mollet	Ziegler
Fristad	Mueller	Mr. Speaker
Gagnum	Nygaard	

Those voting in the negative were:

Dunlop	Magnuson	Rosberg
Erickson, Bottin'au	Olson	Snortland
Haugland	Paulson	Solberg
Homelvig	Rohde	Vinje

Absent and not voting:

Anderson, Eddy-	Hammer	Sorlie
Foster	Knudsen, LaMoure	Sortland
Brekke	Langseth	Spitzer
Bye	Lee	Strand
Davis	Petterson	Strege
Dewey	Saumur	Thompson, M'Lean
Goebel	Schmidt	

So the bill passed and the title was agreed to.

**Senate Bill No. 83.** A Bill for an Act to Permit the Giving of Chattel Mortgages to Secure Existing or Contemporaneous Debts and Future Advances, and to Establish the Priority and Extent of the Lien Thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 18; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Hafner	Overbo
Anderson, Cass	Hegge	Poling
Baker	Heimes	Renfrow
Balerud	Heller	Rickford
Beede	Hoffer	Roen
Benson	Hofstrand	Rolfstrud
Berntson	Homelvig	Rose
Bjella	Hornbacher	Saugstad
Bratcher	Isakson	Schmalenberger
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Christopher	Knudson, Morton	Simenson, 10th
Currie	Larson	Simonson, 9th
Dahlund	Laske	Snow
Dick	Lee	Sommer

Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Ettestad	Link	Strand
Fleenor	Magnuson	Thompson, Burl'gh
Frank	Mahlmann	Tollefson
Fristad	McLain	Tough
Gagnum	Miller	Trydahl
Gefreh	Mollet	Wambheim
George	Mueller	Wicks
Gress	Nygaard	Wolf
Gumeringer	Olson	Mr. Speaker

Those voting in the negative were:

Anderson, Richl'nd	Hammer	Rohde
Dunlop	Haugland	Rosberg
Erickson, Bottin'au	Kitzmann	Snortland
Erickson, Burke-	Lynch	Solberg
Divide	Paulson	Vinje
Esterby	Power	Ziegler
Fine		

Absent and not voting:

Anderson, Eddy-	Dewey	Schmidt
Foster	Goebel	Sortie
Baldwin	Knudsen, LaMoure	Sortland
Brekke	Langseth	Spitzer
Bye	Petterson	Strege
Davis	Saumur	Thompson, M'Lean

So the bill passed and the title was agreed to.

Senate Bill No. 84. A Bill for an Act with Respect to the Investment of Trust Funds by a Corporate Trustee.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 24; absent and not voting, 15.

Those voting in the affirmative were:

Anderson, Cass	Heimes	Rickford
Anderson, Richl'nd	Heller	Roen
Baker	Hoffer	Rose
Baldwin	Hofstrand	Saugstad
Balerud	Homelvig	Saumur
Benson	Isakson	Schmalenberger
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Larson	Snow
Dahlund	Laske	Sommer
Dick	Lee	Stockman
Einarson	Leet	Strand
Ettestad	Lindberg	Thompson, Burl'gh
Fine	Link	Thompson, M'Lean
Fleenor	Mahlmann	Tough
Frank	Mollet	Trydahl
Gagnum	Mueller	Vinje
Gefreh	Nygaard	Wambheim
George	Olson	Wicks
Gress	Overbo	Wolf
Gumeringer	Paulson	Ziegler

Hafner	Power	Mr. Speaker
Haugland	Renfrow	
Those voting in the negative were:		
Adamsen	Fristad	Poling
Beede	Hammer	Rohde
Berntson	Hegge	Rolfsrud
Dunlop	Hornbacher	Rosberg
Engen	Lynch	Simenson, 10th
Erickson, Bottin'au	Magnuson	Solberg
Erickson, Burke-	McLain	Sticka
Divide	Miller	Tollefson
Esterby		
Absent and not voting:		
Anderson, Eddy-	Dewey	Schmidt
Foster	Goebel	Sorlie
Bjella	Knudsen, LaMoure	Sortland
Brekke	Langseth	Spitzer
Bye	Petterson	Strege
Davis		

So the bill passed and the title was agreed to.

Senate Bill No. 93. A Bill for an Act to amend and reenact subsections 3 and 4 of section 59-0302 of the North Dakota Revised Code of 1943 relating to restrictions on the purposes for which express trusts may be created.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Richl'nd	Haugland	Rickford
Baker	Hegge	Roen
Baldwin	Heimes	Rohde
Balerud	Heller	Rolfsrud
Beede	Hoffer	Rosberg
Benson	Hofstrand	Rose
Berntson	Homelvig	Saugstad
Bjella	Hornbacher	Saumur
Bratcher	Isakson	Schmalenberger
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudson, Morton	Simonson, 9th
Dahlund	Larson	Snortland
Dick	Laske	Snow
Dunlop	Lee	Solberg
Einarson	Leet	Sommer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje

Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Gress	Poling	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Eddy-	Dewey	Schmidt
Foster	Goebel	Sorlie
Brekke	Knudsen, LaMoure	Sortland
Bye	Langseth	Spitzer
Davis	Petterson	Strege

So the bill passed and the title was agreed to.

Senate Bill No. 104. A Bill for an Act to prevent the abandoning or discarding of ice-boxes, refrigerators, or ice chests which have latch lids or doors and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Hammer	Power
Anderson, Cass	Haugland	Renfrow
Baker	Hegge	Rickford
Baldwin	Heimes	Roen
Balerud	Heller	Rohde
Beede	Hoffer	Rolfsrud
Benson	Hofstrand	Rosberg
Berntson	Homelvig	Rose
Bratcher	Hornbacher	Saugstad
Brooks	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Christopher	Kjos	Schuler
Currie	Kloster	Scott
Dahlund	Knudson, Morton	Simenson, 10th
Dick	Larson	Simonson, 9th
Dunlop	Laske	Snortland
Einarson	Lee	Snow
Engen	Leet	Solberg
Erickson, Bottin'au	Lindberg	Sommer
Erickson, Burke-	Link	Sticka
Divide	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Trydahl
Fristad	Mueller	Vinje
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wicks
George	Overbo	Wolf
Gress	Paulson	Ziegler
Gumeringer	Poling	Mr. Speaker
Hafner		

Absent and not voting:

Anderson, Eddy-	Davis	Schmidt
Foster	Dewey	Sorlie

Anderson, Richl'nd	Goebel	Sortland
Bjella	Knudsen, LaMoure	Spitzer
Brekke	Langseth	Strege
Bye	Petterson	Thompson, M'Lean

So the bill passed and the title was agreed to.

Senate Bill No. 110. A Bill for an Act to amend and reenact section 40-0706 of the North Dakota Revised Code of 1943 relating to compensation of village trustees.

Which has been read.

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:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Larson	Snow
Dick	Laske	Solberg
Dunlop	Lee	Sommer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Gress		

Absent and not voting:

Anderson, Eddy-	Goebel	Petterson
Foster	Hofstrand	Schmidt
Brekke	Knudsen, LaMoure	Sortie
Bye	Langseth	Sortland
Davis	McLain	Spitzer
Dewev	Mollet	Strege

So the bill passed and the title was agreed to.

Senate Bill No. 126. A Bill for an Act to amend and reenact section 10-1319 of the North Dakota Revised Code of 1943, relating to electric cooperative corporations.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 1; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Gumeringer	Poling
Anderson, Cass	Hafner	Power
Anderson, Rich'nd	Hammer	Renfrow
Baker	Haugland	Rickford
Baldwin	Hegge	Roen
Balerud	Heimes	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rosberg
Berntson	Hofstrand	Rose
Bjella	Homelvig	Schmalenberger
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Larson	Snow
Dick	Laske	Solberg
Dunlop	Lee	Sommer
Einarson	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Gress		

Those voting in the negative were:

Saugstad

Absent and not voting:

Anderson, Eddy-Foster	Goebel	Schmidt
	Hornbacher	Sorlie
Brekke	Knudsen, LaMoure	Sortland
Bye	Langseth	Spitzer
Davis	Petterson	Strege
Dewey	Saumur	

So the bill passed and the title was agreed to.

Senate Bill No. 127. A Bill for an Act to amend and reenact subsection 4 of section 10-1206 of the North Dakota Revised Code of 1943, relating to mutual aid corporations.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Hammer	Renfrow
Anderson, Cass	Haugland	Rickford

Anderson, Richl'nd	Hegge	Roen
Baldwin	Heimes	Rohde
Balerud	Heller	Rolfstrud
Beede	Hoffer	Rosberg
Benson	Hofstrand	Rose
Berntson	Homelvig	Saumur
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schuler
Brown	Kitzmann	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Dick	Larson	Snow
Dunlop	Laske	Solberg
Einaronson	Lee	Sommer
Engen	Leet	Sticka
Erickson, Bottin'au	Lindberg	Stockman
Erickson, Burke- Divide	Link	Strand
Esterby	Lynch	Thompson, Burl'gh
Ettestad	Magnuson	Thompson, M'Lean
Fine	Mahlmann	Tollefson
Fleenor	McLain	Tough
Frank	Miller	Trydahl
Fristad	Mollet	Vinje
Gagnum	Mueller	Wambheim
Gefreh	Nygaard	Wicks
George	Overbo	Wolf
Gress	Paulson	Ziegler
Hafner	Poling	Mr. Speaker
	Power	

Those voting in the negative were:

Baker	Bjella	Saugstad
Absent and not voting:		
Anderson, Eddy- Foster	Goebel	Schmidt
	Gumeringer	Sorlie
Brekke	Knudsen, LaMoure	Sortland
Bye	Langseth	Spitzer
Davis	Olson	Strege
Dewey	Petterson	

So the bill passed and the title was agreed to.

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 28-1304 of the North Dakota Revised Code of 1943, relating to designation of a trial judge upon the filing of an affidavit of prejudice.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 14; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Hoffer	Rolfstrud
Anderson, Cass	Hofstrand	Rosberg
Anderson, Richl'nd	Homelvig	Rose
Baker	Isakson	Saugstad
Baldwin	Kitzmann	Saumur
Balerud	Kjos	Schmalenberger
Berntson	Kloster	Schuler
Bratcher	Knudson, Morton	Scott
Brooks	Larson	Simenson, 10th

Dahlund	Laske	Simonson, 9th
Dick	Lee	Snortland
Einarson	Leet	Snow
Engen	Lindberg	Solberg
Erickson, Bottin'au	Link	Sommer
Ettestad	Magnuson	Sticka
Fine	Mahlmann	Stockman
Fleenor	Miller	Strand
Frank	Mollet	Thompson, Burl'gh
Fristad	Mueller	Thompson, M'Lean
Gagnum	Nygaard	Tollefson
Gefreh	Olson	Trydahl
George	Paulson	Vinje
Gress	Poling	Wambheim
Gumeringer	Power	Wicks
Hammer	Renfrow	Wolf
Haugland	Rickford	Ziegler
Hegge	Roen	Mr. Speaker
Heller	Rohde	

Those voting in the negative were:

Beede	Erickson, Burke-	Hornbacher
Benson	Divide	Lynch
Bjella	Esterby	McLain
Currie	Hafner	Overbo
Dunlop	Heimes	Tough

Absent and not voting:

Anderson, Eddy-	Davis	Schmidt
Foster	Dewey	Sortie
Brekke	Goebel	Sortland
Brown	Knudsen, LaMoure	Soitzer
Bye	Langseth	Strege
Christopher	Petterson	

So the bill passed and the title was agreed to.

Speaker Fitch called Rep. Wolf to the Chair to preside.

Senate Bill No. 162. A Bill for an Act to amend and reenact section 24-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to enforcement of highway laws controlling vehicle size and weights, and conferring police power on the state highway commissioner and inspectors appointed by him, and declaring an emergency.

Which has been read.

Rep. Wicks moved that Senate Bill No. 162 be re-referred to the Committee on Transportation, which motion lost.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 45; absent and not voting, 14.

Those voting in the affirmative were:

Adamsen	Haugland	Rickford
Baker	Heller	Roen
Balerud	Hofstrand	Rolfgrud
Beede	Hornbacher	Rosberg
Benson	Larson	Rose
Bjella	Laske	Saumur
Brown	Lee	Simonson, 9th
Christopher	Leet	Snow
Currie	Link	Solberg

Dick	Lynch	Sommer
Einarson	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Mueller	Tollefson
Erickson, Burke-	Nygaard	Tough
Divide	Overbo	Trydahl
Ettestad	Paulson	Vinje
Fine	Poling	Wambheim
Fleenor	Power	Wolf
Gefreh	Renfrow	Mr. Speaker
George		

Those voting in the negative were:

Anderson, Cass	Hafner	Mollet
Anderson, Richl'nd	Hammer	Olson
Baldwin	Hegge	Rohde
Berntson	Heimes	Saugstad
Bratcher	Hoffer	Schmalenberger
Brooks	Homelvig	Schuler
Dahlund	Isakson	Scott
Dunlop	Kitzmann	Simenson, 10th
Engen	Kjos	Snortland
Esterby	Kloster	Sticka
Frank	Knudson, Morton	Stockman
Fristad	Lindberg	Strand
Gagnum	Magnuson	Thompson, M'Lean
Gress	Mahlmann	Wicks
Gumeringer	Miller	Ziegler

Absent and not voting:

Anderson, Eddy-	Dewey	Schmidt
Foster	Goebel	Sorlie
Brekke	Knudsen, LaMoure	Sortland
Bye	Langseth	Spitzer
Davis	Petterson	Strege

So the bill was declared lost, for lack of a constitutional majority.

Rep. Gefreh moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FORTY-NINTH DAY

Bismarck, February 21, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. A. E. Smith, St. George's Episcopal Church of Bismarck.

The roll was called and all members were present except Reps. Anderson of Eddy-Foster, Bye, Davis, Dewey, Langseth, Petterson, Schmidt, Sorlie, Sortland, Spitzer, and Strege.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 21, 1955

Mr. President: I have the honor to transmit:

House Bill No. 510

House Bill No. 511

House Bill No. 521  
 House Bill No. 560  
 House Bill No. 572  
 House Bill No. 594  
 House Bill No. 596  
 House Bill No. 854

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, 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 forty-sixth day after recess and forty-seventh day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Hafner moved that the courtesy of the floor be extended to the Senior Class of the Beulah High School, which motion prevailed.

Rep. Homelvig moved that the courtesy of the floor be extended to the family of Representative Leland Roen, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 21, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 504

House Bill No. 689

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 21, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 512

Senate Amendments to House Bill No. 512:

In line 2 strike out the figure \$107,000.00 and insert the figure \$113,240.00 in lieu thereof.

In line 4 strike out the figure \$65,555.00 and insert the figure \$70,055.00 in lieu thereof.

In line 4 after the word "the" insert the following words: "Veterans' Aid Fund in the".

In line 13 strike out the figure \$17,000.00 and insert the figure \$18,040.00 in lieu thereof.

In line 16 strike out the figure \$65,000.00 and insert the figure \$70,200.00 in lieu thereof.

After line 26 insert the following line: "3. Blacktop Reservation Roads Adjacent to Buildings \$4,500.00".

In line 27 strike out the figure \$172,555.00 and insert the figure \$183,295.00 in lieu thereof.

Renumber the lines accordingly.

House Bill No. 595

Senate Amendments to House Bill No. 595:

Strike out the sentence beginning on Line 8 and ending on Line 12.

On Line 16 after the word judge add the following: "and approved by the county commissioners"

House Concurrent Resolution "D"

Senate Amendments to House Concurrent Resolution "D":

Strike out Lines 21 through 27 inclusive.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 21, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 510

House Bill No. 511

House Bill No. 521

House Bill No. 560

House Bill No. 572

House Bill No. 594

House Bill No. 596

House Bill No. 854

Which the President has signed.

EDWARD LENO, Secretary.

FIFTH ORDER OF BUSINESS

Rep. Baker moved that the report of the Committee on Labor Relations on Senate Bill No. 115 as printed on page 746 of the House Journal, be adopted.

Rep. Schuler moved a substitute motion that the report of the Committee on Labor Relations on Senate Bill No. 115 be not adopted.

Rep. Simonson (9th) requested that he be excused from voting on Rep. Schuler's motion on Senate Bill No. 115.

Rep. Baker moved that Rep Simonson be permitted to vote on Rep. Schuler's motion, which motion prevailed.

The question was on the substitute motion of Rep. Schuler that the report of the Committee on Labor Relations on Senate Bill No. 115 be not adopted, which motion lost.

The question was now on the original motion of Rep. Baker that the report of the Committee on Labor Relations on Senate Bill No. 115 as printed on page 746 of the House Journal, be adopted, which motion prevailed.

The Speaker announced that Senate Bill No. 115 would 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. 14, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Frank 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. 16, have had the same under consideration and recommend that the same be amended as follows:

In line 6 following the word "Chapter" strike out "147, Session Laws of 1947" and insert "15-53 of the 1953 Supplement to the North Dakota Revised Code of 1943".

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Sticka moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 16 would 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. 17, have had the same under consideration and recommend that the same be amended as follows:

In line 7 following the word "Chapter" strike out "136, Session Laws of 1953" and insert "15-60 of the 1953 Supplement to the North Dakota Revised Code of 1943".

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson, Cass, moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 17 would 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. 22, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 23, have had the same under consideration and recommend that the same be amended as follows:

In lines 5, 6 and 7 strike out the parentheses and all of the words contained within, and the comma following the last parenthesis.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 23 would 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. 25, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 27, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker 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. HEIMES, 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. 29, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Engen 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. 51, have had the same under consideration and recommend that the same be amended as follows:

After the word "spouse" on line 77 add a new paragraph as follows:

"SECTION 3. APPLICATION.) This act shall be applicable to estates of all decedents who shall have died subsequent to January 1, 1955.";

On line 78 after the word "SECTION" strike the numeral "3" and insert in lieu thereof the numeral "4";

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Fleenor moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 51 would 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. 88, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson, Richland, moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 21, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "L"

Senate Concurrent Resolution "N"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.



Rep. Nygaard moved that Bertram Berg of Maddock, North Dakota, an International Farm Youth exchange student who has been in the British Isles, be permitted at this time to show some pictures taken over there, and that at the conclusion of Mr. Berg's lecture, the House recess until 1:00 p. m. February 22, 1955, which motion prevailed, and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

**FORTY-NINTH DAY AFTER RECESS  
AND FIFTIETH DAY**

Bismarck, February 22, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

**PETITIONS AND COMMUNICATIONS**

A letter from Mr. and Mrs. George Dossenko at Butte, North Dakota, protesting ads for liquor and smoking, was referred to the Committee on Social Welfare.

**EIGHTH ORDER OF BUSINESS**

Rep. Nygaard moved that the House reconsider the action by which Senate Bill No. 162 was lost for lack for a constitutional majority, which motion prevailed.

Rep. Nygaard moved that Senate Bill No. 162 be placed on the calendar, which motion prevailed.

**SIXTH ORDER OF BUSINESS**

Rep. Sticka moved that the amendments to Senate Bill No. 16, as recommended by the Committee on Appropriations and printed on page 778 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to Senate Bill No. 17, as recommended by the Committee on Appropriations and printed on page 779 of the House Journal, be adopted, which motion prevailed.

Rep. Trydahl moved that the amendments to Senate Bill No. 23, as recommended by the Committee on Appropriations and printed on page 779 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to Senate Bill No. 51, as recommended by the Committee on Judiciary and printed on page 780 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to Senate Bill No. 115, as recommended by the Committee on Labor Relations and printed on page 746 of the House Journal, be adopted, which motion prevailed.

Rep. Lindberg moved that the House now recess for the joint session with the Senate, which motion prevailed.

Rep. Lindberg moved that the Speaker appoint a committee of two to notify the Senate that the House is now ready to receive the Senate in joint session, which motion prevailed and the Chair appointed as such committee, Reps. Lindberg and Rose.

The Chair announced that Rep. Magnuson is the official photographer of the House for the afternoon ceremonies.

Rep. Nygaard moved that the House do now recess to the Call of the Chair, which motion prevailed and the House stood in recess.

The House reconvened at the Call of the Chair.

The joint session was called to order by Speaker Fitch.

Senator Sayer moved that the Chair appoint a committee of two to escort Lieutenant Governor C. P. Dahl to the rostrum, which motion prevailed.

The Chair appointed as such committee, Senator Sayer and Rep. Nygaard.

The committee escorted Lt. Governor Dahl to the rostrum and he assumed the Chair to preside over the Joint Session.

Rep. Goebel moved that the Chair appoint a committee of two to escort the members of the Supreme Court into chairs in the assembly, which motion prevailed, and the Chair appointed as such committee Rep. Goebel and Senator Thomas.

Rep. Schuler moved that the Chair appoint a committee of two to escort the elected state officials to chairs in the assembly, which motion prevailed, and the Chair appointed as such committee, Rep. Schuler and Senator Dolan.

Rep. Thompson of Burleigh moved that a committee of two be appointed to escort Brigadier General James Guthrie to the rostrum, which motion prevailed, and the Chair appointed as such committee, Rep. Thompson of Burleigh and Senator Dewing.

Senator Davis moved that the Chair appoint a committee of two to escort Major General Heber L. Edwards to the rostrum, which motion prevailed and the Chair appointed as such committee, Senator Davis and Rep. Vinje.

Senator Leier moved that a committee of two be appointed to escort the Monsignor Garvin to the rostrum, which motion prevailed and the Chair appointed as such committee, Senator Leier and Rep. Wolf.

Rep. Sorlie moved that the Chair appoint a committee of two to escort Rev. Nervig to the rostrum, which motion prevailed and the Chair appointed as such committee, Rep. Sorlie and Senator Hagen.

Senator Kieley moved that a committee of two be appointed to escort Governor Norman Brunsdale to the rostrum, which motion prevailed, and the Chair appointed as such committee, Senator Kieley and Rep. Stockman.

Rep. Brown moved that the Chair appoint a committee of two to escort General Gruenther to the rostrum, which motion prevailed, and the Chair appointed as such committee, Rep. Brown and Senator Rue.

Rep. Wicks moved that the courtesy of the floor be extended to Burton Caynor, Sheraton-Carlton Hotel, Washington, D. C., which motion prevailed.

**JOINT SESSION**

February 22, 1955

**HOUSE CHAMBER — STATE CAPITOL**

Lieutenant Governor C. P. Dahl, Presiding Officer

Music by

Lt. Governor's Band, Cooperstown, N. Dak.

playing in Memorial Hall

**COMMITTEE ON ARRANGEMENTS**

**Senators**

Milton Rue  
John Davis  
Steve C. Thomas

**Representatives**

R. Fay Brown, Chairman  
Clifford Lindberg  
T. E. Schuler

Marshal of the day

Major General Heber L. Edwards

**DECEASED SENATORS**

Name, Legislative District	Legis. Assembly Sessions Served	Date of Death
Edward Hall Brant, 26th	20, 21, 26-31, incl.	Nov. 3...1954
Nick N. Nelson, 6th	14, 15, 24-27, incl.	Apr. 1...1954
Harry O'Brien, 3rd	27-32, incl.	Oct. 10...1953
Ole H. Olson, 32nd	16-21, incl.	Jan. 30...1954
William H. Shure, 9th	29-32, incl.	Dec. 21...1954
Edmond C. Stucke, 46th	22-34, incl.	Jan. 12...1955
Aloys Wartner, 33rd	13 and 14	Apr. 3...1954
Hugh J. Work, 18th	29-33, incl.	May 30...1954
John Young, 48th	12-15, incl.	Apr. 19...1954

**DECEASED REPRESENTATIVES**

Name, Legislative District	Legis. Assembly Sessions Served	Date of Death
William Girchrist, 22nd	20, 21 and 23	June 12...1954
Edgar Kellogg, 40th	16-18, incl.	Oct. 10...1954
Frank Lindberg, 40th	29-33, incl.	Aug. 23...1953
Fred Graham 25th	28-31, incl.	Sept. 23...1953
C. J. Yirchott, 9th	29-32, incl.	Sept. 2...1953
Leo Callahan, 18th	28, 29, 31 and 32	Mar. 1...1953
George Schwartz, 49th	26-31, incl.	Jan. 1...1955
Thomas Gudmestad, 38th	20	Sept. 3...1954
Ole Stray, 44th	24 and 25	July 9...1953
Andrew Halvorson, 34th	26-29, incl.	June 1...1953
William F. Plath, 11th	21 and 22	Aug. 23...1954

Call to Order.....Lt. Gov. C. P. Dahl

Invocation.....The Rt. Rev. Monsignor Wm. F. Garvin, V.G.

Star Spangled Banner.....Rep. Leland Roen

Choir Selections.....Dickinson State Teachers Choir,  
Dickinson, N. D.

Memorial Service.....Senate — Senator Donald C. Holand  
House of Representatives — Representative Leo Sticka

The Committee on Memorial Resolutions introduced:

HOUSE MEMORIAL RESOLUTION NO. 4

Introduced by the House Committee on  
Memorial Resolutions

A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

1 WHEREAS, since the adjournment of the thirty-third  
2 legislative assembly, God in His wisdom has seen fit to  
3 summon to eternal rest His servants and our former  
4 colleagues:

5 William Girchrist, who served in the twentieth, twenty-  
6 first, and twenty-third legislative assemblies, from the  
7 twenty-second legislative district, died June 12, 1954;

8 Edgar Kellogg, who served in the sixteenth,  
9 seventeenth and eighteenth legislative assemblies, from  
10 the fortieth Legislative district, died October 10, 1954;

11 Frank Lindberg, who served in the twenty-ninth to  
12 the thirty-third legislative assemblies, inclusive,  
13 from the fortieth legislative district, died August 23,  
14 1953;

15 Fred Graham, who served in the twenty-eighth to the  
16 thirty-first legislative assemblies, inclusive, from the  
17 twenty-fifth legislative district, died September 23,  
18 1953;

19 C. J. Yirchott, who served in the twenty-ninth to  
20 the thirty-second legislative assemblies, inclusive,  
21 from the ninth legislative district, died September 2,  
22 1953;

23 Leo E. Callahan, who served in the twenty-eighth,  
24 twenty-ninth, thirty-first and the thirty-second legis-  
25 lative assemblies, from the eighteenth legislative dis-  
26 trict, died March 1, 1953;

27a Matt Crowley, who served in the twenty-second legis-  
27b lative assembly from the forty-eighth legislative district,  
27c died January 13, 1955.

27d Robert Norheim, who served in the twelfth and  
27e thirteenth legislative assembly, from the forty-first  
27f legislative District, died 1954; and

27g Barney Iverson, who served in the twentieth legislative  
27h assembly, and special session of 1928, from the forty-first  
27i legislative District, died, 1952.

28 George Schwartz, who served in the twenty-sixth to  
29 the thirty-first legislative assemblies, inclusive, from  
30 the forty-ninth legislative district, died January 1, 1955;

31 Thomas Gudmestad, who served in the twentieth legis-  
32 lative assembly, from the thirty-eighth legislative dis-  
33 trict, died September 3, 1954;

34 Ole Stray, who served in the twenty-fourth and  
35 twenty-fifth legislative assemblies, from the forty-fourth  
36 legislative district, died July 9, 1953;

37 Andrew Halvorson, who served in the twenty-sixth to  
38 the twenty-ninth legislative assemblies, inclusive, from  
39 the thirty-fourth legislative district, died July 1, 1953;

40 William F. Plath, who served in the twenty-first and  
41 twenty-second legislative assemblies, from the eleventh  
42 legislative district, died August 23, 1954;

43 William Sinclair, who served in the tenth and eleventh  
44 legislative assemblies, from the twenty-third legislative  
45 district, died April 5, 1954;

46 Russell R. Wright, who served in the twenty-third  
 47 legislative assembly, from the twenty-third legislative  
 48 district, died August 5, 1954; and

49 John J. Giedt, who served in the ninth legislative  
 50 assembly, from the thirty-sixth district, died February  
 51 16, 1954.

52 WHEREAS, today, we as members of the House of  
 53 Representatives of the thirty-fourth legislative assembly  
 54 of the State of North Dakota, pause to mourn the passing  
 55 of our former colleagues and to honor their memories,  
 55a and

56 WHEREAS, these men rendered outstanding service  
 56a to the  
 57 people of this state by their contribution to their  
 58 fellow men and their communities.

59 NOW, THEREFORE, BE IT RESOLVED, BY THE  
 59a HOUSE OF

60 REPRESENTATIVES OF THE THIRTY-FOURTH  
 60a LEGISLATIVE ASSEMBLY

61 OF THE STATE OF NORTH DAKOTA, that we  
 61a express our keen

62 sorrow on their passing and our appreciation, on behalf  
 63 of the people of North Dakota, of the loyal and devoted  
 64 service of these, our former colleagues,

65 BE IT FURTHER RESOLVED, that for the  
 65a perpetuation of

66 their memory, this token of respect and sympathy by  
 66a their

67 successors in trust be printed in the Journal of the  
 68 House and that duly enrolled copies of this resolution  
 69 be presented by the Secretary of State to the surviving  
 70 families of these deceased representatives.

Rep. Sticka moved that House Memorial Resolution No. 4 be adopted, which motion prevailed, and the resolution was declared adopted.

Vocal Selection.....Senator Ernest C. Livingston  
 Introduction.....Governor Norman Brunsdale  
 Address.....General Alfred A. Gruenther  
 Supreme Commander, S.H.A.P.E.  
 Presentation.....Chief Flying Cloud  
 Benediction.....Dr. Casper Nervig, Vice Pres., N. D. District  
 Evangelical Lutheran Churches

Rep. Adamsen moved that the joint session do now adjourn, which motion prevailed.

Rep. Gefreh moved that the remarks of Governor Brunsdale be printed in the House Journal, which motion prevailed.  
 Governor Brunsdale:

I am sure you all agree with me that we are most fortunate to have with us today one of America's great men, one who has been on the forefront of many events which have taken place since the beginning of World War II in particular; and which since the end of the war has brought the destiny of America so closely tied in with the destiny of so many nations of the world, and particularly, as far as our distinguished guest is concerned, that of Europe.

General Alfred M. Gruenther, our Supreme Allied Commander in Europe, was born and raised in the Middlewest,

eastern Nebraska, in the town of Platte Center. Its population, I am sure, compares favorably with most of the cities and villages you members of this Legislative Assembly come from. Perhaps because of that fact and his mother is still living down there, in part it has something to do with the fortunate arrangement whereby he could come here to address this joint Legislative Session.

In this connection I wish to pay tribute to Mr. Floyd Boutrous, who on a tour on behalf of the Crusade for Freedom in Europe last summer was privileged to have a visit with General Gruenther in the course of which he invited him to come to North Dakota. It was a pleasure for me to extend that invitation and I was happy to receive the reply which has culminated in his presence here. Representatives of our North Dakota Crusade for Freedom in North Dakota are present here today.

I am not going to burden you with a lot of statistics concerning the military career of General Gruenther, but because it is so significant in many respects I believe a brief mention of it would be entirely appropriate.

As a boy he attended Prep School at St. Thomas Military Academy. There are representatives of St. Thomas College here from the Bismarck vicinity and elsewhere, including the President of the College, Very Reverend Vincent J. Flynn. From there he went to West Point through an appointment from Senator Hitchcock, a man most of you will remember from his long years of service in the United States Congress. After finishing West Point, by the way, fourth in his class, in November 1 of 1918, not much over the age of 19 years, he served in various capacities as an instructor and assistant professor at the U. S. Military Academy for eight years, the last tour about three years ending in 1941.

I do not know whether this is significant, but I think it is unusual that he served as Deputy Chief of Staff or Chief of Staff under four outstanding generals, Lieutenant General Walter Krueger, who commanded the Third Army; Deputy Chief of Staff, Allied Force Headquarters under General Eisenhower in London; later on at Algiers and in North Africa. Then in January, 1943, he was named Chief of Staff of General Mark W. Clark's Fifth Army in North Africa and in Italy. In 1944, December, he was transferred to the Fifteenth Army group as Chief of Staff with General Clark again as Commander. This group was the field command containing all the combat units of Italy. It included American, British, French, Indian, Polish, New Zealand and Italian units. Anyone who could successfully associate himself with all these nationalities I am sure would fit in as Supreme Allied Commander in Europe. He also served in Austria with General Clark.

In 1947 he was back in Washington as the first Director of the Joint Staff which serves the staff for the Joint Chiefs of Staff; Deputy Chief of Plans for the United States Army in 1949.

He became General Eisenhower's Chief of Staff when the Supreme Headquarters Allied Powers was organized in Paris in '51. In that capacity he continued on with General Eisenhower's successor, General Matthew B. Ridgeway. Then

TUESDAY, FEBRUARY 22, 1955

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since 1953, and it brings us up to date, General Alfred M. Gruenther became Supreme Allied Commander in Europe, and in that capacity he is with us here today. I am certainly pleased and honored to have the opportunity to present him to you. I am sure that when he is through talking we will have a better understanding of the defense of Europe under NATO than we have ever had before. General Gruenther.

Rep. Nygaard moved that the telegrams received in connection with the Crusade for Freedom program on Washington's birthday be printed in the House Journal, which motion prevailed.

WESTERN UNION  
THE WHITE HOUSE WASHINGTON D C  
FEBRUARY 21 1955

THE HON NORMAN BRUNSDALE  
GOVERNOR OF NORTH DAKOTA  
BISMARCK N DAK

PLEASE CONVEY MY GREETINGS TO THE MEMBERS OF THE NORTH DAKOTA LEGISLATURE AND OF THE NORTH DAKOTA CRUSADE FOR FREEDOM ON THE OCCASION OF THE SPECIAL WASHINGTON'S BIRTHDAY PROGRAM BEFORE THE LEGISLATURE. THE CRUSADE FOR FREEDOM RICHLY DESERVES THE SUPPORT OF EVERY AMERICAN. IN ITS EFFORT TO REACH PEOPLES SUBJECT TO COMMUNIST TYRANNY, IT IS DOING WORK OF GREAT VALUE.

I AM GLAD TO HEAR THAT GENERAL GRUENTHER WILL ADDRESS YOU ON "THE DEFENSE OF EUROPE." FEW MEN ARE SO WELL QUALIFIED TO DISCUSS WHAT OUR FIRST COMMANDER IN CHIEF CALLED A "RESPECTFUL DEFENSE POSTURE."

MY BEST WISHES GO TO HIM AND ALL OF YOU.  
DWIGHT D. EISENHOWER

WESTERN UNION  
DEARBORN MICH FEBRUARY 21 1955

FLOYD BOUTROUS  
SUITE 205 GRAND PACIFIC HOTEL  
BISMARCK NORTH DAKOTA

ON BEHALF OF THE BOARD OF THE AMERICAN HERITAGE FOUNDATION PLEASE EXPRESS MY WARMEST REGARDS TO GOVERNOR BRUNSDALE THE MEMBERS OF THE JOINT SESSION OF THE NORTH DAKOTA LEGISLATURE AND TO GENERAL GRUENTHER ON THIS MEMORABLE OCCASION I SINCERELY REGRET THAT I CANNOT BE WITH YOU TODAY BUT I DO WISH TO CONGRATULATE NORTH DAKOTA ON ITS PUBLIC MINDED SPIRIT IN HAVING THIS SPLENDID GATHERING IN OBSERVANCE OF THE CRUSADE FOR FREEDOM CERTAINLY NO ONE IS BETTER QUALIFIED TO BRING TO YOU AN ACCURATE AND VIVID PICTURE OF THE PROBLEMS WHICH CONFRONT US IN EUROPE TODAY THAN GENERAL GRUENTHER WHOSE LEADERSHIP HAS INSPIRED OUR ALLIES IN WORKING FOR COMMON STRENGTH AND UNITY AGAINST COMMUNISM BEST REGARDS.

HENRY FORD II



## TELEPHONE MESSAGE, FEBRUARY 22

From Lambert A. Hoch, D.D., Bishop of Bismarck  
McKenna Hospital, Sioux Falls, S. Dak.

To: R. Fay Brown

State Capitol  
Bismarck, North Dakota

Please convey to His Excellency, Governor Brunsdale, and to North Dakota's distinguished guest, General Alfred M. Gruenther, my sincere regrets that I cannot personally participate in the historical ceremonies taking place today. However, I am with you in spirit and pray that the visit and message of the General will do much to enlist a better appreciation of the Crusade for Freedom, and that all North Dakotans will be the more appreciative of the Blessings of Freedom which we associate with Washington and will become more determined to share these blessings with the millions now existing in a shackled world.

LAMBERT A. HOCH,  
Bishop of Bismarck.

General Gruenther:

Governor Brunsdale, Mr. President, Members of the Legislative Assembly, Distinguished Guests, Ladies and Gentlemen:

When Nebraska was very much in swaddling clothes, it was the custom of the people there to wear pistols when they came to an assembly such as this one. On one particular occasion they had a visitor who started out very glibly with his prepared talk. Out of the corner of his eye, he happened to see some of the representatives reaching for their back pockets, and out came a series of pistols, all pointed in his direction. He kept that in mind and continued to talk, but pretty soon he saw the same motion on the other side, out came another series of pistols all pointed in his direction. He knew he was in trouble and he had great difficulty in continuing his talk. Finally one pistol-toting Nebraskan said, "Don't mind us, young fellow; it is not you that we have it in for but the fellow who invited you here." I would like to make it clear that when you point your pistols, don't point them at Governor Brunsdale because the real culprit in this case is Mr. Boutrous. He hornswoggled the Governor into issuing the invitation.

I am deeply honored to be here. It is interesting that a month ago today, at almost this same hour — three o'clock — I was at Copenhagen in Denmark, meeting with a group of eighty members of the Danish parliament, the cabinet, and other officials, on this same subject. There is a certain relation between the two areas though they are 5600 miles apart, because they are both agricultural communities—both areas are wondering about, and sadly troubled by, the security situation in the world today.

The Danes are particularly disturbed because when you notice their position on the map it is obvious that they are very close to the area occupied by the Soviet forces in Eastern Germany. Specifically, they are thirteen minutes away from the nearest Soviet base. However, the fate of Denmark, and the fate of North Dakota and the whole Free World are bound up inextricably together. It was to solve that

problem that the North Atlantic Treaty Organization was formed, almost six years ago.

General Eisenhower came to Europe four years ago, in the early part of January 1951, to set up the defense of Europe. General Eisenhower's mission was the defense of Europe from the northern tip of Norway clear out to the eastern border of Turkey, a distance of some four thousand miles.

When General Eisenhower arrived, he found the state of the Free World in a very depressed condition. Mind you, this was in January, 1951. We had just suffered a series of reverses in Korea, and it was only a matter of weeks until it seemed we were going to be ejected from that peninsula. In Europe itself the hope that there would be a new and better world had given way to the realization that Soviet imperialism was again on the march. You had such incidents as the coup d'etat in Prague, the Berlin Air Lift, and there was practically no strength to meet them.

General Eisenhower took a trip around the area three days after he arrived and he found that first of all, we had virtually no forces to defend successfully against acts of aggression. Even if we did have the forces, there were no means of communication to implement our overall strategy.

Eisenhower's headquarters were set up in Paris and became known as SHAPE, which stands for the Supreme Headquarters of the Allied Powers in Europe. From this headquarters in January 1951 I attempted to call Oslo. I was told by the operator to bear in mind that the telephone line went through the Soviet zone, and we would have the assistance of the Soviet officials in putting the call through. The operator said it would take eight hours but it actually took twelve hours. Whether this was because of Soviet help we didn't know. Now, four years later, we can get our calls through promptly. I left Paris Friday evening; that afternoon I called to Oslo and we got through in three minutes, and I am sure, without Soviet assistance.

We now have a going setup — not that we have a complete answer to the problems — but we have a functioning organization. We have divided our perimeter into sectors, with headquarters at Oslo to handle Norway and Denmark; a headquarters at Fontainebleau to defend the critical central area; a headquarters at Naples to defend Italy, Greece and Turkey; and a headquarters at Malta to handle the Mediterranean sea lines of communication.

All of those headquarters have what we call emergency plans. They know exactly what to do if an act of aggression developed today. Whether we would be successful or not is another question and depends largely on what the enemy brought against us, but we do have well prepared plans. All forces know what to do. We could, I assure you, put up an excellent defense. Our forces, numerically, are from three to four times as strong as they were when General Eisenhower arrived in Europe, and from the standpoint of effectiveness the improvement is greater still. How well we would do depends on the capabilities of the potential enemy.

In military jargon the term "capabilities" means what the enemy could do. It does not indicate he has any intention

of doing anything. Intentions in the Soviet Union are determined by a very few people at the top. Up until three weeks ago, we thought they were determined by three people. We are not so sure now how many are involved. It is very difficult to gauge intentions, so our military planning has to be based on capabilities — what the potential enemy could do if he decided to launch a major aggression.

What are the forces of the Soviet Union today? Taking the land forces first, the Soviets have the largest land army in the world. They demobilized only slightly at the end of the war. They now have more than two and a half million men—well led. We can get very slight consolation by saying the forces on our side, division for division, are superior, because that is not true.

They have an air force of approximately 20,000 operational planes. However, those planes quality-wise do not have an advantage over ours. In fact, the reverse is correct: We have an advantage over them quality-wise, but they make this up by their superiority in numbers. The Soviets are improving the quality of their air forces. It will take them some time, however, plane for plane, and pilot for pilot to be the equal of ours.

On the naval side, they are concentrating in the field of submarines. Also they are building certain surface craft, cruisers and destroyers. However, the cream of the crop, from the standpoint of personnel, is in the submarine field. They now have a total of about 350 submarines of all classes. So that you may have an idea of what 350 submarines mean, I should tell you that when the Germans started the last war they had fewer than 75. That doesn't mean the Soviets are five times as good as the Germans. They do not have the same know-how as the Germans. But it does indicate a trend, a focus of attention that is receiving very careful consideration by the Soviet high command.

Numerically, then — except in the case of the Navy — the Soviet forces are about the same now as when General Eisenhower came to Europe; quality-wise, they are much better. Take one category, the fighter plane; they had 10,000 and nearly all were piston-driven planes. They still have 10,000 but they are jet-propelled. That means the effectiveness of that air force has increased greatly.

I have not said anything about the satellites. Their forces are increasing considerably. When General Eisenhower came to Europe, there were about fifty satellite divisions; now there are about eighty. Those are in addition to the Soviet divisions I mentioned earlier. The air forces of the satellite nations contain between two and three thousand planes.

Neither of these forces, the satellite air forces or the satellite ground forces are first class units yet. It takes a long time to produce first class units — especially first class air forces — but the Soviets are concentrating on them and their strength is growing constantly.

All of this gives a picture of an increase in the power of the Soviet Bloc — for what reason again I say we do not attempt to evaluate. Our plans consider only what the capabilities are if a decision should be made to attack. Against these capabilities we developed an emergency war plan. You will recall that I said earlier that our commands at Oslo,

Fontainebleau, Naples and Malta, know exactly what to do if an aggression should develop today. By that I mean February 22, 1955.

It would be nothing short of a miracle, however, considering the fact that the Soviet forces were never demobilized, and that the forces under our command were at a very low level in January, 1951, if we had enough power now to be certain of resisting successfully an all-out Soviet aggression. We are not that good yet. We would give an excellent account but it requires more force. That is why we have recommended to our political superiors that additional forces be provided.

In developing our strength in Allied Command Europe, it was inevitable, then, that we should consider the strategic importance of Western Germany. The more we studied this problem at SHAPE, the more we became convinced of the difficulties of defending Europe without German participation. You will recall that the Paris accords provided for the admission of Western Germany into NATO as the fifteenth member.

When those accords have been ratified, Western Germany, as a partner in the alliance, will contribute for the defense of Europe some 18 to 20 tactical air wings, 12 divisions, and a naval element with a mission chiefly in the Baltic.

Because of the limited strength available to us without Western Germany, it is not possible to defend far enough to the east in Central Europe. This is an unsatisfactory strategy. We must have depth in our position in order to counter the striking power of mechanized armies and to fight off modern jet aircraft. We should, therefore, try to hold as far to the east as possible. Such a defense will be feasible when the German contribution becomes an effective one.

The question is sometimes asked: "What good are twelve German divisions in an atomic era?" The twelve German divisions, along with the German air and naval contribution, make the difference between a second choice strategy and a much more desirable forward strategy. This is true not in spite of the atomic age, but because of it. We must have a sufficient shield of allied ground and air forces to prevent the enemy from advancing in widely dispersed formation. That shield must be strong enough to force an attacking enemy to concentrate in his effort to break through. Those concentrations would be extremely vulnerable to attacks by our new weapons.

For this reason we are concentrating our attention at SHAPE on the development of a defense plan which we will use when the German forces are ready. The German units will then be an integral part of the allied shield side by side with their NATO partners.

As you know, under our SHAPE arrangements, the contingents of the participating nations cannot act on their own, but rather each national force contribution is used as a part of a whole under a unified command for the common good. When we have this essential German addition, and with the capability of all weapons in our NATO arsenal, we will then be able to plan realistically on a forward strategy which will defend Western Germany.

The prospect of a rearmed Germany is a matter of concern to some nations of Western Europe who have suffered

much from the misuse of German power. That anxiety is quite understandable. The plans for the rearmament of Western Germany are also causing much anxiety in the minds of many Germans. This very attitude on their part is evidence of the determination of the people of Western Germany to avoid the mistakes of the past. They have a stake in the continued freedom of the West and the right and the responsibility to aid in its defense.

The admission of Western Germany to the North Atlantic Treaty Organization will provide that military strength essential not only to the present members of NATO, but to the German people themselves. It will constitute a significant contribution to the unity of Western Europe.

A brief summary of our military situation is this: We have increased our military potential very considerably. It probably is still not strong enough to resist an all-out act of aggression today, but the prospects for the future are good when we get the German contribution.

I have been discussing only the military side. You will recall that Clemenceau, many years ago, as a wise-crack said, "War is much too important to be entrusted to the military." Although he was being a bit cynical at that time, the developments since then have proven him to be correct. Not only do we have the military side but we have the political, the psychological, and the economic side. I would like for a moment to discuss the psychological factor.

At the end of the war it was my pleasure to serve under General Clark in Vienna, and in that position I came in contact with the Russians. That was in July 1945. The war was over in Europe, but not elsewhere in the world. It was a honeymoon period. There was never going to be any trouble again. We were very close friends with the Russians. I was the No. 2 man on the United States side, and the No. 2 man on the Russian side was a man I saw very often. He was a four-star general, age 42, one of the ablest men I had ever met. He was a dedicated communist. He believed in it with all his heart and soul. He and I discussed communism at that time, and his philosophy went something like this:

"You come from a country that prides itself on freedom. You and your associates don't realize that freedom as you practice it, is really devious. You should have a group of strong people as we do at the top who will tell the people what to do. Under your system, you are requiring them to take action on subjects of which they have absolutely no understanding. You might as well be having them vote on the correctness of the Einstein theory. What do they know about it? They will have politically a black side and a white side and you will be lucky if you get a gray answer; most frequently you won't get any answer. We, in our system, get a correct answer because we have wise, dedicated men at the top and we tell the people what to do."

His second thesis related to religion. He said, "You belong to a country, a civilization that sponsors religion, and well you should, because you are trying to exploit the masses, and naturally you want them to wait until they go to heaven in order to get their reward. You don't want to give them what they are entitled to on this earth; that's the reason your

capitalism is suffering. You have even devised a commandment 'Thou shalt not steal,' just to make certain they don't get what they are entitled to on this earth."

His third premise went something like this: "In any government and especially one like ours, the education of the young is of prime importance, because they must recognize the contribution that they are to make to the state. They must have political indoctrination — political education — right from the beginning."

It is interesting that a little over a year ago this man was given just that job for the Soviet Union. He is now almost ten years older but he is still a very able man. He has been appointed as the head of the Main Political Directorate of the Soviet Union. He has two bosses: Mr. Khrushchev is one and Marshal Zhukov is the other. He has the job of educating or indoctrinating the young men of the armed forces. There is a turn-over of about two million each year. He is assisted by some two thousand university graduates. They are engaged in the Soviet forces, down to the smaller units, in educating these people in the tenets of communism. They are not trying to enlist them necessarily in the communist party, for that is a very exclusive party; there are only seven million out of 213 million people. To be able to have them in the proper frame of mind is the job of this general I knew, and knowing his devotion to the cause I know he is doing an efficient job.

I bring that to your attention because I think it represents a problem for us. We are very good at being "anti," but Mr. Khrushchev and his associates and the people in the Soviet Union who are directing policies are more than anti—they are "for," and for a sinister doctrine. Certainly Khrushchev believes in it. That challenge is the one that is before us now, where we are against a totalitarian dictatorship, extending from East Germany seven thousand miles to the east, the strongest aggregation of power in the history of the world that ostensibly operates under the control of a very few men. We, with our conception of democracy and freedom, face great difficulties. We face the question of dedication, of service, service to our country and service to the cause of freedom. How we are going to solve it is not yet clear to me. I think we are doing better, but we are not doing it with the zeal that these people are. The United States by reason of the power position it has assumed has fallen heir to the mantle of leadership in the world, and our responsibility is very, very heavy.

You hear from time to time that in Europe there is a great deal of anti-Americanism. There is some, but that isn't so much what you have in Europe as it is skepto-Americanism. They are not sure that we have the wisdom to lead the world through a cold war struggle which may last for a long, long time. The British were in a similar position of leadership from the year 1814 to the year 1914. But their whole educational system was gaged to produce leaders, to produce the know-how that would understand the elements of world power in the type of world existing then. We have still, I feel, to perfect such a system to assist us in discharging the responsibility we now have. I need only point to the fact that the United States, which has become the most powerful country in the world, has become so

largely through impatience. If we have to move a hill and it takes fifty bulldozers, we would get fifty bulldozers and an extra hundred for good measure, and the hill would disappear. Some of us have the concept that in the world of ideas the same bulldozer tactics work. Unfortunately that is not true. It is a question of forging an alliance which is going to last for years and years and years under very frustrating and very irritating conditions. All allies are not going to do what you want them to do. The only perfect allies, we feel, are ourselves; all the rest, we think, make mistakes, and it is natural that we evaluate our own capabilities, our own intentions, and our own virtues very highly.

I recognize that having said that, you will say, "What do you want us to do about it?" I can only give a very general answer to that question by telling you the story of Will Rogers. Many years ago he was talking about the submarine menace. He said he had the answer to that problem. All we had to do was bring the ocean to a boil; that would force the submarines to the top. When you got them to the top, knock them off. Someone said to Will, "How do you get the ocean to boil?" He said, "Now just a second. I have only been outlining the general principles, and it is up to you to work out the details." I fall very much into that same trap in presenting the problem to a distinguished audience like this without a specific answer. But I am making the plea that more and more in our educational system, more and more in our daily lives, we become more keenly aware of the importance of our position in this world, and of the necessity for wisdom — and I mean wisdom, rather than know-how. In the words of President Eisenhower, we must be a "good partner." That is a very difficult proposition. I leave the problem unsolved. But we are going to have to find an answer if we are going to be able to keep up this struggle — cold war — peaceful coexistence — whatever it is — and to be able to come out on the winning side, or at least avoid being pushed back into another Korea. There is no evidence the Soviets are softening. There is every indication they have made it the No. 1 objective of their foreign policy to separate the United States from its allies. Every time they can drive in a dividing wedge, they do just that.

You can prove that an organization such as ours with fourteen countries where you have to have unanimity is a very cumbersome one. It certainly is. I will give you an illustration, a type of frustration that we had: In the Satellite countries to our East, there are a good many Soviet airfields. When General Eisenhower came to Europe, recognizing the importance of air power which is the dominating factor if war should take place, we decided we had to build airfields. We only had fifteen, and none would take jets. But that didn't matter much, because we had no jets to put on them. We knew we would get them though, and so we had to build fields for them. It was simple enough to do the building itself, but where were we going to get the money? How would you solve this problem? What should Norway pay for an airfield in Turkey? What should Italy pay for an airfield in France? What should the United States pay? Would it be based on national income, the gross national products? The number of red-headed women? What should the answer be? For eighteen months the countries

discussed it. Nobody got angry, but when the collection box was passed nothing was put in it.

The Soviets would have solved it in a few days. They would have said: "You pay five percent, you pay seven percent, and shut up." But that isn't the way we do business in an alliance. However, in spite of the frustrations, we have solved that problem. Instead of the fifteen NATO airfields we had in January 1951 when General Eisenhower came, we now have 130 in the European area being financed by NATO. In other words, we found a solution to this problem. It probably wasn't completely logical; it didn't conform to the national income; it was a guess; it was a try, but the fact is we have the airfields now; they will take jets, and we have the jets to put on them. So you can get answers to these problems with the right kind of leadership, and the right kind of determination to cooperate.

I am personally very much convinced that if the people of NATO — and there are 400 million of them — understand the problems, if they realize what the issues are, if they recognize the organization is a defensive one, and has as its number one objective trying to prevent a war, I am certain we can solve this question of collective security. It is going to take much education and understanding in order to develop that wisdom.

On the question of the Crusade for Freedom, it tackles another problem, which is the matter of reaching the people behind the Iron Curtain. I have been addressing my remarks to getting unity on the part of the people we see every day, our friends. The problem of getting behind the Iron Curtain is a different one, and that is the one to which the Crusade for Freedom has addressed itself. We in Europe have seen results of its programs and we think they are doing a magnificent job.

It will be interesting for you to know that the Soviets spend more money trying to jam the programs, such as the Crusade for Freedom, than the entire Free World spends in the field of propaganda. In other words, the Soviets recognize what a potent weapon propaganda is. Here we are a country that sells soap in terms so attractive you can almost taste it; yet we have trouble in developing propaganda that will appeal to the mind. I am sure you all agree with me that the Crusade for Freedom should be supported. It is an enterprise that is going to take a long time to develop the necessary know-how, but I am certain we can do it. I am soberly optimistic that we shall make good progress in this field.

Having told you of some of the capabilities of the Russians, I want also to tell you we know our own problems. We tend to focus on our own difficulties perhaps unduly, without recognizing the other fellow has many pains also. When the Supreme Soviet met two weeks ago today, some of those problems were exposed to the world. Just what that change meant is not clear to us now, but it is certain they are having trouble. Every night I pray the troubles will multiply. But they will probably multiply whether I pray or not.

I will give you an illustration of one specific kind of trouble that the Soviets have not begun to tackle yet. I told you we had a large number of airfields. We found out that



having created those airfields for the jet planes, we needed a great deal of fuel for them. How would we get the fuel up there? When we studied the problem, we found that the truck and tank capacity in Europe wasn't enough to get the fuel to the fields. It was clear that if transportation facilities were knocked out as the result of enemy action, we were going to be in a very bad fix. So we have worked out a pipeline project. A whole network of pipelines are already financed in Western Europe and are under construction. In two years we will have that problem solved. The Soviets haven't even started on one in their area. They will learn the Lord does not deliver fuel oil to airfields either in war or peace — you have to get it there by human means.

I bring it up because there is a tendency to feel that every communist is a very smart fellow and never makes any mistakes, and are all six feet tall. But there are some dumb ones and there are some runts, and they make serious mistakes. For example, I think world history will show that they made a major error when they allowed the Korean attack to develop. The Free World nations had dropped their forces to practically zero and were very ineffective. If the Korean attack had not come along, it would have taken much time to make the people realize the dangers of Soviet imperialism.

The year before the Korean war, the continental countries had a military budget of four billion dollars. Last year, not including England, they had a budget of eleven and a half billion dollars. Take Denmark alone that year: it had a budget of 350 million kroner — there are seven kroner to a dollar — and probably for some time to come they will have a military budget of a billion kroner. The major mistake on the part of the Soviets was allowing the Korean enterprise to get under way. So I reiterate that they are not always as wise or powerful as we give them credit for.

You all know the agricultural problem, and you know what Mr. Khrushchev has undertaken. He has nine million acres of corn now. He says by 1960 he will have 70 million acres of corn. All of this is virgin land and most of it is in a latitude considerably north of that of North Dakota. That is a difficult problem. He says he is going to solve it. Maybe he will, but I am from Missouri and I am sure you are too.

They have other problems in the agricultural field. For example: The number of cattle in the Soviet Union now is nine million less than in 1928. Meanwhile the population has grown from 152 million to 213 million. As you know, these are very difficult problems, which even their so-called state planning system cannot solve easily. They are finding out there is only so much blood in a turnip. If you put your effort into heavy industry, you are not going to be able to put it into consumer goods or agriculture. In spite of their strength — and I don't want to underplay that strength, because it is tremendous — they have internal weaknesses, many of them.

You may say I am an optimist. I think I will have to plead guilty to that charge. But I like to feel that I am more than optimistic. I like to feel that I have faith, faith in our civilization and all that it stands for with its matchless spiritual strength and its dedication to the dignity and freedom of the individual. I am absolutely convinced that

we who have inherited freedom have not forgotten the value of that heritage nor lost the will to defend it.

It has been a great honor for me to come here today to discuss the Defense of Europe with you. As the Governor told you, I come from this part of the country. It has never been my pleasure to be in North Dakota before, but I have enjoyed this visit. I have complete confidence in the common sense of the people of North Dakota, and of the American people generally, to be able to meet this problem and to be able to find the answer to the challenge which is before us.

Our job is to prevent a third world war from taking place. I am certain that if we are able to show the unity, the wisdom, and the perseverance to keep this alliance together in spite of the frustrations which exist, we shall achieve that objective. For free men there is no other way to survival.

I thank you very much.

Rep. Gefreh moved that the address of General Gruenther be printed in the House Journal, which motion prevailed.

Rep. Wicks moved that a committee of two be appointed to escort Chief Flying Cloud to the rostrum, which motion prevailed, and the Chair appointed as such committee, Rep. Wicks and Senator Kamrath.

Rep. Wicks moved that the remarks of Chief Flying Cloud be printed in the House Journal, which motion prevailed.

Chief Flying Cloud: "General Gruenther, it gives me great pleasure in behalf of the Great Plains Sioux Indians to accept you as a member in the Sioux nation and I hereby bestow upon you the sacred name of one of our former great war chiefs, Chief Four-Stars. It also give me great pleasure to present to you this symbolic emblem of peace, known as the 'Sioux nation peace pipe'."

"God bless you and guide you, Chief Four-Stars."

Rep. Nygaard moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## FIFTIETH DAY

Bismarck, February 22, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. A. E. Smith, St. George's Episcopal Church of Bismarck.

The roll was called and all members were present except Reps. Brekke, Homelvig, and Knudsen.

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 forty-seventh day after recess and the forty-ninth day and find the same correct.

REP SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 518 which the Senate has amended as follows:

In Line 3, Section 1, change the figure \$60,000 to \$50,000.

Line 16a, delete miscellaneous \$10,000.00.

Line 17, change the total to read \$50,000.

Renumber the lines accordingly.

House Bill No. 650 which the Senate has amended as follows:

In line 17 of the printed bill delete the word "anticipated" and substitute the following: "likely to occur within one year".

In line 22 of the printed bill after the word "deficiency" delete the remainder of the line and lines 23, 24, 25, 26, and up to the period in line 27.

Renumber the lines accordingly.

Which the Senate has amended.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 22, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 513

House Bill No. 539

House Bill No. 554

House Bill No. 681

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House stand recessed until 1:00 p.m. on February 23, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FIFTIETH DAY AFTER RECESS  
AND FIFTY-FIRST DAY

Bismarck, February 23, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

A communication, thanking the Speaker and members of the House for the flowers and leather kit which has been sent to him during his illness, was received from Rep. Brekke.

Rep. Beede moved that the letter from Rep. Brekke be printed in the House Journal, which motion prevailed.

Mr. Speaker and Members of the House:

I would like to be at my desk with the rest of the lawmakers, but my condition does not permit, so I want to take this means to thank each and every one of you for the beautiful bouquet of flowers and leather kit you sent to me. I appreciate it very much.

REP. INER BREKKE

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 510

House Bill No. 511

House Bill No. 521

House Bill No. 560

House Bill No. 572

House Bill No. 594

House Bill No. 596

House Bill No. 854

Were delivered to the Governor for his approval at the hour of 10:15 o'clock a.m., February 23, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 504

House Bill No. 513

House Bill No. 539

House Bill No. 554

House Bill No. 681

House Bill No. 689

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 71, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Brown 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. 86, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Rohde 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. 87, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Magnuson 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. 96, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Spitzer 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. 101, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Fleenor 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. 106, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Strege 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. 107, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Power 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. 109, have had the same under con-

sideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Renfrow moved that the report be adopted.

Rep. Beede moved a substitute motion that Senate Bill No. 109 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 112, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Simonson (9th) 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. 113, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Brown moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation, was referred Senate Bill No. 114, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Poling 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. 135, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Stockman 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. 136, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Goebel 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. 138, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Poling 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. 139, have had the same under consideration and recommend that the same be amended as follows:

In the first and second lines of the title strike the hyphenated word "re-duce" and insert in lieu thereof the word "modify";

In line 2 after the first word "AND" strike the word "REDUCE" and insert in lieu thereof the word "MODIFY";

And when so amended recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Brooks moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 139 would 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 Senate Bill No. 146, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Brown 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. 168, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Simonson (9th) 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. 179, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Rose 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. 203, have had the same under consideration and recommend that the same be amended as follows:

In line 21 after the word "signature" insert the words "and address"

And when so amended recommend the same do pass.

REP. LASKE, Chairman.

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 203 would be considered in the sixth order of business on the next legislative day.

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. GEFREH, Chairman.

Rep. Poling 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. 220, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Rohde 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. 221, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Mahlmann 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. 223, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Erickson (Burke-Divide) 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. 237, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Snow 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. 26, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Baker 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. 184, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Engen 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. 195, have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Thompson of McLean 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 "F", have had the same under consideration and recommend that the same do pass.

REP. TRYDAHL, Vice-Chairman.

Rep. Rickford 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. 5, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business has had under consideration the report of the Select Committee on Mill and Grain Storage of the Thirty-third Legis-



lative Assembly and submits the following Resolution for the consideration of the House of Representatives, to-wit:

"A Resolution commending the Select Committee appointed by the Thirty-third Legislative Assembly of the House of Representatives and directing the Legislative Research Committee to study the laws of North Dakota relating to mill storage of grain, and to confer with surrounding states on the problems of mill storage."

And recommend the same be introduced.

REP. BROWN, Chairman.

Rep. Baldwin moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF HOUSE RESOLUTIONS

The Committee on Industry and Business introduced:

**House Resolution No. 10.** A Resolution commending the Select Committee on Mill and Grain Storage appointed by the Thirty-third Legislative Session of the House of Representatives, and directing the Legislative Research Committee to study the laws of North Dakota relating to mill storage of grain, and to confer with surrounding states on the problems of mill storage.

Which was read the first time.

Rep. Brown moved that the rules be suspended and House Resolution No. 10 be adopted, which motion prevailed.

Rep. Brown moved that House Resolution No. 10 be printed in the House Journal, and not in bill form, which motion prevailed.

#### HOUSE RESOLUTION NO. 10

Introduced by Committee on Industry and Business

A Resolution commending the Select Committee on Mill and Grain Storage appointed by the Thirty-third Legislative Session of the House of Representatives, and directing the Legislative Research Committee to study the laws of North Dakota relating to mill storage of grain, and to confer with surrounding states on the problems of mill storage.

1 WHEREAS, the 1953 session of the House of  
1a Representa-  
2 tives deemed it advisable to appoint an interim committee  
3 to investigate the practices of mill storage grain and to  
4 report their findings to the thirty-fourth session of  
5 said House of Representatives; and

6 WHEREAS, the said committee, at great sacrifice of  
7 their time and convenience, have made exhaustive and  
8 minute study of said charged practices, the result of  
9 which have revealed flagrant violations and misuse of  
10 mill storage grain.

11 NOW, THEREFORE, BE IT RESOLVED that the  
11a thirty-fourth  
12 session of the House of Representatives, directs that a  
13 copy of the select committee's report be forwarded to  
14 the Chairman of the Interstate Commerce Commission, to  
15 the Speaker of the House of Representatives of the  
15a United  
16 States Congress, to the Vice President of the United  
17 States, as presiding officer of the United States Senate,  
18 to the Secretary of Agriculture of the United States, to

19 each member of the North Dakota Congressional  
 19a delegation,  
 20 to the Attorney General of the United States, to the  
 21 Governor of North Dakota and to the Public Service Com-  
 22 mission of North Dakota, and that a copy of this resolu-  
 23 tion accompany each report as directed above.

24 WHEREAS, such select committee found that the  
 25 practice of mill storage of grain was widespread through-  
 26 out North Dakota and neighboring states, and that such  
 27 practice depresses the market of small grains grown in  
 28 North Dakota, South Dakota, Minnesota, and Montana;

29 NOW, THEREFORE, BE IT RESOLVED BY THE  
 30 HOUSE OF REPRESENTATIVES, that the Legislative  
 30a Research

31 Committee is hereby authorized and directed to study the  
 32 laws of the state of North Dakota relating to mill  
 32a storage

33 practices, and to recommend improvements in such laws  
 33a and  
 34 the enforcement thereof.

35 BE IT FURTHER RESOLVED, that the Legislative  
 35a Research

36 Committee confer with similar bodies in the states of  
 37 Montana, South Dakota, and Minnesota for the purpose of  
 38 developing sound laws to prevent the practice of mill  
 39 storage, thereby improving the market price of durum,  
 39a hard

40 spring wheat, flax and other small grains grown in this  
 41 area, and that the Legislative Research Committee make  
 42 its report and recommendations to the thirty-fifth  
 43 legislative assembly in such form as it may deem  
 44 expedient.

45 BE IT FURTHER RESOLVED, that this House of  
 45a Representa-

46 tives, as a body, commend the efforts of Representatives  
 47 Snortland, Erickson of Burke-Divide, and Rolfsrud;  
 48 members of said select committee.

#### EIGHTH ORDER OF BUSINESS

Rep. Sticka moved that the courtesy of the floor be extended to Bobby Brooks, son of Rep. Brooks, which motion prevailed.

Rep. Haugland moved that Senate Bill No. 248 be re-referred from the Committee on Social Welfare to the Committee on Finance and Taxation, which motion prevailed.

Rep. Gefreh moved that the House reconsider the action by which Senate Bill No. 147 was passed, which motion prevailed.

Rep. Gefreh moved that Senate Bill No. 147 be re-referred to the Committee on Judiciary, which motion prevailed.

#### FIRST READING OF HOUSE RESOLUTIONS

Rep. Hofstrand introduced:

House Concurrent Resolution "M-1". A Concurrent Resolution directing the agricultural college to investigate the feasibility of establishing a curriculum of property evaluation.

Was read the first time and referred to the Committee on Education.

Reps. Nygaard, Sortland, Roen, Sticka, Scott, Beede, Hofstrand, Strand, McLain and Miller introduced:

**House Concurrent Resolution "N-1".** A Concurrent Resolution memorializing the President of the United States and his Commission on Intergovernmental Relations not to approve the reported recommendations of the Committee on Federal Aid to Agriculture relative to transfer of the function of soil conservation technical assistance to the various states.

Was read the first time and referred to the Committee on State and Federal Government.

Reps. Beede and Heimes introduced:

**House Concurrent Resolution "O-1".** A Concurrent Resolution authorizing the payment of the expenses of a select committee appointed pursuant to House Resolution No. 9 of the Thirty-third Legislative Assembly.

Was read the first time and referred to the Committee on Appropriations.

Committee on Labor Relations introduced:

**House Concurrent Resolution "P-1".** A House Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

Rep. Baker moved that House Concurrent Resolution "P-1" be printed in the House Journal and not in bill form, which motion prevailed.

Rep. Baker moved that the rules be suspended and House Concurrent Resolution "P-1" be adopted, which motion prevailed and the resolution was declared adopted.

#### HOUSE CONCURRENT RESOLUTION "P-1"

Introduced by Committee on Labor Relations

A House Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

1 WHEREAS, chapter 34-06 of the North Dakota  
 2 Revised Code of 1943, relating to minimum wages, hours,  
 3 and standards for the employment of women and  
 3a children,  
 4 was originally passed in 1919, and has not been sub-  
 5 stantially amended or revised since its passage; and  
 6 WHEREAS, such statutes on minimum wages and  
 6a hours  
 7 and standards have grown obsolete; and  
 8 WHEREAS, other states and the federal government  
 9 have passed modernized and up to date statutes upon  
 10 such subjects;  
 11 NOW, THEREFORE, BE IT RESOLVED BY THE  
 11a HOUSE  
 12 OF REPRESENTATIVES OF THE STATE OF  
 12a NORTH DAKOTA,  
 13 THE SENATE CONCURRING THEREIN: That the  
 13a legislative  
 14 research committee is hereby authorized and directed  
 15 to study the laws of other states relating to the minimum  
 16 wages, hours, and standards for the employment of  
 16a women  
 17 and children for the purpose of establishing modern and  
 18 workable statutes in this state relating to such subjects,  
 19 and to make its report and recommendations to the

19a Thirty-  
 20 fifth Legislative Assembly in such form as it may deem  
 21 expedient.

CONSIDERATION OF MESSAGES  
 FROM THE SENATE

Rep. Nygaard moved that the House concur in the amendments to House Bill No. 512 as printed on page 777 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 512 be considered properly reengrossed, and placed on final passage, which motion prevailed.

FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 512.** A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gumeringer	Roen
Anderson, Cass	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Strege
	McLain	Thompson, Burl'gh
Esterby	Mollet	Thomson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler

Goebel	Renfrow	Mr. Speaker
Gress	Rickford	

Those voting in the negative were:

Anderson, Eddy-	Erickson, Bottin'au
Foster	

Absent and not voting:

Brekke	Knudsen, LaMoure	Miller
Homelvig	Lee	

So the bill passed as amended on page 777 of the House Journal, and the title was agreed to.

Rep. Baker moved that the House do not concur with the Senate amendments to House Bill No. 518 as printed on page 800 of the House Journal.

Rep. Rolfsrud moved a substitute motion that the House do concur with the Senate amendments to House Bill No. 518, which motion lost.

The question is now on the motion of Rep. Baker that the House do not concur with the Senate amendments to House Bill No. 518 as printed on page 800 of the House Journal, which motion prevailed.

Rep. Sticka moved that a conference committee be appointed to act with a like committee from the Senate on House Bill No. 518, which motion prevailed, and the Speaker appointed as such committee Reps. Baker, Rolfsrud and Lindberg.

Rep. Haugland moved that the House concur with the Senate amendments on House Bill No. 595 as printed on page 777 of the House Journal, which motion prevailed.

Rep. Haugland moved that the rules be suspended and House Bill No. 595 be considered properly reengrossed and placed on final passage which motion prevailed.

**House Bill No. 595.** A Bill for an Act to amend and reenact section 27-0818 of the North Dakota Revised Code of 1943, relating to court reporters in county courts of increased jurisdiction.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfsrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heimes	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Simonson, 9th
Brown	Kjos	Snortland

Bye	Kloster	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Thompson, M'Lean
	Mollet	Tollefson
Esterby	Muelher	Tough
Ettestad	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker

Absent and not voting:

Brekke	Knudsen, LaMoure	Miller
Fine	Lee	Rohde
Homelvig		

So the bill passed as amended by the Senate on page 777 of the House Journal, and the title was agreed to.

Rep. Baldwin moved that the House concur in the Senate amendments to House Bill No. 650, as shown on page 800 of the House Journal, which motion prevailed.

Rep. Baldwin moved that the rules be suspended and that House Bill No. 650 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-2608 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the liability of municipalities for deficiencies in special improvement funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy- Foster	Gress	Roen
Anderson, Rich'nd	Gumeringer	Rolfsrud
Baker	Hafner	Rosberg
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad
Beede	Hegge	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Bjella	Hoffer	Schuler
Bratcher	Hofstrand	Scott
	Hornbacher	Simenson, 10th

Brooks	Isakson	Simonson, 9th
Brown	Kitzmann	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	McLain	Thompson, M'Lean
	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker

Those voting in the negative were:

Rohde

Absent and not voting:

Brekke	Knudsen, LaMoure	Lee
Homelvig	Larson	Miller

So the bill passed as amended by the Senate and shown on page 800 of the House Journal, and the title was agreed to.

Rep. Lindberg moved that the House concur in Senate amendments to House Concurrent Resolution "D" as shown on page 778 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the House reconsider the action by which the House concurred on Senate amendments to House Concurrent Resolution "D" which motion prevailed.

Rep. Nygaard moved that the House do not concur in the Senate amendments on House Concurrent Resolution "D" and that a conference committee be appointed to meet with a like committee from the Senate on House Concurrent Resolution "D", which motion prevailed and the Speaker appointed as such committee Reps. Brooks, Saugstad and Schuler.

#### SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution "L"  
Senate Concurrent Resolution "N"

And the Speaker signed the same in the presence of the House.

Rep. Stockman moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## FIFTY-FIRST DAY

Bismarck, February 23, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. A. E. Smith of St. George's Episcopal Church of Bismarck.

The roll was called and all members were present except Reps. Brekke, Homelvig, Knudsen, Lee, Miller.

## MESSAGES TO THE SENATE

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "L-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to return:

Senate Bill No. 35

Senate Bill No. 37

Senate Bill No. 42

Senate Bill No. 44

Senate Bill No. 48

Senate Bill No. 59

Senate Bill No. 65

Senate Bill No. 80

Senate Bill No. 82

Senate Bill No. 83

Senate Bill No. 84

Senate Bill No. 93

Senate Bill No. 104

Senate Bill No. 110

Senate Bill No. 126

Senate Bill No. 127

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "L"

Senate Concurrent Resolution "N"

Which the Speaker has signed.

KENNETH L. MORGAN, 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 forty-ninth day after recess and fiftieth day and recommend that the same be corrected as follows:

On page 799, second line, change "thirty-three" to "fifty-three".



And when so corrected recommends that the same be approved.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 595 and 650.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Concurrent Resolution "D", and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Brooks, Saugstad, and Schuler.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 518, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Baker, Rolfsrud, and Lindberg.

KENNETH L. MORGAN, Chief Clerk.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Occupational Information and Guidance, Business Education, and Trade and Industrial Education.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rohde
Anderson, Eddy-	Gumeringer	Rolfsrud
Foster	Hafner	Rosberg
Anderson, Richl'nd	Hammer	Rose
Baker	Haugland	Saugstad
Baldwin	Hegge	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kitzmann	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow

Bye	Knudson, Morton	Solberg
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lynch	Sticka
Dick	Magnuson	Stockman
Dunlop	Mahlmann	Strand
Engen	McLain	Strege
Erickson, Bottin'au	Mollet	Thompson, Burl'gh
Erickson, Burke- Divide	Mueller	Thompson, M'Lean
	Nygaard	Tollefson
Esterby	Olson	Tough
Ettestad	Overbo	Trydahl
Fleenor	Paulson	Vinje
Frank	Petterson	Wambheim
Fristad	Poling	Wicks
Gagnum	Power	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker

Absent and not voting:

Brekke	Homelvig	Lindberg
Einarson	Knudsen, LaMoure	Link
Fine	Lee	Miller
Heimes		

So the bill passed and the title was agreed to.

Speaker Fitch called Rep. Brooks to the Chair to preside.

**Senate Bill No. 16.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Board of School District Reorganization.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Hafner	Rohde
Anderson, Cass	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lynch	Spitzer
Dunlop	Magnuson	Sticka
Erickson, Burke- Divide	Mahlmann	Stockman
	McLain	Strand

Esterby	Mollet	Strege
Ettestad	Mueller	Thompson, Burl'gh
Fine	Olson	Tollefson
Fleenor	Overbo	Tough
Frank	Paulson	Trydahl
Fristad	Petterson	Vinje
Gagnum	Poling	Wambheim
Gefreh	Power	Wicks
George	Renfrow	Wolf
Goebel	Rickford	Ziegler
Gress	Roen	Mr. Speaker
Gumeringer		

Those voting in the negative were:

Anderson, Eddy-	Bratcher	Langseth
Foster	Erickson, Bottin'au	Solberg

Absent and not voting:

Brekke	Homelvig	Link
Brooks	Knudsen, LaMoure	Miller
Einarson	Lee	Nygaard
Engen	Lindberg	Thompson, M'Lean

So the bill passed as amended on page 778 of the House Journal, and the title was agreed to.

**Senate Bill No. 17.** A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rolfsrud
Anderson, Cass	Hafner	Rosberg
Anderson, Eddy-	Hammer	Rose
Foster	Haugland	Saugstad
Baker	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Benson	Hoffer	Schuler
Berntson	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th
Brown	Kjos	Snortland
Bye	Kloster	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Mueller	Thompson, Burl'gh
Ettestad	Nygaard	Thompson, M'Lean
Fine	Olson	Tollefson
Fleenor	Overbo	Tough
Frank	Paulson	Trydahl

Fristad	Petterson	Vinje
Gagnum	Poling	Wambheim
Gefreh	Power	Wicks
George	Renfrow	Wolf
Goebel	Rickford	Ziegler
Gress	Roen	Mr. Speaker

Those voting in the negative were:

Anderson, Rich'nd	Erickson, Bottin'au	Mollet
Dunlop	Kitzmann	Rohde

Absent and not voting:

Beede	Homelvig	Lindberg
Bjella	Knudsen, LaMoure	Link
Brekke	Lee	Miller
Eimaron		

So the bill passed as amended on page 779 of the House Journal, and the title was agreed to.

**Senate Bill No. 22.** A Bill for an Act making an appropriation to carry out the provisions of chapter 6-07 of the 1953 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rose
Anderson, Rich'nd	Hegge	Saugstad
Baker	Heimes	Schmalenberger
Baldwin	Heller	Schmidt
Balerud	Hoffer	Schuler
Beede	Hofstrand	Scott
Benson	Hornbacher	Simenson, 10th
Berntson	Isakson	Simonson, 9th
Brooks	Kitzmann	Snortland
Brown	Kjos	Snow
Bye	Kloster	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sortie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Engen	Lynch	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Tollefson
Fine	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Fristad	Petterson	Wambheim
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler

George Renfrow Mr. Speaker  
Goebel

Those voting in the negative were:

Bratcher	Haugland	Rohde
Dunlop	Magnuson	Rosberg
Erickson, Bottin'au	Mollet	Wicks

Absent and not voting:

Bjella	Homelvig	Link
Brekke	Knudsen, LaMoure	Miller
Einarson	Lee	Saumur

So the bill passed and the title was agreed to.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 23, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 625

Which the Senate has amended as follows:

In line 3 of the printed bill after the word "royalty", insert the words "separate from the surface rights".

Which the Senate has amended.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 23, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 507

House Bill No. 508

House Bill No. 523

House Bill No. 606

House Bill No. 612

House Bill No. 614

House Bill No. 620

House Bill No. 637

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 23, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 616

House Bill No. 703

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

**Senate Bill No. 23.** A Bill for an Act making appropriations for the Divisions of Vocational Rehabilitation and Vocational Education, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker

Absent and not voting:

Bjella	Homelvig	Lee
Brekke	Knudsen, LaMoure	Miller
Einarson		

So the bill passed as amended on page 94 of Senate Journal and page 779 of House Journal, and the title was agreed to, and the emergency clause carried.

**Senate Bill No. 25.** A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg

Baker	Haugland	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Lanson	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnusson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nvgaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Absent and not voting:		
Brekke	Homelvig	Lee
Einarson	Knudsen, LaMoure	Miller
Hegge		

So the bill passed as amended on page 95 of the Senate Journal, and the title was agreed to.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 27. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy- Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
	Hornbacher	Schuler

Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-Divide	McLain	Thompson, Burl'gh
	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Pettersen	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker

Absent and not voting:

Brekke	Homelvig	Lee
Einarson	Knudsen, LaMoure	Miller
Hegge		

So the bill passed and the title was agreed to.

**Senate Bill No. 28.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rohde
Anderson, Eddy-Foster	Gumeringer	Rolfsrud
	Hafner	Rosberg
Anderson, Rich'nd	Haugland	Rose
Baker	Heimes	Saugstad
Balerud	Heller	Saumur
Baldwin	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bjella	Kitzmann	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Brown	Knudson, Morton	Snow
Bye	Langseth	Solberg
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Leet	Sortland



Davis	Lindberg	Spitzer
Dewey	Link	Sticka
Dick	Lynch	Stockman
Dunlop	Magnuson	Strand
Engen	Mahlmann	Strege
Erickson, Bottin'au	McLain	Thompson, Burl'gh
Erickson, Burke- Divide	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
	Rickford	

Absent and not voting:

Brekke	Hegge	Lee
Einarson	Homelvig	Miller
Hammer	Knudsen, LaMoure	

So the bill passed, as amended on page 72 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 29.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfstrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sortland
Davis	Leet	Sorlie
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege

Erickson, Burke-Divide	McLain	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
	Renfrow	Mr. Speaker

Absent and not voting:

Brekke	Homelvig	Lee
Einarson	Knudsen, LaMoure	Miller
Hegge		

So the bill passed and the title was agreed to.

Senate Bill No. 40. A Bill for an Act to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to petitions to place the names of candidates for precinct committeemen on the ballot.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Richl'nd	Gumeringer	Rickford
Baker	Hafner	Roen
Baldwin	Hammer	Rolfsrud
Balerud	Haugland	Rosberg
Beede	Hegge	Rose
Bjella	Heimes	Saugstad
Bratcher	Heller	Saumur
Brooks	Hoffer	Schmalenberger
Brown	Hofstrand	Schmidt
Christopher	Hornbacher	Scott
Currie	Isakson	Simenson, 10th
Dahlund	Kitzmann	Simonson, 9th
Davis	Kjos	Snortland
Dewey	Kloster	Snow
Dick	Knudson, Morton	Sommer
Dunlop	Larson	Sorlie
Einarson	Laske	Sortland
Engen	Leet	Spitzer
Erickson, Bottin'au	Lindberg	Sticka
Erickson, Burke-Divide	Link	Stockman
	Lynch	Strand
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Langseth	Solberg
Foster	Mollet	Thompson, M'Lean
Benson	Poling	Trydahl
Berntson	Rohde	Wolf
Bye	Schuler	
Absent and not voting:		
Brekke	Knudsen, LaMoure	Miller
Homelvig	Lee	

So the bill passed and the title was agreed to.

**Senate Bill No. 51.** A Bill for an Act to amend and reenact subdivisions b and i of subsection 2 of section 57-3711 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to terminable interests and interests in property considered as passing from a decedent, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, on page 111 of the Senate Journal and page 780 of the House Journal, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einerson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George		

Absent and not voting:

Brekke	Knudsen, LaMoure	Miller
Homelvig	Leet	Thompson, M'Lean

So the bill passed and the title was agreed to, and the emergency clause carried.

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 31-1206 of the North Dakota Revised Code of 1943 relating to the application of Chapter 31-12 where other provision is made by the decedent.

Which has been read.

### 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:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Rich'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonsen, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Stockman
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker

Absent and not voting:

Brekke	Knudsen, LaMoure	Miller
Haugland	Lee	Thompson, M'Lean
Homelvig		

So the bill passed and the title was agreed to.

Senate Bill No. 61. A Bill for an Act to amend and reenact section 19-0311 of the North Dakota Revised Code of 1943, relating to the professional use of narcotic drugs.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 33; absent and not voting, 8.

Those voting in the affirmative were:

Anderson, Cass	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Brooks	Isakson	Saumur
Christopher	Kitzmann	Schmidt
Currie	Kjos	Simenson, 10th
Dahlund	Kloster	Simonson, 9th
Davis	Langseth	Snow
Dewey	Laske	Solberg
Dick	Link	Sommer
Einarson	Magnuson	Sortland
Engen	Mahlmann	Spitzer
Erickson, Bottin'au	Mollet	Stockman
Esterby	Mueller	Strand
Ettestad	Olson	Strege
Fleenor	Overbo	Tollefson
Gefreh	Paulson	Tough
George	Petterson	Trydahl
Goebel	Poling	Vinje
Gumeringer	Power	Wambheim
Hafner	Renfrow	Wolf
Hammer	Roen	Ziegler

Those voting in the negative were:

Adamsen	Fine	Lynch
Anderson, Eddy-	Frank	McLain
Foster	Fristad	Nygaard
Anderson, Richl'nd	Gagnum	Schmalenberger
Beede	Gress	Schuler
Benson	Heimes	Scott
Bjella	Hornbacher	Snortland
Bratcher	Knudson, Morton	Sorlie
Brown	Larson	Sticka
Bye	Leet	Thompson, Burl'gh
Dunlop	Lindberg	Wicks
Erickson, Burke-		
Divide		

Absent and not voting:

Brekke	Lee	Thompson, M'Lean
Homelvig	Miller	Mr. Speaker
Knudsen, LaMoure	Rickford	

So the bill passed, as amended on page 744 of the House Journal, and the title was agreed to.

Speaker Fitch resumed the Chair.

**Senate Bill No. 66.** A Bill for an Act to amend and reenact section 11-1803 of the North Dakota Revised Code of 1943 relating to instruments entitled to record without regard to taxes.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	George	Poling
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rohde
Baker	Hammer	Rolfstrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh		

Absent and not voting:

Brekke	Lee	Sticka
Homelvig	Miller	Thompson, M'Lean
Knudsen, LaMoure	Rickford	Mr. Speaker

So the bill passed, as amended on page 121 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 75.** A Bill for an Act relating to refunds of motor fuel tax where the motor fuel has been used for agricultural or industrial purposes, and allowing the buyer to assign his claim for refund to a dealer selling such fuel to him on open account.

Which has been read.

## 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:

Adamsen	Gagnum	Paulson
Anderson, Cass	Gefreh	Petterson
Anderson, Eddy-	George	Poling
Foster	Goebel	Power
Anderson, Richl'nd	Gress	Renfrow
Baker	Gumeringer	Rickford
Baldwin	Hafner	Rolfstrud
Balerud	Hammer	Rosberg
Beede	Haugland	Rose
Benson	Hegge	Saugstad
Berntson	Heimes	Saumtr
Bjella	Heller	Schmalenberger
Bratcher	Hoffer	Schmidt
Brooks	Hofstrand	Schuler
Brown	Hornbacher	Scott
Bye	Isakson	Simenson, 10th
Christopher	Kitzmann	Simonson, 9th
Currie	Kjos	Snortland
Dahlund	Kloster	Snow
Davis	Knudson, Morton	Sommer
Dewey	Langseth	Sorlie
Dick	Larson	Sortland
Dunlop	Laske	Spitzer
Einarson	Leet	Strand
Engen	Lindberg	Strege
Erickson, Bottin'au	Link	Thompson, Burl'gh
Erickson, Burke-	Lynch	Tollefson
Divide	Mahlmann	Tough
Esterby	McLain	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Nygaard	Wolf
Frank	Olson	Ziegler
Fristad	Overbo	Mr. Speaker

Those voting in the negative were:

Magnuson	Solberg	Wicks
Rohde	Stockman	
Absent and not voting:		
Brekke	Lee	Sticka
Homelvig	Miller	Thompson, M'Lean
Knudsen, LaMoure	Roen	

So the bill passed and the title was agreed to.

Senate Bill No. 88. A Bill for an Act appropriating four hundred and four thousand dollars for armory purposes and providing for the disbursement thereof, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kitzmann	Simenson, 10th
Christopher	Kjos	Snortland
Currie	Kloster	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dick	Laske	Stockman
Einarson	Leet	Strand
Erickson, Burke-	Lindberg	Strege
Divide	Link	Thompson, Burl'gh
Esterby	Lynch	Tollefson
Fine	Magnuson	Trydahl
Fleenor	Mahlmann	Vinje
Frank	McLain	Wambheim
Fristad	Mueller	Wicks
Gagnum	Nygaard	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel	Petterson	

Those voting in the negative were:

Berntson	Erickson, Bottin'au	Rohde
Bjella	Ettestad	Snow
Bratcher	Mollet	Solberg
Dunlop	Olson	Tough
Engen		

Absent and not voting:

Brekke	Miller	Simonson, 9th
Homelvig	Roen	Sticka
Knudsen, LaMoure	Schmalenberger	Thompson, M'Lean
Lee		

So the bill passed, as amended on page 346 of the Senate Journal, and the title was agreed to.

Senate Bill No. 100. A Bill for an Act to amend and reenact Section 1 of Chapter 277 of the North Dakota Session Laws of 1953, being Section 47-1636 of the 1953 Cumulative Supplement to the North Dakota Revised Code of 1943, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 3; absent and not voting, 12.



Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Rickford
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Snortland
Brown	Kjos	Snow
Bye	Kloster	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Leet	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Tollefson
Esterby	McLain	Trydahl
Ettestad	Mollet	Vinje
Fine	Mueller	Wambheim
Fleenor	Nygaard	Wicks
Frank	Olson	Wolf
Fristad	Overbo	Ziegler
Gagnum	Paulson	Mr. Speaker
Gefreh		

Those voting in the negative were:

Dunlop	Hammer	Rohde
Absent and not voting:		
Brekke	Lee	Schmalenberger
Dick	Miller	Simonson, 9th
Homelvig	Renfrow	Thompson, M'Lean
Knudsen, LaMoure	Roen	Tough

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 115. A Bill for an Act to provide for rules affecting safety, sanitation and shelter for railroad employees.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 35; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Gefreh	Olson
Anderson, Richl'nd	Gumeringer	Overbo
Baker	Hafner	Paulson
Balerud	Hammer	Poling

Beede	Haugland	Rohde
Benson	Heimes	Rolfstrud
Berntson	Heller	Rosberg
Brooks	Hoffer	Saugstad
Brown	Hofstrand	Schmidt
Christopher	Hornbacher	Scott
Currie	Isakson	Simenson, 10th
Dewey	Kjos	Snortland
Dick	Kloster	Solberg
Dunlop	Knudson, Morton	Sommer
Einarson	Larson	Sortland
Engen	Laske	Spitzer
Erickson, Bottin'au	Leet	Sticka
Erickson, Burke- Divide	Lindberg	Strand
	Link	Strege
Esterby	Lynch	Thompson, Burl'gh
Fine	Magnuson	Thompson, M'Lean
Frank	Mahlmann	Tough
Fristad	Mollet	Ziegler
Gagnum	Nygaard	Mr. Speaker

Those voting in the negative were:

Adamsen	Goebel	Rose
Anderson, Eddy- Foster	Gress	Saumur
	Hegge	Schuler
Baldwin	Kitzmann	Snow
Bjella	Langseth	Sorlie
Bratcher	McLain	Stockman
Bye	Mueller	Tollefson
Dahlund	Petterson	Trydahl
Davis	Power	Vinje
Ettestad	Renfrow	Wambheim
Fleenor	Rickford	Wicks
George	Roen	Wolf

Absent and not voting:

Brekke	Lee	Schmalenberger
Homelvig	Miller	Simonson, 9th
Knudsen, LaMoure		

So the bill passed, as amended on page 168 of the Senate Journal and on page 746 of the House Journal, and the title was agreed to.

Rep. Erickson of Bottineau 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. 133. A Bill for an Act to amend and reenact Sections 15-5704 and 15-5707 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to teaching scholarships.

Which has been read.

#### 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:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford

Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Hegge	Saugstad
Beede	Heimes	Saumur
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hofstrand	Schuler
Bratcher	Hornbacher	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Einarson	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wicks
Frank	Paulson	Wolf
Fristad	Petterson	Ziegler
Gagnum	Poling	Mr. Speaker
Gefreh	Power	

Absent and not voting:

Brekke	Knudsen, LaMoure	Sorlie
Homelvig	Lee	Wambheim
Isakson	Miller	

So the bill passed and the title was agreed to.

Senate Bill No. 134. A Bill for an Act to amend and reenact Section 15-2507 of the North Dakota Revised Code of 1943, relating to school libraries.

Which has been read.

#### 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:

Adamsen	Gefreh	Poling
Anderson, Cass	George	Power
Anderson, Eddy-	Goebel	Renfrow
Foster	Gress	Roen
Anderson, Richl'nd	Gumeringer	Rohde
Baker	Hafner	Rolfsrud
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad

Beede	Hegge	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Bjella	Hoffer	Schuler
Bratcher	Hofstrand	Scott
Brooks	Hornbacher	Simenson, 10th
Brown	Kitzmann	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sortland
Davis	Larson	Spitzer
Dewey	Laske	Sticka
Dick	Leet	Stockman
Dunlop	Lindberg'	Strand
Einarson	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke- Divide	Mahlmann	Tollefson
	McLain	Tough
Esterby	Mollet	Trydahl
Ettestad	Mueller	Vinje
Fine	Nygaard	Wicks
Fleenor	Olson	Wolf
Frank	Overbo	Ziegler
Fristad	Paulson	Mr. Speaker
Gagnum	Petterson	
Absent and not voting:		
Brekke	Lee	Simonson, 9th
Homelvig	Miller	Sorlie
Isakson	Rickford	Wambheim
Knudsen, LaMoure	Rosberg	

So the bill passed and the title was agreed to.

**Senate Bill No. 141.** A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, relating to annual attorneys' licenses to practice law, the fee therefor, and payment from the state bar fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 32; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Frank	Petterson
Anderson, Cass	Fristad	Poling
Anderson, Richl'nd	Gagnum	Power
Baker	Gefreh	Renfrow
Baldwin	George	Rickford
Balerud	Goebel	Roen
Beede	Gress	Rolfsrud
Benson	Gumeringer	Saugstad
Berntson	Haugland	Saumur
Brooks	Hegge	Schmalenberger
Brown	Heller	Schmidt
Bye	Hoffer	Simenson, 10th
Christopher	Hofstrand	Sommer
Currie	Hornbacher	Sortland

Dahlund	Kjos	Spitzer
Davis	Kloster	Sticka
Dewey	Knudson, Morton	Stockman
Dick	Langseth	Strand
Einarson	Larson	Thompson, Burl'gh
Engen	Leet	Tollefson
Erickson, Burke- Divide	Lynch	Tough
	Mueller	Trydahl
Esterby	Nygaard	Ziegler
Fleenor	Paulson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Laske	Rose
	Lindberg	Schuler
Bjella	Link	Scott
Bratcher	Magnuson	Snortland
Dunlop	Mahlmann	Snow
Erickson, Bottin'au	McLain	Solberg
Ettestad	Mollet	Strege
Fine	Olson	Thompson, M'Lean
Hafner	Overbo	Vinje
Hammer	Rohde	Wicks
Kitzmann	Rosberg	Wolf

Absent and not voting:

Brekke	Knudsen, LaMoure	Simonson, 9th
Heimes	Lee	Sorlie
Homelvig	Miller	Wambheim
Isakson		

So the bill passed and the title was agreed to.

**Senate Bill No. 144.** A Bill for an Act to regulate the practice of land surveying; providing for the registration of qualified persons by the state board of registration for professional engineers; prescribing minimum qualifications and other requirements for registration; establishing fees with expiration and renewal requirements; and providing for enforcement and penalties.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 70; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Haugland	Rosberg
Anderson, Cass	Hoffer	Rose
Baker	Kloster	Saumur
Balerud	Larson	Schmidt
Benson	Laske	Scott
Berntson	Lindberg	Sommer
Brown	Link	Sortland
Engen	Nygaard	Spitzer
Ettestad	Power	Strege
Gefreh	Roen	Thompson, Burl'gh
Goebel	Rolfsrud	Mr. Speaker
Hafner		

Those voting in the negative were:

Anderson, Eddy- Foster	Fristad	Petterson
	Gagnum	Poling

Anderson, Rich'nd	George	Renfrow
Baldwin	Gress	Rickford
Beede	Gumeringer	Rohde
Bjella	Hammer	Saugstad
Bratcher	Hegge	Schmalenberger
Brooks	Heller	Schuler
Bye	Hofstrand	Simenson, 10th
Christopher	Isakson	Simonson, 9th
Currie	Kitzmann	Snortland
Dahlund	Kjos	Snow
Davis	Knudson, Morton	Solberg
Dewey	Langseth	Sticka
Dick	Leet	Stockman
Dunlop	Lynch	Strand
Einarson	Magnuson	Thompson, M'Lean
Erickson, Bottin'au	Mahlmann	Tollefson
Erickson, Burke-	McLain	Tough
Divide	Mollet	Trydahl
Esterby	Mueller	Vinje
Fine	Olson	Wicks
Fleenor	Overbo	Wolf
Frank	Paulson	Ziegler

Absent and not voting:

Brekke	Hornbacher	Miller
Heimes	Knudsen, LaMoure	Sorlie
Homelvig	Lee	Wambheim

So the bill was declared lost.

Rep. Frank moved that the vote by which Senate Bill No. 144 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Goebel requested the courtesy of the floor for the following: Problems of Democracy Class of Lehr High School:

Ervin J. Miller (principal), Marlys Ruff, Diana Kranzler, Marline Essig, Arvilla Nagel, Arbedalla Nagel, Marlow Scherbenski, Darwin Werth, Evelyn Fiecktner, Janice Koepplin and Jeanette Ruff; drivers Rev. Walter Elmer and Mr. and Mrs. R. F. Ruff.

Which request was granted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 36, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 38, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Sorlie 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. 43, have

had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Strand 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. 52, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson of Burleigh 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. 103, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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. 131, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Gress 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. 142, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Strand 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. 196, have had the same under consideration and recommend that the same do pass as amended by Senate on page 326 of the Senate Journal.

REP. SAUMUR, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Langseth moved that the House reconsider the action by which the report of the Committee on State and Federal Government on Senate Bill No. 196 was adopted, which motion prevailed.

Rep. Langseth moved that Senate Bill No. 196 be returned to the Committee on State and Federal Government, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 204, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Sorlie 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 be placed on the calendar without recommendation.

REP. SAUMUR, Chairman.

Rep. Sorlie moved that the report be adopted.

Rep. Langseth moved a substitute motion that Senate Concurrent Resolution "E" be placed in General Orders, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "J", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, 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 Concurrent Resolution "M", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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 "H-1", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Strand moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota

#### OFFICE OF THE GOVERNOR

Bismarck, February 23, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers

Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills 510, 511, 521, 560, 572, 594, 596 and 854.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor

NB:in

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 513

House Bill No. 539

House Bill No. 554



House Bill No. 681

House Bill No. 689

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 23, 1955

Mr. President: I have the honor to transmit:

House Bill No. 513

House Bill No. 539

House Bill No. 554

House Bill No. 681

House Bill No. 689

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now recess until 1:00 p.m., February 24, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-FIRST DAY AFTER RECESS  
AND FIFTY-SECOND DAY

Bismarck, February 24, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

PETITIONS AND COMMUNICATIONS

A resolution from the Georgia Secretary of State memorializing Congress to call a convention to consider an amendment to the Constitution of the United States with regard to "school systems and for other purposes," was received at the House desk and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture, to whom was referred Senate Bill No. 33, have had the same under consideration and recommend that the same do pass.

REP. LASKE, Chairman.

Rep. Currie 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. 62, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Baldwin 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. 128, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Wambheim 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. 130, have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Nygaard 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. 235, have had the same under consideration and recommend that the same do pass.

REP. EINARSON, Chairman.

Rep. Simenson (10th) moved that the report be adopted, which motion prevailed and the report was adopted.

#### SIXTH ORDER OF BUSINESS

Rep. Gefreh moved that the amendments to Senate Bill No. 139, as recommended by the Committee on Judiciary and printed on page 803 of the House Journal, be adopted, which motion prevailed.

Rep. Snow moved that the amendments to Senate Bill No. 203, as recommended by the Committee on Agriculture and printed on page 804 of the House Journal, be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Gefreh moved that Senate Bill No. 220, which is on the calendar, be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Mahlmann moved that the courtesy of the floor be granted to the senior class of Hazen High School and their superintendent, which motion prevailed.

Rep. Roen announced that Rep. Homelvig is a patient in St. Alexius Hospital in Bismarck.

Mrs. Harold Belcher of Fessenden, North Dakota, President of North Dakota Council on Education and Legislation Chairman of the state PTA organization was granted the courtesy of the floor on motion of Rep. Langseth.

Rep. Baker moved that the courtesy of the floor be extended to 35 pupils from the Sacred Heart Academy, St. Leo's, Model, Dakota Lutheran and Minot High School, which motion prevailed.

Rep. Wambheim moved the courtesy of the floor to Dr. O. A. DeLong, President of the State Teacher's College at Mayville, North Dakota, which motion prevailed.

#### FIRST READING OF HOUSE RESOLUTIONS

Reps. Rohde, Hofstrand, Fine, Thompson of McLean, Solberg and Beede introduced:

**House Concurrent Resolution "Q-1".** A Concurrent Resolution relating to law enforcement problems upon Indian reservations.

Was read the first time.

Rep. Rohde moved that the rules be suspended, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "Q-1" be adopted, which motion prevailed and the Resolution was declared adopted.

Reps. Link, Tollefson, Erickson of Burke-Divide, Magnuson and Saugstad introduced:

**House Concurrent Resolution "R-1".** A Concurrent Resolution directing the legislative research committee to study the vocational agriculture and vocational home economics program within high schools of this state.

Was read the first time.

Rep. Link moved that the rules be suspended, which motion prevailed.

Rep. Link moved that House Concurrent Resolution "R-1" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Link moved that House Concurrent Resolution "R-1" be printed in the House Journal and not in bill form, which motion prevailed.

### HOUSE CONCURRENT RESOLUTION "R-1"

Introduced by Reps. Link, Tollefson, Erickson (Burke-Divide), Magnuson and Saugstad

A Concurrent Resolution directing the legislative research committee to study the vocational agriculture and vocational home economics program within high schools of this state.

1 WHEREAS, out of three hundred sixty high schools  
2 of the state of North Dakota only fifty high schools offer  
3 complete courses in vocational agriculture and only one  
4 hundred schools offer a full curriculum in vocational  
5 home economics; and

6 WHEREAS, section 151 of the Constitution places  
7 a duty upon the legislative assembly to "secure a reason-  
8 able degree of uniformity in course of study, and to  
9 promote industrial, scientific, and agricultural improve-  
10 ments."; and

11 WHEREAS, it does not appear that the state of  
12 North Dakota has fulfilled its duty under the  
12a Constitution

13 in the secondary educational fields of vocational agri-  
14 culture and vocational home economics; and

15 WHEREAS, present standards for participation in  
16 the existing vocational education program in agriculture  
17 and home economics appear to preclude the participation  
18 of a large number of high schools in this state in such  
19 program;

20 NOW, THEREFORE, BE IT RESOLVED BY THE  
21 HOUSE OF REPRESENTATIVES OF THE STATE  
21a OF NORTH

22 DAKOTA, THE SENATE CONCURRING THEREIN:

23 That the legislative research committee is hereby  
24 authorized and directed to study the existing program of  
25 vocational agriculture and vocational home economics,  
26 and to make recommendations for the improvement and  
27 expansion of such program into high schools of this state  
28 which are not presently participating therein, and to  
28a make

29 its report and recommendations to the Thirty-fifth  
30 Legislative Assembly in such form as it may deem  
30a expedient.

CONSIDERATION OF MESSAGES  
FROM THE SENATE

Rep. Erickson of Burke-Divide moved that the House do concur with the senate amendments to House Bill No. 625 as printed on page 818 of the House Journal, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the rules be suspended and House Bill No. 625 be considered properly reengrossed and placed on final passage, which motion prevailed.

FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 625.** A Bill for an Act limiting the meaning of mineral rights or royalties when used in instruments of conveyance or lease.

Which has been read.

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:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simonson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Burke-	Miller	Tollefson
Divide	Mollet	Tough
Esterby	Mueller	Trydahl
Ettestad	Nygaard	Vinje
Fleemor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker

Absent and not voting:

Bjella	Homelvig	Paulson
Brekke	Knudsen, LaMoure	Snortland
Erickson, Bottin'au	Larson	Solberg

Fine  
Haugland  
Heimes

Lee  
Lindberg

Stockman  
Thompson, M'Lean

So the bill passed and the title was agreed to.

Senate Bill No. 158. A Bill for an Act to amend and reenact sections 15-3914, 15-3915, 15-3926 and subsection 1 of section 15-3928 and section 15-3940 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 15-3923 of the North Dakota Revised Code of 1943, all relating to assessments, annuities, reduced annuities, with draws, qualifications and investment of funds of the North Dakota teachers' insurance and retirement fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonsen, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Einarson	Magnuson	Strand
Engen	Mahlmann	Strege
Erickson, Bottin'au	McLain	Thompson, Bur'gh
Erickson, Burke-	Miller	Tollefson
Divide	Mollet	Tough
Esterby	Mueller	Trydahl
Ettestad	Nygaard	Vinje
Fine	Olson	Wambheim
Fleenor	Overbo	Wicks
Frank	Paulson	Wolf
Fristad	Petterson	Ziegler
Gagnum	Poling	Mr. Speaker
Gefreh	Power	

Absent and not voting:

Brekke	Homelvig	Solberg
Haugland	Knudsen, LaMoure	Thompson, M'Lean
Heimes	Lee	

So the bill passed as amended on pages 360 and 396 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 161.** A Bill for an Act to amend and reenact section 12-5503 of the North Dakota Revised Code of 1943, relating to meetings of the board of pardons.

Which has been read.

#### 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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Baker	Hammer	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Laske	Snow
Davis	Leet	Sommer
Dewey	Lindberg	Sorlie
Dick	Link	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke-	Miller	Struge
Divide	Mollet	Thompson, Burl'gh
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh.	Poling	Ziegler
George		

Absent and not voting:

Anderson, Rich'nd	Homelvig	Solberg
Brekke	Knudsen, LaMoure	Thompson, M'Lean
Fristad	Larson	Vinje
Haugland	Lee	Mr. Speaker

So the bill passed as amended on page 257 of the House Journal, and the title was agreed to.

**Senate Bill No. 162.** A Bill for an Act to amend and reenact section 24-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to enforcement of highway laws controlling vehicle size and weights, and con-

ferring police power on the state highway commissioner and inspectors appointed by him, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 19; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Roen
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Brown	Kitzmann	Schmidt
Bye	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudson, Morton	Simenson, 10th
Dahlund	Langseth	Simonson, 9th
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Leet	Sorlie
Dunlop	Lindberg	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Overbo	Vinje
Fleenor	Paulson	Wambheim
Frank	Petterson	Wolf
Gagnum	Poling	Mr. Speaker
Gefreh		

Those voting in the negative were:

Berntson	Isakson	Snow
Bjella	Magnuson	Stockman
Bratcher	Mollet	Strege
Brooks	Olson	Thompson, M'Lean
Hafner	Saugstad	Wicks
Hammer	Snortland	Ziegler
Heimes		

Absent and not voting:

Brekke	Homelvig	Lee
Fristad	Knudsen, LaMoure	

So the bill was declared passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 163. A Bill for an Act to amend and reenact section 39-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to penalty for violating width, height, length and load limitations upon the highways of this state, and declaring an emergency.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 11; absent and not voting, 6.

## Those voting in the affirmative were:

Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfsrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dick	Link	Stockman
Dunlop	Lynch	Strand
Einarson	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	McLain	Thompson, M'Lean
Divide	Miller	Tollefson
Esterby	Mueller	Tough
Ettestad	Olson	Trydahl
Fine	Overbo	Vinje
Fleemor	Paulson	Wicks
Frank	Petterson	Wolf
Gagnum	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

## Those voting in the negative were:

Adamsen	Hegge	Rohde
Bjella	Kitzmann	Sticka
Engen	Mollet	Wambheim
Gefreh	Nygaard	

## Absent and not voting:

Brekke	Homelvig	Lee
Fristad	Knudsen, LaMoure	Spitzer

So the bill passed and the title was agreed to, and the emergency clause carried.

**Senate Concurrent Resolution "O".** A Concurrent Resolution authorizing and directing the legislative research committee to conduct a study of mental health problems in the state, with a view to introducing appropriate legislation.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hammer	Rolfsrud
Foster	Haugland	Rosberg
Anderson, Richl'nd	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke-	Miller	Thompson, Burl'gh
Divide	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

Absent and not voting:

Baker	Fristad	Lee
Bjella	Homelvig	Magnuson
Brekke	Knudsen, LaMoure	Roen

So the resolution was declared adopted.

House Concurrent Resolution "G-1". A Concurrent Resolution memorializing Congress to authorize the payment of one hundred per cent of the cost of acquisition of right-of-way, construction, and maintenance of military highways in North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Hegge	Rosberg

Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kitzmann	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudson, Morton	Snortland
Bye	Langseth	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dumlop	Magnuson	Stockman
Einarson	Mahlmann	Strand
Engen	McLain	Strege
Erickson, Bottin'au	Miller	Thompson, Burl'gh
Erickson, Burke- Divide	Mollet	Thompson, M'Lean
	Mueller	Tollefson
Esterby	Nygaard	Tough
Ettestad	Olson	Trydahl
Fine	Overbo	Vinje
Fleenor	Paulson	Wambheim
Frank	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel		

**Absent and not voting:**

Brekke	Haugland	Knudsen, LaMoure
Fristad	Homelvig	Lee

So the resolution was declared adopted.

**Senate Bill No. 86.** A Bill for an Act to amend and reenact sections 21-0605 and 21-0606 of the North Dakota Revised Code of 1943, relating to the destruction of documents.

Which has been read.

**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:**

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy- Foster	Gumeringer	Rohde
	Hafner	Rolfsrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kitzmann	Simonson, 9th

Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudson, Morton	Solberg
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Lynch	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke- Divide	Mollet	Tollefson
	Mueller	Tough
Esterby	Nygaard	Trvdahl
Ebtestad	Olson	Vinje
Fine	Overbo	Wambheim
Fleenor	Paulson	Wicks
Frank	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George	Renfrow	

**Absent and not voting:**

Brekke	Homelvig	Magnuson
Fristad	Knudsen, LaMoure	Saumur
Haugland	Lee	

So the bill passed and the title was agreed to.

The Speaker announced that the House would revert to the fifth order of business.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: Your Committee on Appropriations, to whom was referred Senate Bill No. 9, have had the same under consideration and recommend that the same do pass.

**REP. HEIMES, Chairman.**

Rep. Rickford 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. 10, have had the same under consideration and recommend that the same do pass.

**REP. HEIMES, Chairman.**

Rep. Anderson (Richland) 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. 11, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$1,913,094.00" and insert the figure "\$2,023,094.00" in lieu thereof.

Following line 17 add a new line 17a and title it "New Water Main" and the figure "\$110,000.00".

In line 18 strike out the figure "\$1,913,094.00" and insert the figure "\$2,023,094.00" in lieu thereof.

And when so amended recommend the same do pass.

**REP. HEIMES, Chairman.**

Rep. Trydahl moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 11 would 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 Senate Bill No. 57, have had the same under consideration and recommend that the same be amended as follows:

In line 13 after the word "government" insert the words "except school districts" and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 57 would 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 Senate Bill No. 70, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson (Burleigh) 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. 98, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 149, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson (Burleigh) 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. 150, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf 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. 196, have had the same under consideration and recommend that the same be amended as follows:

In line 27 after the word "deaf" strike out the period and insert in lieu thereof a comma. Then add the following words: "after paying all costs incurred for the surveying, platting, recording, selling and transferring title to the pur-

chasers out of the proceeds of such sale or sales." Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. SAUMUR, Chairman.

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 196 would 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 Senate Bill No. 238, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Thompson (Burleigh) 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 "U", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. SAUMUR, Chairman.

Rep. Davis 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 "N-1", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Isakson moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## FIFTY-SECOND DAY

Bismarck, February 24, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. G. Schnaidt of the American Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Brekke, Homelvig, Knudsen and Lee.

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 fiftieth day after recess and fifty-first day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Davis 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 En-grossment respectfully report that they have examined the following bills:

House Bill No. 507  
 House Bill No. 508  
 House Bill No. 512  
 House Bill No. 523  
 House Bill No. 595  
 House Bill No. 606  
 House Bill No. 612  
 House Bill No. 614  
 House Bill No. 620  
 House Bill No. 637  
 House Bill No. 650

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

House Resolution No. 8

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGES TO THE SENATE

House Chamber

Bismarck, February 24, 1955

Mr. President: I have the honor to return:

Senate Bill No. 71  
 Senate Bill No. 131  
 Senate Bill No. 144  
 Senate Bill No. 221  
 Senate Bill No. 223

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 24, 1955

Mr. President: I have the honor to return:

Senate Bill No. 14  
 Senate Bill No. 22  
 Senate Bill No. 25  
 Senate Bill No. 27  
 Senate Bill No. 28  
 Senate Bill No. 29  
 Senate Bill No. 40  
 Senate Bill No. 56  
 Senate Bill No. 66  
 Senate Bill No. 75  
 Senate Bill No. 88  
 Senate Bill No. 100  
 Senate Bill No. 133

Senate Bill No. 134

Senate Bill No. 141

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 24, 1955

Mr. President: I have the honor to return:

Senate Bill No. 16

Senate Bill No. 17

Senate Bill No. 23

Senate Bill No. 51

Senate Bill No. 61

Senate Bill No. 115

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 24, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "P-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 513

House Bill No. 539

House Bill No. 554

House Bill No. 681

House Bill No. 689

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Concurrent Resolution "D", Senators Welander, Davis and Krenz.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 506

House Bill No. 509

House Bill No. 517

House Bill No. 525

House Bill No. 526

House Bill No. 533

House Bill No. 559

House Bill No. 573

House Bill No. 584



House Bill No. 590  
 House Bill No. 617  
 House Bill No. 666  
 House Bill No. 683  
 House Bill No. 684  
 House Bill No. 685  
 House Bill No. 686  
 House Bill No. 687  
 House Bill No. 690  
 House Bill No. 692  
 House Bill No. 696  
 House Bill No. 714  
 House Bill No. 725

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 518, Senators Page, Dewing, and Freed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 633

House Bill No. 668

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 858 which the Senate has amended as follows:

In Line 39 leave the bracket ahead of the word "temporarily" and place a bracket following the word "company" in Line 40.

In Line 40 delete the words "twenty-five" and insert in lieu thereof the word "fifty".

At the end of Line 41 strike the words "such territory" and insert in lieu thereof the words "the state", and delete the bracket at the end of the line.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 87. A Bill for an Act to amend and reenact section 28-0611 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to service of process upon non-resident highway users.

Which has been read.

#### 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:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzman	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

## Absent and not voting:

Baldwin	Heimes	Lee
Benson	Homelvig	Wicks
Brekke	Knudsen, LaMoure	

So the bill passed and the title was agreed to.

Senate Bill No. 96. A Bill for an Act repealing section 44-0610 of the North Dakota Revised Code of 1943, to remove the prohibition upon a notary public acting officially where he changes county residence.

Which has been read.

## 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:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose

Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Laske	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke- Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wambheim
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
	Renfrow	

## Absent and not voting:

Baldwin	Homelvig	Lee
Benson	Knudsen, LaMoure	Wicks
Brekke	Larson	

So the bill passed and the title was agreed to.

Senate Bill No. 101. A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support under chapter 14-12, and amending sections 14-1207, 14-1208, 14-1210, 14-1211, 14-1212, and 14-1218 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to reciprocal enforcement of duties of support.

Which has been read.

## 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:

Adamsen	Gress	Roen
Anderson, Cass	Gumeringer	Rohde
Anderson, Eddy- Foster	Hafner	Rolfsrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
	Kitzmann	Simenson, 10th

Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Laske	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke-	Miller	Strege
Divide	Mollet	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Tollefson
Fine	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Fristad	Petterson	Wambheim
Gagnum	Poling	Wicks
Gefreh	Power	Wolf
George	Renfrow	Ziegler
Goebel	Rickford	Mr. Speaker
Absent and not voting:		
Baldwin	Hegge	Larson
Benson	Homelvig	Lee
Brekke	Knudsen, LaMoure	Link
Brown		

So the bill passed and the title was agreed to.

**Senate Bill No. 106.** A Bill for an Act amending and reenacting section 35-0410 of the North Dakota Revised Code of 1943, relating to renewal and limitation of chattel mortgages.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 24; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Richl'nd	Gumeringer	Roen
Baker	Hammer	Rose
Balerud	Haugland	Saugstad
Bjella	Hegge	Saumur
Bratcher	Heller	Schmalenberger
Brooks	Hoffer	Scott
Brown	Hofstrand	Simonson, 10th
Bye	Hornbacher	Simonson, 9th
Christopher	Kjos	Snortland
Currie	Kloster	Snow
Dahlund	Knudson, Morton	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Leet	Spitzer
Einarson	Lindberg	Sticka
Engen	Lynch	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	Miller	Strege
Esterby	Mueller	Thompson, Burl'gh
Ettestad	Nygaard	Thompson, M'Lean

Fine	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Fristad	Petterson	Wambheim
Gefreh	Poling	Wolf
George	Power	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Isakson	Rolfstrud
Foster	Kitzmann	Rosberg
Beede	Langseth	Schmidt
Berntson	Link	Schuler
Dunlop	Magnuson	Solberg
Erickson, Bottin'au	McLain	Tollefson
Gagnum	Mollet	Wicks
Hafner	Rohde	Ziegler
Heimes		

Absent and not voting:

Baldwin	Brekke	Knudsen, LaMoure
Benson	Homelvig	Lee

So the bill passed and the title was agreed to.

**Senate Bill No. 107.** A Bill for an Act validating deeds, mortgages, or assignments of mortgage not containing the post office address of the grantee, recorded prior to the effective date of this Act.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Berntson	Heller	Saumur
Bjella	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kitzmann	Simenson, 10th
Christopher	Kjos	Simonson, 9th
Currie	Kloster	Snortland
Dahlund	Knudson, Morton	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lindberg	Sorlie
Dunlop	Link	Sortland
Einarson	Lynch	Spitzer
Engen	Magnuson	Sticka
Erickson, Bottin'au	Mahlmann	Stockman
Erickson, Burke-	McLain	Strand
Divide	Miller	Strege
Esterby	Mollet	Thompson, Bur'gh
Ettestad	Mueller	Thompson, M'Lean
Fine	Nygaard	Tollefson
Fleenor	Olson	Tough

Frank	Overbo	Trydahl
Fristad	Paulson	Vinje
Gagnum	Petterson	Wambheim
Gefreh	Poling	Wolf
George	Power	Mr. Speaker

Those voting in the negative were:

Langseth	Wicks	Ziegler
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Absent and not voting:

Baldwin	Homelvig	Lee
Benson	Knudsen, LaMoure	Leet
Brekke		

So the bill passed and the title was agreed to.

**Senate Bill No. 109.** A Bill for an Act relating to exemption of mobile homes from execution.

Which has been read.

Rep. Beede moved that further consideration of Senate Bill No. 109 be deferred until the reprinted bill is received, which motion prevailed.

**Senate Bill No. 112.** A Bill for an Act to amend and reenact section 57-3844 of the North Dakota Revised Code of 1943 relating to income tax as a personal debt by adding thereto a provision relating to limitations of actions in those instances of failure to make a return as required by the income tax law.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 15; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gagnum	Power
Anderson, Cass	Gefreh	Renfrow
Anderson, Richl'nd	George	Rickford
Baker	Goebel	Roen
Balerud	Gumeringer	Rohde
Beede	Hafner	Rolfsrud
Benson	Hegge	Rose
Berntson	Heller	Saugstad
Bratcher	Hoffer	Saumur
Brooks	Hofstrand	Schmidt
Brown	Hornbacher	Schuler
Bye	Kitzmann	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudson, Morton	Simonson, 9th
Dahlund	Larson	Snortland
Davis	Leet	Snow
Dewey	Lindberg	Sommer
Dick	Link	Sorlie
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke-Divide	Miller	Tollefson
	Mollet	Tough
Esterby	Nygaard	Trydahl
Ettestad	Olson	Vinje
Fine	Overbo	Wambheim
Fleenor	Petterson	Wolf
Frank	Poling	Mr. Speaker
Fristad		

Those voting in the negative were:

Anderson, Eddy-	Laske	Solberg
Foster	Mueller	Sortland
Gress	Paulson	Thompson, M'Lean
Hammer	Rosberg	Wicks
Kjos	Schmalenberger	Ziegler
Langseth		

Absent and not voting:

Baldwin	Heimes	Lee
Bjella	Homelvig	Sticka
Brekke	Isakson	Thompson, Burl'gh
Haugland	Knudsen, LaMoure	

So the bill passed as amended on page 219 of the Senate Journal, and the title was agreed to.

Speaker Fitch called Rep. Wolf to the Chair to preside.

Senate Bill No. 113. A Bill for an Act to amend and reenact section 57-3849 of the North Dakota Revised Code of 1943, relating to the filing and recording of income tax liens and to the payment of fees therefore.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rohde
Anderson, Cass	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Balerud	Hegge	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Larson	Snow
Currie	Laske	Solberg
Dahlund	Leet	Sommer
Davis	Lindberg	Sorlie
Dewey	Link	Sortland
Dick	Lynch	Spitzer
Dunlop	Mahlmann	Sticka
Eimarson	Miller	Stockman
Engen	Mollet	Strand
Erickson, Burke-	Mueller	Strege
Divide	Nygaard	Thompson, Burl'gh
Esterby	Olson	Thompson, M'Lean
Ettestad	Overbo	Tollefson
Fine	Paulson	Tough
Fleenor	Petterson	Trydahl
Frank	Poling	Vinje
Gagnum	Power	Wambheim
Gefreh	Renfrow	Wolf
George	Rickford	Ziegler
Goebel	Roen	Mr. Speaker
Gress		

Those voting in the negative were:

Anderson, Eddy-	Erickson, Bottin'au	Magnuson
Foster	Langseth	

Absent and not voting:

Anderson, Richl'nd	Heimes	Lee
Baldwin	Homelvig	McLain
Brekke	Isakson	Saumur
Fristad	Knudsen, LaMoure	Wicks
Haugland		

So the bill passed and the title was agreed to.

Senate Bill No. 114. A Bill for an Act to create new subsections 18 and 19 to section 57-3801 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto and to amend and reenact section 57-3805, subsection 6 of section 57-3809, subsection 1 of section 57-3827, section 57-3835, section 57-3836, and subsections 1 and 3 of section 57-3842 of the North Dakota Revised Code of 1943, relating to definitions, deductions, exemptions, payment of tax, and information at the source, and for purposes of clarifying existing income tax laws.

Which has been read.

#### 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:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfstrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Hegge	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Kitzmann	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudson, Morton	Snortland
Bye	Larson	Snow
Christopher	Laske	Solberg
Currie	Leet	Sommer
Dahlund	Lindberg	Sorlie
Davis	Link	Spitzer
Dewey	Lynch	Sticka
Dick	Mahlmann	Stockman
Dunlop	McLain	Strand
Einarson	Miller	Strege
Engen	Mollet	Thompson, Burl'gh
Erickson, Burke-	Mueller	Thompson, M'Lean
Divide	Nygaard	Tollefson
Esterby	Olson	Tough
Ettestad	Overbo	Trydahl
Fine	Paulson	Vinje
Fleenor	Petterson	Wambheim
Frank	Poling	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		



Those voting in the negative were:

Erickson, Bottin'au	Magnuson	Wicks
Langseth		

Absent and not voting:

Baldwin	Heimes	Lee
Brekke	Homelvig	Saumur
Fristad	Isakson	Sortland
Haugland	Knudsen, LaMoure	

So the bill passed as amended on pages 219 and 254 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 135.** A Bill for an Act relating to and providing for judges of the Fourth Judicial District of the state; amending and reenacting subsection 4 of section 27-0501 of the North Dakota Revised Code of 1943.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 38; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	George	Roen
Anderson, Rich'nd	Goebel	Rosberg
Baker	Gress	Rose
Balerud	Hammer	Saugstad
Beede	Haugland	Schuler
Benson	Hegge	Scott
Bjella	Hoffer	Simonson, 9th
Brooks	Hofstrand	Snow
Brown	Kjos	Sommer
Bye	Kloster	Spitzer
Dahlund	Larson	Sticka
Dewey	Laske	Stockman
Dick	Leet	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Vinje
Ettestad	Nygaard	Wolf
Fine	Oison	Ziegler
Frank	Poling	Mr. Speaker
Gagnum		

Those voting in the negative were:

Anderson, Eddy-	Heller	Rickford
Poster	Hornbacher	Rohde
Berntson	Kitzmann	Rolfstrud
Bratcher	Knudson, Morton	Schmidt
Christopher	Langseth	Simenson, 10th
Currie	McLain	Solberg
Davis	Miller	Sorlie
Dunlop	Mollet	Sortland
Einarson	Mueller	Tollefson
Engen	Overbo	Tough
Fleenor	Paulson	Trydahl
Gumeringer	Petterson	Wambheim
Hafner	Renfrow	Wicks

Absent and not voting:

Baldwin	Homelvig	Lindberg
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Brekke	Isakson	Saumur
Fristad	Knudsen, LaMoure	Schmalenberger
Heimes	Lee	Snortland

So the bill passed as amended on page 195 of the Senate Journal, and the title was agreed to.

Rep. Stockman moved that the vote by which Senate Bill No. 135 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Baker moved that House Resolution No. 7 be returned to the House from the Committee on State and Federal Government, which motion prevailed.

House Resolution No. 7. A House Resolution empowering the Appropriation Committee to subpoena transcript of testimony in possession of the Board of Higher Education.

Rep. Erickson of Burke-Divide moved that House Resolution No. 7 be adopted.

Rep. Nygaard moved a substitute motion that House Resolution No. 7 be indefinitely postponed.

A roll call was requested and granted.

#### ROLL CALL

The question being on the motion of Rep. Nygaard, the roll was called and there were ayes, 68; nays, 40; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	George	Roen
Anderson, Cass	Goebel	Rose
Anderson, Richl'nd	Gress	Saugstad
Baker	Heimes	Saumur
Baldwin	Heller	Schmalenberger
Balerud	Hoffer	Schuler
Bjella	Hofstrand	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudson, Morton	Sommer
Bye	Larson	Sortie
Christopher	Laske	Sortland
Currie	Leet	Spitzer
Dahlund	Lindberg	Sticka
Davis	McLain	Stockman
Dewey	Mueller	Thompson, Burl'gh
Dick	Nygaard	Tollefson
Einarson	Overbo	Trydahl
Engen	Paulson	Vinje
Ettestad	Petterson	Wambheim
Fleenor	Power	Wolf
Fristad	Renfrow	Mr. Speaker
Gefreh	Rickford	

Those voting in the negative were:

Anderson, Eddy-	Hafner	Olson
Foster	Hammer	Poling
Beede	Haugland	Rohde
Benson	Hegge	Rolfsrud
Berntson	Hornbacher	Rosberg
Dunlop	Isakson	Schmidt
Erickson, Bottin'au	Kitzmann	Snortland
Erickson, Burke-	Langseth	Solberg
Divide	Link	Strand

Esterby	Lynch	Strege
Fine	Magnuson	Thompson, M'Lean
Frank	Mahlmann	Tough
Gagnum	Miller	Wicks
Gumeringer	Mollet	Ziegler

Absent and not voting:

Brekke	Knudsen, LaMoure	Snow
Homelvig	Lee	

So the motion of Rep. Nygaard prevailed and House Resolution No. 7 was indefinitely postponed.

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 30-0213 of the North Dakota Revised Code of 1943 as amended, relating to notice of foreign heirs.

Which has been read.

#### 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:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfesrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Absent and not voting:		
Bjella	Homelvig	Lee
Brekke	Knudsen, LaMoure	Poling
Einarson	Knudson, Morton	Snow
Fristad		

So the bill passed as amended on page 195 of the Senate Journal, and the title was agreed to.

Senate Bill No. 138. A Bill for an Act to amend and reenact section 40-3802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to library funds, levy of taxes therefor, and restricting levy to limitation provided Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 40; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Hammer	Power
Anderson, Rich'nd	Haugland	Rickford
Baker	Heller	Roen
Baldwin	Hoffer	Rolfsrud
Balerud	Hofstrand	Rosberg
Bjella	Kjos	Rose
Brooks	Kloster	Saugstad
Bye	Langseth	Scott
Christopher	Laske	Simenson, 10th
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Erickson, Burke-	Link	Spitzer
Divide	Lynch	Strand
Esterby	Nygaard	Thompson, M'Lean
Ettestad	Olson	Vinje
Fleenor	Paulson	Wambheim
Gefreh	Petterson	Ziegler
George		

Those voting in the negative were:

Anderson, Eddy-	Fristad	Renfrow
Foster	Gress	Rohde
Beede	Gumeringer	Schmalenberger
Benson	Hafner	Schmidt
Berntson	Hegge	Schuler
Bratcher	Hornbacher	Solberg
Brown	Isakson	Sommer
Currie	Kitzmann	Sticka
Dahlund	Knudson, Morton	Strege
Davis	Magnuson	Thompson, Burl'gh
Dunlop	McLain	Tollefson
Engen	Miller	Tough
Erickson, Bottin'au	Mollet	Wicks
Frank	Overbo	

Absent and not voting:

Brekke	Larson	Snortland
Eimanson	Lee	Snow
Fine	Mahlmann	Stockman
Gagnum	Mueller	Trydahl
Heimes	Saumur	Wolf
Homelvig	Simonson, 9th	Mr. Speaker
Knudsen, LaMoure		

So the bill was declared lost for lack of a constitutional majority.

Senate Bill No. 146. A Bill for an Act to repeal subdivision b of subsection 3 of section 57-4001 of the North Dakota Revised Code of 1943, relating to definitions of processing.

Which has been read.

## 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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Strand
Dunlop	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Esterby	Miller	Trydahl
Ettestad	Mollet	Vinje
Fleenor	Nygaard	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker

## Absent and not voting:

Brekke	Knudsen, LaMoure	Saumur
Einarson	Lee	Snortland
Fine	Mueller	Snow
Homelvig	Olson	Stockman

So the bill passed and the title was agreed to.

Senate Bill No. 168. A Bill for an Act to repeal subsection 3 of section 57-4003 of the North Dakota Revised Code of 1943, pertaining to exemptions under the Use Tax Act.

Which has been read.

## ROLL CALL.

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

## Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger

Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Christopher	Kloster	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-Divide	Magnuson	Thompson, M'Lean
	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fleenor	Mollet	Vinje
Frank	Nygaard	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	
Absent and not voting:		
Baker	Homelvig	Roen
Brekke	Knudsen, LaMoure	Snortland
Bye	Lee	Snow
Einarson	Mueller	Stockman
Fine	Olson	

So the bill passed and the title was agreed to.

#### EIGHTH ORDER OF BUSINESS

Rep. Erickson of Burke-Divide moved that the House reconsider the action by which Senate Bill No. 138 was lost, which motion prevailed.

Rep. Erickson of Burke-Divide moved that Senate Bill No. 138 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Rickford moved that the courtesy of the floor be extended to the Junior and Senior classes and their superintendent of Kulm, North Dakota, which motion prevailed. Rep. Rickford amended his motion, at the suggestion of Speaker Fitch, to include the members of Senator Young's band from Kulm.

Rep. Brown moved that the House recess fifteen minutes for coffee, which motion lost.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 179. A Bill for an Act to amend and reenact section 36-0401 of the 1953 Supplement to the North Dakota Revised Code of 1943 defining livestock, poultry and wool dealers, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 31.

Those voting in the affirmative were:

Adamsen	Goebel	Rolfsrud
Anderson, Cass	Gress	Rose
Anderson, Eddy-	Gumeringer	Saugstad
Foster	Hafner	Saumur

Anderson, Rich'nd	Heimes	Schmalenberger
Baker	Hoffer	Schmidt
Baldwin	Hofstrand	Schuler
Beede	Hornbacher	Scott
Berntson	Isakson	Simenson, 10th
Bjella	Kitzmann	Simenson, 9th
Bratcher	Kjos	Snortland
Brooks	Kloster	Snow
Brown	Knudson, Morton	Solberg
Christopher	Langseth	Sommer
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Nygaard	Trydahl
Fleenor	Overbo	Vinje
Frank	Poling	Wicks
Gagnum	Power	Wolf
Geireh	Renfrow	Ziegler
George	Rickford	Mr. Speaker
Absent and not voting:		
Balerud	Haugland	Olson
Benson	Hegge	Paulson
Brekke	Heller	Petterson
Bye	Homelvig	Roen
Currie	Knudsen, LaMoure	Rohde
Dahlund	Lee	Rosberg
Davis	Lynch	Sorlie
Einarson	Magnuson	Strand
Fine	Mollet	Thompson, M'Lean
Fristad	Mueller	Wambheim
Hammer		

So the bill passed and the title was agreed to.

Senate Bill No. 217. A Bill for an Act to amend and reenact section 47-1822 of the North Dakota Revised Code of 1943, relating to the conveyance of homesteads in case of insanity.

Which has been read.

#### 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:

Adamsen	Goebel	Rolfsrud
Anderson, Cass	Gress	Rose
Anderson, Eddy- Foster	Gumeringer	Saugstad
	Hafner	Saumur
Anderson, Rich'nd	Heimes	Schmalenberger
Baker	Hoffer	Schmidt
Baldwin	Hofstrand	Schuler
Beede	Hornbacher	Scott
Berntson	Isakson	Simenson, 10th
Bratcher	Kitzmann	Snortland
Brooks	Kjos	Snow
Bye	Kloster	Solberg
Christopher	Knudson, Morton	Sommer
Davis	Langseth	Sortland
Dewey	Larson	Spitzer
Dunlop	Laske	Sticka

Engen	Leet	Stockman
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke- Divide	Link	Thompson, Burl'gh
	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Vinje
Frank	Nygaard	Wicks
Fristad	Overbo	Wolf
Gagnum	Poling	Ziegler
Gefreh	Renfrow	Mr. Speaker
George	Rickford	

Absent and not voting:

Balerud	Haugland	Petterson
Benson	Hegge	Power
Bjella	Heller	Roen
Brekke	Homelvig	Rohde
Brown	Knudsen, LaMoure	Rosberg
Currie	Lee	Simonson, 9th
Dahlund	Lynch	Sorlie
Dick	Magnuson	Strand
Einarson	Mollet	Thompson, M'Lean
Fine	Mueller	Trydahl
Fleenor	Olson	Wambheim
Hammer	Paulson	

So the bill passed and the title was agreed to.

Senate Bill No. 237. A Bill for an Act to amend and reenact section 35-0902 of the North Dakota Revised Code of 1943, relating to procedure for obtaining a seed lien.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 56; nays, 30; absent and not voting, 27.

Those voting in the affirmative were:

Adamsen	Gress	Schmidt
Anderson, Cass	Gumeringer	Schuler
Anderson, Eddy-	Heimes	Scott
Foster	Hoffer	Simonson, 10th
Anderson, Richl'nd	Hofstrand	Simonson, 9th
Baker	Kjos	Snow
Baldwin	Knudson, Morton	Sommer
Bratcher	Larson	Sortland
Brooks	Laske	Spitzer
Bye	Leet	Sticka
Christopher	McLain	Stockman
Dewey	Nygaard	Thompson, Burl'gh
Dick	Power	Tollefson
Dunlop	Renfrow	Trydahl
Einarson	Rickford	Vinje
Engen	Roen	Wicks
Ettestad	Rose	Wolf
Gefreh	Saumur	Ziegler
Goebel	Schmalenberger	Mr. Speaker

Those voting in the negative were:

Beede	Gagnum	Mahlmann
Benson	George	Miller
Berntson	Hafner	Mueller
Bjella	Hornbacher	Overbo
Davis	Isakson	Rolfsrud
Erickson, Bottin'au	Kitzmann	Saugstad
Erickson, Burke- Divide	Kloster	Snortland
	Langseth	Solberg
Esterby	Link	Strege



Frank	Magnuson	Tough
Fristad		
Absent and not voting:		
Balerud	Hegge	Paulson
Brekke	Heller	Petterson
Brown	Homelvig	Poling
Currie	Knudsen, LaMoure	Rohde
Dahlund	Lee	Rosberg
Fine	Lindberg	Sorlie
Fleenor	Lynch	Strand
Hammer	Mollet	Thompson, M'Lean
Haugland	Olson	Wambheim

So the bill was declared lost for lack of a constitutional majority.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 35  
 Senate Bill No. 37  
 Senate Bill No. 42  
 Senate Bill No. 44  
 Senate Bill No. 48  
 Senate Bill No. 59  
 Senate Bill No. 65  
 Senate Bill No. 80  
 Senate Bill No. 82  
 Senate Bill No. 83  
 Senate Bill No. 84  
 Senate Bill No. 93  
 Senate Bill No. 104  
 Senate Bill No. 110  
 Senate Bill No. 126  
 Senate Bill No. 127

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 20; absent and not voting, 24.

Those voting in the affirmative were:

Adamsen	Gress	Saugstad
Anderson, Cass	Hafner	Saumur
Anderson, Rich'nd	Heimes	Schmalenberger
Baker	Hoffer	Schmidt
Baldwin	Hofstrand	Schuler
Beede	Isakson	Scott
Benson	Kloster	Simenson, 10th
Berntson	Langseth	Simonson, 9th
Bjella	Larson	Snortland
Brown	Laske	Snow
Bye	Leet	Sommer
Christopher	Lindberg	Spitzer
Davis	Link	Sticka
Dewey	Miller	Stockman
Dick	Mueller	Strege

Einarson	Nygaard	Thompson, Burl'gh
Erickson, Burke- Divide	Overbo	Tollefson
	Poling	Tough
Esterby	Power	Trydahl
Ettestad	Renfrow	Vinje
Fristad	Rickford	Wolf
Gefreh	Roen	Ziegler
George	Rose	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Gagnum	Magnuson
	Goebel	Mahlmann
Bratcher	Gumeringer	McLain
Brooks	Hornbacher	Rolfstrud
Dunlop	Kitzmann	Solberg
Engen	Kjos	Sortland
Erickson, Bottin'au Frank	Knudson, Morton	Wicks

Absent and not voting:

Balerud	Hegge	Paulson
Brekke	Heller	Petterson
Currie	Homelvig	Rohde
Dahlund	Knudsen, LaMoure	Rosberg
Fine	Lee	Sorlie
Fleenor	Lynch	Strand
Hammer	Mollet	Thompson, M'Lean
Haugland	Olson	Wambheim

So the bill passed as amended on page 95 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 184.** A Bill for an Act transferring the unexpended balance of the appropriation for the construction of nurses quarters and classrooms at the state tuberculosis sanitarium to the general fund.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 2; absent and not voting, 26.

Those voting in the affirmative were:

Adamsen	Gefreh	Rickford
Anderson, Cass	George	Roen
Anderson, Eddy- Foster	Gress	Rolfstrud
	Gumeringer	Rose
Anderson, Rich'nd	Hafner	Saugstad
Baker	Heimes	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke- Divide	Miller	Thompson, M'Lean
	Mueller	Tough
Esterby	Nygaard	Trydahl

Ettestad	Overbo	Wicks
Frank	Poling	Wolf
Fristad	Power	Ziegler
Gagnum	Renfrow	Mr. Speaker
Those voting in the negative were:		
Goebel	Tollefson	
Absent and not voting:		
Baldwin	Hegge	Paulson
Balerud	Heller	Petterson
Brekke	Homelvig	Rohde
Currie	Knudsen, LaMoure	Rosberg
Dahlund	Lee	Sorlie
Fine	Lynch	Strand
Fleenor	McLain	Vinje
Hammer	Mollet	Wambheim
Haugland	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 195.** A Bill for an appropriation to continue the operation of the North Dakota Civil Defense as provided for by chapter 37-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 and repealing section 37-1712 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rolfsrud
Foster	Hafner	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Smortland
Brown	Knudson, Morton	Snow
Bye	Langseth	Solberg
Christopher	Larson	Sommer
Currie	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Magnuson	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke-	Mueller	Tollefson
Divide	Nygaard	Tough
Esterby	Olson	Trydahl
Ettestad	Overbo	Vinje
Frank	Paulson	Wicks
Fristad	Poling	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		
Absent and not voting:		
Anderson, Richl'nd	Haugland	Mollet
Balerud	Heller	Petterson

Brekke	Homelvig	Rohde
Dahlund	Kitzmann	Rosberg
Fine	Knudsen, LaMoure	Saumur
Fleenor	Lee	Sorlie
Hammer	Lynch	Wambheim

So the bill passed as amended on pages 458 and 392 of the Senate Journal, and the title was agreed to.

**Senate Concurrent Resolution "F".**

Which has been read.

**ROLL CALL**

The question being on the final passage of the resolution, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Hafner	Rosberg
Anderson, Cass	Hammer	Rose
Anderson, Eddy-	Hegge	Saugstad
Poster	Heimes	Saumur
Anderson, Richl'nd	Hoffer	Schmalenberger
Baldwin	Hofstrand	Schmidt
Beede	Hornbacher	Schuler
Benson	Isakson	Scott
Berntson	Kjos	Simenson, 10th
Bjella	Kloster	Simonson, 9th
Bratcher	Knudson, Morton	Snortland
Brooks	Langseth	Snow
Bye	Laske	Solberg
Christopher	Leet	Sommer
Currie	Lindberg	Sorlie
Davis	Link	Sortland
Dewey	Lynch	Spitzer
Dick	Magnuson	Sticka
Dunlop	Mahlmann	Stockman
Einarson	McLain	Strand
Engen	Miller	Strege
Erickson, Bottin'au	Mueller	Thompson, M'Lean
Erickson, Burke-	Nygaard	Tollefson
Divide	Olson	Tough
Esterby	Overbo	Trydahl
Frank	Poling	Vinje
Gagnum	Power	Wambheim
Gefreh	Renfrow	Wicks
George	Rickford	Wolf
Goebel	Roen	Ziegler
Gress	Rolfstrud	Mr. Speaker
Gumeringer		

Absent and not voting:

Baker	Fleenor	Larson
Balerud	Fristad	Lee
Brekke	Haugland	Mollet
Brown	Heller	Paulson
Dahlund	Homelvig	Petterson
Ettestad	Kitzmann	Rohde
Fine	Knudsen, LaMoure	Thompson, Burl'gh

So the resolution was declared adopted.

**Senate Bill No. 5.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and special projects for the Tuberculosis Sanatorium at San Haven, North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gress	Roen
Anderson, Cass	Gumeringer	Rohde
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rosberg
Anderson, Richl'nd	Haugland	Rose
Baker	Hegge	Saugstad
Baldwin	Heimes	Saumur
Balerud	Heller	Schmalenberger
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Stockman
Einaron	Mahlmann	Strand
Engen	McLain	Strege
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke-	Mollet	Tollefson
Divide	Mueller	Tough
Esterby	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel	Rickford	

Absent and not voting:

Brekke	Homelvig	Lee
Brown	Kitzmann	Petterson
Ettestad	Knudsen, LaMoure	Thompson, Burl'gh
Fine	Larson	

So the bill passed as amended on pages 217 and 218 of the Senate Journal, and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 24, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 551

House Bill No. 564

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House do now recess until 1:00 p.m., February 25, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-SECOND DAY AFTER RECESS  
AND FIFTY-THIRD DAY

Bismarck, February 25, 1955

The House reconvened at 1:00 p.m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

MESSAGE FROM THE GOVERNOR  
State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, February 24, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills Nos. 513, 539, 554, 681 and 689.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor

REPORTS OF STANDING COMMITTEES

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 do pass.

REP. STICKA, Chairman.

Rep. Sorlie 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. 46, have had the same under consideration and recommend that the same be amended as follows:

In line 6, after the word "program", insert the following language: "by using Department funds".

In line 10, after the word "for", insert the following language: "reimbursement of other department funds expended and for".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. STICKA, Chairman.

Rep. Sommer moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 46 would 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. 74, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Snow moved that the report be adopted.

Rep. Poling moved a substitute motion that Senate Bill No. 74 be placed on the calendar, which motion lost.

The question was now on the original motion of Rep. Snow that the report of the Committee on Natural Resources on Senate Bill No. 74 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on General Affairs, to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same be amended as follows:

In line 6 after the word "COMMISSION" delete the rest of line 6, all of line 7 and the word "RESPONSIBLE" in line 8.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 186 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 241, have had the same under consideration and recommend that the same be referred to the Committee on Appropriations.

REP. ENGEN, Chairman.

Rep. Sommer moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 518, has had the same under consideration and recommends:

That the House concur with the Senate amendments.

For the Senate:

SENATOR PAGE  
SENATOR DEWING  
SENATOR FREED

For the House:

REP. BAKER  
REP. LINDBERG  
REP. ROLFSRUD

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson of Burke-Divide moved that House Bill No. 518 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

**House Bill No. 518.** A Bill for an Act making an appropriation for the financing of the operations of the State Soil Conservation Committee and the activities of the State Soil Conservation Districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlon	Link	Stockman
Einarson	Magnuson	Thompson, Burl'gh
Engen	Mahlmann	Thompson, M'Lean
Erickson, Bottin'au	McLain	Tollefson
Erickson, Burke-	Miller	Tough
Divide	Mollet	Trydahl
Esterby	Mueller	Vinje
Ettestad	Nygaard	Wambheim
Fleenor	Olson	Wicks
Frank	Overbo	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Poling	

Those voting in the negative were:

Sortland                      Strand

Absent and not voting:

Benson	Homelvig	Lynch
Brekke	Knudsen, LaMoure	Roen
Fine	Larson	Solberg
Hegge	Lee	Strege

So the bill passed, as amended by the Senate, and the title was agreed to.



## SIXTH ORDER OF BUSINESS

Rep. Heimes moved that the amendments to Senate Bill No. 11, as recommend by the Committee on Appropriations and printed on page 849 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to Senate Bill No. 57, as recommended by the Committee on State and Federal Government and printed on page 850 of the House Journal, be adopted, which motion prevailed.

The Speaker announced that the members of the Committee on Finance and Taxation would be excused for a Committee meeting.

Rep. Stockman moved that the amendments to Senate Bill No. 196, as recommended by the Committee on State and Federal Government and printed on page 850 of the House Journal, be adopted, which motion prevailed.

## EIGHTH ORDER OF BUSINESS

Rep. Sorlie moved that the House reconsider the action by which Senate Bill No. 237 was lost, which motion prevailed.

Rep. Sorlie moved that Senate Bill No. 237 be placed on the calendar, which motion prevailed.

Rep. Rohde moved that the House reconsider the action by which Senate Bill No. 128 was indefinitely postponed.

Rep. Wolf requested a roll call which was not granted.

The question was on the motion of Rep. Rohde that the House reconsider the action by which Senate Bill No. 128 was indefinitely postponed, which motion lost on a division vote.

## GENERAL ORDERS

Rep. Sorlie moved that the House resolve itself into a Committee of the Whole for the consideration of Senate Concurrent Resolution "E". The motion of Rep. Sorlie prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Sorlie to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration Senate Concurrent Resolution "E" and recommend that the resolution be indefinitely postponed.

REP. SORLIE, Chairman,  
Committee of the Whole.

Rep. Rohde moved that the report of the Committee of the Whole be adopted, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation, to whom was referred Senate Bill No. 50, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Mueller 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. 164, have had the same under consideration and recommend that the same be amended as follows:

Following the 2nd comma on line 9 of the title of the bill, insert the following words: "providing for the weighing of vehicles and the unloading of vehicles carrying excess weights".

On line 23 delete the words "provisions shall" and delete all the words in line 24 and insert the following words in lieu thereof: "the impounding officer shall use reasonable diligence in assisting the operator or owner in finding suitable storage facilities for such perishables, but all risk of loss or damage to such perishables shall be upon the owner, operator or lessee of such vehicle".

Delete lines 52 and 53 and insert the following in lieu thereof:

- "1. The vehicle shall be subject to a fine of not less than one hundred dollars nor more than three hundred dollars."

Delete lines 90 through 92, inclusive.

Following line 89 insert the following words:

"SECTION 11.) Any driver of a vehicle who refuses to stop and submit the vehicle and load to a weighing when directed to do so by any police officer or any agent of this state having police powers relating to motor vehicles, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not exceeding one hundred dollars and imprisonment of not more than thirty days, or by both such fine and imprisonment.

SECTION 12.) When any motor truck, truck-tractor, or trailer is operated upon the public highways of this state carrying a load in excess of the maximum prescribed under the provisions of sections 39-1203 and 39-1205 of the North Dakota Revised Code of 1943, as amended, or other maximum weight limitations prescribed by law, the load shall be reduced or shifted to within such maximum limitations before being permitted to operate on any public highway of this state; provided, however, that any such vehicle carrying a load of livestock shall be exempt from the limitations prescribed in section 39-1205 of the North Dakota Revised Code of 1943, as amended, relating to the carrying capacity of any wheel, tire, axle, or group of axles when excessive weight is caused by a shifting of the weight of the livestock. All material unloaded as required by this section shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

SECTION 13. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

Rep. Rose moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 164 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation, to whom was referred Senate Bill No. 205, have had the same under consideration and recommend that the same do pass.

REP. LEET, Chairman.

Rep. Mueller moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 858 as printed on page 854 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and that House Bill No. 858 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 858. A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county mutual insurance companies.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	George	Rickford
Anderson, Eddy-	Goebel	Roen
Foster	Gress	Rolfsrud
Baker	Hafner	Rose
Baldwin	Hammer	Saugstad
Beede	Haugland	Schmidt
Benson	Heimes	Schuler
Berntson	Heller	Scott
Bjella	Hofstrand	Simenson, 10th
Bratcher	Hornbacher	Snow
Brooks	Isakson	Solberg
Bye	Kitzmann	Sommer
Christopher	Kjos	Sorlie
Currie	Knudson, Morton	Sortland
Dahlund	Langseth	Spitzer
Davis	Larson	Sticka
Dewey	Laske	Stockman
Dick	Leet	Strege
Dunlop	Lindberg	Thompson, Burl'gh
Engen	Link	Thompson, M'Lean
Erickson, Bottin'au	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fleenor	Miller	Vinje
Frank	Mueller	Wolf
Fristad	Nygaard	Ziegler
Gagnum	Olson	Mr. Speaker

## Absent and not voting:

Anderson, Richl'nd	Homelvig	Power
Balerud	Kloster	Rohde
Brekke	Knudsen, LaMoure	Rosberg
Brown	Lee	Saumur
Einaronson	Lynch	Schmalenberger
Erickson, Burke-	Mollet	Simonson, 9th
Divide	Overbo	Snortland
Fine	Paulson	Strand
Gumeringer	Petterson	Wambheim
Hegge	Poling	Wicks
Hoffer		

So the bill passed and the title was agreed to.

Rep. Beede moved that a committee of two be appointed to escort a distinguished gentleman from Fargo, Mr. "Bill" Stern to the rostrum, and that he be asked to speak a few words. The motion prevailed and the Speaker appointed as such committee, Pages Jean Dutt and Helen Thompson.

Rep. Wicks moved that Mr. Stern's remarks be printed in the Journal, which motion prevailed.

Mr. Stern:

"I am very happy to say 'Hello' and I want to tell Mr. Beede that I am not at all embarrassed being escorted to the rostrum by two young girls because I am still a bachelor.

I want to thank the House for passing the resolution with reference to the Northwest Airlines, and our route to Hawaii. I hope each and every one of you may take in, and see, Honolulu and Hawaii.

Again I want to thank you, Mr. Speaker, and I want to congratulate the Speaker and members of the House for having one of the finest legislative sessions we have ever had up to date."

The courtesy of the floor was extended to the junior class of the Beulah high school and their instructors and drivers and the Junior class of the Hazen high school and the instructors, on motion of Rep. Hafner; and to the Washburn band and their director, who gave a concert during the noon hour in Memorial Hall, and to the junior and senior class of Washburn, N. D. on motion of Rep. Rosberg.

Senate Bill No. 36. A Bill for an Act to correct clerical typographical or printing errors in sections of the North Dakota Revised Code of 1943 or the 1953 Supplement thereto, and amending sections 26-2315, 35-2302, 40-0105, 40-2501, of the North Dakota Revised Code of 1943, and section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

## 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, 28.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rolfsrud
Anderson, Eddy-	Hafner	Rose
Foster	Hammer	Saugstad

Baker	Haugland	Saumur
Baldwin	Heimes	Schmidt
Beede	Heller	Schuler
Berntson	Hofstrand	Scott
Bjella	Hornbacher	Simenson, 10th
Bratcher	Isakson	Snow
Brooks	Kitzmann	Solberg
Bye	Kjos	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Langseth	Sortland
Dahlund	Larson	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Dunlop	Link	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George	Rickford	

## Absent and not voting:

Anderson, Richl'nd	Hegge	Petterson
Balerud	Hoffer	Poling
Benson	Homelvig	Rohde
Brekke	Kloster	Rosberg
Brown	Knudsen, LaMoure	Schmalenberger
Einarson	Laske	Simonson, 9th
Erickson, Burke-	Lynch	Snortland
Divide	Mollet	Wambheim
Fine	Overbo	Wicks
Gumeringer	Paulson	

So the bill passed as amended on page 84 of the Senate Journal, and the title was agreed to.

Senate Bill No. 38. A Bill for an Act to amend and reenact section 54-2601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the state census.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 27.

## Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rohde
Anderson, Eddy-	Hafner	Rofsrud
Foster	Hammer	Rose
Baker	Haugland	Saugstad
Baldwin	Heimes	Saumur
Beede	Heller	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Snow

Bye	Kjos	Solberg
Christophér	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Power	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker

**Absent and not voting:**

Anderson, Richl'nd	Hegge	Paulson
Balerud	Hoffer	Petterson
Benson	Homelvig	Poling
Brekke	Kloster	Rosberg
Brown	Knudsen, LaMoure	Schmalenberger
Einarson	Laske	Simonson, 9th
Erickson, Burke-	Lynch	Snortland
Divide	Mollet	Wambheim
Fine	Overbo	Wicks
Gumeringer		

So the bill passed and the title was agreed to.

**Senate Bill No. 43.** A Bill for an Act to amend and reenact section 54-1404 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against the state of North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 5; absent and not voting, 30.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rose
Baker	Haugland	Saugstad
Baldwin	Heller	Saumur
Beede	Hofstrand	Schmidt
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kitzmann	Snow
Brooks	Kjos	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Langseth	Sortland
Currie	Larson	Spitzer
Dahlund	Lee	Sticka
Davis	Leet	Stockman
Dewey	Lindberg	Strand
Dick	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh

Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Vinje
Fristad	Olson	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		

Those voting in the negative were:

Dunlop	Rolfstrud	Solberg
Erickson, Bottin'au	Schuler	

Absent and not voting:

Anderson, Richl'nd	Heimes	Paulson
Balerud	Hoffer	Petterson
Benson	Homelvig	Poling
Brekke	Kloster	Rosberg
Brown	Knudsen, LaMoure	Schmalenberger
Einarson	Laske	Simonson, 9th
Erickson, Burke-	Link	Snortland
Divide	Lynch	Trydahl
Fine	Mollet	Wambheim
Gumeringer	Overbo	Wicks
Hegge		

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act to amend and reenact section 21-0607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment by political subdivisions of surplus fund moneys in government bonds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Richl'nd	Haugland	Rolfstrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simonson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Lynch	Sticka
Einarson	Magnuson	Stockman

Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke- Divide	Miller	Thompson, Burl'gh
	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker

**Absent and not voting:**

Benson	Hegge	Link
Brekke	Homelvig	Snortland
Fine	Knudsen, LaMoure	Wicks
Gumeringer		

So the bill passed and the title was agreed to.

**Senate Bill No. 103.** A Bill for an Act relating to cooperative associations or corporations, providing for their period of existence, making those heretofore organized under chapter 43 of the North Dakota Session Laws of 1921 be governed by the provisions of chapter 10-15 of the North Dakota Revised Code of 1943, making those heretofore organized under chapter 44 of the North Dakota Sessions Laws of 1921 be governed by the provisions of chapter 4-07 of the North Dakota Revised Code of 1943, and amending and reenacting sections 4-0710, 4-0713, 10-1504, 10-1508 and 10-1515 of the North Dakota Revised Code of 1943 and section 4-07121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to amendment of articles of incorporation of cooperatives, adoption and amendment of their bylaws, voting by mail, calling of their regular and special meetings and quorum at meetings.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 3; absent and not voting, 15.

Those voting in the affirmative were:

Adamsen	Gress	Rohde
Anderson, Cass	Hafner	Rolfsrud
Anderson, Eddy-	Hammer	Rosberg
Foster	Haugland	Rose
Anderson, Richl'nd	Heimes	Saugstad
Baker	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Bye	Kjos	Simonson, 9th
Christopher	Kloster	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Magnuson	Sticka



Einarson	Mahlmann	Stockman
Engen	McLain	Strand
Erickson, Bottin'au	Miller	Strege
Erickson, Burke- Divide	Mollet	Thompson, Burl'gh
	Mueller	Thompson, M'Lean
Esterby	Nygaard	Tollefson
Ettestad	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Petterson	Vinje
Fristad	Poling	Wambheim
Gagnum	Power	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker
Goebel		

Those voting in the negative were:

Laske	Paulson	Roen
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Absent and not voting:

Baldwin	Fine	Knudson, Morton
Benson	Gumeringer	Link
Bjella	Hegge	Lynch
Brekke	Homelvig	Snortland
Brown	Knudsen, LaMoure	Wicks

So the bill passed as amended on pages 219 and 279 of the Senate Journal, and the title was agreed to. /

**Senate Bill No. 142.** A Bill for an Act authorizing the Mayville state teachers college to pledge certain rentals to repay any loan for the purpose of building a new residence for the president thereof and remodeling the old residence into a men's dormitory, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Heimes	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beebe	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Bjella	Kitzmann	Schmidt
Bratcher	Kjos	Schuler
Brooks	Kloster	Scott
Bye	Knudson, Morton	Simenson, 10th
Christopher	Langseth	Simonson, 9th
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sortie
Dick	Lindberg	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand

Erickson, Burke- Divide	Miller Mollet	Strege Thompson, Burl'gh
Ettestad	Mueller	Thompson, M'Lean
Fleenor	Nygaard	Tollefson
Frank	Olson	Tough
Fristad	Overbo	Trydahl
Gagnum	Paulson	Vinje
Gefreh	Petterson	Wambheim
George	Poling	Wolf
Goebel	Power	Ziegler
Gress	Renfrow	Mr. Speaker
<b>Absent and not voting:</b>		
Adamsen	Fine	Knudsen, LaMoure
Benson	Gumeringer	Link
Brekke	Hegge	Snortland
Brown	Homelvig	Wicks
Esterby		

So the bill passed as amended on page 230 of the Senate Journal, and the title was agreed to, and the emergency clause was carried.

**Senate Bill No. 204.** A Bill for an Act to amend and reenact subsection 7 of section 39-03A01 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to highway patrolmen's retirement system.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy- Foster	Haugland	Rohde
Anderson, Richl'nd	Heimes	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Bjella	Kitzmann	Schmidt
Bratcher	Kjos	Schuler
Brooks	Kloster	Scott
Bye	Knudson, Morton	Simenson, 10th
Ch istopher	Langseth	Simonson, 9th
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Lynch	Spitzer
Einarson	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke- Divide	Miller	Strege
Ettestad	Mollet	Thompson, Burl'gh
Fleenor	Mueller	Thompson, M'Lean
Frank	Nygaard	Tollefson
	Olson	Tough
	Overbo	Trydahl

Fristad	Paulson	Vinje
Gagnum	Petterson	Wambheim
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

**Absent and not voting:**

Benson	Fine	Knudsen, LaMoure
Brekke	Gumeringer	Link
Brown	Hegge	Snortland
Esterby	Homelvig	Wicks

So the bill passed and the title was agreed to.

Rep. Lee moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

**FIFTY-THIRD DAY**

Bismarck, February 25, 1955

The House convened at 2:00 p.m., with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. G. Schnaidt of the American Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Brekke, Fine, Hegge, Homelvig and Knudsen.

**SIGNING OF BILLS**

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 35  
 Senate Bill No. 37  
 Senate Bill No. 42  
 Senate Bill No. 44  
 Senate Bill No. 48  
 Senate Bill No. 59  
 Senate Bill No. 65  
 Senate Bill No. 80  
 Senate Bill No. 82  
 Senate Bill No. 83  
 Senate Bill No. 84  
 Senate Bill No. 93  
 Senate Bill No. 104  
 Senate Bill No. 110  
 Senate Bill No. 126  
 Senate Bill No. 127

And the Speaker signed the same in the presence of the House.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 504  
 House Bill No. 507  
 House Bill No. 508  
 House Bill No. 512  
 House Bill No. 523

House Bill No. 595  
 House Bill No. 606  
 House Bill No. 612  
 House Bill No. 614  
 House Bill No. 620  
 House Bill No. 637  
 House Bill No. 650

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to transmit:

Senate Bill No. 5  
 Senate Bill No. 26  
 Senate Bill No. 86  
 Senate Bill No. 87  
 Senate Bill No. 96  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 114  
 Senate Bill No. 135  
 Senate Bill No. 136  
 Senate Bill No. 146  
 Senate Bill No. 158  
 Senate Bill No. 161  
 Senate Bill No. 162  
 Senate Bill No. 163  
 Senate Bill No. 168

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to return:

Senate Bill No. 179  
 Senate Bill No. 184  
 Senate Bill No. 195  
 Senate Bill No. 217  
 Senate Concurrent Resolution "F"  
 Senate Concurrent Resolution "O"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "G-1"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "R-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to return:

Senate Bill No. 98

Senate Bill No. 128

Senate Concurrent Resolution "U"

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to return:

House Bill No. 504

House Bill No. 507

House Bill No. 508

House Bill No. 512

House Bill No. 523

House Bill No. 595

House Bill No. 606

House Bill No. 612

House Bill No. 614

House Bill No. 620

House Bill No. 637

House Bill No. 650

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 25, 1955

Mr. President: I have the honor to return:

Senate Bill No. 35

Senate Bill No. 37

Senate Bill No. 42

Senate Bill No. 44

Senate Bill No. 48

Senate Bill No. 59

Senate Bill No. 65

Senate Bill No. 80

Senate Bill No. 82

Senate Bill No. 83

Senate Bill No. 84

Senate Bill No. 93

Senate Bill No. 104

Senate Bill No. 110

Senate Bill No. 126

Senate Bill No. 127

Which the Speaker has signed.

KENNETH L. MORGAN, 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 fifty-first day after recess and fifty-second day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Magnuson 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. 99, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HAUGLAND, Chairman.

Rep. Snow moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Snow moved that the vote by which Senate Bill No. 99 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS AND RESOLUTIONS

Senate Concurrent Resolution "J". A Concurrent Resolution expressing the thanks of the members of the legislature of the state of North Dakota, as well as that of all the citizens of the state to a true servant of all the people of the state, and changing the name of the Burlington Project to the "Judge A. M. Christianson Project", in tribute thereto.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rohde
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rosberg
Anderson, Richl'nd	Heimes	Rose
Baker	Heller	Saugstad
Baldwin	Hoffer	Saumur
Balerud	Hofstrand	Schmalenberger
Beede	Hornbacher	Schmidt
Benson	Isakson	Schuler
Berntson	Kitzmann	Scott
Bjella	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudson, Morton	Snow
Bye	Langseth	Solberg
Christopher	Laske	Sommer
Currie	Lee	Sorlie
Dahlund	Leet	Sortland
Davis	Lindberg	Spitzer
Dewey	Lynch	Sticka
Dick	Mahlmann	Stockman
Dunlop	McLain	Strand
Engen	Miller	Strege
Erickson, Bottin'au	Mollet	Thompson, Burl'gh
Erickson, Burke-	Nygaard	Thompson, M'Lean
Divide	Olson	Tollefson
Esterby	Overbo	Tough
Ettestad	Paulson	Trydahl
Fleenor	Petterson	Vinje
Frank	Poling	Wambheim
Gagnum	Power	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker

## Absent and not voting:

Bratcher	Haugland	Link
Brekke	Hegge	Magnuson
Einarson	Homelvig	Mueller
Fine	Knudsen, LaMoure	Snortland
Fristad	Larson	Wicks
Gumeringer		

So the resolution was declared adopted.

**Senate Concurrent Resolution "M".** A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota authorizing a bond issue for the construction of highways.

Which has been read.

Rep. Nygaard moved that Senate Concurrent Resolution "M" be re-referred to the Committee on Appropriations, which motion prevailed.

**House Concurrent Resolution "H-1".** A Concurrent Resolution authorizing and directing the board of administration to take necessary action to improve the air conditioning and ventilation of the legislative chambers.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 91; nays, 7; absent and not voting, 15.

## Those voting in the affirmative were:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Heimes	Roen
Anderson, Richl'nd	Heller	Rohde
Baker	Hoffer	Rolfsrud
Balerud	Hofstrand	Rosberg
Beede	Hornbacher	Rose
Benson	Isakson	Saugstad
Berntson	Kitzmann	Saumur
Bjella	Kjos	Schmidt
Brooks	Kloster	Schuler
Bye	Knudson, Morton	Simenson, 10th
Christopher	Langseth	Simonson, 9th
Currie	Larson	Snow
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Sticka
Erickson, Burke-	Lynch	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Thompson, M'Lean
Fleonor	Mollet	Tollefson
Frank	Mueller	Tough
Fristad	Nygaard	Trydahl
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker

Those voting in the negative were:

Baldwin	Schmalenberger	Solberg
Dahlund	Scott	Spitzer
Erickson, Bottin'au		

Absent and not voting:

Bratcher	Fine	Link
Brekke	Gumeringer	Magnuson
Brown	Hegge	Snortland
Davis	Homelvig	Thompson, Burl'gh
Dunlop	Knudsen, LaMoure	Wicks

So the resolution was declared adopted.

Senate Bill No. 33. A Bill for an Act relating to drainage projects; providing for the establishment of drainage boards and drainage districts and the operations thereof; and providing a penalty; and repealing chapter 61-21 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 20; absent and not voting, 12.

Those voting in the affirmative were:

Anderson, Cass	Gress	Power
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Bjella	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Larson	Snow
Currie	Laske	Sorlie
Dahlund	Lee	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Lynch	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Burke-	Miller	Tough
Divide	Mollet	Trydahl
Ebbestad	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Fristad	Olson	Wolf
Gefreh	Paulson	Mr. Speaker
Goebel	Petterson	

Those voting in the negative were:

Adamsen	Isakson	Rohde
Berntson	Kitzmann	Solberg
Christopher	Langseth	Sommer
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Esterby	Overbo	Tollefson
Frank	Poling	Ziegler
George	Rickford	



**Absent and not voting:**

Bratcher	Gumeringer	Renfrow
Brekke	Hegge	Rosberg
Fine	Homelvig	Snortland
Gagnum	Knudsen, LaMoure	Wicks

So the bill passed, as amended on pages 167 and 193 of the Senate Journal, and the title was agreed to.

Rep. Stockman moved that the vote by which Senate Bill No. 33 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 25, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 549

House Bill No. 636

House Bill No. 720

House Bill No. 831

House Bill No. 835

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 25, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 16, 17 and 23.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 25, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 540

House Bill No. 543

House Bill No. 545

House Bill No. 546

House Bill No. 562

House Bill No. 665

House Bill No. 697

House Bill No. 789

House Bill No. 796

House Bill No. 816

House Bill No. 822

House Bill No. 828

House Concurrent Resolution "V"

House Concurrent Resolution "Y"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 25, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 505, which the Senate has amended as follows:

In line 3 strike out the figure "\$412,880.00" and insert the figure "\$367,700.00" in lieu thereof.

In line 10 strike out the figure "\$230,000.00" and insert the figure "\$200,000.00" in lieu thereof.

Strike out all of line 19.

In line 24 strike out the figure "\$25,680.00" and insert the figure "\$15,000.00" in lieu thereof.

In line 25 strike out the figure "\$412,880.00" and insert the figure "\$367,700.00" in lieu thereof.

Renumber the lines accordingly.

House Bill No. 519, which the Senate has amended as follows:

In line 4 strike out the figure "\$417,400.00" and insert the figure "\$390,400.00" in lieu thereof.

In line 30 strike out the figure "\$50,000.00" and insert the figure "\$35,000.00" in lieu thereof.

Strike out all of line 36.

In line 37 strike out the figure "\$417,400.00" and insert the figure "\$390,400.00" in lieu thereof.

Renumber the lines accordingly.

House Bill No. 634, which the Senate has amended as follows:

In the title of the printed bill delete the words "city and".

In line 4 of the printed bill remove the brackets.

House Bill No. 676, which the Senate has amended as follows:

In line 40 of the engrossed bill delete the word "fourteen" and insert in lieu thereof the word "sixteen".

In line 41 of the engrossed bill change the period to a comma and add the following words: "but the age limitation herein prescribed shall not apply to applicants for big game licenses for hunting big game by bow and arrow during any open bow and arrow season".

In line 40 delete the word "sixteen", and insert in lieu thereof the word "fourteen".

Renumber the lines accordingly.

House Bill No. 691, which the Senate has amended as follows:

In line 25 of the bill strike out the word "thirty" and insert in lieu thereof "twenty".

House Bill No. 710, which the Senate has amended as follows:

The title to House Bill No. 710 be amended to include the emergency clause.

House Bill No. 788, which the Senate has amended as follows:

In line 3 of the bill delete the date "January 1, 1957," and insert in lieu thereof the date "June 30, 1955".

Which the Senate has amended.

EDWARD LENO, Secretary.

Senate Bill No. 62. A Bill for an Act relating to property transferred to municipalities for park purposes by the counties, validating certain transfers thereof, and providing for the disposition thereof, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rohde
Baker	Heimes	Rolfsrud
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sortie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Thompson, Burl'gh
Erickson, Burke-	Miller	Thompson, M'Lean
Divide	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Absent and not voting:

Bratcher	Hegge	Rosberg
Brekke	Homelvig	Snortland
Fine	Knudsen, LaMoure	Strege
Fristad	Lynch	Wicks
Gumeringer		

So the bill passed and the title was agreed to, and the emergency clause carried.

**Senate Bill No. 130.** A Bill for an Act to amend and reenact subsection 10 of section 1-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to holidays.

Which has been read.

## 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:

Adamsen	George	Poling
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rohde
Baldwin	Heimes	Rolfstrud
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke-	Miller	Thompson, Burl'gh
Divide	Mollet	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
Absent and not voting:		
Bratcher	Homelvig	Schmalenberger
Brekke	Kloster	Snortland
Fine	Knudsen, LaMoure	Thompson, M'Lean
Fristad	Lynch	Trydahl
Gumeringer	Rosberg	Wicks
Hegge		

So the bill passed and the title was agreed to.

Senate Bill No. 235. A Bill for an Act amending and reenacting subsections 12 and 13 of section 11-1114, and creating and enacting subsection 14 of section 11-1114 of the North Dakota Revised Code of 1943, relating to the powers of a board of county commissioners.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Hafner	Rolfstrud
Anderson, Richl'nd	Hammer	Rosberg

Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simenson, 9th
Bye	Kloster	Snow
Christopher	Knudson, Morton	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Einarson	Lynch	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke- Divide	Mollet	Tollefson
	Mueller	Tough
Esterby	Nygaard	Trydahl
Ettestad	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker

Those voting in the negative were:

Langseth

Absent and not voting:

Baker	Haugland	Roen
Bratcher	Hegge	Rohde
Brekke	Homelvig	Saumur
Fine	Knudsen, LaMoure	Snortland
Fristad	Magnuson	Sticka
Gumeringer	McLain	Wicks

So the bill passed and the title was agreed to.

Senate Bill No. 139. A Bill for an Act granting the supreme court power to review and reduce sentence imposed in a criminal case, power to consider proof in addition to record, and providing procedure for special appeal from sentence.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 92; absent and not voting, 11.

Those voting in the affirmative were:

Erickson, Bottin'au	Magnuson	Poling
George	Mahlmann	Strege
Hafner	Overbo	Vinje
Isakson		

Those voting in the negative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Richl'nd	Heimes	Rosberg

Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Schmalenberger
Beede	Hornbacher	Schmidt
Benson	Kitzmann	Schuler
Berntson	Kjos	Scott
Bjella	Kloster	Simenson, 10th
Brooks	Knudson, Morton	Simonson, 9th
Brown	Langseth	Snow
Bye	Larson	Solberg
Christopher	Laske	Sommer
Currie	Lee	Sorlie
Dahlund	Leet	Sortland
Davis	Lindberg	Spitzer
Dewey	Link	Sticka
Dick	Lynch	Stockman
Dunlop	McLain	Strand
Engen	Miller	Thompson, Burl'gh
Erickson, Burke-	Mollet	Thompson, M'Lean
Divide	Mueller	Tollefson
Esterby	Nygaard	Tough
Ettestad	Olson	Trydahl
Fleenor	Paulson	Wambheim
Frank	Petterson	Wolf
Fristad	Power	Ziegler
Gagnum	Renfrow	Mr. Speaker
Gefreh		

## Absent and not voting:

Bratcher	Gumeringer	Saumur
Brekke	Hegge	Snortland
Einarson	Homelvig	Wicks
Fine	Knudsen, LaMoure	

So the bill was declared lost.

## EIGHTH ORDER OF BUSINESS

Rep. Beede moved that a committee of three be appointed to escort the Senior United States Senator from North Dakota, Senator Langer, to the rostrum to speak a few words to the assembly. Rep. Beede's motion prevailed and the Speaker appointed as such committee Reps. Wicks, Gumeringer and Rose.

Rep. Rohde moved that the remarks of Senator Langer be printed in the journal, which motion prevailed.

Senator Langer:

"Mr. Speaker and Members—This is quite a change for me in my coming here today. I remember a few years ago I used to be followed by the sheriff and the United States Marshal—but you know today they had a police escort for me and for once they didn't want to arrest me.

I am delighted to be here and bring a message from the North Dakota delegation in Washington—Senator Young, Congressmen Burdick and Krueger.

We have had quite a time with this Indian problem that you are face to face with here in our state. We had four days of hearings by the Senate Juvenile Delinquency Committee and the situation we found is not a good one. We found, for example, in Rolette County, as many as twelve people living in one room. Down there at Fort Yates, the situation is no better and the jail was a disgrace as you people know who live in that neighborhood. Because of the

Supreme Court decision the other day, which held that the State of North Dakota had no obligation to these Indians, we are faced with the question of 'Who is going to take care of them?'

So Senator Young, Congressmen Burdick, Krueger and I met with Glenn Emmons, the Commissioner of Indian Affairs, and decided that I should come out here and lay before you the exact situation and that is what I wish to do.

Mr. Emmons, the Indian Commissioner, stated that in view of the decision of the Supreme Court, that if the North Dakota legislature would pass a resolution bringing about a constitutional amendment for the people to vote on at the next election—if they would do that as an evidence of good faith, he would recommend to the Congress and the Secretary of the Interior, Mr. McKay, that the federal government appropriate a very large sum of money to take care of this Indian problem here. Well, now, it appears to me that North Dakota, ought not to contribute very much. The reason for that is that these Indians originally did not come from North Dakota. True, we had a few of them up at Fort Totten, but most of them were brought in here from Wisconsin, from South Dakota, from Minnesota, and today up there on the Fort Totten Indian reservation, and to some extent on other reservations, these Indians are the descendants of the Indians that the United States government forced upon the people of this state. I do think however, it might be well just to show good faith on the part of North Dakota, if this legislature pass some kind of a resolution permitting the constitution to be amended in accordance with the decision of the Supreme Court. Then it will be up to the people of North Dakota to decide what they want to do.

I have delivered this message and when I go back to see Senator Young, Congressman Burdick and Congressman Krueger, I am going to tell them of the very, very fine reception that I had here, and I know the duly constituted officers will, in due course, let us know what action has been taken by this distinguished assembly.

In closing I want to say to you, my friends, I was very, very much distressed when I came to the airport and found that Joe Wicks had two escaped convicts from the state penitentiary with him. I don't know where he got hold of them, but Joe said that all the convicts in North Dakota are in his charge. So I want to congratulate Joe, wherever he may be in here—I want to congratulate him in taking charge of the penitentiary in North Dakota. And I want to congratulate you on the investigation that you are having because it just happens that I am Chairman of the Commission on National Penitentiaries and have been for some eight or nine years, or I was until a few weeks ago. The penitentiaries all over the United States are overcrowded. We have nineteen hundred more inmates in the penitentiaries of this country than there is room for, today. That is not the worst of it—the amount of money appropriated for taking care of them has steadily decreased—and that is not the worst of it because you know when Mr. Benson and the Department of Agriculture cut down on the amount of land you could farm and raise food products on, they also cut down on the land owned and operated by the penitentiaries of the United States of America. We have nineteen hundred of them, but since we organized that commission—organized by the senior

senator from North Dakota some ten years ago—there has not been a riot in a single federal penitentiary, owned and operated by the United States of America. At the same time there have been many, many riots in some state penitentiaries. I mention that only to show that when Joe Wicks looked over that jail down there at Fort Yates, which is a federal prison, operated by the Indian Bureau, and which is a disgrace to civilization—the worst hole that I have ever been in, and I have seen most of the penitentiaries now in the United States belonging to the federal government, I can only say that I think Joe Wicks did a good job when he offered the resolution and I certainly think this assembly did a marvelous job in authorizing the investigation.

I want to say that if any problems come up in the State of North Dakota, Young, Burdick, Krueger and I meet very often—we alternate in the House or Senate private offices of each of us, and then we take up the problems involving the federal government and the State of North Dakota, jointly.

Therefore, I want to thank your distinguished Speaker for being so kind as to send me each day, a copy of your daily proceedings. I have read them with a great deal of interest and I am satisfied that the legislators of North Dakota, with so many difficult problems to meet, are doing a very fine job.

I thank you very much.”

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 53, have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the bill, after the word “sections”, insert “43-2201.”

In line 2 of the title of the bill, before the word “and” insert “43-2206”.

In line 3 of the title of the bill, after the word “oil” insert a comma and delete the word “and”. After the word “gas” insert the words “or mineral”.

Before line 1 of the bill insert the following Section:

“SECTION 1. AMENDMENT.) Section 43-2201 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

43-2201. DEFINITION.) In this chapter, unless the context or subject matter otherwise requires;

1. Oil, gas or mineral broker shall mean any person, copartnership, association or corporation engaged in the business of buying for resale leases, mineral rights, royalties, or other interests in oil or gas properties or in properties containing or presume to contain uranium or other fissionable materials from the surface holder or land owner, whether for himself or as agent of others.
2. Commissioner shall mean the State Securities Commissioner.”

In line 1 of the bill change the figure “1” after the word “SECTION” to “2”.



In line 5 after the word "oil" insert a comma and delete the word "and". After the word "gas" insert the words "or mineral".

In line 26 after the word "SECTION" change the figure "2" to "3".

In line 30 after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

In line 35 after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

In line 37 delete the word "authorized" and insert in lieu thereof the word "regular".

Between lines 44 and 45 insert a section to read as follows:  
 "SECTION 4. AMENDMENT.) Section 43-2206 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

43-2206. UNLAWFUL TO RETAIN LEASE OR MINERAL OR ROYALTY TRANSFER IF NOT PAID FOR.) It shall be unlawful to retain any lease or transfer of any right or royalty in any oil or gas property or in any property containing, or presumed to contain uranium or other fissionable material after the presentation and non-payment of any draft or check given in payment therefor which by its terms is due and payable and in the event of non-payment such lease or transfer must be returned to the lessor or grantor and such return may be made by mailing the same to the address given in such instrument by the lessor or grantor and if such instrument has been recorded, its return must be accompanied by a proper release of such record."

In line 45, after the word "SECTION" change the figure "3" to "5".

In line 44, after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 53 would 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 Senate Bill No. 116, have had the same under consideration and recommend that the same be amended as follows:

In line 8 delete the following: "The defense of governmental immunity", and insert in lieu thereof: "This Act shall not deprive any political subdivision of the state of its rights to claim governmental immunity but such immunity", and then continue as the Bill now reads.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 116 would 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 Senate Bill No. 143, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Snortland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee in Industry and Business, to whom was referred Senate Bill No. 152, have had the same under consideration and recommend that the same be amended as follows:

After the word "paid" in line 7, strike out the balance of line 7, all of line 8, and all of line 9, and substitute in lieu thereof, the following words: "All sales and use taxes payable as a result of the performance of the contract for which the bond is given, as well as the payment of gasoline and special motor fuels taxes used in the performance of the contract for which the bond is given, and all motor vehicle fees required for commercial motor vehicles used in connection with the performance of such a contract."

After the word "paid" in line 14, strike out the balance of the line and strike out all of lines 15 and 16, and in lieu thereof, substitute the following language: "The taxes and fees mentioned and described in Section 1 of this Act."

ReNUMBER the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 152 would 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 Senate Bill No. 171, have had the same under consideration and recommend that the same do pass.

REP. BROWN, 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. 180, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Snortland 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. 209, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Gress 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. 225, 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 relating to premium or trading stamps or devices, and providing a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. LICENSE REQUIRED TO USE

1a TRADING STAMPS;

2 EXCEPTIONS.) Every person who shall use, or

2a furnish to

3 any other person to use, in, with, or for the sale

4 of any goods, wares, or merchandise, any stamps,

4a coupons,

5 tickets, certificates, cards, or other similar schemes or

6 devices which shall entitle the purchaser receiving the

7 same with such sale of goods, wares, or merchandise to

8 procure from any person any goods, wares, or

8a merchandise,

9 free of charge or for less than the retail market price

10 thereof, upon the production of any number of said

10a stamps,

11 coupons, tickets, certificates, cards, or other similar

12 devices, before so furnishing, selling, or using the same,

13 shall obtain a separate license from the auditor of each

14 county wherein such furnishing or selling or using shall

15 take place, for each and every store or place of business

16 in that county, owned or conducted by such person, from

17 which such furnishing or selling, or in which such using,

18 shall take place. The provisions of this section shall not

19 apply to using or furnishing coupons, tickets, certificates,

20 cards, or similar devices contained in or attached to the

21 original package of said goods, wares, or merchandise,

21a by

22 the manufacturer, jobber, distributor, or packer thereof,

23 and directly redeemable by the manufacturer, jobber,

23a dis-

24 tributor, packer or retailer of such goods, wares, or mer-

25 chandise.

26 SECTION 2. APPLICATION, FEE, AND

26a ISSUANCE OF LICENSE.)

27 An applicant for a license under the provisions of this

28 chapter shall pay to the county treasurer of the county

29 for which such license is sought, the sum of six thousand

30 dollars. Upon such payment to the county treasurer, he

31 shall issue his receipt therefor. Upon presentation of

32 such receipt to the county auditor of the same county,

33 such county auditor shall issue to the applicant making

34 such payment a license to furnish or sell, or a license

35 to use, for one year the stamps, coupons, tickets, certifi-

36 cates, cards, or other similar devices mentioned in section

37 1.

38 SECTION 3. CONTENTS OF LICENSE: USE OF

38a LICENSE

39 IN OTHER PLACE PROHIBITED.) The license

39a provided for in

40 this chapter shall contain:

- 41 1. The name of the grantee thereof;
- 42 2. The date of issue;
- 43 3. The date of expiration; and
- 44 4. The city or village in which, and the location at
- 45 which, the same shall be used.

46 Such license shall be used at no other place than that  
47 mention therein.

48 SECTION 4. SALES OF STAMPS FORBIDDEN.)

48a No person

49 shall furnish or sell to any other person to use, in, with,  
50 or for the sale of any goods, wares, or merchandise, any  
51 stamps, coupons, tickets, certificates, cards, or other  
52 similar devices provided for in this chapter, for use in  
53 any village, city, or county in this state other than  
54 that in which such furnishing or selling shall take  
55 place.

56 SECTION 5. PENALTY FOR VIOLATION OF  
56a CHAPTER.)

57 Any person violating any of the provisions of this chapter  
58 is guilty of a misdemeanor.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Snortland moved that the report be adopted, which  
motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 225 would  
be considered in the sixth order of business on the next  
legislative day.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 203. A Bill for an Act providing for the  
regulation of information required on sales agreements or  
contracts made between a buyer and seller of agricultural  
seeds, when full or partial payment is made to the seller  
before the seed is delivered to the buyer, providing a penalty  
and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill,  
the roll was called and there were ayes, 102; nays, 0; absent  
and not voting, 11.

Those voting in the affirmative were:

Adamsen	Hafner	Roen
Anderson, Cass	Hammer	Rohde
Anderson, Eddy-	Haugland	Rolfsrud
Foster	Heimes	Rosberg
Anderson, Rich'nd	Heller	Rose
Baker	Hoffer	Saugstad
Baldwin	Hofstrand	Saumur
Balerud	Hornbacher	Schmalenberger
Beede	Isakson	Schmidt
Berntson	Kitzmann	Schuler
Bjella	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer

Dahlund	Lee	Sorlie
Davis	Leet	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke- Divide	Miller	Thompson, Burl'gh
	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress	Rickford	

**Absent and not voting:**

Benson	Fine	Knudsen, LaMoure
Bratcher	Gumeringer	Lindberg
Brekke	Hegge	Snortland
Einarson	Homelvig	

So the bill passed, as amended on page 804 of the House Journal, and the title was agreed to, and the emergency clause carried.

The Speaker called Rep. Sticka to the Chair to preside.

**Senate Bill No. 9.** A Bill for an Act making an appropriation for the general maintenance and operation of the North Dakota State Farm, Bismarck, North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy- Foster	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kjos	Schuler
Brooks	Kloster	Scott
Brown	Knudson, Morton	Simenson, 10th
Bye	Langseth	Simonson, 9th
Christopher	Larson	Snow
Currie	Laske	Solberg
Dahlund	Lee	Sommer
Davis	Leet	Sorlie
Dewey	Link	Sortland
Dick	Lynch	Spitzer
	Magnuson	Sticka

Dunlop	Mahlmann	Stockman
Engen	McLain	Strand
Erickson, Bottin'au	Miller	Strege
Erickson, Burke-	Mollet	Thompson, Burl'gh
Divide	Mueller	Thompson, M'Lean
Esterby	Nygaard	Tollefson
Ettestad	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Fristad	Petterson	Wambheim
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker

## Absent and not voting:

Bratcher	Hegge	Knudsen, LaMoure
Brekke	Heimes	Lindberg
Einarson	Homelvig	Snortland
Fine	Kitzmann	Wicks
Gumeringer		

So the bill passed and the title was agreed to.

**Senate Bill No. 10.** A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant and the Coffin Factory at the State Penitentiary.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

## Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Rich'nd	Heimes	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fleenor	Olson	Trydahl

Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Poling	Wolf
Geifreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel		

**Absent and not voting:**

Balerud	Gumeringer	Nygaard
Bratcher	Hegge	Petterson
Brekke	Homelvig	Snortland
Einarson	Knudsen, LaMoure	Sortland
Fine	Lindberg	Wicks

So the bill passed and the title was agreed to.

**Senate Bill No. 70.** A Bill for an Act to amend and reenact subsection 2 of Section 52-0101 and subdivision a. of subsection 11 of section 52-0101, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions; Section 52-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Standard Rate of Contributions; Subdivisions a. and b. of subsection 1, and subsection 4 of Section 52-0406 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to contributions; Section 52-0504, North Dakota Revised Code of 1943, relating to termination of coverage; Section 52-0604 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of benefits, qualifying wage and definitions; Section 52-0633 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to recovery and recoupment.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hammer	Rolfsrud
Foster	Haugland	Rosberg
Anderson, Rich'nd	Heimes	Rose
Baker	Heller	Saugstad
Baldwin	Hoffer	Saumur
Balerud	Hofstrand	Schmalenberger
Beede	Isakson	Schmidt
Benson	Kitzmann	Scott
Berntson	Kjos	Simenson, 10th
Bjella	Kloster	Snow
Brooks	Knudson, Morton	Solberg
Brown	Langseth	Sommer
Bye	Larson	Sorlie
Christopher	Laske	Sortland
Currie	Lee	Spitzer
Dahlund	Lindberg	Sticka
Davis	Link	Stockman
Dewey	Lynch	Strand
Dick	Magnuson	Strege
Dunlop	Mahlmann	Thompson, Burl'gh
Erickson, Bottin'au	McLain	Thompson, M'Lean
Erickson, Burke-	Miller	Tollefson

	Divide	Mollet	Tough
Esterby		Olson	Trydahl
Ettestad		Overbo	Vinje
Fine		Poling	Wambheim
Fleenor		Power	Wicks
Frank		Renfrow	Wolf
Fristad		Rickford	Ziegler
Gagnum		Roen	Mr. Speaker
Gress			

Those voting in the negative were:

Adamsen	Goebel	Nygaard
Engen	Hornbacher	Paulson
Gefreh	Leet	Schuler
George	Mueller	Simonson, 9th

Absent and not voting:

Bratcher	Gumeringer	Knudsen, LaMoure
Brekke	Hegge	Petterson
Einarson	Homelvig	Snortland

So the bill passed, as amended on page 177 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 149.** A Bill for an Act to repeal Section 48-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to materials found, produced, or manufactured in this State from native natural resources.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Scott
Bjella	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snow
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Engen	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough



Fine	Mollet	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	

Those voting in the negative were:

Dunlop	Mueller	Schuler
Erickson, Bottin'au	Overbo	Solberg
Magnuson	Rohde	Wicks

Absent and not voting:

Bratcher	Gumeringer	Knudsen, LaMoure
Brekke	Hegge	Snortland
Einarson	Homelvig	

So the bill passed and the title was agreed to.

**Senate Bill No. 150.** A Bill for an Act to provide that all material produced in the state be given preference for use in public buildings.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Richl'nd	Heimes	Rolfsrud
Baker	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hofstrand	Saugstad
Beede	Hornbacher	Saumur
Benson	Isakson	Schmalenberger
Berntson	Kitzmann	Schmidt
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wolf

George	Petterson	Ziegler
Goebel	Power	Mr. Speaker

Those voting in the negative were:

Dunlop	Schuler	Wicks
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Absent and not voting:

Bjella	Gumeringer	Knudsen, LaMoure
Bratcher	Hegge	Poling
Brekke	Homelvig	Snortland
Einarson		

So the bill passed, as amended on page 299 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 238.** A Bill for an Act to amend and reenact section 39-0615 of the North Dakota Revised Code of 1943, relating to the appointment of agents to issue motor vehicle operator's licenses.

Which has been read.

Rep. Adamsen moved that further consideration of Senate Bill No. 238 be deferred one legislative day, 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, 36; nays, 68; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Roen
Anderson, Cass	Haugland	Rose
Balerud	Hoffer	Saumur
Brooks	Kloster	Scott
Brown	Larson	Simenson, 10th
Christopher	Laske	Spitzer
Dahlund	Lee	Sticka
Dick	Lynch	Stockman
Einarson	Nygaard	Thompson, Burl'gh
Ettestad	Paulson	Tollefson
George	Petterson	Wicks
Goebel	Renfrow	Ziegler

Those voting in the negative were:

Anderson, Eddy-	Hafner	Power
Foster	Hammer	Rickford
Anderson, Richl'nd	Heimes	Rohde
Baldwin	Heller	Rolfsrud
Beede	Hofstrand	Rosberg
Benson	Hornbacher	Saugstad
Berntson	Isakson	Schmalenberger
Bjella	Kitzmann	Schmidt
Bye	Kjos	Schuler
Currie	Knudson, Morton	Simonson, 9th
Davis	Langseth	Snow
Dewey	Leet	Solberg
Dunlop	Lindberg	Sommer
Engen	Link	Sorlie
Erickson, Bottin'au	Magnuson	Sortland
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, M'Lean
Fine	Mollet	Tough

Fleenor  
Frank  
Fristad  
Gagnum  
Gefreh

Mueller  
Olson  
Overbo  
Poling

Trydahl  
Vinje  
Wambheim  
Wolf

Absent and not voting:

Baker  
Bratcher  
Brekke

Gumeringer  
Hegge  
Homelvig

Knudsen, LaMoure  
Snortland  
Mr. Speaker

So the bill was declared lost.

Rep. Langseth moved that the vote by which Senate Bill No. 238 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Concurrent Resolution "N-1".** A Concurrent Resolution memorializing the President of the United States and his Commission on Intergovernmental Relations not to approve the reported recommendations of the Committee on Federal Aid to Agriculture relative to transfer of the function of soil conservation technical assistance to the various states.

Which has been read.

Rep. Beede moved that House Concurrent Resolution "N-1" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Nygaard moved that House Concurrent Resolution "N-1" be printed in the House Journal, which motion was withdrawn.

**Senate Bill No. 237.** A Bill for an Act to amend and reenact section 35-0902 of the North Dakota Revised Code of 1943, relating to procedure for obtaining a seed lien.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 35; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen  
Anderson, Cass  
Anderson, Richl'nd  
Baker  
Baldwin  
Balerud  
Bjella  
Brown  
Bye  
Christopher  
Currie  
Dahlund  
Dewey  
Dick  
Einarson  
Engen  
Esterby  
Ettestad  
Fleenor

Haugland  
Heller  
Hoffer  
Kjos  
Kloster  
Knudson, Morton  
Larson  
Laske  
Lee  
Leet  
Lynch  
Miller  
Nygaard  
Overbo  
Paulson  
Petterson  
Poling  
Power  
Renfrow

Saugstad  
Saumur  
Schmalenberger  
Schmidt  
Scott  
Simenson, 10th  
Simonson, 9th  
Sommer  
Sortland  
Spitzer  
Sticka  
Stockman  
Strand  
Strege  
Thompson, Burl'gh  
Tollefson  
Trydahl  
Wambheim  
Wicks

Gagnum	Rickford	Ziegler
Gefreh	Roen	Mr. Speaker
Gress	Rose	

Those voting in the negative were:

Beede	Goebel	Mollet
Benson	Gumeringer	Olson
Berntson	Hafner	Rohde
Brooks	Hammer	Rolfsrud
Davis	Hofstrand	Rosberg
Dunlop	Hornbacher	Schuler
Erickson, Bottin'au	Isakson	Snow
Erickson, Burke- Divide	Kitzmann	Solberg
	Link	Thompson, M'Lean
Fine	Magnuson	Tough
Frank	Mahlmann	Vinje
George	McLain	Wolf

Absent and not voting:

Anderson, Eddy-	Hegge	Lindberg
Foster	Heimes	Mueller
Bratcher	Homelvig	Snortland
Brekke	Knudsen, LaMoure	Sorlie
Fristad	Langseth	

So the bill passed and the title was agreed to.

Rep. Laske moved that the vote by which Senate Bill No. 237 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 138, have had the same under consideration and recommend that the same be amended as follows:

In line 9, after the word "municipal" insert the words "or county".

In line 11 strike out the comma after the word "state", and insert in lieu thereof a period, and strike out the balance of the sentence, and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Erickson of Burke-Divide moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 138 would 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 Senate Bill No. 248, have had the same under consideration and recommend that the same do pass.

REP. WAMBHEIM, Chairman.

Rep. Einarson moved that the report be adopted, which motion prevailed and the report was adopted.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Baker moved that the House do not concur with the Senate amendments to House Bill No. 505, which motion prevailed.

Rep. Nygaard moved that the Speaker appoint a conference committee to meet with a like committee from the Senate on the senate amendments to House Bill No. 505, which motion prevailed.

Rep. Baker moved that the House do not concur with the Senate amendments to House Bill No. 519 and that a conference committee be appointed to meet with a like committee from the Senate on House Bill No. 519, which motion prevailed.

Rep. Brooks moved that the House do concur with the Senate amendments to House Bill No. 634, which motion was withdrawn.

Rep. Erickson of Burke-Divide moved that the House do concur with the Senate amendments to House Bill No. 634, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the rules be suspended and House Bill No. 634 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 634.** A Bill for an Act to amend and reenact section 40-1904 of the North Dakota Revised Code of 1943 relating to the compensation of city and village assessors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Heller	Rosberg
Berntson	Hoffer	Rose
Brooks	Hofstrand	Saugstad
Brown	Hornbacher	Schmalenberger
Bye	Kitzmann	Schmidt
Christopher	Kjos	Scott
Currie	Kloster	Simonsen, 10th
Dahlund	Knudson, Morton	Simonsen, 9th
Davis	Langseth	Snow
Dewey	Larson	Sommer
Dick	Laske	Sortie
Dunlop	Leet	Sortland
Einarson	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks

Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker

Those voting in the negative were:

Goebel	Solberg	Trydahl
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Absent and not voting:

Anderson, Eddy-	Hegge	Mueller
Foster	Heimes	Rohde
Beede	Homelvig	Saumur
Benson	Isakson	Schuler
Bjella	Knudsen, LaMoure	Snortland
Bratcher	Lee	Stockman
Brekke	Lindberg	Strand
George		

So the bill passed as amended by the Senate, and the title was agreed to.

Rep. Saugstad moved that the House do concur with the Senate amendments to House Bill No. 676, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and that House Bill No. 676 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 676.** A Bill for an Act to amend and reenact section 20-0302 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 20-0310 of the North Dakota Revised Code of 1943, relating to game and fish licenses.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Gumeringer	Roen
Anderson, Rich'l'nd	Hafner	Rohde
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Brooks	Kitzmann	Schmidt
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snow
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Link	Spitzer
Einarson	Lynch	Sticka
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh

Erickson, Burke- Divide	McLain Miller	Thompson, M'Lean Tollefson
Esterby	Mollet	Tough
Ettestad	Mueller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wolf
Fristad	Petterson	Mr. Speaker
Gagnum	Poling	

Those voting in the negative were:

Bjella	Wicks	Ziegler
Dunlop		

Absent and not voting:

Bratcher	Isakson	Schuler
Brekke	Knudsen, LaMoure	Snortland
George	Lee	Solberg
Hegge	Lindberg	Stockman
Heimes	Olson	Strand
Hommelvig		

So the bill passed as amended by the Senate, and the title was agreed to.

Rep. Brown moved that the House do concur with the Senate amendments to House Bill No. 691, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and that House Bill No. 691 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 691.** A Bill for an Act to amend and reenact Subsection 8 of Section 57-3822 of the 1943 Revised Code relating to deductions allowed in computing net income.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy- Foster	Gress	Roen
Anderson, Rich'nd	Gumeringer	Rolfsrud
Baker	Hafner	Rosberg
Baldwin	Hammer	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sorlie
Davis	Link	Sortland
Dewey	Lynch	Spitzer
	Magnuson	Sticka

Dick	Mahlmann	Strege
Dunlop	McLain	Thompson, Burl'gh
Einarson	Miller	Thompson, M'Lean
Engen	Mollet	Tollefson
Erickson, Bottin'au	Mueller	Tough
Esterby	Nygaard	Trydahl
Ettestad	Overbo	Vinje
Fine	Paulson	Wambheim
Fleenor	Petterson	Wicks
Frank	Poling	Wolf
Fristad	Power	Mr. Speaker
Gagnum		

Those voting in the negative were:

Erickson, Burke-	Kitzmann	Ziegler
Divide	Rohde	

Absent and not voting:

Bratcher	Homelvig	Olson
Brekke	Isakson	Schuler
George	Knudsen, LaMoure	Snortland
Haugland	Lee	Stockman
Hegge	Lindberg	Strand
Heimes		

So the bill passed as amended by the Senate, and the title was agreed to.

Rep. Wolf moved that the House do concur with the Senate amendments to House Bill No. 710, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 710 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 710.** A Bill for an Act providing for the licensing and regulating by the state department of health of the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; fixing the license fees; providing for the issuance of permits by health officers of cities, towns, counties, and health districts, fixing the fees for such permits; authorizing local and district health officers to regulate within their jurisdictions; and providing penalties for violation of any provision of this Act.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rohde
Anderson, Richl'nd	Hafner	Rolfsrud
Baker	Hammer	Rosberg
Baldwin	Haugland	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Kitzmann	Scott



Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Strege
Einarson	Magnuson	Thompson, Burl'gh
Engen	Mahlmann	Thompson, M'Lean
Erickson, Bottin'au	McLain	Tollefson
Erickson, Burke	Miller	Tough
Divide	Mollet	Trydahl
Esterby	Nygaard	Vinje
Ettestad	Overbo	Wambheim
Fine	Paulson	Wicks
Fleenor	Petterson	Wolf
Frank	Poling	Ziegler
Gagnum	Power	

Absent and not voting:

Bratcher	Homelvig	Schuler
Brekke	Isakson	Snortland
Fristad	Knudsen, LaMoure	Stockman
George	Lee	Strand
Hegge	Mueller	Mr. Speaker
Heimes	Olson	

So the bill passed as amended by the Senate, and the title was agreed to.

Rep. Knudson moved that the House do concur with the Senate amendments to House Bill No. 788, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 788 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 788. A Bill for an Act providing for the termination of stock districts established under the herd law.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Beede	Hornbacher	Schmalenberger
Berntson	Kitzmann	Schmidt

Bjella	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Strand
Einarson	Mahlmann	Strege
Engen	McLain	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke-	Mollet	Tollefson
Divide	Mueller	Tough
Esterby	Nygaard	Trydahl
Ettestad	Olson	Vinje
Fine	Overbo	Wambheim
Fleenor	Paulson	Wicks
Frank	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George		

## Absent and not voting:

Bratcher	Heimes	Lee
Brekke	Homelvig	Schuler
Fristad	Isakson	Snortland
Hegge	Knudsen, LaMoure	Stockman

So the bill passed as amended by the Senate, and the title was agreed to.

## SEVENTEENTH ORDER OF BUSINESS

Rep. Brown announced his intention of reconsidering the action by which House Bill No. 765 was indefinitely postponed, and that he would make a motion to that effect on Monday of next week.

Rep. Nygaard moved that the House do now recess until 1:00 p.m. February 26, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-THIRD DAY AFTER RECESS  
AND FIFTY-FOURTH DAY

Bismarck, February 26, 1955

The House reconvened at 1:00 p.m. with Acting Speaker Baker presiding.

The Acting Speaker announced that the House would be on the fifteenth order of business.

The Chief Clerk announced that Speaker Fitch had appointed as a conference committee to meet with a like committee from the Senate on House Bill No. 505, Reps. Baker, Mueller and Thompson of McLean.

The Chief Clerk announced that Speaker Fitch had appointed as a conference committee to meet with a like committee from the Senate on House Bill No. 519, Reps. Heimes, Anderson of Richland and Fine.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 504

House Bill No. 507

House Bill No. 508

House Bill No. 512

House Bill No. 523

House Bill No. 595

House Bill No. 606

House Bill No. 612

House Bill No. 614

House Bill No. 620

House Bill No. 637

House Bill No. 650

Which the President has signed.

EDWARD LENO, Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 506

House Bill No. 509

House Bill No. 517

House Bill No. 525  
 House Bill No. 526  
 House Bill No. 533  
 House Bill No. 551  
 House Bill No. 559  
 House Bill No. 564  
 House Bill No. 573  
 House Bill No. 584  
 House Bill No. 590  
 House Bill No. 617  
 House Bill No. 625  
 House Bill No. 666

And the Speaker signed the same in the presence of the House.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 683  
 House Bill No. 684  
 House Bill No. 685  
 House Bill No. 686  
 House Bill No. 687  
 House Bill No. 690  
 House Bill No. 692  
 House Bill No. 696  
 House Bill No. 714  
 House Bill No. 725  
 House Bill No. 739  
 House Bill No. 771  
 House Bill No. 772  
 House Bill No. 778  
 House Bill No. 790

And the Speaker signed the same in the presence of the House.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 817  
 House Bill No. 825  
 House Bill No. 827  
 House Bill No. 840

And the Speaker signed the same in the presence of the House.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 129, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad 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. 153, have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Haugland 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. 155, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Snortland 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. 156, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 157, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 183, have had the same under consideration and recommend that the same be amended as follows:

In line 16 delete the brackets around the following: "where expedient".

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

Acting Speaker Baker announced that Senate Bill No. 183 would 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 Senate Bill No. 210, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Currie 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. 211, have had the same under consideration and recommend that the same be amended as follows:

In line 14 delete "\$1.00" and insert in lieu thereof: "\$1.25".

In line 16 delete "\$1.00" and insert in lieu thereof: "\$1.25".

In line 19 delete "\$1.00" and insert in lieu thereof: "\$1.25".

In line 24 delete "\$1.00" and insert in lieu thereof: "\$1.25".

In line 27 delete "\$6.00" and insert in lieu thereof: "\$8.00".

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Acting Speaker Baker announced that Senate Bill No. 211 would 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 Senate Bill No. 247, have had the same under consideration and recommend that the same do pass.

REP. BROWN, Chairman.

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully reports that:

House Bill No. 504  
House Bill No. 507  
House Bill No. 508  
House Bill No. 512  
House Bill No. 523  
House Bill No. 595  
House Bill No. 606  
House Bill No. 612  
House Bill No. 614  
House Bill No. 620  
House Bill No. 637  
House Bill No. 650

Were delivered to the Governor for his approval at the at the hour of 1:05 o'clock p.m., February 26, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 506  
House Bill No. 509  
House Bill No. 517  
House Bill No. 525  
House Bill No. 526  
House Bill No. 533  
House Bill No. 559  
House Bill No. 573  
House Bill No. 584  
House Bill No. 590  
House Bill No. 617  
House Bill No. 666  
House Bill No. 683  
House Bill No. 684  
House Bill No. 685  
House Bill No. 686  
House Bill No. 687  
House Bill No. 625  
House Bill No. 840  
House Bill No. 827  
House Bill No. 825  
House Bill No. 817  
House Bill No. 790  
House Bill No. 778  
House Bill No. 772  
House Bill No. 771  
House Bill No. 739

House Bill No. 725  
 House Bill No. 714  
 House Bill No. 696  
 House Bill No. 692  
 House Bill No. 690  
 House Bill No. 551  
 House Bill No. 564

And find the same correctly Enrolled.

**REP. FRISTAD, Chairman.**

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

#### SIXTH ORDER OF BUSINESS

Rep. Nygaard moved that the amendments to Senate Bill No. 46, as recommended by the Committee on Natural Resources and printed on page 875 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to Senate Bill No. 186, as recommended by the Committee on General Affairs and printed on page 876 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved that the amendments to Senate Bill No. 164, as recommended by the Committee on Transportation and printed on page 879 of the House Journal, be adopted, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 67, have had the same under consideration and recommend that the same do pass.

**REP. STICKA, Chairman.**

Rep. Bye 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. 197, have had the same under consideration and recommend that the same do pass.

**REP. STICKA, Chairman.**

Rep. Dick 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. 229, have had the same under consideration and recommend that the same be amended as follows:

After the words "A BILL" strike everything and insert in lieu thereof the following:

FOR AN ACT relating to the duties of the County Auditor and to provide for the collection of fees commensurate with costs for services rendered to private individuals, firms or corporations by county auditors and for the disposition of such fees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DUTIES OF COUNTY AUDITOR IN  
 1a RENDERING SERVICES TO PRIVATE  
 2 INDIVIDUALS, FIRMS OR CORPORATIONS; FEES  
 2a TO BE CHARGED; DISPOSITION

3 OF FEES; RECORDS TO BE KEPT.) It shall not be  
 3a the duty of any county  
 4 auditor to provide information or copies of records to  
 4a private indi-  
 5 viduals, firms or corporations, other than that required  
 5a of him by Sec-  
 6 tion 11-1315 of the North Dakota Revised Code of 1943.  
 6a At his own dis-  
 7 cretion he may furnish information or copies of records  
 7a to private in-  
 8 dividuals, firms or corporations upon payment of a  
 8a suitable charge  
 9 which shall be commensurate with costs to the county of  
 9a providing such  
 10 services. Such fee shall be a minimum of twenty-five  
 10a cents and shall  
 11 not exceed the sum of one dollar per hour for time  
 11a consumed in securing  
 12 such information or preparing such copies of records,  
 12a to be remitted  
 13 each month to the county treasurer for credit to the  
 13a county general  
 14 fund. The county auditor shall keep a complete record  
 14a of all fees  
 15 collected under this act.

And when so amended recommend the same do pass.

REP. EINARSON, Chairman.

Rep. Fine moved that the report be adopted, which motion prevailed and the report was adopted.

Acting Speaker Baker announced that Senate Bill No. 229 would be considered in the sixth order of business on the next legislative day.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Erickson of Bottineau, Wolf, and Baker introduced:

House Concurrent Resolution "S-1". A Concurrent Resolution providing for the amendment of section 173 of the Constitution of the state of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Rep. Wolf moved that House Concurrent Resolution "S-1" be printed in the House Journal and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "S-1"

Introduced by Reps. Erickson (Bottineau), Wolf and Baker  
 A Concurrent Resolution providing for the amendment of  
 section 173 of the Constitution of the state of North  
 Dakota.

BE IT RESOLVED BY THE HOUSE OF REPRESENTA-  
 TIVES OF THE STATE OF NORTH DAKOTA, THE  
 SENATE CONCURRING THEREIN:

1 That the following proposed amendment of section  
 1a 173 of  
 2 the Constitution of the state of North Dakota is agreed to  
 3 and that the same be submitted to the qualified electors of  
 4 the state of North Dakota for approval or rejection  
 4a in accord-



5 ance with the provision of section 202 of the  
 5a Constitution  
 6 of the state of North Dakota, as amended:  
 7 SECTION 1. AMENDMENT.) That section 173 of  
 7a the Consti-  
 8 tution of the state of North Dakota is hereby reenacted to  
 9 read as follows:  
 10 173. At the first general election after the adoption  
 11 of this amendment, and every two years thereafter,  
 11a there shall  
 12 be elected in each county, organized under the  
 12a provision of  
 13 section 172 of the Constitution of the state of North  
 13a Dakota,  
 14 a register of deeds, county auditor, treasurer, sheriff,  
 15 state's attorney, county judge and a clerk of the district  
 16 court, who shall be electors in the county in which they  
 16a are  
 17 elected and who shall hold office until their successors are  
 18 elected and qualified; provided in counties having fifteen  
 19 thousand population or less, the county judge shall also be  
 20 clerk of the district court; provided further that in  
 21 counties having a population of six thousand or less, the  
 22 register of deeds shall also be clerk of the district court  
 23 and county judge. The legislative assembly shall enact  
 24 appropriate legislation to make this amendment effective  
 24a at  
 25 their first session after its adoption.

Reps. Bjella, Esterby, Link, Poling and Rolfsrud introduced:  
 House Concurrent Resolution "T-1". A Concurrent Resolution  
 for an amendment to section 216 of the Constitution of  
 the state of North Dakota, and directing the legislative  
 assembly to establish an educational institution at Williston.

Which was read the first time.

Rep. Bjella moved that further consideration of House Con-  
 current Resoluion "T-1" be delayed until Monday, February  
 28, 1955, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 14  
 Senate Bill No. 16  
 Senate Bill No. 17  
 Senate Bill No. 22  
 Senate Bill No. 23  
 Senate Bill No. 25  
 Senate Bill No. 27  
 Senate Bill No. 28  
 Senate Bill No. 29  
 Senate Bill No. 40

Which the President has signed and your signature is  
 respectfully requested.

EDWARD LENO, Secretary.

**Senate Chamber**

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of House Bill No. 831.

**EDWARD LENO, Secretary.**

**Senate Chamber**

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 51, 61 and 115.

**EDWARD LENO, Secretary.**

**Senate Chamber**

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 56
- Senate Bill No. 66
- Senate Bill No. 75
- Senate Bill No. 100
- Senate Bill No. 133
- Senate Bill No. 134
- Senate Bill No. 141

Which the President has signed and your signature is respectfully requested.

**EDWARD LENO, Secretary.**

Rep. Nygaard moved that the House accede to the request of the Senate for the return of House Bill No. 831 to the Senate, which motion prevailed.

**FINAL PASSAGE OF SENATE BILLS**

**Senate Bill No. 45.** A Bill for an Act to amend and reenact section 20-0125 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the management of lands in the Heart Butte area and the expenditure of revenue derived therefrom.

Which has been read.

**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:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Heimes	Rosberg
Anderson, Rich'l'nd	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Isakson	Schmalenberger
Benson	Kitzmann	Schmidt
Berntson	Kjos	Schuler
Bjella	Kloster	Scott
Brooks	Knudson, Morton	Simenson, 10th
Brown	Larson	Snortland
Bye	Laske	Snow
Christopher	Lee	Solberg
Currie	Leet	Sommer

Dahlund	Link	Sorlie
Davis	Lynch	Sortland
Dewey	Magnuson	Spitzer
Dick	Mahlmann	Sticka
Einarson	McLain	Strand
Engen	Miller	Thompson, Burl'gh
Erickson, Bottin'au	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fleenor	Oison	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wolf
Goebel	Poling	Ziegler
Gress		

## Absent and not voting:

Baker	George	Roen
Bratcher	Gumeringer	Rohde
Brekke	Hegge	Rolfsrud
Dunlop	Homelvig	Simonson, 9th
Erickson, Burke-	Hornbacher	Stockman
Divide	Knudsen, LaMoure	Strege
Fine	Langseth	Wicks
Gefreh	Lindberg	Mr. Speaker

So the bill passed as amended on page 81 of the House Journal, and the title was agreed to.

Senate Bill No. 11. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Heimes	Rosberg
Anderson, Rich'nd	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Isakson	Schmalenberger
Benson	Kitzmann	Schmidt
Berntson	Kjos	Schuler
Brooks	Kloster	Scott
Brown	Knudsen, Morton	Simenson, 10th
Bye	Larson	Snortland
Christopher	Laske	Snow
Currie	Lee	Solberg
Dahlund	Leet	Sommer
Davis	Link	Sorlie
Dewey	Lynch	Sortland
Dick	Magnuson	Spitzer
Einarson	Mahlmann	Sticka
Engen	McLain	Strand
Erickson, Bottin'au	Miller	Thompson, M'Lean

Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fleonor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	

## Absent and not voting:

Baker	George	Rohde
Ejella	Gumeringer	Rolfserud
Bratcher	Hegge	Simonson, 9th
Brekke	Homelvig	Stockman
Dunlop	Hornbacher	Strege
Erickson, Burke- Divide	Knudsen, LaMoure	Thompson, Burl'gh
Fine	Langseth	Wicks
Gefreh	Lindberg	Mr. Speaker
	Roen	

So the bill passed as amended on page 849 of the House Journal, and the title was agreed to.

**Senate Bill No. 57.** A Bill for an Act to amend and reenact sections 6-0125, 11-2501, 15-2113, 15-2526, subsection 5 of section 15-2912, sections 21-0101, 21-0102, 40-0101 by creating subsection 6, 40-1705, and 54-2709 of the North Dakota Revised Code of 1943, and section 40-1706 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the preparation and issuance of warrants by the state of North Dakota and its political subdivisions.

Which has been read.

Rep. Saumur moved that further consideration of Senate Bill No. 57 be delayed two legislative days, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to return House Bill No. 831 as requested by the Senate.

KENNETH L. MORGAN, Chief Clerk.

## FINAL PASSAGE OF SENATE BILLS

**Senate Bill No. 196.** A Bill for an Act authorizing the board of administration to sell certain lands belonging to the school for the deaf.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 6; absent and not voting, 27.

Those voting in the affirmative were:

Adamsen	Hammer	Renfrow
Anderson, Cass	Haugland	Rickford
Anderson, Eddy- Foster	Heimes	Rosberg
Anderson, Rich'nd	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Isakson	Schmalenberger
	Kitzmann	Schmidt

Berntson	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Larson	Snortland
Christopher	Lee	Solberg
Currie	Leet	Sommer
Dahlund	Link	Sorlie
Davis	Lynch	Sortland
Dewey	Magnuson	Spitzer
Dick	Mahlmann	Sticka
Einarson	McLain	Strand
Engen	Miller	Thompson, Burl'gh
Erickson, Bottin'au	Mueller	Thompson, M'Lean
Esterby	Nygaard	Tollefson
Ettestad	Olson	Tough
Fleenor	Overbo	Trydahl
Frank	Paulson	Vinje
Goebel	Petterson	Wambheim
Gress	Poling	Wolf
Hafner	Power	Ziegler
Those voting in the negative were:		
Baldwin	Knudson, Morton	Schuler
Brooks	Laske	Snow
Absent and not voting:		
Baker	Gefreh	Mollet
Bjella	George	Roen
Bratcher	Gumeringer	Rohde
Brekke	Hegge	Rolfsrud
Dunlop	Homelvig	Simonson, 9th
Erickson, Burke-	Hornbacher	Stockman
Divide	Knudsen, LaMoure	Strege
Fine	Langseth	Wicks
Fristad	Lindberg	Mr. Speaker
Gagnum		

So the bill passed as amended on pages 326 and 372 of the Senate Journal and page 850 of the House Journal.

**Senate Bill No. 50.** A Bill for an Act to amend and reenact subsection 1 of section 39-04A06 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to exceptions to the additional fee for motor vehicles engaged in the transportation of property.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Hammer	Renfrow
Anderson, Cass	Haugland	Rickford
Anderson, Eddy-	Heimes	Rosberg
Foster	Heller	Rose
Anderson, Rich'nd	Hoffer	Saugstad
Baldwin	Hofstrand	Saumur
Balerud	Isakson	Schmalenberger
Beede	Kitzmann	Schmidt
Benson	Kjos	Schuler
Berntson	Kloster	Scott
Bjella	Knudson, Morton	Simenson, 10th
Brooks	Larson	Snow

Brown	Laske	Solberg
Bye	Lee	Sommer
Christopher	Leet	Sorlie
Currie	Link	Sortland
Dahlund	Lynch	Spitzer
Davis	Magnuson	Sticka
Dewey	McLain	Strand
Dick	Miller	Thompson, Burl'gh
Einarson	Mueller	Thompson, M'Lean
Engen	Nygaard	Tollefson
Erickson, Bottin'au	Olson	Tough
Esterby	Overbo	Trydahl
Ettestad	Paulson	Vinje
Frank	Petterson	Wambheim
Goebel	Poling	Wolf
Gress	Power	Ziegler
Hafner		

## Absent and not voting:

Baker	Gefreh	Mollet
Bratcher	George	Roen
Brekke	Gumeringer	Rohde
Dunlop	Hegge	Rolfsrud
Erickson, Burke- Divide	Homelvig	Simonson, 9th
Fine	Hornbacher	Snortland
Fleenor	Knudsen, LaMoure	Stockman
Fristad	Langseth	Strege
Gagnum	Lindberg	Wicks
	Mahlmann	Mr. Speaker

So the bill passed and the title was agreed to.

**Senate Bill No. 205.** A Bill for an Act to exempt truck-tractors used only for moving buildings from the payment of registration, gross ton, or ton mile taxes or fees and to provide for an annual house mover's motor vehicle license and to provide a penalty, and declaring an emergency.

Which has been read.

Rep. Nygaard moved that further consideration of Senate Bill No. 205 be delayed until Monday, February 28, 1955, which motion prevailed.

Rep. Frank moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## FIFTY-FOURTH DAY

Bismarck, February 26, 1955

The House convened at 2:00 p.m., with Acting Speaker Baker presiding.

Prayer by the Chaplain, Rev. G. Schnaidt of the American Lutheran Church of Bismarck.

The roll was called and all members were present except Reps. Bratcher, Brekke, Dunlop, Erickson of Burke-Divide, Hegge, Homelvig, Hornbacher, Knudsen, Simonson (9th), Stockman, Strege, Gefreh, George.

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 fifty-second day after recess and fifty-third day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to transmit:

House Bill No. 506  
 House Bill No. 509  
 House Bill No. 517  
 House Bill No. 525  
 House Bill No. 526  
 House Bill No. 533  
 House Bill No. 551  
 House Bill No. 559  
 House Bill No. 564  
 House Bill No. 573  
 House Bill No. 584  
 House Bill No. 590  
 House Bill No. 617  
 House Bill No. 625  
 House Bill No. 666  
 House Bill No. 683  
 House Bill No. 684  
 House Bill No. 685  
 House Bill No. 686

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to transmit:

House Bill No. 687  
 House Bill No. 690  
 House Bill No. 692  
 House Bill No. 696  
 House Bill No. 714  
 House Bill No. 725  
 House Bill No. 739  
 House Bill No. 771  
 House Bill No. 772  
 House Bill No. 778  
 House Bill No. 790  
 House Bill No. 817  
 House Bill No. 825  
 House Bill No. 827  
 House Bill No. 840

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H-1"

House Concurrent Resolution "N-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1955

Mr. President: I have the honor to return:

Senate Bill No. 9

Senate Bill No. 10

Senate Bill No. 33

Senate Bill No. 36

Senate Bill No. 38

Senate Bill No. 43

Senate Bill No. 52

Senate Bill No. 62

Senate Bill No. 70

Senate Bill No. 103

Senate Bill No. 130

Senate Bill No. 142

Senate Bill No. 149

Senate Bill No. 150

Senate Bill No. 204

Senate Bill No. 235

Senate Bill No. 237

Senate Concurrent Resolution "J"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1955

Mr. President: I have the honor to return:

Senate Bill No. 203

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1955

Mr. President: I have the honor to return:

Senate Bill No. 74

Senate Bill No. 99

Senate Bill No. 139

Senate Bill No. 238

Senate Concurrent Resolution "E"

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, February 26, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 505 and the Speaker has appointed as a con-



ference committee to act with a like committee from the Senate, Reps. Baker, Mueller and Thompson of McLean.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 519 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Heimes, Anderson of Richland, and Fine.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 625, 634, 676, 691, 710, 788, and 858.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 26, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 518.

KENNETH L. MORGAN, Chief Clerk.

#### SIXTH ORDER OF BUSINESS

Rep. Saugstad moved that the amendments to Senate Bill No. 53, as recommended by the Committee on Industry and Business and printed on page 901 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the House reconsider the action by which the amendments were adopted on Senate Bill No. 53, which motion prevailed.

Rep. Nygaard moved that Senate Bill No. 53 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Saugstad moved that the amendments to Senate Bill No. 116, as recommended by the Committee on Industry and Business and printed on page 902 of the House Journal, be adopted, which motion prevailed.

Rep. Sommer moved that the amendments to Senate Bill No. 152, as recommended by the Committee on Industry and Business and printed on page 903 of the House Journal, be adopted, which motion prevailed.

Rep. Beede moved that further consideration on the amendments to Senate Bill No. 225, as recommended by the Committee on Industry and Business and printed on page 904 of the House Journal, be delayed until Monday, February 28, 1955.

Rep. Brown moved a substitute motion that the reading of the amendments to Senate Bill No. 225 be dispensed with and that the amendments be adopted as recommended by the Committee on Industry and Business, which motion carried on a division vote.

Rep. Nygaard moved that the amendments to Senate Bill No. 138, as recommended by the Committee on Finance and

Taxation and printed on page 913 of the House Journal, be adopted, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 143. A Bill for an Act to amend and reenact section 40-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Revenue Bond Law so as to include the operation of trailer courts and facilities for house trailers, defining the undertakings for which municipalities may issue revenue bonds to include public transportation systems.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 27.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Heller	Rolfsrud
Anderson, Richl'nd	Hoffer	Rosberg
Baker	Hofstrand	Rose
Baldwin	Isakson	Saugstad
Balerud	Kitzmann	Saumur
Beede	Kjos	Schmidt
Benson	Kloster	Schuler
Berntson	Knudson, Morton	Scott
Bjella	Larson	Simenson, 10th
Brooks	Laske	Snow
Brown	Lee	Solberg
Bye	Leet	Sommer
Christopher	Link	Sorlie
Currie	Lynch	Sortland
Dahlund	Magnuson	Spitzer
Davis	Mahlmann	Sticka
Dewey	McLain	Strand
Dick	Miller	Thompson, Burl'gh
Einarson	Mueller	Thompson, M'Lean
Engen	Nygaard	Tollefson
Erickson, Bottin'au	Olson	Tough
Esterby	Overbo	Trydahl
Ettestad	Paulson	Vinje
Fleenor	Petterson	Wambheim
Goebel	Poling	Wolf
Gress	Power	Ziegler
Absent and not voting:		
Bratcher	George	Mollet
Brekke	Gumeringer	Rohde
Dunlop	Hegge	Schmalenberger
Erickson, Burke-	Heimes	Simonson, 9th
Divide	Homelvig	Snortland
Fine	Hornbacher	Stockman
Frank	Knudsen, LaMoure	Strege
Fristad	Langseth	Wicks
Gagnum	Lindberg	Mr. Speaker
Gefreh		

So the bill passed as amended on page 286 of the Senate Journal, and the emergency clause carried.

Senate Bill No. 171. A Bill for an Act to provide for reciprocity for licensed electricians.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 26.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Heller	Rolfsrud
Anderson, Richl'nd	Hoffer	Rosberg
Baker	Hofstrand	Rose
Baldwin	Isakson	Saugstad
Balerud	Kitzmann	Saumur
Beede	Kjos	Schmidt
Benson	Kloster	Schuler
Berntson	Knudson, Morton	Scott
Bjella	Larson	Simenson, 10th
Brooks	Laske	Snow
Brown	Lee	Solberg
Bye	Leet	Sommer
Christopher	Link	Sorlie
Currie	Lynch	Sortland
Dahlund	Magnuson	Spitzer
Davis	Mahlmann	Sticka
Dewey	McLain	Strand
Dick	Miller	Thompson, Bur'gh
Einarson	Mueller	Thompson, M'Lean
Engen	Nygaard	Tollefson
Erickson, Bottin'au	Olson	Tough
Esterby	Overbo	Trydahl
Ettestad	Paulson	Vinje
Fleenor	Petterson	Wambheim
Frank	Poling	Wolf
Goebel	Power	Ziegler
Gress		

Absent and not voting:

Bratcher	George	Mollet
Brekke	Gumeringer	Rohde
Dunlop	Hegge	Schmalenberger
Erickson, Burke-	Heimes	Simonson, 9th
Divide	Homelvig	Snortland
Fine	Hornbacher	Stockman
Fristad	Knudsen, LaMoure	Strege
Gagnum	Langseth	Wicks
Gefreh	Lindberg	Mr. Speaker

So the bill passed and the title was agreed to.

Senate Bill No. 180. A Bill for an Act to amend and reenact section 6-0614 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to credit union loans, and credit committee.

Which has been read.

Rep. Larson moved that further consideration on Senate Bill No. 180 be delayed until Monday, February 28, 1955, which motion prevailed.

**Senate Bill No. 209.** A Bill for an Act to amend and reenact Subsection 3 of Section 64-0201 of the North Dakota Revised Code of 1943 to broaden the definition of "Gasoline pump" contained therein.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 3; absent and not voting, 27.

Those voting in the affirmative were:

Adamsen	Haugland	Roen
Anderson, Cass	Heller	Rolfsrud
Anderson, Rich'nd	Hoffer	Rosberg
Baker	Hofstrand	Rose
Baldwin	Isakson	Saugstad
Balerud	Kitzmann	Saumur
Beede	Kjos	Schmidt
Benson	Kloster	Schuler
Berntson	Knudson, Morton	Scott
Brooks	Larson	Simenson, 10th
Brown	Lee	Snow
Bye	Leet	Solberg
Christopher	Link	Sommer
Currie	Lynch	Sorlie
Dahlund	Magnuson	Sortland
Davis	Mahlmann	Spitzer
Dewey	McLain	Sticka
Dick	Miller	Strand
Einarson	Mueller	Thompson, Burl'gh
Engen	Nygaard	Thompson, M'Lean
Erickson, Bottin'au	Olson	Tollefson
Esterby	Overbo	Tough
Ettestad	Paulson	Trydahl
Fleenor	Petterson	Vinje
Goebel	Poling	Wambheim
Gress	Power	Wolf
Hafner	Renfrow	Ziegler
Hammer	Rickford	

Those voting in the negative were:

Anderson, Eddy-	Frank	Laske
Foster		

Absent and not voting:

Bjella	George	Mollet
Bratcher	Gumeringer	Rohde
Brekke	Hegge	Schmalenberger
Dunlop	Heimes	Simonson, 9th
Erickson, Burke-	Homelvig	Snortland
Divide	Hornbacher	Stockman
Fine	Knudsen, LaMoure	Strege
Fristad	Langseth	Wicks
Gagnum	Lindberg	Mr. Sneaker
Gefreh		

So the bill passed and the title was agreed to.

**Senate Bill No. 248.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Which has been read.

Rep. Knudson moved that further consideration of Senate Bill No. 248 be delayed until Monday, February 28, 1955, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 615

House Bill No. 655

House Bill No. 797

House Bill No. 836

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 26, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 568

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House now recess until 1:00 p.m., Monday, February 28, 1955, which motion prevailed and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-FOURTH DAY AFTER RECESS  
AND FIFTY-SIXTH DAY

Bismarck, February 28, 1955

The House reconvened at 1:00 p.m., with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

A communication from Sherman Adams, Assistant to President Eisenhower, acknowledging receipt of House Resolution No. 9 was read by the Chief Clerk.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, February 28, 1955

Members of the House of Representatives  
Thirty-fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota  
Gentlemen:

On February 26 I approved House Bills 504, 507, 508, 512, 523, 595, 606, 612, 614, 620, 637 and 650.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE  
Governor

Rep. Link moved that the Senate be asked to return Senate Bill No. 158, which motion prevailed.

Rep. Brown moved that the House reconsider the action by which House Bill No. 765 was lost, which motion was lost on a voice vote.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Concurrent Resolution "D" made the following report:

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution "D", have had the same under consideration and recommend that the House concur with the Senate amendment, and that it be further amended as follows:

After the number "1953" in line 7 of the title, delete the comma and insert a period, and delete the balance of the title.

For the Senate:

SENATOR WELANDER  
SENATOR DAVIS  
SENATOR KRENZ

For the House:

REP. BROOKS  
REP. SCHULER  
REP. SAUGSTAD

Rep. Schuler moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson of Burke-Divide moved that the rules be suspended and that House Concurrent Resolution "D" be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Concurrent Resolution "D".** A Concurrent Resolution providing for the issuance, sale and delivery of the bonds of the State of North Dakota not to exceed the sum of \$9,000,000.00 to be used in the payment of an adjusted compensation to North Dakota veterans of the Korean Conflict who served in the Armed Forces of the United States or any of its allies between June 25, 1950 and July 27, 1953.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Adamsen	George	Poling
Anderson, Cass	Goebel	Roen
Anderson, Eddy-	Gress	Rosberg
Foster	Gumeringer	Rose
Baldwin	Hafner	Saugstad
Balerud	Hammer	Schmalenberger
Beede	Haugland	Schmidt
Benson	Heller	Schuler
Berntson	Hofstrand	Scott
Bjella	Hornbacher	Simenson, 10th
Bratcher	Kitzmann	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Bye	Knudson, Morton	Solberg
Christopher	Langseth	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Dunlop	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Trydahl
Esterby	Mollet	Vinje
Ettestad	Nygaard	Wambheim
Fine	Olson	Wicks
Fleenor	Overbo	Wolf

Frank  
Fristad  
Gagnum

Paulson  
Petterson

Ziegler  
Mr. Speaker

Absent and not voting:

Anderson, Rich'nd	Hoffer	Renfrow
Baker	Homelvig	Rickford
Brekke	Isakson	Rohde
Einarson	Knudsen, LaMoure	Rolfsrud
Engen	Lee	Saumur
Gefreh	Lynch	Thompson, M'Lean
Hegge	Mueller	Tollefson
Heimes	Power	Tough

So the resolution was declared adopted.

**REPORTS OF STANDING COMMITTEES**

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Sorlie moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Sticka moved that the vote by which Senate Bill No. 63 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 94, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. EINARSON, Chairman.

Rep. Rohde 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. 95, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Sorlie 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. 118, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Ettestad 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. 140, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Snortland 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. 125, have had the same under consideration and recommend that the same do pass.

REP. HAUGLAND, Chairman.



Rep. Esterby 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. 176, have had the same under consideration and recommend that the same be amended as follows:

On line 42 after the word "deficiency" insert the word "is" and

On line 42 after the word "year" insert the word "or";  
And when so amended recommend the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Mueller moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 176 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 177, have had the same under consideration and recommend that the same be amended as follows:

On line 38 after the word "deficiency" insert the word "is" and

On line 38 after the word "year" insert the word "or";  
And when so amended recommend the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Anderson (Richland) moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced the Senate Bill No. 177 would be considered in the sixth order of business on the next legislative day.

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 be amended as follows:

On line 34 after the word "deficiency" insert the word "is" and

On line 34 after the word "year" insert the word "or";  
And when so amended recommend the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. George moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 178 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: The Majority of your Committee on Political Subdivisions, to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. ANDERSON (Cass)  
REP. WAMBHEIM  
REP. ANDERSON (Richland)  
REP. ENGEN  
REP. CHRISTOPHER  
REP. LARSON

REP. BALDWIN  
 REP. GEORGE  
 REP. SIMONSON (9th)  
 REP. STRAND  
 REP. BERNTSON

REP. EINARSON, Chairman.

Mr. Speaker: The Minority of your Committee on Political Subdivisions, to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON (Bottineau)  
 REP. GAGNUM

REP. EINARSON, Chairman.

Rep. Wambheim moved that the report of the majority of the Committee on Political Subdivisions on Senate Bill No. 187 be adopted.

Rep. Erickson of Bottineau moved a substitute motion that the report of the minority of the Committee on Political Subdivisions on Senate Bill No. 187 be substituted for the report of the majority.

Rep. Mahlmann moved a substitute motion that Senate Bill No. 187 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 190, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Scott 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. 243, have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Schuler 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 Concurrent Resolution "Q", have had the same under consideration and recommend that the same do pass.

REP. LINDBERG, Chairman.

Rep. Goebel 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. 174, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LARSON, Chairman.

Rep. Hofstrand 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. 189, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. LARSON, Chairman.

Rep. Davis 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 Concurrent Resolution "M-1", have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 691  
House Bill No. 634  
House Bill No. 676  
House Bill No. 788  
House Bill No. 545  
House Bill No. 562  
House Bill No. 665  
House Bill No. 822  
House Bill No. 697  
House Bill No. 543

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, February 28, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 158.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 28, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 505, Senators Foss, Hagen and Knudson.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, February 28, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill 519, Senators Page, Leier and Duffy.

EDWARD LENO, Secretary.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Solberg and Rolfsrud introduced:

House Concurrent Resolution "U-1". A Concurrent Resolution directing the legislative research committee to study means for providing display space for early models of farm

machinery and vehicles used in the early development in the state of North Dakota.

Was read the first time and referred to the Committee on State and Federal Government.

Rep. Solberg moved that House Concurrent Resolution "U-1" be printed in the House Journal, and not in bill form, which motion prevailed.

### HOUSE CONCURRENT RESOLUTION "U-1"

Introduced by Representatives Solberg and Rolfsrud

A Concurrent Resolution directing the legislative research committee to study means for providing display space for early models of farm machinery and vehicles used in the early development in the state of North Dakota.

1 WHEREAS, the state historical society has acquired  
2 early models of farm machinery and vehicles which were  
3 used in the pioneering and development of the state of  
4 North Dakota; and

5 WHEREAS, there is not adequate space available to  
6 the state historical society to properly store and  
7 display such models of farm machinery and vehicles;  
8 and

9 WHEREAS, it appears that the display of such farm  
10 machinery and vehicles would be of great interest to  
11 the tourists and citizens of the state of North Dakota;

12 NOW, THEREFORE, BE IT RESOLVED BY THE  
12a HOUSE

13 OF REPRESENTATIVES OF THE STATE OF NORTH  
14 DAKOTA, THE SENATE CONCURRING THEREIN:

15 That the legislative research committee is hereby  
16 authorized and directed to cooperate with the state  
17 historical society and the board of administration  
18 in developing plans for providing suitable storage  
19 and display space for such early models of agricultural  
20 machinery and vehicles upon the capitol grounds in the  
21 state of North Dakota.

### SIXTH ORDER OF BUSINESS

Rep. Saugstad moved that the amendments to Senate Bill No. 183, as recommended by the Committee on Industry and Business and printed on page 923 of the House Journal, be adopted, which motion prevailed.

Rep. Wolf moved that the amendments to Senate Bill No. 211, as recommended by the Committee on Industry and Business and printed on page 923 of the House Journal, be adopted, which motion prevailed.

Rep. Wambheim moved that the amendments to Senate Bill No. 229, as recommended by the Committee on Political Subdivisions and printed on page 925 of the House Journal, be adopted, which motion prevailed.

Rep. Nygaard moved that the House reconsider the action by which the amendments to Senate Bill No. 229 were adopted, which motion prevailed.

Rep. Nygaard moved that Senate Bill No. 229 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

## FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 129. A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state hail insurance.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 23; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Balerud	Hafner	Renfrow
Beede	Hammer	Rickford
Benson	Haugland	Rohde
Berntson	Hegge	Rolfsrud
Bratcher	Heimes	Rosberg
Brown	Heller	Saugstad
Bye	Hoffer	Schmidt
Christopher	Hofstrand	Schuler
Currie	Isakson	Scott
Dahlund	Kitzmann	Simonson, 9th
Davis	Kloster	Snortland
Dewey	Knudsen, LaMoure	Snow
Dick	Knudson, Morton	Sortland
Dunlop	Leet	Spitzer
Erickson, Bottin'au	Lindberg	Strand
Erickson, Burke- Divide	Link	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Fine	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Trydahl
Fristad	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler

Those voting in the negative were:

Anderson, Cass	Gress	Rose
Anderson, Eddy- Foster	Kjos	Schmalenberger
Baker	Langseth	Simonson, 10th
Baldwin	Laske	Solberg
Bjella	Lynch	Sommer
Brooks	Mueller	Sticka
Engen	Poling	Stockman
	Roen	Mr. Speaker

Absent and not voting:

Anderson, Rich'nd	Homelvig	Lee
Brekke	Hornbacher	Saumur
Einarson	Larson	Sorlie

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which Senate Bill No. 129 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 153. A Bill for an Act to provide for the transfer of insane persons from the state hospital to other institutions licensed to care for and treat the insane.

Which has been read.

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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hofstrand	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Laske	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Power	

Absent and not voting:

Anderson, Rich'nd	Hornbacher	Saumur
Brekke	Larson	Sorlie
Einarson	Lee	Thompson, M'Lean
Homelvig	Poling	

So the bill passed and the title was agreed to.

Senate Bill No. 155. A Bill for an Act to amend and reenact section 19-0310 of the North Dakota Revised Code of 1943, relating to sales by apothecaries.

Which has been read.

Rep. Nygaard moved that Senate Bill No. 155 be placed in General Orders, which motion prevailed.

Senate Bill No. 156. A Bill for an Act to amend and reenact Section 10-1313, North Dakota Revised Code of 1943, relating to by-laws of electric cooperative corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Baker	Hegge	Rolfsrud
Balerud	Helmes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Laske	Sommer
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Anderson, Rich'nd	Einarson	Lee
Baldwin	Homelvig	Saumur
Brekke	Larson	Sorlie

So the bill passed and the title was agreed to.

Senate Bill No. 157. A Bill for an Act relating to the amendment of by-laws of mutual aid corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Goebel	Rickford
Anderson, Cass	Gress	Roen
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Saugstad
Baldwin	Hegge	Schmalenberger
Balerud	Heimes	Schmidt
Beede	Heller	Schuler
Benson	Hoffer	Scott
Berntson	Hornbacher	Simenson, 10th
Bratcher	Isakson	Simonson, 9th
Brooks	Kitzmann	Snortland
Brown	Kjos	Snow
Bye	Kloster	Solberg
Christopher	Knudsen, LaMoure	Sommer
Currie	Knudson, Morton	Sortland
Dahlund	Lindberg	Spitzer
Davis	Link	Sticka
Dewey	Lynch	Stockman
Dick	Mahlmann	Strand
Dunlop	McLain	Strege
Engen	Miller	Thompson, Burl'gh
Erickson, Bottin'au	Mollet	Thompson, M'Lean
Erickson, Burke-	Mueller	Tollefson
Divide	Nygaard	Tough
Esterby	Olson	Trydahl
Ettestad	Overbo	Vinje
Fine	Paulson	Wambheim
Fleenor	Petterson	Wicks
Frank	Poling	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		

Those voting in the negative were:

Fristad	Leet	Rose
Laske		

Absent and not voting:

Bjella	Homelvig	Magnuson
Brekke	Langseth	Saumur
Einarson	Larson	Sorlie
Hofstrand	Lee	

So the bill passed and the title was agreed to.

Senate Bill No. 210. A Bill for an Act to amend and reenact Section 64-0216 of the North Dakota Revised Code of 1943.

Which has been read.

#### 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:

Adamsen	Hammer	Rohde
Anderson, Cass	Haugland	Rolfsrud
Anderson, Eddy-	Heimes	Rose
Foster	Heller	Saugstad
Anderson, Richl'nd	Hoffer	Schmalenberger



Baker	Hornbacher	Schmidt
Baldwin	Isakson	Schuler
Balerud	Kloster	Scott
Beede	Knudsen, LaMoure	Simenson, 10th
Benson	Knudson, Morton	Simonson, 9th
Bjella	Langseth	Smortland
Brooks	Lindberg	Solberg
Brown	Link	Sommer
Bye	Lynch	Spitzer
Currie	Magnuson	Sticka
Dahlund	Mahlmann	Stockman
Davis	McLain	Strand
Dewey	Miller	Strege
Dunlop	Mollet	Thompson, Burl'gh
Erickson, Bottin'au	Mueller	Thompson, M'Lean
Erickson, Burke- Divide	Nygaard	Tollefson
Esterby	Olson	Tough
Fleenor	Papilson	Vinje
Gefreh	Petterson	Wambheim
George	Poling	Wicks
Goebel	Power	Wolf
Gress	Renfrow	Ziegler
Gumeringer	Rickford	Mr. Speaker
	Roen	

Those voting in the negative were:

Berntson	Fristad	Leet
Bratcher	Gagnum	Overbo
Christopher	Hafner	Rosberg
Dick	Hegge	Snow
Engen	Kitzmann	Sortland
Ettestad	Kjos	Trydahl
Frank	Laske	

Absent and not voting:

Brekke	Hofstrand	Lee
Einarson	Homelvig	Saumur
Fine	Larson	Sorlie

So the bill passed, as amended on page 256 of the Senate Journal, and the title was agreed to.

Senate Bill No. 247. A Bill for an Act to amend and reenact subsection 1 of section 10-0330 of the North Dakota Revised Code of 1943, relating to the increasing or diminishing of the capital stock of corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy- Foster	Hammer	Rohde
Anderson, Rich'nd	Haugland	Rolfstrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
	Hornbacher	Schuler

Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Laske	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress	Renfrow	

Absent and not voting:

Bjella	Fine	Lee
Brekke	Homelvig	Saumur
Einarson	Larson	

So the bill passed, as amended on page 401 of the Senate Journal, and the title was agreed to.

**Senate Bill No. 46.** A Bill for an Act authorizing the game and fish commissioner to cooperate with the army corps of engineers in planting replacement cover along the Garrison Dam reservoir, and declaring an emergency.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Rich'nd	Haugland	Rohde
Baker	Hegge	Rolfsrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg

Dahlund	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke-	Magnuson	Strand
Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Eddy-	Davis	Lee
Foster	Einarson	Roen
Brekke	Homelvig	Saumur

So the bill passed, as amended on page 227 of the Senate Journal and page 875 of the House Journal, and the title was agreed to, and the emergency clause carried.

**Senate Bill No. 186.** A Bill for an Act relating to actions arising out of the use or application of any herbicide, insecticide, fungicide or agricultural chemical; provision for filing reports of loss and time limitations.

Which has been read.

Rep. Langseth moved that Senate Bill No. 186 be re-referred to the Committee on General Affairs, which motion prevailed.

**Senate Bill No. 164.** A Bill for an Act to provide for the impounding of any vehicle operated upon any highway, street or road in this state at weights in excess of the weight limitations as specified under the provisions of section 39-1203 of the North Dakota Revised Code of 1943 or as limited by the provisions of section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to provide for the recovery of charges for extraordinary use of the highways, streets and roads of this state, and declaring an emergency.

Which has been read.

Rep. Leet moved that Senate Bill No. 164 be re-referred to the Committee on Transportation, which motion prevailed.

**Senate Bill No. 67.** A Bill for an Act creating the Garrison Diversion Conservancy District in order to facilitate the establishment, construction and maintenance of the Garrison Diversion Unit of the Missouri River Basin Project and defining its purposes, functions, powers and duties and repealing Chapter 61-24 of the 1953 Supplement to the North Dakota Revised Code for 1943.

Which has been read.

## 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:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Poling

Absent and not voting:

Bjella	Homelvig	Roen
Brekke	Lee	Wicks
Einarson		

So the bill passed and the title was agreed to.

Rep. Poling: "Mr. Speaker, I want to explain my vote and have it recorded. I voted 'No' on this bill because the land-owners and the ones affected by it have no vote in the matter. We don't know whether they want this or not. I feel we are shoving it down their throats whether they want it or not.

I am a little interested in the 1840 water level, which may have influenced me a little bit."

Rep. Baker 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. 197. A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943, relating to public waters.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 30; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Fristad	Power
Anderson, Cass	Gefreh	Renfrow
Anderson, Eddy-	Gress	Rickford
Foster	Hafner	Rose
Anderson, Richl'nd	Haugland	Saugstad
Baker	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Heller	Schmidt
Beede	Hoffer	Scott
Benson	Hofstrand	Simenson, 10th
Brooks	Hornbacher	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Sticka
Dick	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Miller	Tollefson
Divide	Mueller	Vinje
Ettestad	Nygaard	Wambheim
Fine	Paulson	Ziegler
Fleenor	Petterson	Mr. Speaker

Those voting in the negative were:

Berntson	Isakson	Rohde
Bjella	Kitzmann	Rolfsrud
Bratcher	Kjos	Rosberg
Dunlop	Mahlmann	Schuler
Esterby	McLain	Solberg
Frank	Mollet	Thompson, M'Lean
George	Olson	Tough
Goebel	Overbo	Trydahl
Gumeringer	Poling	Wicks
Hammer	Roen	Wolf

Absent and not voting:

Brekke	Homelvig	Lee
Einarson	Langseth	Strege
Gagnum		

So the bill passed and the title was agreed to.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No.	14
Senate Bill No.	16
Senate Bill No.	17

Senate Bill No. 22  
 Senate Bill No. 23  
 Senate Bill No. 25  
 Senate Bill No. 27  
 Senate Bill No. 28  
 Senate Bill No. 29  
 Senate Bill No. 40  
 Senate Bill No. 56  
 Senate Bill No. 66  
 Senate Bill No. 75  
 Senate Bill No. 88  
 Senate Bill No. 100  
 Senate Bill No. 133  
 Senate Bill No. 134  
 Senate Bill No. 141

And the Speaker signed the same in the presence of the House.

Rep. Magnuson moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-SIXTH DAY

Bismarck, February 28, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the Chaplain, Rev. George Sherbondy of the Seventh Day Adventist Church in Bismarck.

The roll was called and all members were present except Reps. Brekke, Einarson, Homelvig and Lee.

MESSAGES TO THE SENATE

House Chamber  
 Bismarck, February 28, 1955

Mr. President: I have the honor to return:

Senate Bill No. 45  
 Senate Bill No. 50  
 Senate Bill No. 143  
 Senate Bill No. 171  
 Senate Bill No. 209

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 28, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 512.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, February 28, 1955

Mr. President: I have the honor to return:

Senate Bill No. 14  
 Senate Bill No. 16

Senate Bill No. 17  
 Senate Bill No. 22  
 Senate Bill No. 23  
 Senate Bill No. 25  
 Senate Bill No. 27  
 Senate Bill No. 28  
 Senate Bill No. 29  
 Senate Bill No. 40  
 Senate Bill No. 56  
 Senate Bill No. 66  
 Senate Bill No. 75  
 Senate Bill No. 88  
 Senate Bill No. 100  
 Senate Bill No. 133  
 Senate Bill No. 134  
 Senate Bill No. 141

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, February 28, 1955

Mr. President: I have the honor to return:

Senate Bill No. 11  
 Senate Bill No. 196

Which the House has amended.

KENNETH L. MORGAN, 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 fifty-third day after recess and fifty-fourth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Anderson of Richland moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Nygaard moved that the report of the Select Committee under House Resolution No. 8, be not read from the desk but be printed in the House Journal, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Your select committee appointed pursuant to House Resolution No. 8 of the 34th Legislative Assembly herewith makes its report upon its investigation of the gasoline tax refund system in the State Auditor's office.

In the course of its work the committee has studied the procedures used by the State Auditor's office in processing refund claims beginning with the time mail is opened until warrants are finally issued in payment of the refund claims. In addition, the committee selected fifty refund applications at random for specific study.

In checking the fifty selected applications, it was found that the highest request for refund was upon the basis of eleven gallons per acre, while the low was one and one-half gallons per acre. The average claim for refund of the fifty claims picked was 6.88 gallons per acre. Approximately 60% of the refund applications showed no deductions in gasoline

used in cars and trucks, while 40% showed some deductions in varying amounts.

Approximately 43% of all refund applications have some omissions or defects which necessitate correspondence with the refund applicant. In addition, there is apparently a substantial amount of correspondence necessitated by the misplacement of warrants by applicants after the claim is paid. It is the opinion of the committee that all claims are very thoroughly checked for mathematical errors in the refund form.

In order to properly process the refund claims and to carry on the correspondence necessary in relation thereto, a substantially large clerical force is employed. There is one field auditor who is assigned to the auditing of gasoline dealers to make sure that all gasoline received and sold is accounted for for tax purposes. This inspector apparently does very little field auditing of actual refund applicants.

The State Auditor and the administrator of the Gasoline Tax Refund Division were questioned as to enforcement procedures that were used. The State Auditor stated that the rule-making power for enforcement purposes is not used upon the grounds that if the State Legislature desires certain procedures used for enforcement and administration, it should prescribe them by law and that the State Auditor's office did not feel it desired to promulgate rules and regulations. It does appear that the procedures made mandatory under the law are followed in the administration of this Division even though discretionary powers conferred are apparently not used.

In the interest of enforcing the gasoline tax laws, the State Auditor does not automatically pay refund claims which show an excessive gallonage used per acre over and above what is more normally used in that area. In these instances a letter is written the refund applicant to ask for an explanation of why a higher number of gallons was used. When this information is supplied by the refund applicant the claim is then paid. In addition, when defaced, altered, or forged invoices are found among the invoices filed by the applicant to support his refund claim, the forged invoices are deducted from the refund claim and a letter is sent to the applicant who has altered or forged the invoices that such action is unlawful and that no refund will be allowed on the altered or forged invoices. Apparently, however, refunds upon the balance of valid unaltered invoices are then paid.

The committee recommends that the State Auditor make use of the rule-making powers conferred upon that office by law as an aid to enforcement of our gasoline tax and refund laws. Among such rules that the committee believes should be promulgated by the State Auditor are the following:

1. A requirement that the total amount of fuel purchased by the refund applicant for all purposes, itemized separately for each type of fuel, be required before a refund claim is paid;
2. That all motor propelled vehicles be listed and the type of fuel used in each vehicle be given before a refund claim is paid;



3. That the total gallonage of fuels used in cars and trucks from all sources be listed before a refund claim is paid;
4. That prosecutions be instituted when cases of deliberate fraud in refund applications are found.

The committee further recommends that the State Auditor make more use of the investigating power provided in section 57-5004 of the 1953 Supplement to the North Dakota Revised Code of 1943 in field investigations and audits of the records of refund claim applicants.

It is the belief of the committee that the above recommendations should be initiated by the State Auditor on the basis of rule-making authority and other powers conferred by existing law, without further action by this Legislature, since it is impossible for this Legislature to introduce and pass such measures to make these requirements mandatory at this late date in the legislative session.

REP. ANDERSON, Chairman  
 REP. PAULSON  
 REP. TOLLEFSON  
 REP. WOLF  
 REP. LYNCH

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 64, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Scott 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. GEFREH, Chairman.

Rep. Magnuson 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. 147, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Stockman 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. 222, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Rohde 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. 224, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Power 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. 228, have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Strege 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 Concurrent Resolution "A", have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Haugland 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 Concurrent Resolution "K-1", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. GEFREH, Chairman.

Rep. Stockman moved that the report be adopted.

Rep. Mahlmann moved a substitute motion that House Concurrent Resolution "K-1" be placed on the calendar, which motion prevailed.

Rep. Mahlmann moved that House Concurrent Resolution "K-1" be printed in the House Journal, which motion prevailed.

HOUSE CONCURRENT RESOLUTION "K-1"

Introduced by Representative Erickson (Burke-Divide)

A concurrent resolution authorizing and directing the legislative research committee to make a report on the feasibility of adopting the Torrens system of registering land titles in North Dakota.

1 WHEREAS, transfers of title to land and granting of  
2 subordinate interests thereunder are rapidly increasing in  
3 this state, with greatly increased possibility of errors,  
4 ambiguities, injustice, and resulting litigation; and

5 WHEREAS, it is essential that titles to land be fixed  
6 with certainty, and it is necessary to declare the nature  
7 of the titles and interests therein, and to determine to  
8 what persons such titles and interests belong; and

9 WHEREAS, several states and Canadian provinces use  
9a the

10 Torrens registration of land titles system for the purpose  
11 of fixing titles to land with certainty;

12 NOW, THEREFORE, BE IT RESOLVED BY THE  
12a HOUSE OF

13 REPRESENTATIVES OF THE STATE OF NORTH  
13a DAKOTA, THE SENATE

14 CONCURRING THEREIN: That the legislative  
14a research committee

15 is authorized and directed to make a comprehensive  
15a study and

16 analysis of the Torrens system for registering land titles,  
17 with a view to introducing legislation adopting a form of  
18 such system if the plan is found feasible and desirable for  
19 use in this state.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 506

House Bill No. 509

House Bill No. 517  
 House Bill No. 525  
 House Bill No. 526  
 House Bill No. 533  
 House Bill No. 551  
 House Bill No. 559  
 House Bill No. 564  
 House Bill No. 573  
 House Bill No. 584  
 House Bill No. 590  
 House Bill No. 617  
 House Bill No. 625  
 House Bill No. 666  
 House Bill No. 683  
 House Bill No. 684  
 House Bill No. 685  
 House Bill No. 686  
 House Bill No. 687  
 House Bill No. 690

Which the President has signed.

EDWARD LENO, Secretary.  
 Senate Chamber  
 Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 503  
 House Bill No. 528  
 House Bill No. 553  
 House Bill No. 563  
 House Bill No. 585  
 House Bill No. 610  
 House Bill No. 619  
 House Bill No. 628  
 House Bill No. 629  
 House Bill No. 638  
 House Bill No. 644  
 House Bill No. 678

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.  
 Senate Chamber  
 Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 550  
 House Bill No. 639

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.  
 Senate Chamber  
 Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 516, which the Senate has amended as follows:

In Line 3, delete the figure \$450,800.00 and insert in lieu thereof the figure \$462,800.00.

In Line 10 delete the figure \$290,000.00 and insert in lieu thereof the figure \$300,000.00.

In Line 12 delete the figure \$55,000.00 and insert in lieu thereof the figure \$57,000.00.

Correct the total in line 25 to read \$462,800.00.

House Bill No. 557, which the Senate has amended as follows:

In line 48 delete the word "sixty" and insert in lieu thereof the word "sixty-five".

In line 54 delete the word "fifty" and insert in lieu thereof the words "fifty-five".

In line 59 strike out the words "prima facie"

In line 144 delete the words "director of the division of the public safety" and insert in lieu thereof "state highway commissioner".

In line 145 delete the words "the state highway commissioner"

In Line 50, delete the words "fifty-five", and insert in lieu thereof the word "fifty".

In Line 65 re-insert the words "prima facie".

House Bill No. 576, which the Senate has amended as follows:

In line 25 of the printed bill after the word "person" insert the words: "other than those authorized by the commissioner"

Renumber the lines accordingly.

Which the Senate has amended.

EDWARD LENO, Secretary.  
Senate Chamber

Bismarck, February 28, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 51

Senate Bill No. 61

Senate Bill No. 113

Senate Bill No. 163

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.  
Senate Chamber

Bismarck, February 28, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5

Senate Bill No. 26

Senate Bill No. 86

Senate Bill No. 87

Senate Bill No. 96

Senate Bill No. 101

Senate Bill No. 106

Senate Bill No. 107

Senate Bill No. 112

Senate Bill No. 114

Senate Bill No. 115

Senate Bill No. 135

Senate Bill No. 136

Senate Bill No. 146

Senate Bill No. 161

Senate Bill No. 162

Senate Bill No. 168

Senate Bill No. 179

Senate Bill No. 184

Senate Bill No. 195

Senate Bill No. 217

Senate Concurrent Resolution "F"

Senate Concurrent Resolution "O"

Which the President has signed and your signation is respectfully requested.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 692  
House Bill No. 696  
House Bill No. 714  
House Bill No. 725  
House Bill No. 739  
House Bill No. 771  
House Bill No. 772  
House Bill No. 778  
House Bill No. 790  
House Bill No. 817  
House Bill No. 825  
House Bill No. 827  
House Bill No. 840

Which the President has signed.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, February 28, 1955

Mr. Speaker: I have the honor to return Senate Bill No. 158 which the House has requested.

EDWARD LENO, Secretary.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Link moved that the House reconsider the action by which Senate Bill No. 158 was passed, which motion prevailed.

Rep. Link moved that Senate Bill No. 158 be re-referred to the Committee on Education, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 109. A Bill for an Act relating to exemption of mobile homes from execution.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 62; absent and not voting, 5.

Those voting in the affirmative were:

Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Rohde
Beede	Hammer	Rolfstrud
Benson	Hofstrand	Rosberg
Berntson	Isakson	Saumur
Bjella	Kitzmann	Schmidt
Dick	Kloster	Simonson, 9th
Dunlop	Knudsen, LaMoure	Snortland
Erickson, Bottin'au	Langseth	Solberg
Erickson, Burke-	Link	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Fine	Mollet	Tough
Frank	Olson	Wicks
Gagnum	Overbo	Ziegler
Goebel	Poling	Mr. Speaker

Those voting in the negative were:

Adamsen	Gress	Roan
Anderson, Cass	Haugland	Rose
Anderson, Richl'nd	Hegge	Saugstad
Baker	Heimes	Schmalenberger
Baldwin	Heller	Schuler

Balerud	Hoffer	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Kjos	Snow
Brown	Knudson, Morton	Sommer
Bye	Larson	Sorlie
Christopher	Laske	Sortland
Currie	Leet	Spitzer
Dahlund	Lindberg	Sticka
Davis	Lynch	Stockman
Dewey	McLain	Thompson, Burl'gh
Engen	Miller	Tollefson
Ettestad	Mueller	Trydahl
Fleenor	Paulson	Vinje
Fristad	Petterson	Wambheim
Gefreh	Power	Wolf
George	Renfrow	
Absent and not voting:		
Brekke	Hommelvig	Nygaard
Einarson	Lee	

So the bill was declared lost.

Senate Bill No. 116. A Bill for an Act authorizing political subdivisions to carry liability insurance and eliminating the defense of governmental immunity to insurers furnishing such insurance.

Which has been read.

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:

Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Rich'l'nd	Haugland	Rolfsrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gefreh	Paulson	Wicks

George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker

Those voting in the negative were:

Gagnum	Rohde
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Absent and not voting:

Adamsen	Einarson	Lee
Brekke	Homelvig	

So the bill passed, as amended on page 902 of the House Journal, and the title was agreed to.

**Senate Bill No. 152.** A Bill for an Act relating to contractors bonds and providing for payment of all taxes due the State of North Dakota or its subdivisions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Eye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sortie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker

Absent and not voting:

Brekke	Homelvig	Lee
Einarson	Knudsen, LaMoure	Rickford
Engen		

So the bill passed and the title was agreed to.

**Senate Bill No. 225.** A Bill for an Act to tax the issuance and delivery of premium stamps.

Which has been read.

Rep. Langseth moved that Senate Bill No. 225 be referred to General Orders, which motion 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, 100; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Hafner	Roen
Anderson, Cass	Hammer	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sorlie
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Strege
	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Power	Ziegler
Gress	Renfrow	Mr. Speaker
Gumeringer	Rickford	

Those voting in the negative were:

Anderson, Eddy-	Dewey	Poling
Foster	Haugland	Snow
Davis	Langseth	Sortland

Absent and not voting:

Brekke	Fine	Lee
Einarson	Homelvig	

So the bill passed, as amended on pages 366 and 430 of the Senate Journal, and page 904 of the House Journal, and the title was agreed to.

Rep. Langseth: "I voted against this bill because they have placed the license fees so high that it would tend to rule out any collection of taxes on these stamps. The bill as it came from the Senate would have provided the state with over \$100,000 revenue in the next year. And that is my reason for voting against this bill."



Rep. Nygaard 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.

Speaker Fitch called Rep. Langseth to the Chair.

Senate Bill No. 138. A Bill for an Act to amend and reenact section 40-3802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to library funds, levy of taxes therefor, and restricting levy to limitation provided by law.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 20; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Richl'nd	Hammer	Roen
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Brooks	Isakson	Scott
Brown	Kjos	Simonson, 9th
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Sommer
Currie	Larson	Sorlie
Dahlund	Laske	Sortland
Davis	Leet	Spitzer
Dewey	Lindberg	Stockman
Dick	Link	Strand
Engen	Lynch	Strege
Erickson, Burke-	Miller	Thompson, Burl'gh
Divide	Mueller	Thompson, M'Lean
Esterby	Nygaard	Tollefson
Ettestad	Olson	Trydahl
Fine	Overbo	Wambheim
Fleenor	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	

Those voting in the negative were:

Anderson, Eddy-	Hafner	Rohde
Foster	Kitzmann	Schuler
Bratcher	Knudson, Morton	Simenson, 10th
Dunlop	Magnuson	Solberg
Erickson, Bottin'au	Mahlmann	Sticka
Frank	McLain	Tough
Gress	Mollet	Wicks

Absent and not voting:

Brekke	Homelvig	Snortland
Einarson	Langseth	Vinje
Fristad	Lee	

So the bill passed, as amended on page 285 of the Senate Journal and page 913 of the House Journal, and the title was agreed to.

**House Concurrent Resolution "T-1".** A Concurrent Resolution for an amendment to section 216 of the Constitution of the state of North Dakota, and directing the legislative assembly to establish an educational institution at Williston.

Which has been read.

Rep. Link moved that further consideration of House Concurrent Resolution "T-1" be delayed until the resolution has been printed in bill form, which motion prevailed.

**Senate Bill No. 180.** A Bill for an Act to amend and reenact section 6-0614 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to credit union loans, and credit committee.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Rohde
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heimes	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Larson	Sommer
Dahlund	Leet	Sorlie
Davis	Lindberg	Sortland
Dick	Link	Spitzer
Dunlop	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel		

Those voting in the negative were:

Anderson, Rich'nd	Dewey	Roen
Currie	Laske	Simenson, 10th

Absent and not voting:

Brekke	Homelvig	Lee
Brown	Kitzmann	Paulson
Einarson	Knudson, Morton	Snortland
Hofstrand	Langseth	Vinje

So the bill passed and the title was agreed to.

Rep. Wicks moved that the vote by which Senate Bill No. 180 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 248. A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Which has been read.

Rep. Brooks moved that Senate Bill No. 248 be placed in General Orders, 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, 61; nays, 47; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gumeringer	Paulson
Anderson, Rich'nd	Hammer	Petterson
Baker	Haugland	Poling
Balerud	Hegge	Power
Benson	Hoffer	Roen
Berntson	Hornbacher	Rolfsrud
Bjella	Isakson	Saugstad
Brown	Kjos	Saumur
Christopher	Kloster	Schmidt
Dahlund	Knudson, Morton	Schuler
Davis	Larson	Scott
Dick	Leet	Solberg
Dunlop	Link	Sommer
Erickson, Bottin'au	Lynch	Sorlie
Erickson, Burke-	Magnuson	Strand
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Tollefson
Ettestad	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Fristad	Olson	Wolf
Goebel	Overbo	

Those voting in the negative were:

Anderson, Cass	Hafner	Schmalenberger
Anderson, Eddy-	Heimes	Simenson, 10th
Foster	Heller	Simonson, 9th
Baldwin	Hofstrand	Snortland
Beede	Kitzmann	Snow
Bratcher	Knudsen, LaMoure	Sortland
Brooks	Langseth	Spitzer
Bye	Laske	Sticka
Currie	Lindberg	Stockman
Dewey	Mahlmann	Strege
Engen	Mollet	Thompson, M'Lean
Fine	Renfrow	Tough
Frank	Rickford	Trydahl
Gagnum	Rohde	Wicks
Gefreh	Rosberg	Ziegler
George	Rose	Mr. Speaker
Gress		

Absent and not voting:

Brekke	Homelvig	Lee
Einarson		

Rep. Stockman requested a verification of the vote on Senate Bill No. 248, which request was granted.

Acting Speaker Langseth announced that the verification would be by electric roll call.

The verification of the vote on Senate Bill No. 248 was as follows: Ayes, 61; nays, 47; absent and not voting, 5.

So the bill passed and the title was agreed to.

Rep. Fristad moved that the vote by which Senate Bill No. 248 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 57. A Bill for an Act to amend and reenact sections 6-0125, 11-2501, 15-2113, 15-2526, subsection 5 of section 15-2912, sections 21-0101, 21-0102, 40-0101 by creating subsection 6, 40-1705, and 54-2709 of the North Dakota Revised Code of 1943, and section 40-1706 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the preparation and issuance of warrants by the state of North Dakota and its political subdivisions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 20.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gress	Rolfstrud
Anderson, Eddy-	Gumeringer	Rosberg
Foster	Hafner	Rose
Baldwin	Hammer	Saugstad
Balerud	Haugland	Saumur
Beebe	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kjos	Scott
Bratcher	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simenson, 9th
Bye	Knudson, Morton	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Leet	Sortland
Davis	Link	Spitzer
Dewey	Lynch	Sticka
Dick	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke-	Miller	Thompson, Burl'gh
Divide	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Rickford	Mr. Speaker

Those voting in the negative were:

Dunlop	Power	Wicks
Kitzmann	Rohde	

Absent and not voting:

Anderson, Rich'nd	Hegge	Lindberg
Baker	Heimes	Petterson
Brekke	Heller	Renfrow
Brooks	Hoffer	Snortland
Einarson	Homelvig	Sorlie
Fleenor	Langseth	Wambheim
George	Lee	

So the bill passed as amended on page 850 of the House Journal, and the title was agreed to.

Senate Bill No. 205. A Bill for an Act to exempt tractors used only for moving buildings from the payment of registration, gross ton, or truck mile taxes or fees and to provide for an annual house mover's motor vehicle license and to provide a penalty, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heller	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Leet	Sortland
Dewey	Link	Spitzer
Dick	Lynch	Sticka
Dunlop	Magnuson	Stockman
Engen	Mahlmann	Strand
Erickson, Bottin'au	McLain	Strege
Erickson, Burke-	Miller	Thompson, Bur'gh
Divide	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel		

Absent and not voting:

Anderson, Rich'nd	Heimes	Lindberg
Baker	Hoffer	Petterson
Brekke	Homelvig	Snortland
Einarson	Langseth	Sorlie
Fleenor	Lee	Wambheim

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Nygaard moved that the House do now recess until 1:00 p.m. March 1, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-SIXTH DAY AFTER RECESS  
AND FIFTY-SEVENTH DAY

Bismarck, March 1, 1955

The House reconvened at 1:00 p.m., with Speaker Fitch presiding.

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. 53, have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the bill, after the word "sections", insert "43-2201,".

In line 2 of the title of the bill, before the word "and" insert "43-2206".

In line 3 of the title of the bill, after the word "oil" insert a comma and delete the word "and". After the word "gas" insert the words "or mineral".

Before line 1 of the bill insert the following section:

SECTION 1. AMENDMENT.) Section 43-2201 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

43-2201. DEFINITION.) In this chapter, unless the context or subject matter otherwise requires;

1. Oil, gas or mineral broker shall mean any person, co-partnership, association or corporation engaged in the business of buying for resale leases, mineral rights, royalties, or other interests in oil or gas properties or in properties containing or presume to contain uranium or other fissionable materials from the surface holder or land owner, whether for himself or as agent of others.
2. Commissioner shall mean the State Securities Commissioner.

In line 1 of the bill change the figure "1" after the word "SECTION" to "2".

In line 5 after the word "oil" insert a comma and delete the word "and". After the word "gas" insert the words "or mineral".

In line 26 after the word "SECTION" change the figure "2" to "3".

In line 30 after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

In line 35 after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

In line 37 delete the word "authorized" and insert in lieu thereof the word "regular".

Between lines 44 and 45 insert a section to read as follows:

SECTION 4. AMENDMENT.) Section 43-2206 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

43-2206. UNLAWFUL TO RETAIN LEASE OR MINERAL OR ROYALTY TRANSFER IF NOT PAID FOR.) It shall be unlawful to retain any lease or transfer of any right or royalty in any oil or gas property or in any property containing, or presumed to contain uranium or other fissionable material after the presentation and non-payment of any draft or check given in payment therefor which by its terms is due and payable and in the event of non-payment such lease or transfer must be returned to the lessor or grantor and such return may be made by mailing the same to the address given in such instrument by the lessor or grantor and if such instrument has been recorded, its return must be accompanied by a proper release of such record.

In line 45, after the word "SECTION" change the figure "3" to "5".

In line 44, after the word "oil", insert a comma and delete the word "and". After the word "gas", insert the words "or mineral".

In line 57, after the word "SECTION" change the figure "4" to "6".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Saugstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 53 would 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 Senate Bill No. 175, have had the same under consideration and recommend that the same be amended as follows:

In line 54 after the brackets insert the following: "Bona fide linemen, presently working as such, employed by", strike out "private and municipal".

In line 101 delete the brackets around the word "three" and delete the word "four".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Gress moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 175 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on General Affairs, to whom was referred Senate Bill No. 186, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word "CHEMICAL" delete the ";" and insert the words "BY AIRCRAFT;" and on line 4 of the bill after the word "CHEMICAL" delete the ";" and insert the words "by aircraft."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. ENGEN, Chairman.

Rep. Goebel moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 186 would 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. 684  
 House Bill No. 683  
 House Bill No. 666  
 House Bill No. 625  
 House Bill No. 617  
 House Bill No. 590  
 House Bill No. 584  
 House Bill No. 573  
 House Bill No. 564  
 House Bill No. 559  
 House Bill No. 551  
 House Bill No. 533  
 House Bill No. 526  
 House Bill No. 525  
 House Bill No. 517  
 House Bill No. 509  
 House Bill No. 506

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., February 28, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 687  
 House Bill No. 690  
 House Bill No. 692  
 House Bill No. 696



House Bill No. 714  
 House Bill No. 725  
 House Bill No. 739  
 House Bill No. 771  
 House Bill No. 772  
 House Bill No. 778  
 House Bill No. 790  
 House Bill No. 817  
 House Bill No. 827  
 House Bill No. 825  
 House Bill No. 840  
 House Bill No. 686  
 House Bill No. 685

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., February 28, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 858  
 House Bill No. 518  
 House Bill No. 710  
 House Bill No. 789  
 House Bill No. 568

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

#### SIXTH ORDER OF BUSINESS

Rep. Anderson of Cass moved that the amendments to Senate Bill No. 176, as recommended by the Committee on Political Subdivisions and printed on page 944 of the House Journal, be adopted, which motion prevailed.

Rep. Anderson of Cass moved that the amendments to Senate Bill No. 177, as recommended by the Committee on Political Subdivisions and printed on page 944 of the House Journal, be adopted, which motion prevailed.

Rep. Anderson of Cass moved that the amendments to Senate Bill No. 178, as recommended by the Committee on Political Subdivisions and printed on page 944 of the House Journal, be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 1, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 11 by a vote of 39-0-10; and Senate Bill No. 196 by a vote of 42-0-7.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 1, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Concurrent Resolution "D" by a vote of 46-0-3.

EDWARD LENO, Secretary.

**FIRST READING OF A  
HOUSE CONCURRENT RESOLUTION**

Reps. Brown, Wicks, Roen and Rolfsrud introduced:

**House Concurrent Resolution "V-1".** A Concurrent Resolution urging the Federal Power Commission to deny applications for the importation of foreign natural gas into the North Central area while a surplus of gas exists in this area.

Which was read the first time.

Rep. Brown moved that the rules be suspended and House Concurrent Resolution "V-1" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Brown moved that House Concurrent Resolution "V-1" be printed in the House Journal, which motion prevailed.

**HOUSE CONCURRENT RESOLUTION "V-1"**

Introduced by Reps. Brown, Wicks, Roen and Rolfsrud  
A concurrent resolution urging the Federal Power Commission to deny applications for the importation of foreign natural gas into the North Central area while a surplus of gas exists in this area.

1 WHEREAS, applications are now pending before the  
2 Federal Power Commission for the importation of foreign  
3 natural gas into North Dakota and other states of the  
4 North Central area of the United States; and

5 WHEREAS, the importation of natural gas from  
5a foreign  
6 sources will retard and handicap the development of the  
7 natural resources of North Dakota and the North Central  
8 area; and

9 WHEREAS, it is in the interest of the prosperity  
10 and development of the state of North Dakota that the  
11 natural resources of this state be used in an efficient  
12 and useful manner without unfair competition from  
12a foreign

13 sources;

14 NOW, THEREFORE, BE IT RESOLVED BY THE  
14a HOUSE

15 OF REPRESENTATIVES OF THE STATE OF NORTH  
16 DAKOTA, THE SENATE CONCURRING THEREIN:

17 That this Legislative Assembly expresses its  
18 continuing concern over the granting of any applications  
19 for the importation into North Dakota of supplies of  
20 natural gas from foreign sources until such time as  
21 existing supplies of such products within the State of  
22 North Dakota and the North Central area of the United  
23 States are being fully, safely and adequately utilized  
24 as determined by the North Dakota public service  
25 commission; and that this Legislative Assembly hereby  
26 urges and requests the Federal Power Commission to  
27 allow such importations only when the above conditions  
28 are met.

29 BE IT FURTHER RESOLVED that copies of this  
29a resolution

30 be forwarded by the chief clerk of the House of

30a Representa-

31 tives to the Federal Power Commission, and to each

31a member

32 of the North Dakota Congressional delegation, and to the  
33 North Dakota public service commission.

Rep. Brooks moved that Senate Bill No. 125, which is on the calendar, be placed in General Orders, which motion prevailed.

Rep. Thompson of McLean moved, seconded by Rep. Rosberg, that the courtesy of the floor be granted to the members of the Senior and Junior classes of the Underwood High School and instructors, which motion prevailed.

Rep. Ziegler moved that the courtesy of the floor be extended to pupils and instructors from the Garrison High School, which motion prevailed.

It was moved by Rep. Hofstrand, seconded by Rep. Fine that the courtesy of the floor be extended to students and instructors from the Agricultural and Training School at Maddock, North Dakota. The motion prevailed.

Rep. Anderson of Richland moved that the report of the Select Committee which was set up under House Resolution No. 8 and printed on page 958 of the House Journal, be adopted, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Baker moved that the House do concur with the Senate amendments to House Bill No. 516 as printed on page 962 of the House Journal, which motion prevailed.

Rep. Baker moved that the rules be suspended and House Bill No. 516 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 516.** A Bill for an Act making an appropriation for salaries, operation, maintenance, general and miscellaneous expenses for the State Laboratories Department.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Rolfsrud
Anderson, Rich'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Bollerud	Heimes	Saumur
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kjos	Simonsen, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sortlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer

Dewey	Lee	Sticka
Dick	Leet	Strand
Engen	Lindberg	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke- Divide	Magnuson	Thompson, M'Lean
	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Those voting in the negative were:

Dunlop	Rohde	Solberg
Kitzmann		

Absent and not voting:

Brekke	Link	Roen
Einarson	Olson	Stockman
Homelvig		

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 576 as printed on page 963 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 576 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 576. A Bill for an Act to provide for the regulation of propagation, taking, catching, destroying, and disposing of fish in this state; to provide for the regulation of bait vendors; to provide for the regulation of construction and maintenance of fishways; providing a penalty; and to repeal sections 20-0316, 20-0317, 20-0601, 20-0602, 20-0603, 20-0606, 20-0607, 20-0608, 20-0609, 20-0610, 20-0612, 20-0613, 20-0614, and 20-0615 of the North Dakota Revised Code of 1943, and to repeal sections 20-0314, 20-0315, 20-0604, 20-0605, 20-0611, and 20-0616 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Eddy- Foster	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Rickford
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
	Isakson	Scott

Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Engen	Lindberg	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Those voting in the negative were:

Dunlop	Mollet	Solberg
Kitzmann	Rohde	

Absent and not voting:

Anderson, Cass	Homelvig	Roen
Brekke	Link	Stockman
Einarson		

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the House do not concur with the Senate amendments to House Bill No. 557 as printed on page 962 of the House Journal, and a conference committee be appointed to act with a like committee from the Senate, which motion prevailed.

The Speaker announced that he would appoint as a conference committee to meet with a like committee from the Senate on House Bill No. 557, Reps. Mueller, Wolf and Stockman.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 85, have had the same under consideration and recommend that the same be amended as follows:

On line 15 after the second word "peace" strike the words "or a county justice of the peace";

After the word "magistrate" on line 17 add the following: "Provided that, in the event that the city justice of the peace is unable to act for any reason, any county justice of the peace designated by the executive officer shall act as police magistrate until either the police magistrate or city justice of the peace is available.";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Mahlmann moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 85 would be considered in the sixth order of business on the next legislative day.

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 be amended as follows:

On line 5 after the word "CONTENTS" strike the period and insert in lieu thereof a semicolon, strike the parenthesis and add the following: "FILING; ENFORCEMENT; REQUIRING SUIT TO BE COMMENCED.");

After the last word "waived" on line 21 insert the following: "The house mover's lien provided for herein shall be enforced according to the provisions and procedure set out in Section 35-1221; and the owner, his agent, or contractor may require suit to be commenced according to the provisions and procedure set out in Section 35-1222.";

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Stockman moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 90 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 173, have had the same under consideration and recommend that the same be amended as follows:

On line 26 after the last word "persons" strike the period and insert in lieu thereof a comma and add the following: "or in any action to determine title or interest in real property, or to quiet title therein, or to establish or foreclose a lien thereon, or for the partition thereof, or which in any way affects the title to real property either by adjudication or by the execution of a judgment.";

And re-number the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Erickson (Burke-Divide) moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 173 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 220, have had the same under consideration and recommend that the same be amended as follows:

After the ENACTMENT clause insert the following:

"(SECTION 1. AMENDMENT.) Section 35-0506 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:";

On line 1 after the word "SECTION" strike the numeral "1" and insert in lieu thereof the numeral "2";

On line 5 after the word "county" strike the comma and insert in lieu thereof a period;

On line 5 strike the last two words "which abstract";

On line 6 strike the first eight words "shall include liens on grain stored in bins" and strike the period;

And renumber the lines accordingly;

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Power moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 220 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary, to whom was referred House Concurrent Resolution "S-1", have had the same under consideration and recommend that the same do pass.

REP. GEFREH, Chairman.

Rep. Wolf 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. 39, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM, Chairman.

Rep. Paulson 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. 158, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title after the number "15-3915" insert a comma and the number "15-3921".

In line 170, after the word "the" insert the words "1953 Supplement to the".

In line 175, delete the word "condition" and insert the word "conditions" in lieu thereof.

In line 176, delete the word "requires" and insert in lieu thereof the word "require".

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

Rep. Hammer moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 158 would be considered in the sixth order of business on the next legislative day.

#### GENERAL ORDERS

Rep. Lindberg moved that the House resolve itself into a Committee of the Whole for the consideration of Senate Bill No. 155. The motion of Rep. Lindberg prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Lindberg to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration Senate Bill No. 155 and recommend the same for passage.

REP. LINDBERG, Chairman,  
Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 190. A Bill for an Act relating to renewal and cancellation of judgments.

Which has been read.

#### 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Rohde
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Nygaard	Vinje
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	



Absent and not voting:

Brekke	Homelvig	Roen
Einarson	Mollet	Stockman
Hegge	Mueller	

So the bill passed as amended on page 256, Senate Journal, and the title was agreed to.

Senate Bill No. 243. A Bill for an Act relating to claims for adjusted compensation of World War II veterans, creating a board of final review and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Absent and not voting:

Bjella	Hegge	Roen
Brekke	Homelvig	Stockman
Einarson	Mueller	

So the bill passed and the title was agreed to, and the emergency clause carried.

**Senate Concurrent Resolution "Q".** A Concurrent Resolution memorializing the Congress of the United States to enact legislation granting death pensions to surviving widows and orphans of deceased World War II and Korean Conflict veterans, the same as death pensions granted to surviving World War I widows and orphans.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Rich'l'nd	Heimes	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Hornbacher	Schmalenberger
Benson	Isakson	Schmidt
Berntson	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudsen, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Bjella	Fristad	Mueller
Brekke	Hegge	Roen
Einarson	Homelvig	Stockman

So the resolution was declared adopted.

**House Concurrent Resolution "M-1".** A Concurrent Resolution directing the agricultural college to investigate the feasibility of establishing a curriculum of property evaluation.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes 96; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gagnum	Olson
Anderson, Cass	Gefreh	Paulson
Anderson, Eddy-	George	Petterson
Foster	Goebel	Poling
Anderson, Richl'nd	Gress	Renfrow
Baker	Gumeringer	Rickford
Baldwin	Hafner	Rolfstrud
Balerud	Hammer	Rosberg
Beebe	Haugland	Saugstad
Benson	Heimes	Saumur
Berntson	Heller	Schmalenberger
Bjella	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brooks	Hornbacher	Simenson, 10th
Brown	Isakson	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tough
Ettestad	McLain	Vinje
Fine	Miller	Wambheim
Fleenor	Mollet	Wolf
Frank	Mueller	Ziegler
Fristad	Nygaard	

Those voting in the negative were:

Kitzmann	Rohde	Tollefson
Laske	Rose	Trydahl
Overbo	Scott	Wicks
Power		

Absent and not voting:

Brekke	Homelvig	Stockman
Einarson	Roen	Mr. Speaker
Hegge		

So the resolution was declared adopted.

**Senate Bill No. 183.** A Bill for an Act to amend and reenact Section 48-0202 of the North Dakota Revised Code of 1943, relating to altering, repairing or constructing public buildings involving more than three thousand dollars, procuring plans, drawings, and specifications therefor from a licensed architect.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 38; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Heimes	Saugstad
Anderson, Cass	Heller	Saumur
Anderson, Richl'nd	Hoffer	Schmalenberger
Baker	Hofstrand	Schmidt
Baldwin	Kjos	Scott
Balerud	Kloster	Simonson, 9th
Bjella	Knudsen, LaMoure	Snortland
Bratcher	Langseth	Snow
Brown	Larson	Sommer
Bye	Lee	Sorlie
Christopher	Lindberg	Sortland
Currie	Link	Spitzer
Dick	Lynch	Sticka
Engen	McLain	Stockman
Ettestad	Miller	Strand
Fleenor	Mollet	Thompson, Burl'gh
Fristad	Nygaard	Tollefson
Gefreh	Olson	Tough
George	Paulson	Trydahl
Goebel	Petterson	Vinje
Gress	Poling	Wambheim
Hammer	Power	Wolf
Haugland	Rickford	Mr. Speaker
Hegge	Rolfsrud	

Those voting in the negative were:

Anderson, Eddy-	Fine	Mueller
Foster	Frank	Overbo
Beede	Gagnum	Renfrow
Benson	Gumeringer	Rohde
Berntson	Hafner	Rosberg
Brooks	Hornbacher	Rose
Dahlund	Isakson	Schuler
Davis	Kitzmann	Simonson, 10th
Dewey	Knudson, Morton	Solberg
Dunlop	Laske	Strege
Erickson, Bottin'au	Leet	Thompson, M'Lean
Erickson, Burke-	Magnuson	Wicks
Divide	Mahlmann	Ziegler
Esterby		

Absent and not voting:

Brekke	Homelvig	Roen
Einarson		

So the bill passed as amended on page 923, House Journal, and the title was agreed to.

Senate Bill No. 211. A Bill for an Act to amend and reenact Section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 19; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Fristad	Paulson
Anderson, Cass	Gefreh	Petterson
Anderson, Eddy-	Goebel	Poling
Poster	Gress	Power
Anderson, Richl'nd	Gumeringer	Renfrow
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Engen	Link	Strand
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Miller	Tough
Esterby	Mollet	Vinje
Ettestad	Mueller	Wambheim
Fine	Nygaard	Wolf
Fleenor	Olson	

Those voting in the negative were:

Erickson, Bottin'au	Mahlmann	Solberg
Frank	McLain	Strege
Gagnum	Overbo	Thompson, M'Lean
George	Rickford	Tollefson
Hafner	Rosberg	Wicks
Kitzmann	Snow	Ziegler
Magnuson		

Absent and not voting:

Brekke	Homelvig	Trydahl
Einarson	Roen	Mr. Speaker
Heimes		

So the bill passed as amended on pages 209 and 342, Senate Journal, and page 923, House Journal.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2, have had the same under consideration and recommend that the same be amended as follows:

In line 16 strike out the figure "\$10,000.00" and insert the figure "\$12,000.00" in lieu thereof.

In line 22 strike out the figure "\$451,800.00" and insert the figure "\$453,800.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 2 would 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. 3, have had the same under consideration and recommend that the same be amended as follows:

In line 11 strike out the figure "\$100,170.00" and insert the figure "\$108,330.00" in lieu thereof.

In line 21 strike out the figure "\$160,470.00" and insert the figure "\$168,630.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Engen moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 3 would 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. 4, have had the same under consideration and recommend that the same be amended as follows:

Following line 28 add a new line 28a as follows: "5. Additional for Carpenter Shop and the figure \$10,000.00".

Following line 28a add a new line 28b as follows: "6. For Moving Building and the figure \$3,000.00".

Following line 28b add a new line 28c as follows: "7. Brooder House and the figure \$2,000.00".

In line 29 strike out the figure \$2,290,100.00" and insert the figure "\$2,305,100.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 4 would 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. 13, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$107,150.00" and insert the figure "\$110,150.00" in lieu thereof.

In line 9 strike out the figure "\$69,000.00" and insert the figure "\$72,000.00" in lieu thereof.

In line 18 strike out the figure "\$107,150.00" and insert the figure "\$110,150.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Rickford moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 13 would 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. 24, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HEIMES, Chairman.

Rep. Tough 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. 32, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Trydahl 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. 72, have had the same under consideration and recommend that the same be amended as follows:

In line 2 following the word "treasury" strike out the comma and the words "not otherwise".

In line 3 strike out the words "appropriated, the sum of seven thousand five hundred".

In line 4 strike out the words "dollars to meet" and insert the following words in lieu thereof: "the sum of sixteen thousand thirty-four dollars and twenty-five cents, said sum being the unexpended balance of that certain appropriation found in Section 1 of Chapter 6 of the North Dakota Session Laws of 1951, which said sum is hereby appropriated for the purpose of meeting".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 72 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 242, have had the same under consideration and recommend that the same be amended as follows:

On line 4 strike the word "PUBLIC" and insert in lieu thereof the word "PRIVATE".

On line 6 after the word "sale" strike the period and add the following: "except purchases under the provisions of sections 15-0710 and 15-0813 of the North Dakota Revised Code of 1943." and also add the following: "((Any land

sold at private sale under the provisions of this chapter must be sold for cash.))”;

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. GEFREH, Chairman.

Rep. Rohde moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 242 would be considered in the sixth order of business on the next legislative day.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 543  
 House Bill No. 545  
 House Bill No. 562  
 House Bill No. 634  
 House Bill No. 665  
 House Bill No. 676  
 House Bill No. 691  
 House Bill No. 697  
 House Bill No. 788  
 House Bill No. 822  
 Senate Bill No. 5  
 Senate Bill No. 26  
 Senate Bill No. 51  
 Senate Bill No. 61  
 Senate Bill No. 86  
 Senate Bill No. 87  
 Senate Bill No. 96  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 114  
 Senate Bill No. 115  
 Senate Bill No. 135  
 Senate Bill No. 136  
 Senate Bill No. 146  
 Senate Bill No. 161  
 Senate Bill No. 162  
 Senate Bill No. 163  
 Senate Bill No. 168  
 Senate Bill No. 179  
 Senate Bill No. 184  
 Senate Bill No. 195  
 Senate Bill No. 217  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "F"

And the Speaker signed the same in the presence of the House.

Rep. Dick moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.



## FIFTY-SEVENTH DAY

Bismarck, March 1, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. George Sherbondy of the Seventh Day Adventist Church in Bismarck.

The roll was called and all members were present except Reps. Brekke, Einarson and Homelvig.

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 fifty-fourth day after recess and fifty-sixth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE FROM THE GOVERNOR

State of North Dakota

## OFFICE OF THE GOVERNOR

Bismarck, March 1, 1955

Members of the House of Representatives

Thirty-Fourth Legislative Assembly

House Chambers

Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills 564, 573, 584, 590, 617, 625, 666, 683, 684, 685, 686, 772, 778, 790, 817, 825, 827, and 840.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

## MESSAGES FROM THE GOVERNOR

State of North Dakota

## OFFICE OF THE GOVERNOR

Bismarck, March 1, 1955

Members of the House of Representatives

Thirty-fourth Legislative Assembly

House Chambers

Bismarck, North Dakota

Gentlemen:

On February 28 I approved House Bills 506, 509, 517, 525, 526, 533, 551, 559, 687, 690, 692, 696, 714, 725, 739 and 771.

These bills have been filed with the Secretary of State.

Sincerely yours,  
NORMAN BRUNSDALE  
Governor

MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 46  
Senate Bill No. 57  
Senate Bill No. 116  
Senate Bill No. 138  
Senate Bill No. 152

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 67  
Senate Bill No. 129  
Senate Bill No. 153  
Senate Bill No. 156  
Senate Bill No. 157  
Senate Bill No. 180  
Senate Bill No. 197  
Senate Bill No. 205  
Senate Bill No. 210  
Senate Bill No. 247  
Senate Bill No. 248

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 63  
Senate Bill No. 64  
Senate Bill No. 94  
Senate Bill No. 95  
Senate Bill No. 109  
Senate Bill No. 118  
Senate Bill No. 140  
Senate Bill No. 147  
Senate Bill No. 174  
Senate Bill No. 189  
Senate Bill No. 222

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1955

Mr. President: I have the honor to transmit:

House Bill No. 543  
House Bill No. 545  
House Bill No. 562  
House Bill No. 634  
House Bill No. 665  
House Bill No. 676  
House Bill No. 691

House Bill No. 697  
 House Bill No. 788  
 House Bill No. 822

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 5  
 Senate Bill No. 26  
 Senate Bill No. 51  
 Senate Bill No. 61  
 Senate Bill No. 86  
 Senate Bill No. 87  
 Senate Bill No. 96  
 Senate Bill No. 101  
 Senate Bill No. 106  
 Senate Bill No. 107  
 Senate Bill No. 112  
 Senate Bill No. 113  
 Senate Bill No. 114  
 Senate Bill No. 115  
 Senate Bill No. 135  
 Senate Bill No. 136  
 Senate Bill No. 146  
 Senate Bill No. 161  
 Senate Bill No. 162  
 Senate Bill No. 163

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 168  
 Senate Bill No. 179  
 Senate Bill No. 184  
 Senate Bill No. 195  
 Senate Bill No. 217  
 Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "F"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 1, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "D" and further amended by the Conference Committee.

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 586  
House Bill No. 587  
House Bill No. 588  
House Bill No. 589  
House Bill No. 600  
House Bill No. 601  
House Bill No. 675

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 1, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 593  
House Bill No. 605  
House Bill No. 618  
House Bill No. 672  
House Bill No. 695  
House Concurrent Resolution "M"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 1, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 548, which the Senate has amended as follows:

In the title of the bill, after the word "re-enacting" insert the word "Section" and delete the balance of that line, delete Line 2, and delete the figure "15-4002" and the comma in the third line.

Starting with Line 507, Section 25, delete the rest of the bill.

In Line 12 of the title, after the figure "1943" delete the remainder of the line, and the word "correspondence" in Line 13.

House Bill No. 570, which the Senate has amended as follows:

Line 181, strike out the words "In any action involving"

Strike out lines 182, 183, 184, and 185.

House Bill No. 663, which the Senate has amended as follows:

On Line 2 following the word "corporations" but before the comma, insert the following words:

"having in common any portion of their territory or boundary".

On Line 7 following the word "exercised" but before the period insert the following words:

"for the purpose of acquiring, constructing and maintaining any building for their joint use in providing office space or related facilities for their administrative and judicial functions of government".

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 105. A Bill for an Act to amend and reenact section 44-0612 of the North Dakota Revised Code of 1943, relating to endorsements and matters following notary public's signature to jurat or certificate of acknowledgment.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mollet	Trydahl
Fleenor	Mueller	Vinje
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Poling	Mr. Speaker

Those voting in the negative were:

Benson	Gumeringer	Solberg
Goebel		

Absent and not voting:

Brekke	Homelvig	Roen
Einarson	Petterson	Snortland

So the bill passed and the title was agreed to.

**Senate Bill No. 224.** A Bill for an Act to amend and reenact Section 40-1819 of the North Dakota Revised Code of 1943 relating to appeals from determinations of police magistrate or village justice; Trial; Bail.

Which has been read.

### 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:

Adamsen	Gress	Paulson
Anderson, Cass	Gumeringer	Poling
Anderson, Eddy-	Hafner	Power
Foster	Hammer	Renfrow
Anderson, Richl'nd	Haugland	Rickford
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beebe	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Hornbacher	Saumur
Bjella	Isakson	Schmalenberger
Bratcher	Kitzmann	Schmidt
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Larson	Snow
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Erickson, Bottin'au	Lindberg	Spitzer
Erickson, Burke-	Link	Stoekman
Divide	Lynch	Strand
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	McLain	Tollefson
Fleenor	Miller	Tough
Frank	Mollet	Trydahl
Gagnum	Mueller	Vinje
Gefreh	Nygaard	Wambheim
George	Olson	Wolf
Goebel	Overbo	

Those voting in the negative were:

Dunlop	Sticka	Wicks
Solberg	Thompson, M'Lean	Ziegler

Absent and not voting:

Brekke	Fristad	Roen
Einarson	Homelvig	Mr. Speaker
Engen	Petterson	

So the bill passed and the title was agreed to.

**Senate Bill No. 228.** A Bill for an Act to amend and reenact section 31-0102 of the North Dakota Revised Code of 1943 relating to competency as a witness of one spouse against the other.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Rohde
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonsen, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker

Those voting in the negative were:

Sortland

Absent and not voting:

Brekke	Engen	Homelvig
Einarson	Fristad	Roen

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "A". A Concurrent Resolution for an amendment of section 93 of the Constitution of the state of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Hammer	Renfrow
Anderson, Cass	Haugland	Rickford

Anderson, Eddy-	Hegge	Rohde
Foster	Heimes	Rolfsrud
Anderson, Richl'nd	Heller	Rosberg
Baker	Hoffer	Rose
Baldwin	Hofstrand	Saugstad
Balerud	Hornbacher	Saumur
Beede	Isakson	Schmalenberger
Benson	Kitzmann	Schmidt
Berntson	Kjos	Schuler
Bratcher	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Wolf
Gress	Poling	Ziegler
Gumeringer	Power	Mr. Speaker
Hafner		

Absent and not voting:

Bjella	Einarson	Homelvig
Brekke	Esterby	Roen
Bye	Fristad	Thompson, M'Lean

So the resolution was declared adopted.

House Concurrent Resolution "K-1". A Concurrent Resolution authorizing and directing the legislative research committee to make a report on the feasibility of adopting the Torrens system of registering land titles in North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 21; nays, 85; absent and not voting, 7.

Those voting in the affirmative were:

Bjella	Kitzmann	Rosberg
Dunlop	Langseth	Schmalenberger
Erickson, Bottin'au	Magnuson	Solberg
Fine	Mahlmann	Strand
Frank	Nygaard	Strege
Gagnum	Olson	Wicks
Hafner	Rohde	Ziegler

Those voting in the negative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power



Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Rolfsrud
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snow
Christopher	Knudsen, LaMoure	Sommer
Currie	Knudson, Morton	Sorlie
Dahlund	Larson	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Engen	Lindberg	Thompson, Burl'gh
Erickson, Burke-	Link	Thompson, M'Lean
Divide	Lynch	Tollefson
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fleenor	Mollet	Vinje
Fristad	Overbo	Wambheim
Gefreh	Paulson	Wolf
George	Petterson	Mr. Speaker

Absent and not voting:

Brekke	Homelvig	Roen
Bye	Mueller	Snortland
Einarson		

So the resolution was declared lost.

#### EIGHTH ORDER OF BUSINESS

Rep. Saugstad moved that the courtesy of the floor be extended to students from the Sawyer High School and two instructors, which motion prevailed.

Rep. Bjella moved that House Concurrent Resolution "T-1" be placed on the calendar for final passage.

Rep. Nygaard moved that further consideration of House Concurrent Resolution "T-1" be delayed one legislative day, which motion prevailed.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

The Committee on Appropriations introduced:

House Concurrent Resolution "W-1". A Concurrent Resolution directing the legislative research committee to study the licensing and inspection activities of the public service commission.

Was read the first time and referred to the Committee on Appropriations.

Rep. Heimes moved that House Concurrent Resolution "W-1" be printed in the House Journal, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "W-1"

Introduced by Committee on Appropriations

A concurrent resolution directing the legislative research committee to study the licensing and inspection activities of the public service commission.

- 1 WHEREAS, numerous licensing and inspection  
 1a functions  
 2 other than in the field of general public utility  
 3 regulation have been assigned to the public service  
 4 commission; and  
 5 WHEREAS, a portion of these activities have by  
 6 statute been placed in specific and separate divisions  
 7 under the supervision of the public service commission;  
 7a and  
 8 WHEREAS, it appears that economy and efficiency  
 9 would result if these inspection and licensing activities  
 10 were consolidated within one administrative unit of the  
 11 public service commission;  
 12 NOW, THEREFORE, BE IT RESOLVED BY THE  
 12a HOUSE  
 13 OF REPRESENTATIVES OF THE STATE OF  
 13a NORTH DAKOTA,  
 14 THE SENATE CONCURRING THEREIN:  
 15 That the legislative research committee is hereby  
 16 authorized and directed to study the statutes governing  
 17 the operation and administration of the licensing and  
 18 inspection functions of the public service commission  
 19 for the purpose of recommending methods of  
 19a consolidation  
 20 of such activities, and to make its recommendations and  
 21 report to the Thirty-fifth Legislative Assembly in such  
 22 form as it may deem expedient.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 518  
 House Bill No. 568  
 House Bill No. 710  
 House Bill No. 789  
 House Bill No. 858

And the Speaker signed the same in the presence of the House.

## MESSAGES TO THE SENATE

House Chamber  
 Bismarck, March 1, 1955

Mr. President: I have the honor to transmit:

House Bill No. 518  
 House Bill No. 568  
 House Bill No. 710  
 House Bill No. 789  
 House Bill No. 858

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 1, 1955

Mr. President: I have the honor to return:

Senate Bill No. 225

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do now recess until 1:00 p.m., March 2, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-SEVENTH DAY AFTER RECESS  
AND FIFTY-EIGHTH DAY

Bismarck, March 2, 1955

The House reconvened at 1:00 p.m., with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

A letter to Speaker Fitch from Rev. Geo. O. Parish, State Director of the United Temperance Movement of North Dakota, thanking the members of the House of Representatives for their services to the people of North Dakota, was read by the Chief Clerk.

Rep. Rohde moved that the letter from Rev. Parish be printed in the House Journal, which motion prevailed.

Speaker Fitch announced that the Yegen Dairy Company has informed him that 4,855 cartons of milk have been consumed since the machine was installed in Memorial Hall.

The Chief Clerk read a communication from F. David Blackhoop, Chairman Tribal Council at Fort Yates, North Dakota in regard to repeal of the law prohibiting sale of liquor to Indians.

Rep. Ziegler moved that the letter from Mr. Blackhoop be printed in the House Journal, which motion prevailed.

STANDING ROCK SIOUX TRIBAL COUNCIL  
(Unincorporated Tribe)

Fort Yates, North Dakota

February 28, 1955

Mr. Joseph Wicks  
Cannon Ball, North Dakota

Dear Joe:

In behalf of the Standing Rock Sioux Tribe I wish to take this opportunity to express our sincere appreciation to the North Dakota Legislature in repealing the discriminatory law which prohibited sale of liquor to Indians, and to those who wholeheartedly introduced and supported the passage of such legislation, whose names herewith appeared.

In memorial, this is historical which will be remembered

in generations to come—an obstacle removed, and open a way for sound competency towards conventional citizenship.

Please extend same to Messrs. Hofstrand, Fine and Roen.

F. DAVID BLACKHOOP,  
Chairman Tribal Council

UNITED TEMPERANCE MOVEMENT  
OF NORTH DAKOTA

Box 1946

Fargo, March 1, 1955

Rep. Kenneth A. Fitch  
Speaker of the House of Representatives  
Bismarck, North Dakota

Dear Mr. Speaker:

I wish to take this opportunity to thank you and the members of the House of Representatives for the services you are rendering to the people of the state of North Dakota.

The session that is scheduled to close this coming Friday, March 4, is most likely to be the last session in which I will serve as a legislative counsel for the United Temperance Movement, and the moral forces of the State of North Dakota. Therefore, I here and now in a special way wish to thank the members of the House and you Mr. Speaker for the fair and courteous treatment accorded me and the cause I have represented.

I will, as long as I live, look back on the experiences I have had as a result of my association with the North Dakota Legislature as some of the richest and most rewarding I have had in the fifty years of my ministry. I will remember with pleasure the personal friendships of the friends of our cause, and the friendships and the fairness of even those who may have opposed our plans.

My fervent prayer is that the good God of heaven will bless and keep every one of you through all the days to come, I am

Yours very truly,  
GEORGE O. PARISH  
State Director

MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 516 by a vote of 102-4-7; and House Bill No. 576 by a vote of 101-5-7.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 557 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Mueller, Wolf and Stockman.

KENNETH L. MORGAN, Chief Clerk.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "D"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "V"  
 House Concurrent Resolution "Y"  
 House Bill No. 503  
 House Bill No. 528  
 House Bill No. 546  
 House Bill No. 553  
 House Bill No. 585  
 House Bill No. 610  
 House Bill No. 619  
 House Bill No. 628  
 House Bill No. 629  
 House Bill No. 638  
 House Bill No. 644  
 House Bill No. 678  
 House Bill No. 796  
 House Bill No. 828

And the Speaker signed the same in the presence of the House.

House Chamber,  
 Bismarck, March 2, 1955

Mr. President: I have the honor to transmit:

House Bill No. 503  
 House Bill No. 528  
 House Bill No. 546  
 House Bill No. 553  
 House Bill No. 585  
 House Bill No. 610  
 House Bill No. 619  
 House Bill No. 628  
 House Bill No. 629  
 House Bill No. 638  
 House Bill No. 644  
 House Bill No. 678  
 House Bill No. 796  
 House Bill No. 828  
 House Concurrent Resolution "D"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "V"  
 House Concurrent Resolution "Y"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 830, which the Senate has amended as follows:

Line 14, after the word "Dakota." insert the following: "This

Act shall not affect any insurance company qualified to do business in this State on or prior to January 1, 1955."

Renumber the lines accordingly.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 164, have had the same under consideration and recommend that the same be amended as follows:

Following the 2nd comma on line 9 of the title of the bill, insert the following words: "providing for the weighing of vehicles and the unloading of vehicles carrying excess weights".

On line 23 delete the words "provisions shall" and delete all the words in line 24 and insert the following words in lieu thereof: "the impounding officer shall use reasonable diligence in assisting the operator or owner in finding suitable storage facilities for such perishables, but all risk of loss or damage to such perishables shall be upon the owner, operator or lessee of such vehicle".

Delete lines 52 and 53.

Delete lines 90 through 92, inclusive.

Following line 89 insert the following words:

"SECTION 11.) Any driver of a vehicle who refuses to stop and submit the vehicle and load to a weighing when directed to do so by any police officer or any agent of this state having police powers relating to motor vehicles, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not exceeding one hundred dollars and imprisonment of not more than thirty days, or by both such fine and imprisonment.

SECTION 12.) When any motor truck, truck-tractor, or trailer is operated upon the public highways of this state carrying a load in excess of the maximum prescribed under the provisions of sections 39-1203 and 39-1205 of the North Dakota Revised Code of 1943, as amended, or other maximum weight limitations prescribed by law, the load shall be reduced or shifted to within such maximum limitations before being permitted to operate on any public highway of this state; provided, however, that any such vehicle carrying a load of livestock shall be exempt from the limitations prescribed in section 39-1205 of the North Dakota Revised Code of 1943, as amended, relating to the carrying capacity of any wheel, tire, axle, or group of axles when excessive weight is caused by a shifting of the weight to the livestock. All material unloaded as required by this section shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

SECTION 13. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

In line 54 delete the figure "2." and insert the figure "1." in lieu thereof.

In line 56 delete the figure "3." and insert the figure "2." in lieu thereof.

And when so amended recommend the same do pass.

REP. LEET, Chairman.

Rep. Rose moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 164 would be considered in the sixth order of business on the next legislative day.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 213, have had the same under consideration and recommend that the same be amended as follows:

In the title delete the period, add a comma and the words "and declaring an emergency."

Delete all words in line 3 and insert the following words in lieu thereof: "and may disqualify or limit the use of such equipment as may cause unnecessary or unreasonable damage to highways,".

Delete all words in lines 8 and 9 and in line 10 delete the words "shall be guilty of a misdemeanor" and insert the following words in lieu thereof: "a fine of not more than one hundred dollars or imprisonment for not more than thirty days, or by both such fine and imprisonment."

After line 13 and starting a new section add the following language:

"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. LEET, Chairman.

Rep. Rose moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 213 would 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 Concurrent Resolution "U-1", have had the same under consideration and recommend that the same do pass.

REP. SAUMUR, Chairman.

Rep. Adamsen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrössment respectfully report that they have examined the following bills:

House Bill No. 546  
 House Bill No. 796  
 House Bill No. 828  
 House Bill No. 678  
 House Bill No. 644  
 House Bill No. 638  
 House Bill No. 628  
 House Bill No. 610



House Bill No. 629  
 House Bill No. 563  
 House Bill No. 553  
 House Bill No. 503  
 House Bill No. 619  
 House Bill No. 585  
 House Bill No. 528

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution "D"  
 House Concurrent Resolution "Y"  
 House Concurrent Resolution "V"  
 House Concurrent Resolution "J"  
 House Memorial Resolution No. 4  
 House Resolution No. 10

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIRST READING OF HOUSE RESOLUTIONS

Rep. Einarson and Leet introduced:

**House Resolution No. 11.** A Resolution directing the state highway department to post notices of weight, width, height, and length limitations on motor vehicles.

Rep. Leet moved that House Resolution No. 11 be read in its entirety, which motion prevailed.

Rep. Leet moved that House Resolution No. 11 be adopted, which motion prevailed and the resolution was adopted.

Rep. Leet moved that House Resolution No. 11 be printed in the House Journal, which motion prevailed.

#### HOUSE RESOLUTION NO. 11

Introduced by Representatives Einarson and Leet

A Resolution directing the state highway department to post notices of weight, width, height, and length limitations on motor vehicles.

1 WHEREAS, the motor vehicle laws of states surround-  
 2 ing North Dakota differ from the laws of the state of  
 2a North  
 3 Dakota in some respects in relation to weight, width,  
 3a height,  
 4 and length limitations; and  
 5 WHEREAS, it is desirable to give due notice of  
 6 North Dakota laws pertaining to weight, width, height,  
 6a and  
 7 length of vehicles to the operators thereof when they  
 7a enter  
 8 this state;  
 9 NOW, THEREFORE, BE IT RESOLVED BY THE  
 9a HOUSE  
 10 OF REPRESENTATIVES OF THE STATE OF

## 10a NORTH DAKOTA:

11 That the state highway commissioner is hereby directed  
 11a to  
 12 erect suitable signs where practical at the points where  
 13 principal highways enter this state, giving notice of the  
 14 weight, width, height, and length limitations prescribed  
 14a by  
 15 the laws of this state.

Rep. Nygaard and Beede introduced:

House Concurrent Resolution "X-1". A Concurrent Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

Rep. Nygaard moved that House Concurrent Resolution "X-1" be read in its entirety, which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolution "X-1" be printed in the House Journal and placed on the calendar for final passage, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "X-1"

Introduced by Representatives Nygaard and Beede

A Concurrent Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

1 WHEREAS, a needless loss of lives, limbs and  
 2 property is occurring continuously on the highways of  
 3 North Dakota, resulting in an annual economic loss of  
 4 more than \$15 million; and  
 5 WHEREAS, speed and traffic violations growing out  
 6 of speed are leading causes for much of this destruction;  
 7 and  
 8 WHEREAS, the period between Memorial Day and  
 8a Labor  
 9 Day is one during which speed is often excessive; and  
 10 WHEREAS, the Governors of the 48 states resolved  
 11 at their last annual conference to cooperate in a  
 12 nationwide drive to reduce speed during this period;  
 13 NOW, THEREFORE, BE IT RESOLVED BY THE  
 14 HOUSE OF REPRESENTATIVES OF THE STATE  
 15 OF NORTH DAKOTA, THE SENATE CONCURRING  
 16 THEREIN: That the period between Memorial Day  
 16a and  
 17 Labor Day of 1955 is hereby designated as a "Slow  
 17a Down  
 18 and Live" campaign period, and the citizens of the state  
 19 of North Dakota are hereby urged to give this period  
 20 appropriate recognition by obedience to the traffic  
 21 laws and regulations of this state, especially those  
 22 relating to speed on the highways.

## REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions, to whom was referred Senate Bill No. 58, have had the same under consideration and recommend that the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Tough 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. 166, have had the same under consideration and recommend that the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Strand 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. 169, have had the same under consideration and recommend that the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Baldwin 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. 229, have had the same under consideration and recommend that the same be amended as follows:

After the words "A BILL" strike everything and insert in lieu thereof the following:

FOR AN ACT relating to the duties of the County Auditor and to provide for the collection of fees commensurate with costs for services rendered to private individuals, firms or corporations by county auditors and for the disposition of such fees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. DUTIES OF COUNTY AUDITOR IN  
 1a RENDERING SERVICES TO PRIVATE  
 2 INDIVIDUALS, FIRMS OR CORPORATIONS; FEES  
 2a TO BE CHARGED; DISPOSITION  
 3 OF FEES; RECORDS TO BE KEPT.) It shall not be  
 3a the duty of any county  
 4 auditor to compile statistical information for, or furnish  
 4a copies of  
 5 records to, private individuals, firms or corporations,  
 5a other than that  
 6 required of him by Section 11-1315 of the North Dakota  
 6a Revised Code of  
 7 1943. At his own discretion he may compile statistical  
 7a information  
 8 for, or furnish copies of records to, private individuals,  
 8a firms or  
 9 corporations upon payment of a suitable charge which  
 9a shall be  
 10 commensurate with costs to the county of providing such  
 10a services.  
 11 Such fee shall be a minimum of twenty five cents and  
 11a shall not exceed .  
 12 the sum of one dollar per hour for time consumed in  
 12a compiling such  
 13 statistical information or preparing such copies of  
 13a records, to be  
 14 remitted each month to the county treasurer for credit  
 14a to the county  
 15 general fund. The county auditor shall keep a complete  
 15a record of  
 16 fees collected under this Act.

And when so amended recommend the same do pass.

REP. ANDERSON (Cass) Vice-Chairman.

Rep. Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 229 would be considered in the sixth order of business on the next legislative day.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 543  
House Bill No. 545  
House Bill No. 562  
House Bill No. 634  
House Bill No. 665  
House Bill No. 676  
House Bill No. 691  
House Bill No. 697  
House Bill No. 788  
House Bill No. 822

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 203 and 225.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 518  
House Bill No. 568  
House Bill No. 710  
House Bill No. 789  
House Bill No. 858

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9  
Senate Bill No. 10  
Senate Bill No. 33  
Senate Bill No. 36  
Senate Bill No. 38  
Senate Bill No. 43  
Senate Bill No. 52  
Senate Bill No. 62  
Senate Bill No. 70  
Senate Bill No. 103  
Senate Bill No. 130  
Senate Bill No. 142  
Senate Bill No. 149  
Senate Bill No. 150  
Senate Bill No. 204

Senate Bill No. 235  
 Senate Bill No. 237  
 Senate Concurrent Resolution "J"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Wolf moved that the House do concur with the Senate amendments to House Bill No. 830.

Rep. Power moved a substitute motion that the House do not concur with the Senate amendments to House Bill No. 830, which motion lost.

The question was now on the original motion of Rep. Wolf that the House concur with the Senate amendments to House Bill No. 830, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 830 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

House Bill No. 830. A Bill for an Act to prohibit any insurance company or other insurance entity which is financially owned or financially controlled by any foreign government outside the United States or the territories of the United States from doing any kind of insurance business in the State of North Dakota, and to provide penalties for the violation of this Act, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 21; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	Gress	Rohde
Anderson, Eddy-	Gumeringer	Rose
Foster	Hafner	Saugstad
Beede	Hammer	Saumur
Benson	Hegge	Schmalenberger
Berntson	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Solberg
Davis	Knudsen, LaMoure	Sommer
Dewey	Knudson, Morton	Sortland
Dick	Langseth	Spitzer
Dunlop	Larson	Sticka
Erickson, Bottin'au	Lee	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fleenor	Miller	Trydahl
Fristad	Mollet	Wambheim
Gagnum	Nygaard	Wicks
Gefreh	Olson	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Haugland	Poling
Baker	Heller	Power
Balerud	Laske	Renfrow
Bjella	Leet	Rosberg
Currie	Link	Simenson, 10th
Dahlund	McLain	Snow
Esterby	Overbo	Tollefson

Absent and not voting:

Anderson, Rich'nd	Heimes	Roen
Baldwin	Homelvig	Rolfsrud
Brekke	Kitzmann	Sorlie
Einarson	Lindberg	Thompson, M'Lean
Engen	Mueller	Tough
Fine	Rickford	Vinje
Frank		

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Wolf moved that the vote by which House Bill No. 830 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Larson moved that the House do not concur with the Senate amendments to House Bill No. 548 as printed on page 995 of the House Journal, and that a conference committee be appointed to act with a like committee from the Senate.

Rep. Erickson of Burke-Divide moved a substitute motion that the House do concur with the Senate amendments to House Bill No. 548 as printed on page 995 of the House Journal, which motion lost.

The question was now on the original motion of Rep. Larson that the House do not concur in the Senate amendments to House Bill No. 548 and that a conference committee be appointed, which motion prevailed.

The Speaker announced that he would appoint as a conference committee on House Bill No. 548, Reps. Haugland, Nygaard and Hofstrand.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 570 as printed on page 995 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 570 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

**House Bill No. 570.** A Bill for an Act providing for a lien in favor of persons performing labor or furnishing material or services in relation to the drilling or operating of oil or gas wells or in the construction of pipelines or in constructing or repairing of any material used or employed therein, and providing for the filing, perfection and enforcement of said lien.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Baker	Hammer	Rosberg
Balerud	Haugland	Rose
Beede	Heller	Saugstad
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Erickson, Bottin'au	Lindberg	Sticka
Erickson, Burke-	Link	Stockman
Divide	Lynch	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Tollefson
Fleenor	Mueller	Trydahl
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Those voting in the negative were:

Magnuson	Mollet	Rohde
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Absent and not voting:

Anderson, Rich'nd	Hegge	Rolfsrud
Baldwin	Heimes	Saumur
Benson	Homelvig	Thompson, M'Lean
Brekke	Kitzmann	Tough
Einarson	Roen	Vinje
Engen		

So the bill passed and the title was agreed to.

Speaker Fitch called Rep. Wolf to the Chair to preside.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Stockman moved that the House do concur with the Senate amendments to House Bill No. 663, as printed on page 995 of the House Journal.

Rep. Langseth moved a substitute motion that the House do not concur with the Senate amendments to House Bill No. 663, as printed on page 995 of the House Journal, and that a conference committee be appointed to act with a like committee from the Senate, which motion prevailed.

Acting Speaker Wolf announced that the conference committee would be appointed later.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to request the return of House Bill No. 695.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House accede to the request of the Senate for the return of House Bill No. 695, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to return House Bill No. 695, as requested by the Senate.

KENNETH L. MORGAN, Chief Clerk.

SIXTH ORDER OF BUSINESS

Rep. Brown moved that the amendments to Senate Bill No. 53, as recommended by the Committee on Industry and Business and printed on page 973 of the House Journal, be adopted, which motion prevailed.

Rep. Brown moved that the amendments to Senate Bill No. 175, as recommended by the Committee on Industry and Business and printed on page 974 of the House Journal, be adopted, which motion prevailed.

Rep. Goebel moved that the amendments to Senate Bill No. 186, as recommended by the Committee on General Affairs and printed on page 975 of the House Journal, be adopted, which motion prevailed.

Rep. Brooks moved that the amendments to Senate Bill No. 85, as recommended by the Committee on Judiciary and printed on page 980 of the House Journal, be adopted, which motion prevailed.

Speaker Fitch resumed the Chair.

Rep. Stockman moved that the amendments to Senate Bill No. 90, as recommended by the Committee on Judiciary and printed on page 981 of the House Journal, be adopted, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the amendments to Senate Bill No. 173, as recommended by the Committee on Judiciary and printed on page 981 of the House Journal, be adopted, which motion prevailed.

Rep. Goebel moved that the amendments to Senate Bill No. 220, as recommended by the Committee on Judiciary and printed on page 981 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to Senate Bill No. 158, as recommended by the Committee on Education and printed on page 982 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to Senate Bill No. 2, as recommended by the Committee on Appropriations and printed on page 988 of the House Journal, be adopted, which motion prevailed.



Rep. Lindberg moved that the amendments to Senate Bill No. 3, as recommended by the Committee on Appropriations and printed on page 989 of the House Journal, be adopted, which motion prevailed.

Rep. Trydahl moved that the amendments to Senate Bill No. 4, as recommended by the Committee on Appropriations and printed on page 989 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to Senate Bill No. 13, as recommended by the Committee on Appropriations and printed on page 989 of the House Journal, be adopted, which motion prevailed.

Rep. Fine moved that the amendments to Senate Bill No. 72, as recommended by the Committee on Appropriations and printed on page 990 of the House Journal, be adopted, which motion prevailed.

Rep. Gefreh moved that the amendments to Senate Bill No. 242, as recommended by the Committee on Judiciary and printed on page 990 of the House Journal, be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Brown moved the courtesy of the floor be extended to Mr. Joseph Byrne of Burleigh County, one of the youngest members to ever be in the House of Representatives, and that a committee of one be appointed to escort him to the rostrum, which motion prevailed. The Speaker announced that he would appoint a committee of two to escort Mr. Byrne to the rostrum and he appointed Reps. Brown and Wicks.

Mr. Byrne:

"Mr. Speaker and Members of the House—If I had known I was going to be asked to make a speech, I would have had Charlie Wattam write my talk last night.

It was indeed a pleasure to be up here. I find that quite a few faces have changed since I was in the legislature. I find that there are only three left here from those days—Targie Trydahl, George Saumur and Dr. Hofstrand, — when I was first elected in 1937.

However, since I have been asked up here—this was kind of a rigged up deal—I think I will turn the tables a little bit and speak for a moment on Ken Fitch, whom I have known many years. Two or three of us who have been friends for a long time have wanted to give him some slight token of remembrance—one being Jack Williams, the beloved State Adjutant of the American Legion; Charlie Wattam, who is the venerable legislative advisor for the State Bankers Association of North Dakota, and then I, myself, who pulled in on the end of the situation.

As I make this small presentation I am wondering if the Sergeant-at-Arms would please escort and bring Mr. Wattam to the rostrum. Come on up, Charlie."

The Sergeant-at-Arms escorted Mr. Wattam to the rostrum.

Mr. Byrne:

"We have prepared a gavel—the wood comes from the White House, when it was redecorated back in 1950. On

one end is impressed a brass plate reading 'Ken Kitch, Speaker of the House of Representatives, 1955, from Williams, Wattam and Byrne.'

Ken, I give this gavel to you with a very great sense of appreciation and the love we have had for you for many, many years."

Speaker Fitch:

"This is certainly a surprise. When they brought Joe up here I thought it was a joke and I still think it was a joke. However I can assure you that this gavel, particularly with the wood from the White House, with the names of Williams, Wattam and yourself, is going to be cherished a long, long time.

I have very fond memories with those three people—some good—some bad—but as a whole I think most of them are good. So thank you, Joe and Charlie."

Rep. Link asked the unanimous consent of the House to correct a technicality in action on Senate Bill No. 158, which consent was given.

Rep. Link:

"I inadvertently left out a motion to reconsider Senate Bill No. 158. I move that the House Journal show on page 964, in its proper place, that the motion to reconsider Senate Bill No. 158 was made and passed before it was referred."

The motion of Rep. Link passed and such motion will be shown in the permanent Journal.

Rep. Baker moved that the courtesy of the floor be extended to the members of the band from the Minot State Teachers College, which motion prevailed.

#### GENERAL ORDERS

Rep. Thompson of McLean moved that the House resolve itself into a Committee of the Whole for the consideration of Senate Bill No. 125. The motion of Rep. Thompson of McLean prevailed and the House resolved itself into a Committee of the Whole.

Speaker Fitch called Rep. Thompson of McLean to the Chair and the House acted as a Committee of the Whole.

On the completion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration Senate Bill No. 125 and recommend that the same be amended as follows:

Delete section 15.

Delete section 18, and insert the following words in lieu thereof: "The provisions of this Act shall apply to every county in this state having a population of more than nine thousand according to the last preceding official federal census, and the provisions of chapter 11-19 and section 11-1002 of the North Dakota Revised Code of 1943, as amended, shall not be applicable to such counties. The provisions of this Act shall not apply to counties having a population of less than nine thousand according to the last preceding official federal census and such counties shall be governed by

the provisions of chapter 11-19 and section 11-1002 of the North Dakota Revised Code of 1943, as amended."

Renumber sections and lines.

And when so amended, recommend the bill for passage.

REP. THOMPSON of McLean, Chairman,  
Committee of the Whole.

Rep. Rohde moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Rep. Hornbacher moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

#### FIFTY-EIGHTH DAY

Bismarck, March 2, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Norman E. Brauer of the Zion Lutheran Church in Bismarck.

The roll was called and all members were present except Reps. Brekke, Einarson and Homelvig.

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 fifty-sixth day after recess and fifty-seventh day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, March 2, 1955

Mr. President: I have the honor to return:

Senate Bill No. 24

Senate Bill No. 39

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 2, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "M-1"

House Concurrent Resolution "V-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to return:

Senate Bill No. 183  
Senate Bill No. 211

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to return:

Senate Bill No. 105  
Senate Bill No. 190  
Senate Bill No. 224  
Senate Bill No. 228  
Senate Bill No. 243  
Senate Concurrent Resolution "A"  
Senate Concurrent Resolution "Q"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Speaker Fitch announced that he would appoint as a conference committee to meet with a like committee from the Senate on House Bill No. 663, Reps. Langseth, Baldwin and Tollefson.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 713  
House Bill No. 727  
House Bill No. 736  
House Bill No. 740  
House Bill No. 748  
House Bill No. 770  
House Bill No. 785  
House Bill No. 799  
House Bill No. 804  
House Bill No. 810  
House Bill No. 812  
House Bill No. 821

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 46.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 717, which the Senate has amended as follows:

In Line 6 of the engrossed bill delete the words "employing teachers"

In Line 7 strike out the words "holding valid certificates".

In Line 29 of the engrossed bill after the word "schools" insert the following language: "including the state school for the blind, the state school for the deaf and the state training school,"

Renumber the lines accordingly.

House Bill No. 742, which the Senate has amended as follows:

In Line 9 after the word "destroyed" and the period, strike out the rest of the bill.

In the title delete the words "or refund".

House Bill No. 749, which the Senate has amended as follows:

In line 21 of the engrossed bill after the word "schools" insert the language "within fifteen days".

In line 58 after the word "schools" insert the language "within fifteen days".

House Bill No. 761, which the Senate has amended as follows:

Strike out all of Section 1 and insert in lieu thereof the following:

SECTION 1.) There is hereby appropriated out of any moneys in the state treasury in the permanent state capitol building fund as established from moneys realized out of and from the sale of lands donated and granted to the state of North Dakota under and by the provisions of Sections 12 and 17 of the "enabling act" approved February 22, 1889, for the purpose of erecting public buildings at the capitol of the state for legislative, executive and judicial purposes, the sum of two hundred thousand dollars, or so much thereof as may be necessary, to construct and equip an executive mansion on the capitol grounds. The Board of University and School Lands is hereby authorized and directed to sell enough securities in which these funds may be invested, to raise money to pay this appropriation.

House Bill No. 775, which the Senate has amended as follows:

In the last line delete the word "such" before the word "plate", and after the word "plate" and before the period insert "for a motor vehicle other than a motorcycle".

On Line 6 strike out the word "two".

On Line 7 strike out the "s" at the end of the word "plates".

House Bill No. 829, which the Senate has amended as follows:

Line 4, strike out the word "reputable"

Line 5, strike out the word "reputable"

Line 18, strike out the word "reputable"

Line 70, strike out the word "regularly"

Line 210, after the parenthesis mark, strike out the remainder of the line. Strike out lines 211, 212, 213, 214 and 215 and in lieu thereof insert the following: "Any person who shall observe quarantine regulations as established by the board of health shall not be subject to confinement under the provisions of this act."

Number the lines accordingly.

Line 224, strike out "Nothin" and in lieu thereof insert "Nothing"

EDWARD LENO, Secretary.

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. HEIMES, Chairman.

Rep. Baker 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. 8, have had the same under consideration and recommend that the same be amended as follows:

In line 11 strike out the figure "\$357,000.00" and insert the figure "\$447,000.00" in lieu thereof.

Following line 16 add a new line 16a as follows: "Dental and Optical Work and the figure \$10,000.00".

In line 24 strike out the figure "\$840,440.00" and insert the figure "\$940,440.00" in lieu thereof.

In line 30 strike out the figure "\$901,307.00" and insert the figure "\$1,001,307.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Rickford moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 8 would 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. 12, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Tough 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. 18, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$214,000.00" and insert the figure "\$264,000.00" in lieu thereof.

In line 10 strike out the figure "\$200,000.00" and insert the figure "\$250,000.00" in lieu thereof.

In line 11 strike out the figure "\$214,000.00" and insert the figure "\$264,000.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 18 would 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. 30, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Rickford 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. HEIMES, Chairman.

Rep. Rickford moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. WAMBHEIM  
 REP. ANDERSON (Richland)  
 REP. ENGEN  
 REP. CHRISTOPHER  
 REP. GEFREH  
 REP. LARSON  
 REP. BALDWIN  
 REP. MUELLER  
 REP. SIMONSON, 9th  
 REP. HOFSTRAND  
 REP. BERNTSON  
 REP. TOUGH  
 REP. OVERBO  
 REP. STRAND

REP. ANDERSON (Cass) Vice-Chairman.

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 187, have had the same under consideration and recommend that the same do pass.

REP. ERICKSON (Bottineau)  
 REP. GAGNUM  
 REP. ROHDE  
 REP. FINE

REP. ANDERSON (Cass) Vice-Chairman.

Rep. Wambheim moved that the report of the majority of the Committee on Political Subdivisions on Senate Bill No. 187 be adopted.

Rep. Hafner moved a substitute motion that the report of the minority of the Committee on Political Subdivisions on Senate Bill No. 187 be adopted, which motion lost.

The question was now on the original motion of Rep. Wambheim that the report of the majority of the Committee on Political Subdivisions on Senate Bill No. 187 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 241, have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Mueller 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 be amended as follows:

In line 13 strike out the figure "\$2,350,313.79" and insert the figure "\$2,390,313.79" in lieu thereof.

In line 14 strike out the figure "\$300,800.00" and insert the figure "\$346,800.00" in lieu thereof.

In lines 15, 16, 17, 18, 19 and 20 strike out all the words and figures.

In line 21 strike out the item number "4" and insert the number "3".

In line 23 strike out the item number "5" and insert the number "4".

In lines 27 through 35 inclusive, strike out all the words and figures and insert in lieu thereof, "Nursing School and the figure \$4,000.00".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

**REP. HEIMES, Chairman.**

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 6 would 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. 21, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$465,500.00" and insert the figure "\$590,500.00" in lieu thereof.

In line 5 strike out the word and figure "Chapter 4-09" and insert in lieu thereof "Chapters 4-09, 4-10 and 4-11."

In line 9 strike out the figure "\$45,000.00" and insert the figure "\$47,500.00" in lieu thereof.

In line 12 strike out the figure "\$115,000.00" and insert the figure "\$160,000.00" in lieu thereof.

In line 16 strike out the figure "\$40,000.00" and insert the figure "\$45,000.00" in lieu thereof.

In line 17 strike out the figure "\$50,000.00" and insert the figure "\$75,000.00" in lieu thereof.

Following line 24 add a new line 24a as follows: "Seed Department—New Building and the figure \$47,500.00".

In line 25 strike out the figure "\$465,500.00" and insert the figure "\$590,500.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

**REP. HEIMES, Chairman.**

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 21 would be considered in the sixth order of business on the next legislative day.



Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution "O-1", have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker 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 Concurrent Resolution "W-1", have had the same under consideration and recommend that the same do pass.

REP. HEIMES, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Beede, Nygaard, Langseth, Erickson of Burke-Divide and Gefreh introduced:

House Concurrent Resolution "Y-1". A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the North Dakota State Bar Association, to formulate and organize an orientation program for the North Dakota Thirty-fifth Legislative Assembly.

Was read for the first time in its entirety.

Rep. Beede moved that the rules be suspended and House Concurrent Resolution "Y-1" be placed on final passage, which motion prevailed.

### FINAL PASSAGE OF RESOLUTION

House Concurrent Resolution "Y-1". A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the North Dakota State Bar Association, to formulate and organize an orientation program for the North Dakota Thirty-fifth Legislative Assembly.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rolfsrud
Foster	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bjella	Kitzmann	Simenson, 10th
Bratcher	Kjos	Simenson, 9th
Brooks	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudsen, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Spitzer
Dewey	Laske	Sticka

Dick	Leet	Stockman
Dunlop	Lindberg	Strand
Engen	Link	Strege
Erickson, Burke-Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Tough
Fine	Mueller	Trydahl
Frank	Nygaard	Vinje
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress	Renfrow	
Absent and not voting:		
Anderson, Rich'nd	Fristad	Petterson
Brekke	Heimes	Rohde
Brown	Homelvig	Saumur
Bye	Lee	Sortie
Eimaron	Mahlmann	Sortland
Erickson, Bottin'au	Mollet	Wambheim
Fleenor	Olson	

So the resolution was declared adopted.

Rep. Beede moved that House Concurrent Resolution "Y-1" be printed in the House Journal and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "Y-1"

Introduced by Representatives Beede, Nygaard, Langseth, Erickson of Burke-Divide and Gefreh

A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the North Dakota State Bar Association, to formulate and organize an orientation program for the North Dakota Thirty-fifth Legislative Assembly.

1 WHEREAS, the first orientation conference for legis-  
2 lators of this Thirty-fourth Legislative Assembly, held  
3 pursuant to House Concurrent Resolution "A", has been  
4 generally recognized as worthwhile and successful in  
5 achieving its purposes; and

6 WHEREAS, it is desirable to hold such orientation  
7 conferences at the beginning of each subsequent legisla-  
8 tive session; and

9 WHEREAS, the orientation program could be  
9a improved

10 and achieve its purposes better if definite plans for  
11 its agenda were made well in advance of any legislative  
12 session;

13 NOW, THEREFORE, BE IT RESOLVED BY THE  
13a HOUSE

14 OF REPRESENTATIVES OF THE STATE OF  
14a NORTH

15 DAKOTA, THE SENATE CONCURRING THEREIN:

16 That the legislative research committee is authorized  
17 and directed to invite the North Dakota State Bar  
18 Association to assist them in formulating and organizing  
19 an introductory and orientation program to be conducted  
20 by veteran legislative members of the Thirty-fifth  
21 Legislative Assembly, covering the rules, organization

22 and procedures of the North Dakota Legislature, the use  
 23 of the North Dakota Code, and the various services and  
 24 facilities available for the assistance of legislators,  
 25 and to be conducted for the benefit of the Thirty-fifth  
 26 Legislative Assembly, subject to their approval and  
 27 ratification.

Reps. Einarson, Anderson of Cass, Leet and Power introduced:

House Concurrent Resolution "Z-1". A Concurrent Resolution urging that import restrictions upon Selkirk wheat be eased.

Rep. Anderson of Cass moved that House Concurrent Resolution "Z-1" be read in its entirety, which motion prevailed.

Rep. Anderson of Cass moved that the rules be suspended and House Concurrent Resolution "Z-1" be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Anderson of Cass moved that House Concurrent Resolution "Z-1" be printed in the House Journal and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "Z-1"

Introduced by Representatives Einarson, Anderson (Cass),  
 Leet and Power

A Concurrent Resolution urging that import restrictions upon Selkirk wheat be eased.

1 WHEREAS, the farmers of the state of North Dakota  
 2 suffered heavy damage during the 1954 crop season  
 3 resulting from a heavy infestation of 15B rust upon  
 4 hard spring wheat; and

5 WHEREAS, a hard spring wheat named "Selkirk"  
 5a has  
 6 been developed in Canada which is highly rust-resistant;  
 7 and

8 WHEREAS, such Selkirk wheat is available for sale  
 9 in Canada but can not be exported to the United States  
 10 because of an embargo by the Canadian government;  
 10a and

11 WHEREAS, if a sufficient supply of rust-resistant  
 12 varieties of hard spring wheat is not obtained by the  
 13 farmers of the state of North Dakota, extreme hardship  
 14 may result during the 1955 crop season;

15 NOW, THEREFORE, BE IT RESOLVED BY THE  
 16 HOUSE OF REPRESENTATIVES OF THE STATE  
 16a OF

17 NORTH DAKOTA, THE SENATE CONCURRING  
 17a THEREIN:

18 That this Legislative Assembly hereby urges  
 19 and requests that all responsible officials of the  
 20 United States government take all possible action  
 21 to obtain the termination of the embargo imposed  
 22 by the Canadian government on the export of Selkirk  
 23 wheat, so that a reasonable amount of Selkirk wheat,  
 24 of a purity test not less than 95%, can be made  
 25 available to the farmers of the state of North  
 26 Dakota for planting in the spring of 1955.

27 BE IT FURTHER RESOLVED that copies of this  
 28 resolution be forwarded to the Secretary of State

29 of the United States; the Secretary of Agriculture  
 30 of the United States; and to all members of the North  
 31 Dakota Congressional delegation.

32 BE IT FURTHER RESOLVED that the control and  
 33 purchase of such Selkirk wheat as may be obtained  
 34 be handled by the North Dakota Experiment Station,  
 35 at the Agricultural College at Fargo, and distributed  
 36 throughout the state by the county extension agents  
 37 on a fair and equitable basis.

Rep. Fristad introduced:

House Concurrent Resolution "A-2". A Concurrent Resolution directing the legislative research committee to study the feasibility of the adoption of the "port of entry system" for the exemption of personal property while in transit.

Which was read in its entirety.

Rep. Fristad moved that the rules be suspended and House Concurrent Resolution "A-2" be adopted, which motion prevailed.

Rep. Fristad moved that House Concurrent Resolution "A-2" be printed in the House Journal, and not in bill form, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "A-2"

Introduced by Representative Fristad

A Concurrent Resolution directing the legislative research committee to study the feasibility of the adoption of the "port of entry system" for the exemption of personal property while in transit.

1 WHEREAS, certain states outside of the North  
 2 Central area of the United States have adopted a so-  
 2a called  
 3 "port of entry system" whereby personal property will  
 3a be  
 4 exempt from personal property tax while temporarily  
 5 stored within the state for subsequent distribution to  
 6 other states; and

7 WHEREAS, it appears that such a system would  
 8 encourage new business and industry within the state of  
 9 North Dakota through the establishment of storage  
 10 warehouses and distributing systems within the state of  
 11 North Dakota for the distribution of products to other  
 12 states, thereby increasing the employment and prosperity  
 13 of the state; and

14 WHEREAS, because of North Dakota's geographical  
 15 location and the distance to any other "port of entry  
 16 system" state, it may be desirable for the state of  
 17 North Dakota to adopt such a provision in our personal  
 18 property tax laws;

19 NOW, THEREFORE, BE IT RESOLVED BY THE  
 20 HOUSE OF REPRESENTATIVES OF THE STATE  
 20a OF

21 NORTH DAKOTA, THE SENATE CONCURRING  
 21a THEREIN:

22 That the legislative research committee is hereby  
 23 authorized and directed to study the laws of other states  
 24 having the "port of entry system" of personal property  
 25 taxation and determine whether such a system would  
 25a be

26 feasible or beneficial to the state of North Dakota, and  
 27 to make its report and recommendations in such form as  
 28 it may deem proper and expedient to the Thirty-fifth  
 29 Legislative Assembly.

#### EIGHTH ORDER OF BUSINESS

Rep. Gefreh moved that Senate Concurrent Resolution "M" be recalled from the Committee on Appropriations, which motion prevailed.

Rep. Gefreh moved that Senate Concurrent Resolution "M" be placed on the calendar for final passage, which motion prevailed.

Rep. Heimes moved that the rules be suspended and House Concurrent Resolution "O-1" be placed on the calendar for final passage at this time, which motion prevailed.

#### FINAL PASSAGE OF RESOLUTION

House Concurrent Resolution "O-1". A Concurrent Resolution authorizing the payment of the expenses of a select committee appointed pursuant to House Resolution No. 9 of the Thirty-third Legislative Assembly.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 80; nays, 17; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Haugland	Paulson
Anderson, Eddy-	Hegge	Poling
Foster	Heimes	Power
Baldwin	Heller	Renfrow
Balerud	Hoffer	Rickford
Beede	Hofstrand	Rohde
Berntson	Hornbacher	Rosberg
Bjella	Isakson	Schmalenberger
Bratcher	Kitzmann	Schmidt
Brooks	Kjos	Simonsen, 9th
Brown	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Dick	Langseth	Sticka
Engen	Larson	Stockman
Erickson, Bottin'au	Lee	Strand
Esterby	Lindberg	Strege
Ettestad	Link	Thompson, Burl'gh
Fine	Lynch	Thompson, M'Lean
Frank	Magnuson	Tollefson
Fristad	Mahlmann	Tough
Gagnum	McLain	Trydahl
Gefreh	Miller	Vinje
George	Mollet	Wambheim
Gumeringer	Mueller	Wicks
Hafner	Nygaard	Ziegler
Hammer	Overbo	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Goebel	Schuler
Anderson, Richl'nd	Laske	Scott
Baker	Leet	Simonsen, 10th

Bye	Roen	Spitzer
Currie	Rose	Wolf
Dewey	Saugstad	
Absent and not voting:		
Benson	Fleenor	Rolfsrud
Brekke	Gress	Saumur
Davis	Homelvig	Smortland
Dunlop	Olson	Sorlie
Einarson	Petterson	Sortland
Erickson, Burke- Divide		

So the resolution was declared adopted.

Rep. Beede moved that the vote by which House Concurrent Resolution "O-1" 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 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 613  
House Bill No. 623  
House Bill No. 631  
House Bill No. 641  
House Bill No. 643  
House Bill No. 649  
House Bill No. 651  
House Bill No. 662  
House Bill No. 667  
House Bill No. 669  
House Bill No. 680  
House Bill No. 682  
House Bill No. 694  
House Bill No. 702

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 524 which the Senate has amended as follows:

In line 2 after the word "Moneys" insert the following words: "in the Public Welfare Fund".

In line 3 strike out the figure "\$9,804,856.00" and insert the figure "\$14,296,671.00" in lieu thereof.

In line 14 strike out the figure "\$6,276,460.00" and insert the figure "\$10,768,275.00" in lieu thereof.

In line 40 strike out the figure "\$9,804,856.00" and insert the figure "\$14,296,671.00" in lieu thereof.

Renumber the lines accordingly.

House Bill No. 640, which the Senate has amended as follows:

In line 8 after the word "there-in" insert the words "or for such persons to receive".

Renumber the lines accordingly.

House Bill No. 656, which the Senate has amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act relating to the cost of burial in county welfare cases, and amending and reenacting subsection 5 of section 23-0603 of the 1953 Supplement to 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 5 of  
 1a section  
 2 23-0603 of the 1953 Supplement to the North Dakota  
 2a Revised  
 3 Code of 1943 is hereby amended and reenacted to read as  
 4 follows:  
 5 23-0603. DUTY OF BURIAL.) The duty of burying  
 5a the body  
 6 of a deceased person devolves upon the following  
 6a persons:  
 7 5. If the deceased left no husband, wife, or kindred  
 8 answering the foregoing description and did not  
 9 leave means sufficiently to defray his funeral  
 9a expenses, including the cost of a casket, upon  
 10 the county welfare board of the county in which  
 11 the deceased had residence for poor relief purposes  
 12 and if such residence cannot be established, then  
 13 in the county in which the death occurs, and  
 14 such board shall employ some person to arrange  
 15 for and supervise the burial. The necessary and  
 16 reasonable expense thereof, not exceeding  
 16a ((one))  
 17 two hundred dollars, shall be borne by the county.  
 18 The county also shall pay reasonable costs of  
 19 transporting the body to the place of burial  
 20 when burial is made in a cemetery out of the  
 21 county in which death occurred, but not exceed-  
 22 ing one hundred dollars.

House Bill No. 658, which the Senate has amended as follows:

In line 21 after the word "use" insert the following: "either by farmers or veterinarians".

Renumber the lines accordingly.

House Bill No. 674, which the Senate has amended as follows:

In line 11 following the comma after the word "thereof" insert the following words: "submit such questions to the electors of such municipality or subdivision at the next special or general election, and if approved by a majority vote such governing board shall".

House Bill No. 698, which the Senate has amended as follows:

Strike everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act authorizing the industrial commission to make payments to certain school districts subject to appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. PAYMENTS FROM BURLINGTON  
 1a PROJECT TO  
 2 SCHOOL DISTRICTS.) The state industrial  
 2a commission is  
 3 hereby authorized to make such agreements as it may  
 3a deem  
 4 appropriate with the Burlington School District Number  
 4a 7  
 5 and St. Mary's School District Number 17, in Ward  
 5a County,  
 6 for payments to be made to those school districts  
 6a annually  
 7 in amounts to reimburse the schools for the tuition  
 8 cost of children attending and residing within the  
 9 Burlington Project area, pursuant to legislative  
 10 appropriation.

House Bill No. 705, which the Senate has amended as follows:

After the title of the bill, add the words "and declaring an emergency".

Add "SECTION 2. This Act is hereby declared to be an emergency and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

House Bill No. 707, which the Senate has amended as follows:

In lines 73 and 74 delete the brackets.

In line 75 change the capital "T" to a small "t".

In line 76 after the word "assembly" insert a comma.

House Bill No. 708, which the Senate has amended as follows:

In line 38 after the word "county" insert the following language: "to the state school for the blind, state school for the deaf and the state training school,"

Renumber the lines accordingly.

EDWARD LENO, Secretary.

#### FIRST READING OF HOUSE RESOLUTIONS

Reps. Sticka, Lindberg, Etestad, Anderson of Eddy-Foster, Kjos, Knudsen of LaMoure, Leet, Hammer, Bratcher, Hegge, Snortland and Baker introduced:

House Concurrent Resolution "B-2". A Concurrent Resolution authorizing the payment of five dollars per day additional expense allowance to each member of the Legislative Assembly.

Which was read for the first time in its entirety.

Rep. Baker moved that the rules be suspended and House Concurrent Resolution "B-2" be placed on the calendar for final passage at this time, which motion prevailed.



**House Concurrent Resolution "B-2".** A Concurrent Resolution authorizing the payment of five dollars per day additional expense allowance to each member of the Legislative Assembly.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 70; nays, 32; absent and not voting, 11.

#### Those voting in the affirmative were:

Adamsen	Hammer	Paulson
Anderson, Cass	Haugland	Petterson
Anderson, Eddy-	Hegge	Poling
Foster	Heimes	Rickford
Anderson, Rich'nd	Heller	Roen
Baker	Hoffer	Rohde
Baldwin	Hofstrand	Rose
Balerud	Hornbacher	Saugstad
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dick	Laske	Sortland
Engen	Lee	Spitzer
Erickson, Burke-	Leet	Sticka
Divide	Lindberg	Stockman
Esterby	Lynch	Strand
Fine	McLain	Strege
Fleemor	Miller	Thompson, Burl'gh
Fristad	Mollet	Tough
Gefreh	Mueller	Wambheim
Gumeringer	Nygaard	Mr. Speaker

#### Those voting in the negative were:

Beede	Hafner	Schmidt
Berntson	Kitzmann	Schuler
Bjella	Link	Solberg
Bratcher	Mahlmann	Thompson, M'Lean
Currie	Overbo	Tollefson
Dewey	Power	Trydahl
Erickson, Bottin'au	Renfrow	Vinje
Frank	Rolfsrud	Wicks
Gagnum	Rosberg	Wolf
George	Saumur	Ziegler
Goebel	Schmalenberger	

#### Absent and not voting:

Benson	Ettestad	Magnuson
Brekke	Gress	Olson
Dunlop	Homelvig	Snortland
Einarson	Isakson	

So the resolution was declared adopted.

Rep. Sticka moved that the vote by which House Concurrent Resolution "B-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Baker moved that House Concurrent Resolution "B-2" be printed in the House Journal and not in bill form, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "B-2"

Introduced by Reps. Sticka, Lindberg, Ettestad, Anderson (Eddy-Foster), Kjos, Knudsen (La-Moure), Leet, Hammer, Bratcher, Hegge, Snortland and Baker.

A Concurrent Resolution authorizing the payment of five dollars per day additional expense allowance to each member of the Legislative Assembly.

1 WHEREAS, the present per diem and expense

1a allowance

2 totaling fifteen dollars per day which is paid to each

3 member of the Legislative Assembly is insufficient to

3a pay

4 the costs of living of the members of the Legislative

5 Assembly while in Bismarck during the Legislative

5a Session;

6 and

7 WHEREAS, it is necessary for most members of the

7a Legis-

8 lative Assembly to incur additional expenses through

8a hiring

9 additional personnel to work in their businesses, farms

9a or

10 professions in their home districts during their absence

11 while attending the Legislative Session; and

12 WHEREAS, it is in the public interest that the citizens

13 of the state of North Dakota be able to serve as

13a members of

14 the Legislative Assembly without undue hardship and

14a personal

15 sacrifice;

16 NOW, THEREFORE, BE IT RESOLVED BY THE

16a HOUSE OF REPRESENT-

17 ATIVES OF THE STATE OF NORTH DAKOTA,

17a THE SENATE CONCURRING

18 THEREIN:

19 That the state auditor is hereby authorized and

19a directed

20 to issue warrants from the legislative expense

20a appropriation

21 in the sum of five dollars per day for each day of the

22 Thirty-fourth Legislative Assembly, to each member

22a of such

23 Assembly, as a special and additional expense allowance

23a to

24 compensate such members for their expenses in serving

24a as

25 members of the Legislative Assembly.

Reps. Gefreh, Saumur, Mueller, Hofstrand and Wicks introduced:

House Resolution No. 12. A Resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota State Penitentiary.

Which was read for the first time in its entirety.

Rep. Gefreh moved that House Resolution No. 12 be printed in the House Journal, and not in bill form, and that further consideration be delayed one legislative day, which motion prevailed.

## HOUSE RESOLUTION NO. 12

Introduced by Reps. Gefreh, Saumur, Mueller,  
Hofstrand and Wicks.

A resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota State Penitentiary.

1 WHEREAS, House Resolution No. 4 authorized the  
1a appoint-  
2 ment of a committee to investigate conditions at the  
2a North  
3 Dakota State Penitentiary, and  
4 WHEREAS, the committee appointed pursuant to said  
5 House Resolution No. 4 did conduct hearings and did  
5a employ  
6 Gordon H. Potter as the official reporter to make a record  
7 of all the testimony presented at such hearings and to  
8 prepare a transcript of the same.  
9 NOW, THEREFORE, BE IT RESOLVED BY THE  
9a HOUSE OF  
10 REPRESENTATIVES OF THE THIRTY-FOURTH  
10a LEGISLATIVE  
11 ASSEMBLY OF THE STATE OF NORTH DAKOTA:  
12 That there is hereby authorized the expenditure of  
13 \$1025.00 payable to Gordon H. Potter for his charges  
14 of reporting and transcribing of the testimony adduced  
15 at said hearings, and that the same be charged to  
16 legislative expenses.

Reps. Bye, Currie and Adamsen introduced:

House Resolution No. 13. A House Resolution declaring the policy of the House of Representatives in regard to employees of the state seed department participating in the production of agricultural seed.

Which was read in its entirety.

Rep. Bye moved that the rules be suspended and House Resolution No. 13 be adopted, which motion prevailed and the resolution was declared adopted.

Rep. Bye moved that House Resolution No. 13 be printed in the House Journal, and not in bill form, which motion prevailed.

## HOUSE RESOLUTION NO. 13

Introduced by Reps. Bye, Currie and Adamsen

A House Resolution declaring the policy of the House of Representatives in regard to employees of the state seed department participating in the production of agricultural seed.

1 WHEREAS, the commissioner and employees of the  
2 state seed department have as their primary duty the  
3 inspection and certification of potatoes and other agri-  
4 cultural seed; and  
5 WHEREAS, it appears to be against the public interest  
6 and the interests of the growers of potatoes and other  
7 agricultural seed for the state seed commissioner or his  
8 employees to personally engage in the business of raising  
9 or marketing certified potatoes and other certified seed  
10 grains when it is also their official duty to inspect and  
11 certify potatoes and other agricultural seed;  
12 NOW, THEREFORE, BE IT RESOLVED BY THE  
12a HOUSE

13 OF REPRESENTATIVES OF THE STATE OF NORTH  
13a DAKOTA:

14 That it is deemed to be against the best interests of  
15 the state of North Dakota and the growers of certified  
16 potatoes and other certified agricultural seed grains  
17 for the state seed commissioner or any deputy seed  
17a inspector  
18 or supervising inspector of the state seed department to  
19 personally engage in the raising or marketing of certified  
20 potatoes and other certified agricultural seed grains.

21 BE IT FURTHER RESOLVED that a copy of this  
22 resolution be forwarded by the chief clerk of the House  
23 of Representatives to the state seed commissioner, and  
24 that copies thereof be distributed by the state seed  
25 commissioner to the deputy seed inspectors and  
25a supervising  
26 inspectors of the state seed department.

Rep. Nygaard moved that the House recess for fifteen minutes, which motion prevailed.

The House reconvened at the expiration of the fifteen minute recess and the Speaker announced that the House would be on the thirteenth order of business.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "O-1"

House Concurrent Resolution "B-2"

• Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 837, which the Senate has amended as follows:

In line 22 after the word "matter" insert the following: "except materials or matter".

Renumber the lines accordingly.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 542, which the Senate has amended as follows:

In line 79 delete the words "by the quickest means of communication".

In line 83 after the period insert the following: "The driver shall give to the officer, or department, receiving the notice or investigating the accident such detailed information as may be requested. The officer, or department, receiving such notice shall upon request give such driver a receipt showing that the required notice has been given."

In line 91 delete the words "additional information" and insert in lieu thereof the words "officer to report".

Delete the balance of Section 8 and insert in lieu thereof the following: "Every law enforcement officer to whom a notice of accident may be given shall make a written report to the highway commissioner showing the facts and circumstances of the accident as reported to him unless he shall refer the investigation of the accident to another enforcement officer. Every enforcement officer, who in the regular course of duty investigates a motor vehicle accident either at the time and at the scene of the accident or thereafter by interviewing the participants, or witnesses, shall forward promptly a written report of such accident to the highway commissioner."

In line 110 delete the word "report" and insert in lieu thereof the word "notice".

Delete lines 121 to 127 inclusive.

In line 142 delete the words "by persons involved in".

In line 143 delete the words "accidents and"

Delete Sections 12 and 13.

In line 180 delete the words "an accident of which report must be made is" and insert in lieu thereof the words "a collision".

In line 181 delete the words "provided in Section 7 of this Act".

In line 182 delete the word "commissioner" and insert in lieu thereof the words "a police officer".

In line 230 delete the word "also".

In line 232 delete the words "or a copy of any report herein required to be".

In line 233 delete the words "filed with the commissioner".

Renumber the sections and lines accordingly.

Delete section 7 from the bill.

On line 19 delete the words "public safety division" and in lieu thereof insert the word "commissioner".

On line 90 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 92 delete the words "director of the division of public safety" and insert in lieu thereof the word "commissioner".

On line 97 delete the word "director" and insert in lieu thereof the word "commissioner".

On line 107 delete the word "division" and insert in lieu thereof the word "commissioner".

On line 108 delete the words "of public safety".

On line 135 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 148 delete the words "director of public" and insert in lieu thereof the word "commissioner".

On line 149 delete the word "safety".

On line 155 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 159 delete the words "director of the division of public safety" and insert in lieu thereof the word "commissioner".

On line 172 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 182 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 215 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 219 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 221 delete the words "DIVISION OF PUBLIC SAFETY" and insert in lieu thereof the words "HIGHWAY COMMISSIONER".

On line 223 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 234 delete the words "division of public safety" and insert in lieu thereof the word "commissioner".

On line 239 delete the words "DIRECTOR OF DIVISION OF PUBLIC SAFETY" and insert in lieu thereof the words "HIGHWAY COMMISSIONER".

On line 241 delete the words "director of the division of public safety" and insert in lieu thereof the word "commissioner".

After line 249 add the following and number the lines accordingly.

"SECTION 20. CONSTRUCTION.) This Act shall be construed as being a part of Title 39 of the Revised Code of 1943 as amended."

House Bill No. 695, which the Senate has amended as follows:

In the title of the bill, on line 3, after the word "certificate" insert a period and strike out the balance of that line and all of line 4.

House Bill No. 762, which the Senate has amended as follows:

Section 1. Line 5 after "who" insert the following: "is a paid employe of a municipality, Chamber of Commerce or other similar organization and who".

Section 2. Line 33 after the word "hand" insert the following: "in the name of the state of North Dakota on a form to be prescribed by the Public Service Commission".

Delete Section 4.

Renumber the lines accordingly.

House Bill No. 846, which the Senate has amended as follows:

Delete the period at the end of the Title and add the following: "and to create and enact subsection 8 of section 57-4003 of the North Dakota Revised Code of 1943 relating to exemptions."

Add the following after line 85:

"SECTION 8. AMENDMENT.) Section 57-4003 of the North Dakota Revised Code of 1943 is hereby amended by creating and enacting a new subsection 8 as follows:

8. Railway cars and locomotives used in interstate commerce, and tangible personal property which becomes a component part thereof."

House Bill No. 861, which the Senate has amended as follows:

In line 29 of the original bill after the period add the following: "for the purpose of determining the average monthly wage as provided in this section, an individual employee may at his option disregard or "drop out" not to exceed ten quarters of employment in instances where the total quarterly wages received from employment subject to this chapter did not exceed three hundred dollars and where such wages were received in quarters prior to July 1, 1951. Such quarters of employment as may be dropped out or disregarded by the employee may be considered, however, in determining whether such employee has a sufficient number of quarters of covered employment to become eligible for benefits under this chapter.

Renumber the lines accordingly.

Which the Senate has amended.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 176. A Bill for an Act to amend and reenact section 40-2805 of the North Dakota Revised Code of 1943, relating to sewer and water connections assessment funds of municipalities; providing for the issuance and payment of warrants and for contingent liability.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	George	Rohde
Anderson, Cass	Goebel	Rolfsrud
Anderson, Eddy-	Gumeringer	Rosberg
Foster	Hafner	Rose
Anderson, Richl'nd	Hammer	Saugstad
Baker	Haugland	Saumur
Baldwin	Hegge	Schmalenberger
Balerud	Heimes	Schmidt
Beede	Heller	Schuler
Benson	Hoffer	Scott
Berntson	Hofstrand	Simenson, 10th
Bjella	Hornbacher	Simenson, 9th
Bratcher	Kjos	Snortland
Brooks	Knudsen, LaMoure	Snow
Brown	Knudson, Morton	Sommer
Bye	Langseth	Sorlie
Christopher	Larson	Sortland
Currie	Laske	Spitzer
Dahlund	Link	Sticka
Davis	Lynch	Stockman
Dewey	Mahlmann	Strand
Dick	McLain	Strege
Dunlop	Miller	Thompson, Burl'gh

Engen	Mollet	Thompson, M'Lean
Erickson, Burke-Divide	Nygaard Olson	Tollefson Tough
Esterby	Overbo	Trydahl
Ettestad	Paulson	Vinje
Fine	Petterson	Wambheim
Fleenor	Poling	Wicks
Frank	Power	Wolf
Fristad	Renfrow	Ziegler
Gefreh	Roen	Mr. Speaker

Those voting in the negative were:

Erickson, Bottin'au	Kitzmann	Magnuson
Gagnum		

Absent and not voting:

Brekke	Isakson	Lindberg
Einarson	Kloster	Mueller
Gress	Lee	Rickford
Homelvig	Leet	Solberg

So the bill passed, as amended on pages 337 and 405 of the Senate Journal and page 944 of the House Journal, and the title was agreed to.

Senate Bill No. 177. A Bill for an Act to amend and reenact sections 40-2913 and 40-2914 of the North Dakota Revised Code of 1943, relating to construction, repairing rebuilding of sidewalks in municipalities; providing for separate funds for such purposes and for contingent liability.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 4; absent and not voting, 25.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rose
Anderson, Cass	Hammer	Saumur
Anderson, Eddy-Foster	Haugland	Schmalenberger
Anderson, Richl'nd	Hegge	Schuler
Baldwin	Heimes	Scott
Balerud	Heller	Simenson, 10th
Benson	Hoffer	Simonson, 9th
Berntson	Hofstrand	Snortland
Bratcher	Hornbacher	Snow
Brooks	Kjos	Sommer
Brown	Knudsen, LaMoure	Sorlie
Christopher	Knudson, Morton	Sortland
Currie	Langseth	Spitzer
Dahlund	Larson	Sticka
Davis	Laske	Stockman
Dewey	Lynch	Strand
Dick	Magnuson	Strege
Dunlop	Mahlmann	Thompson, Burl'gh
Engen	Miller	Thompson, M'Lean
Erickson, Burke-Divide	Mollet	Tollefson
	Olson	Tough
	Overbo	Trydahl
Ettestad	Paulson	Vinje
Fine	Poling	Wambheim
Fleenor	Power	Wicks
Frank	Renfrow	Wolf



Gefreh	Roen	Ziegler
George	Rolfsrud	Mr. Speaker
Goebel	Rosberg	
Those voting in the negative were:		
Erickson, Bottin'au	Kitzmann	Rohde
Gagnum		
Absent and not voting:		
Baker	Hafner	McLain
Beede	Homelvig	Mueller
Bjella	Isakson	Nygaard
Brekke	Kloster	Petterson
Bye	Lee	Rickford
Einarson	Leet	Saugstad
Esterby	Lindberg	Schmidt
Fristad	Link	Solberg
Gress		

So the bill passed, as amended on pages 377 and 405 of the Senate Journal and page 944 of the House Journal, and the title was agreed to.

**Senate Bill No. 178.** A Bill for an Act to amend and reenact sections 40-3107 and 40-3108 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in municipalities; providing for separate funds for such purposes and for contingent liability.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 5; absent and not voting, 31.

Those voting in the affirmative were:

Adamsen	Goebel	Roen
Anderson, Cass	Gumeringer	Rolfsrud
Anderson, Eddy-	Hammer	Rosberg
Foster	Haugland	Rose
Anderson, Rich'nd	Hegge	Saumur
Baldwin	Heimes	Schmalenberger
Balerud	Hoffer	Schuler
Beede	Hofstrand	Scott
Benson	Hornbacher	Simonson, 9th
Berntson	Kitzmann	Snow
Bratcher	Kjos	Sommer
Brooks	Knudsen, LaMoure	Sorlie
Brown	Knudson, Morton	Spitzer
Christopher	Langseth	Stockman
Currie	Laske	Strand
Dahlund	Lynch	Strege
Dewey	Mahlmann	Thompson, Burl'gh
Dick	Miller	Thompson, M'Lean
Engen	Mollet	Tough
Erickson, Burke-	Olson	Trydahl
Divide	Overbo	Vinje
Ettestad	Paulson	Wambheim
Fine	Poling	Wicks
Fleenor	Power	Wolf
Frank	Renfrow	Ziegler
Gefreh	Rickford	Mr. Speaker
George		

Those voting in the negative were:

Dunlop	Gagnum	Rohde
Erickson, Bottin'au	Magnuson	

Absent and not voting:

Baker	Homelvig	Nygaard
Bjella	Isakson	Petterson
Brekke	Kloster	Saugstad
Bye	Larson	Schmidt
Davis	Lee	Simenson, 10th
Eimarson	Leet	Smortland
Esterby	Lindberg	Solberg
Fristad	Link	Sortland
Gress	McLain	Sticka
Hafner	Mueller	Tollefson
Heller		

So the bill passed, as amended on pages 377 and 405 of the Senate Journal and page 944 of the House Journal, and the title was agreed to.

House Concurrent Resolution "S-1". A Concurrent Resolution providing for the amendment of section 173 of the Constitution of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 70; nays, 12; absent and not voting, 31.

Those voting in the affirmative were:

Adamsen	Gefreh	Roen
Anderson, Richl'nd	George	Rolfsrud
Baker	Goebel	Rosberg
Baldwin	Gumeringer	Rose
Balerud	Hegge	Schmalenberger
Benson	Heimes	Schuler
Berntson	Hoffer	Scott
Bratcher	Hornbacher	Simonson, 9th
Brooks	Isakson	Snortland
Brown	Kjos	Snow
Christopher	Kloster	Sommer
Currie	Knudsen, LaMoure	Sorlie
Dahlund	Knudson, Morton	Spitzer
Dewey	Laske	Stockman
Dick	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Miller	Thompson, Burl'gh
Erickson, Burke-	Mollet	Thompson, M'Lean
Divide	Olson	Vinje
Ettestad	Overbo	Wambheim
Fine	Paulson	Wicks
Fleenor	Poling	Wolf
Frank	Renfrow	Mr. Speaker
Gagnum	Rickford	

Those voting in the negative were:

Anderson, Cass	Kitzmann	Rohde
Anderson, Eddy-	Langseth	Tough
Foster	Leet	Trydahl
Beede	Power	Ziegler
Dunlop		

**Absent and not voting:**

Bjella	Heller	Nygaard
Brekke	Hofstrand	Petterson
Bye	Homelvig	Saugstad
Davis	Larson	Saumur
Einarson	Lee	Schmidt
Esterby	Lindberg	Simenson, 10th
Fristad	Link	Solberg
Gress	Mahlmann	Sortland
Hafner	McLain	Sticka
Hammer	Mueller	Tollefson
Haugland		

So the resolution was declared adopted.

Rep. Larson asked that the Committee on Education be excused for a short meeting, which request was granted.

Senate Bill No. 155. A Bill for an Act to amend and reenact section 19-0310 of the North Dakota Revised Code of 1943, relating to sales by apothecaries.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 3; absent and not voting, 28.

**Those voting in the affirmative were:**

Adamsen	Gagnum	Renfrow
Anderson, Cass	Gefreh	Rickford
Anderson, Eddy-	George	Roen
Foster	Goebel	Rohde
Anderson, Rich'nd	Gumeringer	Rolfsrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Schmalenberger
Beede	Hoffer	Schuler
Benson	Hornbacher	Scott
Berntson	Isakson	Simonson, 9th
Bratcher	Kjos	Snortland
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Laske	Spitzer
Dewey	Leet	Sticka
Dick	Lynch	Strand
Dunlop	Magnuson	Strege
Engen	Mahlmann	Thompson, Burl'gh
Erickson, Bottin'au	Miller	Thompson, M'Lean
Erickson, Burke-	Mollet	Tough
Divide	Olson	Trydahl
Ettestad	Overbo	Vinje
Fine	Paulson	Wambheim
Fleenor	Poling	Wolf
Frank	Power	Mr. Speaker

**Those voting in the negative were:**

Kitzmann	Wicks	Ziegler
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**Absent and not voting:**

Bjella	Heller	Nygaard
Brekke	Hofstrand	Petterson
Bye	Homelvig	Saugstad

Davis	Larson	Saumur
Einerson	Lee	Schmidt
Esterby	Lindberg	Simenson, 10th
Fristad	Link	Sortland
Gress	McLain	Stockman
Hafner	Mueller	Tollefson
Hammer		

So the bill passed, as amended on page 315 of the Senate Journal, and the title was agreed to.

Senate Bill No. 32. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State of North Dakota doing business as the North Dakota Mill and Elevator Association.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 3; absent and not voting, 26.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rohde
Anderson, Cass	Haugland	Rolfsrud
Anderson, Eddy-	Hegge	Rosberg
Foster	Heimes	Rose
Baldwin	Hoffer	Schmalenberger
Balerud	Hornbacher	Schuler
Beede	Isakson	Scott
Benson	Kitzmann	Simonson, 9th
Berntson	Kjos	Snortland
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Stockman
Dunlop	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Erickson, Burke-	Miller	Thompson, M'Lean
Divide	Mollet	Tough
Ettestad	Olson	Trydahl
Fine	Overbo	Vinje
Fleenor	Paulson	Wambheim
Frank	Poling	Wicks
Gagnum	Power	Wolf
Gefreh	Renfrow	Ziegler
George	Rickford	Mr. Speaker
Goebel	Roen	

Those voting in the negative were:

Anderson, Rich'nd	Baker	Bratcher
Absent and not voting:		
Bjella	Heller	Nygaard
Brekke	Hofstrand	Petterson
Bye	Homelvig	Saugstad
Davis	Larson	Saumur
Einerson	Lindberg	Schmidt
Esterby	Link	Simenson, 10th
Fristad	Mueller	Sortland
Hammer		

Gress  
Hafner

McLain

Tollefson

So the bill passed and the title was agreed to.

#### EIGHTH ORDER OF BUSINESS

Rep. Rohde moved that the courtesy of the floor be extended to Sidney Craft of Mountrail County, which motion prevailed.

#### FINAL PASSAGE OF HOUSE RESOLUTION

House Concurrent Resolution "X-1". A Concurrent Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

Which has been read.

Rep. Beede moved that House Resolution "X-1" be adopted, which motion prevailed, and the resolution was declared adopted.

Rep. Beede moved that Consideration of Senate Messages be laid over until tomorrow, which motion prevailed.

The Speaker announced that the House would revert to the seventh order of business.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Committee on the Investigation of the North Dakota State Penitentiary has completed its investigation and has the following report to submit:

#### IN THE MATTER OF INVESTIGATION OF THE CONDITIONS OF THE NORTH DAKOTA STATE PENITENTIARY

The above entitled investigation, having been inquired into, pursuant to House Resolution No. 4, on February 4, 5, 8, 11 and 23, 1955, at the State Capitol, City of Bismarck, State of North Dakota, before the Committee appointed pursuant to House Resolution No. 4, comprised of Representatives Gefreh as chairman, and Mueller, Saumur, Wicks and Hofstrand; and appearing in person before said Committee were Oscar J. Nygaard, Warden; J. Arthur Vandal; State Parole Officer; Warren L. Smith, former prison Psychologist; Dr. Arnold M. Thompson, State Penitentiary Physician; three other State Penitentiary employees and one private citizen; and the Committee members having made a personal visit to the State Penitentiary;

NOW, THEREFORE, Upon the evidence adduced at said hearings, and from personal observations as a result of the committee's visit to the State Penitentiary, the Committee does hereby make and file its FINDINGS OF FACT, AND RECOMMENDATIONS as follows:

#### FINDINGS OF FACT

##### I.

That the medical facilities in general are adequate, but that the dental and optical care of inmates is inadequate in that no financial provision is made by law to authorize proper dental and optical care, and that such lack of proper dental and optical care tends to cause an undesirable effect upon the morale of the prison inmates.

## II.

That the food and other maintenance of the prison inmates has been generally good.

## III.

That new construction projects at the prison during the last four years have caused considerable disturbances at the prison among the inmates and custodial personnel and to a great extent have disrupted normal prison routine.

## IV.

That custodial personnel wages are too low to attract men qualified for the positions, which positions of necessity require a high degree of responsibility; that present wages for guards are fixed at a minimum of \$200.00 per month.

## V.

That the present wages paid to the custodial personnel do not make any provisions for increases in pay so as to recognize length of service; that the present pension and retirement provisions are inadequate in that the qualification requirements are too restrictive.

## VI.

That there are no segregation facilities at the prison to permit any segregation of inmates as to classes of crimes, ages or otherwise.

## VII.

That there is a lack of proper understanding of duties and responsibilities among some of the custodial personnel.

## VIII.

That there have been some instances where the regulations governing the conduct of prison inmates have not been firmly and strictly enforced by some of the custodial personnel.

## IX.

That testimony adduced at the hearings established the fact that "home brewed" intoxicating beverages can be made by inmates from ingredients such as prune juice, stewed fruits, sugar and yeast, clandestinely taken from the dining hall or kitchen; that there have been instances where inmates were found with such "home brew" in their possession; that such "home brew" is a common problem in penal institutions.

## X.

That the duties of the State Parole Officer cannot be properly and adequately performed by one officer, especially since it has become an accepted practice by judges over the State to defer the imposition of sentences in an increasing number of cases and to have such persons placed in the custody of the State Parole Officer as permitted by law, which law has been further liberalized by the 34th Legislative Assembly.

NOW, THEREFORE, Based upon the foregoing Finds, the Committee makes the following:

## RECOMMENDATIONS

## I.

That the North Dakota State Legislature make an adequate appropriation for proper dental and optical care of inmates at the State Penitentiary.

## II.

That the wages of the custodial personnel should be increased with provisions for periodic increases in pay for length of service in same position.

## III.

That the pension and retirement plan be improved to permit employees with twenty-five years or more of service, or at the age of sixty-five to retire.

## IV.

That arrangements be made by the Warden to provide periodic conferences with his immediate staff and guard personnel to discuss duties, disciplinary problems and recommendations.

## V.

That some segregation facilities should be provided at the prison for the segregation of various classes of inmates.

## VI.

That some personnel changes will be necessary in order to maintain the prison discipline at a suitable standard.

## VII.

That proper legislation be enacted to provide for one or more additional State Parole Officers in order that more suitable supervision may be accorded to persons recommended to the custody of the State Parole Officer all over the State.

## VIII.

That the recommendations herein made be presented to the Board of Administration for study to determine means of effecting such recommendations.

## IX.

That such additional funds as may be required to carry out these recommendations be provided.

Dated at Bismarck, North Dakota, this second day of March, 1955.

REP. ADAM GEFREH, Chairman.  
 REP. C. H. HOFSTRAND  
 REP. JOSEPH WICKS  
 REP. GEORGE SAUMUR  
 REP. L. C. MUELLER

Rep. Gefreh moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Gefreh moved that the committee set up under House Resolution No. 9 be discharged, which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber

Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 570 by a vote of 93-3-16, and House Bill No. 830 by a vote of 73-21-19.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the

House has refused to concur in the Senate amendment to House Bill No. 548, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Haugland, Nygaard and Hofstrand.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 663, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Langseth, Baldwin and Tollefson.

KENNETH L. MORGAN, Chief Clerk.

FINAL PASSAGE OF HOUSE CONCURRENT  
RESOLUTION

House Concurrent Resolution "T-1". A Concurrent Resolution for an amendment to section 216 of the Constitution of the state of North Dakota, and directing the legislative assembly to establish an educational institution at Williston.

Which has been read.

Rep. Nygaard moved that House Concurrent Resolution "T-1" be placed in General Orders, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 503  
House Bill No. 528  
House Bill No. 546  
House Bill No. 553  
House Bill No. 585  
House Bill No. 610  
House Bill No. 619  
House Bill No. 628  
House Bill No. 629  
House Bill No. 638  
House Bill No. 644  
House Bill No. 678  
House Bill No. 796  
House Bill No. 828  
House Concurrent Resolution "D"  
House Concurrent Resolution "J"  
House Concurrent Resolution "V"  
House Concurrent Resolution "Y"

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 627  
House Bill No. 838  
House Bill No. 847  
House Bill No. 856



House Bill No. 862

House Bill No. 864

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 2, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 11

Senate Bill No. 45

Senate Bill No. 50

Senate Bill No. 143

Senate Bill No. 171

Senate Bill No. 196

Senate Bill No. 209

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

The Speaker announced that the House would revert to the fifth order of business.

#### REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education, to whom was referred Senate Bill No. 172, have had the same under consideration and recommend that the same be amended as follows:

In line 8 after the words "state" insert the following language: "or state school for the blind, or state school for the deaf, or state training school" and renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. LARSON, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 172 would be considered in the sixth order of business on the next legislative day.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 519, has had the same under consideration and recommends:

That the House concur with the Senate amendment in line 4 by striking out the figure \$417,400.00 and inserting the figure \$390,400.00, and that the House concur with the Senate amendment in line 30 by striking out the figure \$50,000.00 and inserting the figure \$35,000.00 thereof, and that the Senate recede from their amendment in line 36, and that in line 37 be amended by striking out the figure \$417,400.00 and inserting the figure \$402,400.00 in lieu thereof.

For the Senate:

SENATOR PAGE  
SENATOR DUFFY  
SENATOR LEIER

For the House:

REP. ANDERSON (Richland)  
REP. HEIMES  
REP. FINE

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson of Burke-Divide moved that the rules be suspended and House Bill No. 519 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 519.** A Bill for an Act making an appropriation into the "Administrative Fund" for the State Water Conservation Commission for general administration expenses, maintenance and construction of dams and planning and surveying projects, expenses of state compacts and for water conservation and irrigation districts for construction and development.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfsrud
Anderson, Rich'nd	Heimes	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Hornbacher	Schmalenberger
Benson	Kitzmann	Schmidt
Berntson	Kjos	Schuler
Bjella	Kloster	Scott
Bratcher	Knudsen, LaMoure	Simenson, 10th
Brooks	Knudson, Morton	Simonson, 9th
Bye	Langseth	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Dahlund	Lee	Sorlie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	McLain	Thompson, Burl'gh
Divide	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
Goebel	Poling	Ziegler
Gumeringer	Power	Mr. Speaker
Hafner	Renfrow	

Absent and not voting:

Adamsen	Frank	Isakson
Brekke	George	Roen

Brown                      Gress                      Snortland  
Einarson                  Homelvig

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 2, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee of House Bill No. 519.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House now recess until 1:00 p.m., March 3, 1955, which motion prevailed and the House stood in recess.

KENNETH L. MORGAN, Chief Clerk.

THURSDAY, MARCH 3, 1955

1031

FIFTY-EIGHTH DAY AFTER RECESS  
AND FIFTY-NINTH DAY

Bismarck, March 3, 1955

The House reconvened at 1:00 p.m., with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

A letter from Senator Young regarding the resolutions relating to U. S. Highway No. 2, was read by the Chief Clerk.

Rep. Baker moved that the communication from Senator Young be placed in the House Journal, which motion prevailed.

UNITED STATES SENATE

February 28, 1955

The Honorable Kenneth A. Fitch  
Speaker of the House  
North Dakota House of Representatives  
Bismarck, North Dakota  
Dear Ken,

It is a pleasure for me to acknowledge and thank you for the copy of House Resolution No. 9 which you forwarded to me. I have also received a copy of Senate Resolution No. 6 which deals with the same subject; namely, that of requesting the Congress to recognize the strategic importance of U. S. Highway No. 2.

Since copies of these have gone to the appropriate government officials, I believe it would do the most good if I were to refer the Senate Resolution to Senator Dennis Chavez, Chairman of the Senate Public Works Committee, and insert the House Resolution into the Congressional Record.

As you know, Senator Chavez's committee handles all highway legislation, and I am sure that when any hearings are held, the resolutions adopted by the North Dakota Legislature will be given fullest consideration. I am making this request of him and also asking to have the resolution printed as a part of the hearings when they are held.

With warmest personal regards,

Sincerely yours,  
MILTON R. YOUNG

MRY:ma

cc: Honorable Ken Morgan  
Clerk of the House

Rep. Nygaard moved that the clincher motion apply to the following Senate Bills, Nos. 187, 176, 177, 178, 155 and 32, which motion prevailed.

Rep. Engen moved that Senate Bill No. 125 be placed in General Orders for further amendments, which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, March 3, 1955

Members of the House of Representatives  
Thirty-Fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota

Gentlemen:

On March 2, I approved House Bills 789, 518, 545, 562, 634, 665, 676, 691, 697, 710, 822, 858, 543 and 788.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE

Governor

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck, March 3, 1955

Members of the House of Representatives  
Thirty-fourth Legislative Assembly  
House Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have approved House Bills 503, 528, 585, 546, 553, 610, 619, 628, 629, 638, 678, 644, 796 and 828.

These bills have been filed with the Secretary of State.

Sincerely yours,

NORMAN BRUNSDALE

Governor

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 143

Senate Bill No. 149

Senate Bill No. 150

Senate Bill No. 171

Senate Bill No. 196

Senate Bill No. 204

Senate Bill No. 209

Senate Bill No. 235

Senate Bill No. 237

Senate Concurrent Resolution "J"

Senate Bill No. 9

Senate Bill No. 10

Senate Bill No. 11

Senate Bill No. 33

Senate Bill No. 43

Senate Bill No. 36  
 Senate Bill No. 38  
 Senate Bill No. 45  
 Senate Bill No. 50  
 Senate Bill No. 52  
 Senate Bill No. 62  
 Senate Bill No. 70  
 Senate Bill No. 103  
 Senate Bill No. 130  
 Senate Bill No. 142

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Bill No. 187

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Bill No. 176

Senate Bill No. 177

Senate Bill No. 178

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Bill No. 32

Senate Bill No. 155

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "S-1"

House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"

House Concurrent Resolution "Z-1"

House Concurrent Resolution "A-2"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Bill No. 9

Senate Bill No. 10

Senate Bill No. 11

Senate Bill No. 33

Senate Bill No. 43  
 Senate Bill No. 36  
 Senate Bill No. 38  
 Senate Bill No. 45  
 Senate Bill No. 50  
 Senate Bill No. 52

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Bill No. 62  
 Senate Bill No. 70  
 Senate Bill No. 103  
 Senate Bill No. 130  
 Senate Bill No. 142  
 Senate Bill No. 143  
 Senate Bill No. 149  
 Senate Bill No. 150  
 Senate Bill No. 171  
 Senate Bill No. 196  
 Senate Bill No. 204  
 Senate Bill No. 209  
 Senate Bill No. 235  
 Senate Bill No. 237

Senate Concurrent Resolution "J"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 73, have had the same under consideration and recommend that the same do pass.

REP. ANDERSON (Cass), Vice-Chairman.

Rep. Berntson moved that the report be adopted.

Rep. Stockman moved a substitute motion that Senate Bill No. 73 be indefinitely postponed, which motion lost.

The question was now on the original motion of Rep. Berntson that the report of the Committee on Political Subdivisions on Senate Bill No. 73 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 92, have had the same under consideration and recommend that the same do pass.

REP. LARSON, Chairman.

Rep. Snortland moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 3, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "B-1"  
 Senate Concurrent Resolution "C-1"  
 Senate Concurrent Resolution "D-1"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to transmit:  
Senate Bill No. 240

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:  
House Bill No. 502

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 183 and the President has appointed as a Conference Committee, Senators Kusler, Johnson of Cass, and O'Brien.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 211 and the President has appointed as a Conference Committee, Senators Day, Freed and Solberg.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 663, Senators Hagen, Kamrath and Bridston.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill 548, Senators Dewing, Klefstad and Sayer.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill 557, Senators Wog, Holand and Nelson.

EDWARD LENO, Secretary.  
Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 57, 116, 138 and 152.

EDWARD LENO, Secretary.



Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 598, which the Senate has amended as follows:

In line 37 after the word "season" add the following language: "and whose resident state has no reciprocal agreement with North Dakota to the contrary,"

In line 42 after the period add: "This permit shall allow the holder to move the agricultural products harvested by said permit holder in intrastate commerce."

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources, to whom was referred Senate Concurrent Resolution "T", have had the same under consideration and recommend that the same be indefinitely postponed.

REP. STICKA, Chairman.

Rep. Poling moved that the report be adopted.

Rep. Rohde moved a substitute motion that Senate Concurrent Resolution "T" be placed on the calendar, which motion lost, on a division vote.

The question was now on the motion of Rep. Poling that the report of the committee on Natural Resources on Senate Concurrent Resolution "T" be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Beede moved that joint rule No. 8 be suspended and that the House receive Senate Bill No. 240, which motion prevailed.

Rep. Beede moved that the rules be suspended and Senate Bill No. 240 be not sent to a committee but placed on the calendar in its regular order, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 519 by a vote of 41-0-8.

EDWARD LENO, Secretary.

Rep. Brown requested that the Committee on Industry and Business be excused for a short committee meeting, which request was granted.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "B", have had the same under consideration and recommend that the same do pass.

REP. POWER, Vice Chairman.

Rep. Hegge 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 Concurrent Resolution "C", have

had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.

Rep. Saugstad 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 Concurrent Resolution "H", have had the same under consideration and recommend that the same do pass.

REP. STICKA, Chairman.

Rep. Solberg 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. 154, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. BROWN, Chairman.

Rep. Paulson 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. 518  
 House Bill No. 543  
 House Bill No. 545  
 House Bill No. 562  
 House Bill No. 568  
 House Bill No. 634  
 House Bill No. 665  
 House Bill No. 676  
 House Bill No. 691  
 House Bill No. 697  
 House Bill No. 710  
 House Bill No. 788  
 House Bill No. 789  
 House Bill No. 822  
 House Bill No. 858

Were delivered to the Governor for his approval at the hour of 2:10 o'clock p.m., March 2, 1955

REP. FRISTAD, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 503  
 House Bill No. 528  
 House Bill No. 585  
 House Bill No. 546  
 House Bill No. 553  
 House Bill No. 610  
 House Bill No. 619  
 House Bill No. 628  
 House Bill No. 629  
 House Bill No. 638  
 House Bill No. 678  
 House Bill No. 644  
 House Bill No. 796  
 House Bill No. 828

Were delivered to the Governor for his approval at the hour of 10:20 o'clock a.m., March 3, 1955.

REP. FRISTAD, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Memorial Resolution No. "4"  
 House Resolution No. "10"  
 House Concurrent Resolution "Y"  
 House Concurrent Resolution "V"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "D"

Were delivered to the Secretary of State at the hour of 10:20 o'clock a.m., March 3, 1955.

REP. FRISTAD, Chairman.

#### REPORTS OF SELECT COMMITTEES

The Conference Committee on House Bill No. 548 made the following report:

Mr. Speaker: Your Conference Committee has met and report that they cannot agree and we recommend that the committee be discharged and a new committee be appointed.

For the Senate:

SENATOR DEWING  
 SENATOR KLEFSTAD  
 SENATOR SAYER

For the House:

REP. NYGAARD  
 REP. HOFSTRAND  
 REP. HAUGLAND

Rep. Hofstrand moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee on House Bill No. 505, have had the same under consideration:

And failed to agree and ask that this committee be discharged and recommend that a new committee be appointed.

For the Senate:

SENATOR FOSS  
 SENATOR KNUDSON  
 SENATOR HAGEN

For the House:

REP. BAKER  
 REP. MUELLER  
 REP. THOMPSON (McLean)

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIFTEENTH ORDER OF BUSINESS

The Speaker announced that he would appoint as a new Conference Committee on House Bill No. 505, Reps. Heimes, Vinje, and Snortland.

The Speaker announced that he would appoint as a new Conference Committee on House Bill No. 548, Reps. Larson, Simonsen (10th), and Langseth.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 15, have had the same under consideration and recommend that the same be amended as follows:

Strike out all of line 7 and insert in lieu thereof the following: "Salary—Director and Clerkhire and the figure \$30,000.00".

Strike out all of line 8.

In line 15 strike out the figure "\$4,500,000.00" and insert the figure "\$4,700,000.00" in lieu thereof.

In line 15a strike out the figure "\$1,800,000.00" and insert the figure "\$2,500,000.00" in lieu thereof.

In line 22 strike out the figure "\$13,875,300.00" and insert the figure "\$14,778,300.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Baker moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 15 would 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. 19, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$113,550.00" and insert the figure "\$121,950.00" in lieu thereof.

In line 9 strike out the figure "\$69,000.00" and insert the figure "\$77,400.00" in lieu thereof.

In line 18 strike out the figure "\$113,550.00" and insert the figure "\$121,950.00" in lieu thereof.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 19 would 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. 31, have had the same under consideration and recommend that the same be amended as follows:

In line 7 strike out the figure "\$695,860.00" and insert the figure "\$688,260.00" in lieu thereof.

Strike out all of line 16.

In line 20 strike out the figure "\$514,360.00" and insert the figure "\$489,360.00" in lieu thereof.

In line 22 strike out the figure "\$111,400.00" and insert the figure "\$114,400.00" in lieu thereof.

In line 25 strike out the figure "\$6,000.00" and insert the figure "\$8,400.00" in lieu thereof.

Following line 29 add a new line 29a as follows: "Oil Leasing, etc. and the figure \$10,000.00".

In line 30 strike out the figure "\$164,500.00" and insert the figure "\$179,900.00" in lieu thereof.

Following line 33 add a new line 33a as follows: "Payment to School Districts in Lieu of Taxes and the figure \$2,000.00".

In line 37 strike out the figure "\$17,000.00" and insert the figure "\$19,000.00" in lieu thereof.

In line 38 strike out the figure "\$695,860.00" and insert the figure "\$688,260.00" in lieu thereof.

Re-number the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Baldwin moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 31 would be considered in the sixth order of business on the next legislative day.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

**Senate Concurrent Resolution "B-1".** A Concurrent Resolution relating to the recommendations of the Hoover Commission for the closing of the Minot and Fargo Veterans hospitals.

Was read for the first time in its entirety.

Rep. Bye moved that the rules be suspended and Senate Concurrent Resolution "B-1" be adopted, which motion prevailed.

**Senate Concurrent Resolution "C-1".** A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the state Bar Association and the cooperative corporations of this state, to study and revise the laws of this state governing business corporations and cooperative corporations or associations.

Was read for the first time in its entirety.

Rep. Nygaard moved that the rules be suspended and Senate Concurrent Resolution "C-1" be adopted, which motion prevailed.

**Senate Concurrent Resolution "D-1".** A Concurrent Resolution creating an interim committee of five members to supervise an investigation of the workmen's compensation bureau and its operation.

Was read for the first time in its entirety.

Rep. Brown moved that further consideration of Senate Concurrent Resolution "D-1" be delayed one legislative day, which motion prevailed.

Rep. Nygaard moved that the Speaker appoint a Conference Committee on Senate Bill No. 183 and Senate Bill No. 211, which motion prevailed.

#### GENERAL ORDERS

Rep. Schuler moved that the House resolve itself into a Committee of the Whole for consideration of amendments to House Concurrent Resolution "T-1", and Senate Bill 125, which motion prevailed.

The Speaker called Rep. Schuler to the Chair and the House resolved itself into a Committee of the Whole.

At the conclusion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration House Concurrent Resolution "T-1" and recommend that the same be amended as follows:

Delete lines 20 through 25, inclusive, and insert the following lines in lieu thereof:

"Second: The blind asylum shall be known as the North Dakota school for the blind and may be removed from the county of Pembina to such other location as may be determined by the board of administration to be in the best interests of the students of such institution and the state of North Dakota."

And Senate Bill No. 125.

And recommend that the same be further amended for passage as amended in General Orders on page 1017 of the House Journal but further amended in section 18 by striking the words "more than nine thousand" and inserting the words "of eight thousand or more" and in the second line from the bottom of page 1017, strike the word "nine" and insert "eight".

Renumber the lines accordingly.

REP. SCHULER, Chairman,  
Committee of the Whole.

Rep. Wolf moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### GENERAL ORDERS

Rep. Link moved that the House resolve itself into a Committee of the Whole for consideration of amendments to Senate Bill No. 7, which motion prevailed.

The Speaker called Rep. Link to the Chair and the House resolved itself into a Committee of the Whole.

At the conclusion of that order of business, Speaker Fitch resumed the Chair and the following report was made:

Mr. Speaker: The Committee of the Whole have had under consideration Senate Bill No. 7 and recommend that the same be amended as follows:

Strike all of lines 31, 32 and 33.

In line 35 strike out the figure "793,340" and insert in lieu thereof the figure "773,100".

Renumber the lines accordingly.

And when so amended recommend the same for passage.

REP. LINK, Chairman,  
Committee of the Whole.

Rep. Sticka moved that the report of the Committee of the Whole be adopted, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Langseth moved that the junior and senior classes of McHenry High School and their instructors be given the courtesy of the floor, which motion prevailed.

On motion of Rep. Berntson the courtesy of the floor was granted to Mr. Frank Vejtessa of Fairdale, North Dakota, which motion prevailed.

Rep. Nygaard moved that the clincher motion apply to Senate Concurrent Resolution "B-1" and "C-1", which motion prevailed.

Rep. Roen moved that the Chief Clerk be permitted to sign the payroll for Reps. Brekke, Einarson and Homelvig, who are ill in hospitals, which motion prevailed.

Rep. Nygaard moved that the House now recess to the Call of the Chair, which motion prevailed and the House stood in recess.

The House reconvened at the Call of the Chair and the Speaker announced that the House would be on the fifteenth order of business.

#### FIFTEENTH ORDER OF BUSINESS

The Speaker announced that he would appoint as a Conference Committee on Senate Bill No. 183, Reps. Brown, Saugstad and Baldwin.

The Speaker announced that he would appoint as a Conference Committee on Senate Bill No. 211, Reps. Wolf, Kjos and Wicks.

The Speaker announced that the House would revert to the fourth order of business.

A communication of appreciation written to the manager of the Dakota Theatre by Mr. Fristad was read and on motion of Rep. Gress was ordered printed in the House Journal.

March 3, 1955

Mr. Robert E. Rosen, Manager  
Bismarck Theater  
202 3rd Street  
Bismarck, North Dakota

Dear Mr. Rosen:

The members of the House of Representatives wish to express their appreciation to you for the privilege of attending the film, "The Long Gray Line." The members and their wives enjoyed this picture very much and considered it outstanding. Also, the refreshments provided were certainly appreciated.

Thanks again for a fine evening of entertainment. It has been a pleasure to work with you in arranging for this.

Sincerely yours,  
C. G. (GUS) FRISTAD  
Representative

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 3, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "B-1"  
Senate Concurrent Resolution "C-1"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 3, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee on House Bill No. 505, Reps. Heimes, Vinje and Snortland.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 3, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee on House Bill No. 548, Reps. Larson, Simenson, and Langseth.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 3, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 183, Reps. Brown, Saugstad, and Baldwin.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 3, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 211, Reps. Wolf, Kjos, and Wicks.

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 704  
House Bill No. 755  
House Bill No. 756  
House Bill No. 777  
House Bill No. 779  
House Bill No. 851  
House Bill No. 852  
House Bill No. 855  
House Bill No. 863

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:

House Bill\* No. 688  
House Bill No. 693

Which the Senate has amended.

Senate Amendments to House Bill No. 688:

On Line 97 and Line 100 remove the bracket.

In Line 100 and 101, delete the new language.

Senate Amendments to House Bill No. 693:

In Line 36 after the word "mayor" delete the period and insert a comma.

In Line 59 after the word "fill" delete the comma and insert a period.

In italics, line 8, after the word "may" insert the following words:

"call a special city election to fill such vacancy for the unexpired term, or may, after fifteen days of the date of such vacancy,"



In line 11 delete the comma and insert a period in lieu thereof.

In line 13 delete the bracket and the italicized words "or may call".

In line 14 delete the brackets.

In line 15 insert an end bracket after the period.

In line 20 delete the period and insert in lieu thereof a comma, and add the following italicized words:

"provided such petition has been submitted within fifteen days of the date of such vacancy."

In line 36 after the word "may" insert a comma and the following italicized words: "after fifteen days from the date of such vacancy."

In line 36 delete the bracket before the word "and".

In line 37 insert a bracket before the word "such".

In line 44 delete the period and insert in lieu thereof a comma, and add the following italicized words after the comma:

"provided such petition is submitted within fifteen days of the date of such vacancy."

In line 57 after the word "may" insert the following italicized words:

"call a special city election to fill such vacancy for the unexpired term, or may, after fifteen days from the date of such vacancy,"

In line 59 delete the italicized words "or may call".

In line 61 delete the bracket.

In line 62 delete all brackets and the italicized words "such vacancy".

In line 63 insert a closing bracket after the period.

In line 68 delete the period and insert a comma in lieu thereof, and after the comma insert the following italicized words:

"provided such petition has been submitted within fifteen days of the date of such vacancy."

EDWARD LENO, Secretary.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 505, Senators Freed, Livingston, and Weiland.

EDWARD LENO, Secretary.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Sticka, Leet, and Lindberg introduced:

House Concurrent Resolution "C-2". A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota relating to the compensation of members of the legislative assembly.

Was read for the first time in its entirety, on motion of Rep. Snow.

Rep. Gefreh moved that the rules be suspended and that House Concurrent Resolution "C-2" be adopted.

**House Concurrent Resolution "C-2".** A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota relating to the compensation of members of the legislative assembly.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Adamsen	Hafner	Poling
Anderson, Eddy-	Hammer	Power
Foster	Haugland	Renfrow
Baker	Hegge	Roen
Balerud	Heller	Rohde
Benson	Hoffer	Rosberg
Berntson	Hofstrand	Rose
Bjella	Hornbacher	Saugstad
Bratcher	Isakson	Saumur
Brooks	Kjos	Schmidt
Brown	Knudsen, LaMoure	Schuler
Bye	Knudson, Morton	Scott
Christopher	Langseth	Simenson, 10th
Currie	Larson	Simenson, 9th
Dahlund	Laske	Snow
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Link	Sortland
Dunlop	Lynch	Spitzer
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Tollefson
Ettestad	Mollet	Trydahl
Fleenor	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Ziegler
Gress	Petterson	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Cass	Gagnum	Rolfstrud
Anderson, Rich'nd	Goebel	Schmalenberger
Baldwin	Heimes	Snortland
Beede	Homelvig	Solberg
Brekke	Kitzmann	Sticka
Einarson	Kloster	Stockman
Engen	Lindberg	Thompson, M'Lean
Fine	Mueller	Tough
Frank	Nygaard	Vinje
Fristad	Rickford	Wolf

So the resolution was declared adopted.

Rep. Gefreh moved that the vote by which House Concurrent Resolution "C-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Gefreh moved that House Concurrent Resolution "C-2" be printed in the House Journal, which motion prevailed.

## HOUSE CONCURRENT RESOLUTION "C-2"

Introduced by Reps. Sticka, Leet and Lindberg

A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota relating to the compensation of members of the legislative assembly.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

1 The following amendment to section 45 of the  
2 Constitution of the state of North Dakota is agreed  
3 to and shall be submitted to the qualified electors  
4 of the state of North Dakota for approval or  
5 rejection at the primary election to be held in  
6 June, 1956, in accordance with the provisions of  
7 section 202 of the Constitution of the state of  
8 North Dakota:

9 SECTION 1.) Section 45 of the Constitution of the  
10 state of North Dakota is hereby amended and reenacted  
11 to read as follows:

12 SECTION 45. Each member of the legislative  
13 assembly shall receive as compensation for his  
14 services for each session, a sum to be determined  
15 by the legislative assembly, but not exceeding  
16 ten dollars per day as salary and fifteen dollars  
17 per day as an expense allowance, plus ten cents for  
18 every mile of necessary travel in going to and  
19 returning from the place of the meeting of the  
20 legislative assembly, on the most usual route.

House Resolution No. 12. A Resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota State Penitentiary.

Which has been read.

Rep. Gefreh moved that House Resolution No. 12 be adopted.

House Resolution No. 12. A Resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota State Penitentiary.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 7; absent and not voting, 26.

Those voting in the affirmative were:

Adamsen	Hammer	Paulson
Anderson, Eddy-	Haugland	Power
Foster	Hegge	Renfrow
Balerud	Heller	Rohde
Beede	Hoffer	Rosberg
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Brooks	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie

Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Trydahl
Frank	Miller	Wambheim
Fristad	Mollet	Wicks
Gefreh	Nygaard	Wolf
George	Olson	Ziegler
Goebel	Overbo	Mr. Speaker

Gumeringer

Those voting in the negative were:

Bratcher	Gress	Saugstad
Dunlop	Roen	Simenson, 10th
Fleenor		

Absent and not voting:

Anderson, Cass	Hafner	Rolfsrud
Anderson, Richl'nd	Heimes	Rose
Baker	Homelvig	Snortland
Baldwin	Kitzmann	Solberg
Brekke	Lindberg	Sticka
Einarson	Mueller	Thompson, M'Lean
Engen	Petterson	Tough
Fine	Poling	Vinje
Gagnum	Rickford	

So the resolution was declared adopted.

Reps. Hegge, Sticka, Baker, Hammer, Renfrow and Snortland introduced:

**House Concurrent Resolution "D-2".** A Concurrent Resolution authorizing the payment of two dollars per day additional expense allowance to each employee of the Legislative Assembly.

Which was read for the first time in its entirety.

Rep. Baker moved that House Concurrent Resolution "D-2" be adopted.

#### FINAL PASSAGE OF HOUSE RESOLUTION

**House Concurrent Resolution "D-2".** A Concurrent Resolution authorizing the payment of two dollars per day additional expense allowance to each employee of the Legislative Assembly.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 96; nays, 8; absent and not voting, 9.

Those voting in the negative were:

Adamsen	Gumeringer	Petterson
Anderson, Cass	Hafner	Poling
Anderson, Eddy-	Hammer	Power
Foster	Haugland	Renfrow
Anderson, Richl'nd	Hegge	Rickford
Baker	Heller	Roen
Balerud	Hoffer	Rohde
Beede	Hofstrand	Rolfsrud

Benson	Hornbacher	Rosberg
Berntson	Isakson	Saumur
Bjella	Kitzmann	Schmalenberger
Bratcher	Kjos	Schmidt
Brooks	Kloster	Schuler
Bye	Knudsen; LaMoire	Scott
Christopher	Knudson, Morton	Simenson, 10th
Dahlund	Langseth	Simonson, 9th
Davis	Larson	Snortland
Dick	Laske	Sommer
Engen	Lee	Sorlie
Erickson, Bottin'au	Leet	Sortland
Erickson, Burke- Divide	Lindberg	Spitzer
	Link	Sticka
Esterby	Lynch	Stockman
Ettestad	Magnuson	Strand
Fine	Mahlmann	Strege
Fleenor	McLain	Thompson, Burl'gh
Frank	Miller	Thompson, M'Lean
Fristad	Mollet	Tough
Gagnum	Mueller	Trydahl
Gefreh	Nygaard	Wambheim
George	Olson	Wolf
Goebel	Overbo	Mr. Speaker
Gress	Paulson	

Those voting in the negative were:

Currie	Snow	Wicks
Dewey	Solberg	Ziegler
Dunlop	Tollefson	

Absent and not voting:

Baldwin	Einarson	Rose
Brekke	Heimes	Saugstad
Brown	Homelvig	Vinje

So the resolution was declared adopted.

Rep. Baker moved that House Concurrent Resolution "D-2" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "D-2"

Introduced by Reps. Hegge, Sticka, Baker, Hammer, Renfrow and Snortland.

A Concurrent Resolution authorizing the payment of two dollars per day additional expense allowance to each employee of the Legislative Assembly.

1 WHEREAS, the present allowance for the employees of  
 2 the House of Representatives and Senate is not  
 2a sufficient  
 3 to pay for their high expense of living and to allow  
 4 them a decent days wages above their living expenses,  
 5 besides their expense of coming to Bismarck and  
 5a returning  
 6 home at the end of the Session;  
 7 NOW THEREFORE, BE IT RESOLVED BY THE  
 7a HOUSE OF  
 8 REPRESENTATIVES OF THE STATE OF NORTH  
 8a DAKOTA, THE SENATE  
 9 CONCURRING THEREIN:  
 10 That there is hereby appropriated the sum of \$2.00  
 11 as additional legislative expense to be used to pay all  
 12 the employees of both the House of Representatives and

13 the Senate the sum of two dollars per day to help cover  
 14 their living expenses.

Rep. Baker moved that the vote by which House Concurrent Resolution "D-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The Joint Committee on Employment introduced:

**House Concurrent Resolution "E-2".** A Concurrent Resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives and the Senate of the State of North Dakota.

Which was read for the first time in its entirety.

Rep. Erickson of Burke-Divide moved that House Concurrent Resolution "E-2" be adopted.

**FINAL PASSAGE OF HOUSE RESOLUTION**

**House Concurrent Resolution "E-2".** A Concurrent Resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives and the Senate of the State of North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the resolution, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Roen
Anderson, Richl'nd	Hegge	Rohde
Baker	Heller	Rolfsrud
Balerud	Hoffer	Rosberg
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke-	Lynch	Stockman
Divide	Magnuson	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
Frank	Mueller	Tough
Fristad	Nygaard	Trydahl
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf

Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker
Absent and not voting:		
Baldwin	Einarson	Rose
Brekke	Heimes	Saugstad
Brown	Homelvig	Vinje
Dunlop		

So the resolution passed and the title was agreed to.

Rep. Wolf moved that the vote by which House Concurrent Resoluition "E-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Wolf moved that House Concurrent Resolution "E-2" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "E-2"

Introduced by Joint Committee on Employment

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.

1 WHEREAS, a complete record of action upon and  
2 disposal of all bills introduced in the House and Senate  
3 during this session should be made available to House  
4 and Senate members as quickly as possible, such record  
5 to show what bills have been passed, indefinitely post-  
6 poned or withdrawn with notation of Journal date and  
7 page of amendment thereto.

8 NOW THEREFORE, BE IT RESOLVED BY THE  
8a HOUSE  
9 OF REPRESENTATIVES OF THE STATE OF NORTH  
9a DAKOTA,

10 THE SENATE CONCURRING THEREIN:

11 That such compilation be at once prepared in a  
12 pamphlet similar to size to the House and Senate  
13 Journals; that Kenneth L. Morgan, Chief Clerk of the  
14 House, and Edward Leno, Secretary of the Senate, be  
15 employed to prepare such compilation immediately, and  
16 a copy of same be mailed as speedily as possible to each  
17 member of the House and Senate at the home address  
18 thereof:

19 BE IT FURTHER RESOLVED, that the said Kenneth  
19a L.  
20 Morgan and Edward Leno be and are hereby respectfully  
21 retained on this work for the House and for the Senate  
22 for a period of eight days after the adjournment of  
23 this legislative assembly, at their present pay, such  
24 compensation with the printing expense of such  
24a pamphlet  
25 and of mailing same be charged and paid as legislative  
26 expense.

The Joint Committee on Employment introduced:

House Concurrent Resolution "F-2". A Concurrent Resolution providing for the retaining of certain employees of the Senate and House after the legislative session for the purpose of completing legislative work.

Which was read for the first time in its entirety.

Rep. Wolf moved that House Concurrent Resolution "F-2" be adopted.

## FINAL PASSAGE OF HOUSE RESOLUTION

House Concurrent Resolution "F-2". A Concurrent Resolution providing for the retaining of certain employees of the Senate and House after the legislative session for the purpose of completing legislative work.

Which has been read.

## ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hafner	Renfrow
Anderson, Eddy-	Hammer	Rickford
Foster	Haugland	Roen
Anderson, Richl'nd	Hegge	Rohde
Baker	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Saumur
Benson	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker
Gress	Poling	

Absent and not voting:

Baldwin	Einarson	Saugstad
Brekke	Homelvig	Vinje
Brown	Rose	

So the resolution was declared adopted.

Rep. Schuler moved that the vote by which House Concurrent Resolution "F-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Wolf moved that House Concurrent Resolution "F-2" be printed in the House Journal, which motion prevailed.



## HOUSE CONCURRENT RESOLUTION "F-2"

Introduced by Joint Committee on Employment

A Concurrent Resolution providing for the retaining of certain employees of the Senate and House after the legislative session for the purpose of completing legislative work.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

1 That, Miles Nelson, Melvin Forthun, Verline D. Just  
 2 and Geraldine Smith, mailing clerks of the Thirty-fourth  
 3 Legislative Assembly, be retained for five days after the  
 4 close of this session to complete sending Senate and  
 5 House Journals of the last days of the session; That  
 6 Enola Eck and Stan Sharkey, proofreaders of the House  
 7 and Senate, respectively, be retained for four days  
 8 after the close of the session to finish proofreading  
 9 the Journals of the House and Senate for the last day of  
 10 this Thirty-fourth legislative assembly; that George  
 10a Lapica  
 11 and Ronald Johnson, pages of House, and Edna Mae Leno  
 12 and James Klesalek, pages of the Senate, be retained for  
 13 three days after the close of session for the purpose of  
 14 wrapping and either mailing or expressing to the  
 14a members  
 15 of the Senate and the House, bill books, Journals, reports  
 16 and files; and that Ica M. Saxvik and Claudia McCulloch,  
 17 postmistresses of the House and Senate, respectively, be  
 18 retained two days after the close of this session for the  
 19 purpose of disposing of any mail coming in and after the  
 20 close of session; and that Gerald Stair, assistant chief  
 21 clerk be retained for four days, after session, and that  
 22 Mrs. P. J. Curtis, Mrs. Alice Knoll, Edwin C. Becker and  
 23 Marjorie Daner, enrollers and engrossers of the Senate  
 24 and House be retained for two days to complete their  
 25 work; and that Ruth Smith and Vera M. Geng, desk re-  
 25a porters  
 26 of the House and Senate, be retained for three days to  
 27 complete their work.

28 BE IT FURTHER RESOLVED, that each of the  
 28a above  
 29 named employees, to-wit: Miles Nelson be paid for said  
 30 additional five days the sum of ten dollars per day and  
 31 that Melvin Forthun, Verline D. Just and Geraldine  
 31a Smith  
 32 be paid for additional five days, the sum of eight dollars  
 33 per days; that Enola Eck and Stan Sharkey, proofreaders  
 34 of the House and Senate, respectively, be paid the sum  
 35 of nine dollars per day for four days; that George Lapica,  
 36 Ronald Johnson, Edna Mae Leno and James Klesalek, as  
 37 pages, be paid the sum of eight dollars per day for  
 38 said additional three days; that Ica M. Saxvik and  
 39 Claudia McCulloch, postmistresses, be paid the sum of  
 40 nine dollars per day for said additional two days; that  
 41 Gerald Stair, assistant chief clerk, be paid the sum of  
 42 twelve dollars per day for said additional four days;  
 43 that Mrs. P. J. Curtis, Mrs. Alice Knoll, Edwin C. Becker  
 44 and Marjorie Daner, enrollers and engrossers, be paid the  
 45 sum of eleven dollars per day for said additional two  
 46 days; that Ruth Smith and Vera M. Geng, desk

47 reporters, be paid the sum of seventeen dollars per day  
 48 for said additional three days; all of the above  
 49 expenses to be paid as other legislative expense and  
 50 paid when the respective claims are verified by the  
 51 affidavits of said parties named herein at the completion  
 52 of said work.

The Joint Committee on Employment introduced:

**House Concurrent Resolution "G-2".** A Concurrent Resolution providing for the completion of the legislative journals of the House and Senate.

Which was read for the first time in its entirety.

Rep. Rohde moved that House Concurrent Resolution "G-2" be adopted.

**FINAL PASSAGE OF HOUSE RESOLUTION**

**House Concurrent Resolution "G-2".** A Concurrent Resolution providing for the completion of the legislative journals of the House and Senate.

Which has been read.

**ROLL CALL**

The question being on the adoption of the resolution, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Anderson, Cass	Hammer	Rickford
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rohde
Anderson, Richl'nd	Heimes	Rolfstrud
Baker	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Kitzmann	Schmidt
Bratcher	Kjos	Schuler
Brooks	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Simonson, 9th
Currie	Langseth	Snortland
Dahlund	Larson	Snow
Dewey	Laske	Solberg
Dick	Lee	Sommer
Dunlop	Leet	Sorlie
Engen	Lindberg	Sortland
Erickson, Bottin'au	Link	Spitzer
Erickson, Burke-	Lynch	Sticka
Divide	Magnuson	Stockman
Esterby	Mahmann	Strand
Ettestad	McLain	Strege
Fine	Miller	Thompson, Burl'gh
Fleenor	Mollet	Tollefson
Frank	Mueller	Tough
Fristad	Nygaard	Trydahl
Gagnum	Olson	Wambheim
Gefreh	Overbo	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker
Gumeringer	Power	

**Absent and not voting:**

Baldwin  
Bjella  
Brekke  
Brown

Davis  
Einarson  
Homelvig  
Isakson

Saugstad  
Thompson, M'Lean  
Vinje

So the resolution was declared adopted.

Rep. Rohde moved that the vote by which House Concurrent Resolution "G-2" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Rohde moved that House Concurrent Resolution "G-2" be printed in the House Journal, which motion prevailed.

**HOUSE CONCURRENT RESOLUTION "G-2"**

Introduced by Joint Committee on Employment

A Concurrent Resolution providing for the completion of the legislative journals of the House and Senate.

1 WHEREAS, after termination of the thirty-fourth  
2 legislative assembly a complete record with index of the  
3 Senate and House Journals must be prepared.

4 NOW, THEREFORE, BE IT RESOLVED BY THE  
4a HOUSE OF

5 REPRESENTATIVES OF THE STATE OF NORTH  
5a DAKOTA, THE

6 SENATE CONCURRING THEREIN:

7 That Edward Leno, Secretary of the Senate, and  
8 Kenneth L. Morgan, Chief Clerk of the House, are

8a hereby

9 authorized, empowered and employed to compare and  
9a index

10 the Journals of the thirty-fourth legislative assembly,  
11 and the said Edward Leno, Secretary of the Senate, and

12 Kenneth L. Morgan, Chief Clerk of the House, are

12a hereby

13 directed and required at their own cost and expense to  
14 arrange for and procure sufficient assistance to insure

15 that the said work shall be completed within twenty  
15a days

16 after the adjournment of the session.

17 BE IT FURTHER RESOLVED, that for the services  
17a of

18 the said Edward Leno and Kenneth L. Morgan, as above  
18a set

19 forth, that they will be paid the sum of five hundred  
19a dollars

20 each, which shall include compensation for an assistant  
21 to be selected by each, all to be paid as other legisla-

22 tive expense, and paid when the respective claims are  
23 verified by the affidavits of the said Edward Leno and

24 Kenneth L. Morgan showing completion of such work.

Rep. Rohde moved the courtesy of the floor for a delegation of students from Newtown and Parshall, and Rev. Engel and Rev. Case, which motion prevailed.

**MESSAGE TO THE SENATE**

House Chamber

Bismarck, March 3, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C-2"

House Concurrent Resolution "D-2"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-2"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

#### SIXTH ORDER OF BUSINESS

Rep. Leet moved that the amendments to Senate Bill No. 164, as recommended by the Committee on Transportation and printed on page 1006 of the House Journal, be adopted, which motion prevailed.

Rep. Leet moved a further amendment to Senate Bill No. 164 in line 18 of the amendment, change the word "and" to "or", which motion prevailed.

Rep. Leet moved that the amendments to Senate Bill No. 213, as recommended by the Committee on Transportation and printed on page 1007 of the House Journal, be adopted.

Rep. Brooks moved a substitute motion that the amendments to Senate Bill No. 213 be not adopted, which motion lost on a division vote.

The question was now on the motion of Rep. Leet that the amendments to Senate Bill No. 213 be adopted, which motion prevailed.

Rep. Rohde moved that the amendments to Senate Bill No. 229, as recommended by the Committee on Political Subdivisions and printed on page 1010 of the House Journal, be adopted, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 717 as printed on page 1019 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 717 be considered properly reengrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILLS

House Bill No. 717. A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to elementary per pupil payments from the county tuition fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud

Balerud	Heller	Saugstad
Beede	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Bufl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Miller	Tollefson
Fleenor	Mollet	Tough
Frank	Mueller	Trydahl
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	Mr. Speaker

## Absent and not voting:

Benson	Homelvig	Rose
Brekke	Lindberg	Sorlie
Einarson	Rosberg	Vinje

So the bill passed, as amended on page 1019 of the House Journal, and the title was agreed to.

Rep. Nygaard moved that the vote by which House Bill No. 717 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Leet moved that the House do concur with the Senate amendments to House Bill No. 742, as printed on page 1020 of the House Journal, which motion prevailed.

Rep. Leet moved that the rules be suspended and House Bill No. 742 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 742.** A Bill for an Act providing for credit or refund of fees or taxes upon destruction of licensed or taxed motor vehicles, and providing for an appropriation for refunds.

Which has been read.

## 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:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy- Foster	Gumeringer	Renfrow
	Hafner	Roen

Anderson, Rich'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Saugstad
Balerud	Heimes	Saumur
Beede	Heller	Schmidt
Berntson	Hoffer	Schuler
Bjella	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th
Brown	Kitzman	Snortland
Bye	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		
Absent and not voting:		
Benson	Kjos	Rosberg
Brekke	Larson	Rose
Einarson	Lindberg	Schmalenberger
Homevig	Rickford	Vinje

So the bill passed, as amended on page 1020 of the House Journal, and the title was agreed to.

Rep. Nygaard moved that the vote by which House Bill No. 742 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Hammer moved that the House do concur with the Senate amendments to House Bill No. 749, as printed on page 1020 of the House Journal, which motion prevailed.

Rep. Hammer moved that the rules be suspended and House Bill No. 749 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 749. A Bill for an Act to amend and reenact Sections 15-2511 and 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the approval by the county superintendent of elementary non-resident pupils.

Which has been read.

#### 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:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Brown	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel		

## Absent and not voting:

Benson	Homelvig	Schmalenberger
Brekke	Lindberg	Snortland
Einarson	Rosberg	Vinje

So the bill passed, as amended on page 1020 of the House Journal, and the title was agreed to.

Rep. Brown moved that the House do concur with the Senate amendments to House Bill No. 761 as printed on page 1020 of the House Journal, which motion prevailed.

Rep. Sticka moved that the rules be suspended and House Bill No. 761 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 761. A Bill for an Act providing for the construction and equipping of an executive mansion on the capitol grounds and providing for an appropriation.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 28; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Haugland	Renfrow
Anderson, Cass	Hegge	Rickford
Anderson, Eddy-	Heimes	Roen
Foster	Heller	Rose
Anderson, Richl'nd	Hoffer	Saugstad
Baker	Hornbacher	Saumur
Baldwin	Isakson	Schmalenberger
Balerrud	Kjos	Schmidt
Berntson	Kloster	Simenson, 10th
Bratcher	Knudsen, LaMoure	Simonson, 9th
Brooks	Knudson, Morton	Snow
Brown	Langseth	Sommer
Bye	Larson	Sorlie
Christopher	Laske	Sortland
Currie	Lee	Spitzer
Dahlund	Leet	Sticka
Davis	Lynch	Stockman
Dewey	McLain	Strand
Dick	Miller	Thompson, Burl'gh
Engen	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fleenor	Olson	Trydahl
Gefreh	Paulson	Wambheim
George	Petterson	Wicks
Gress	Poling	Mr. Speaker
Hammer	Power	

Those voting in the negative were:

Beede	Goebel	Rolfsrud
Bjella	Hafner	Schuler
Dunlop	Hofstrand	Scott
Erickson, Bottin'au	Kitzmann	Snortland
Erickson, Burke-	Link	Solberg
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Fine	Mollet	Wolf
Frank	Overbo	Ziegler
Gagnum	Rohde	

Absent and not voting:

Benson	Fristad	Lindberg
Brekke	Gumeringer	Rosberg
Einarson	Homelvig	Vinje

So the bill passed, as amended on page 1020 of the House Journal, and the title was agreed to.

Rep. Solberg moved that the House do concur with the Senate amendments to House Bill No. 775, as printed on page 1020 of the House Journal, which motion prevailed.

Rep. Solberg moved that the rules be suspended and House Bill No. 775 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 775. A Bill for an Act to amend and reenact section 39-0411 of the North Dakota Revised Code of 1943, relating to motor vehicle license plates.

Which has been read.

#### 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.



Those voting in the affirmative were:

Adamsen	Hafner	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Roen
Foster	Hegge	Rohde
Baker	Heimes	Rolfstrud
Baldwin	Heller	Rose
Balerud	Hofstrand	Saugstad
Beede	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Bjella	Kitzmann	Schmidt
Bratcher	Kjos	Schuler
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simonsen, 10th
Christopher	Knudson, Morton	Simonsen, 9th
Currie	Langseth	Snortland
Davis	Larson	Snow
Dewey	Laske	Solberg
Dick	Lee	Sommer
Dunlop	Leet	Sorlie
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mollet	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Trydahl
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gumeringer		

Those voting in the negative were:

Anderson, Rich'nd	Hoffer	Sortland
Brooks	Rickford	Wolf
Gress		

Absent and not voting:

Benson	Einarson	Rosberg
Brekke	Homelvig	Vinje
Dahlund	Lindberg	

So the bill passed, as amended on page 1020 of the House Journal, and the title was agreed to.

Rep. Langseth moved that the House do concur with the Senate amendments to House Bill No. 829, as printed on page 1019 of the House Journal, which motion prevailed.

Rep. Langseth moved that the rules be suspended and House Bill No. 829 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 829.** A Bill for an Act providing for the control of tuberculosis and protection of public health; creating county tuberculosis boards; authorizing compulsory care, treatment, isolation and quarantine at the state sanatorium or other appropriate institution, and the placing of persons having active, infectious tuberculosis dangerous to public health in the custody of the state board of administration for

such purposes; and prescribing procedures.

Which has been read.

### 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:

Adamsen	Hafner	Rickford
Anderson, Cass	Hammer	Roen
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfsrud
Anderson, Rich'l'nd	Heller	Rosberg
Baker	Heimes	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Saumur
Beede	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke-	Magnuson	Stockman
Divide	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker
Gumeringer	Renfrow	
Absent and not voting:		
Benson	Bye	Lindberg
Brekke	Einarson	Thompson, M'Lean
Brown	Homelvig	

So the bill passed, as amended on page 1020 of the House Journal, and the title was agreed to.

Rep. Baker moved that the House do not concur with the Senate amendments to House Bill No. 524, as printed on page 1029 of the House Journal, and that a committee be appointed to meet with a like committee from the Senate.

Rep. Beede asked for a roll call vote on the motion of Rep. Baker that the House do not concur with the Senate amendments to House Bill No. 524 and that a conference committee be appointed. The request of Rep. Beede was granted.

## ROLL CALL

The question being on the motion of Rep. Baker, the roll was called and there were ayes, 65; nays, 41; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Bjella	Hoffer	Schuler
Bratcher	Isakson	Simenson, 10th
Brooks	Kjos	Simonsen, 9th
Brown	Kloster	Snow
Currie	Knudsen, LaMoure	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Sticka
Dick	Lee	Stockman
Engen	Leet	Thompson, Burl'gh
Ettestad	Lindberg	Tollefson
Fleenor	Mueller	Trydahl
Fristad	Nygaard	Wambheim
Gefreh	Paulson	Wolf
George	Petterson	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Anderson, Eddy-	Hammer	Rolfsrud
Foster	Hofstrand	Rosberg
Beede	Hornbacher	Schmalenberger
Benson	Langseth	Schmidt
Berntson	Link	Scott
Christopher	Lynch	Snortland
Dunlop	Magnuson	Solberg
Erickson, Bottin'au	Mahlmann	Spitzer
Erickson, Burke-	McLain	Strand
Divide	Mollet	Strege
Esterby	Olson	Thompson, M'Lean
Fine	Overbo	Tough
Frank	Poling	Wicks
Gagnum	Rohde	Ziegler
Gumeringer		

Absent and not voting:

Brekke	Homelvig	Miller
Bye	Kitzmann	Vinje
Einarson		

So the motion of Rep. Baker prevailed, and the Speaker appointed as such committee, Reps. Baker, Vinje and Thompson of McLean.

Rep. Erickson of Burke-Divide moved that the House do concur with the Senate amendments to House Bill No. 640 as printed on page 1029 of the House Journal, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the rules be suspended and House Bill No. 640 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 640. A Bill for an Act to prohibit the offering or giving of commissions, fees or rewards to the agent of any school or school district for or on account of the purchase of any school books, furniture or other supplies for the use of such school, school district, employees thereof, or students, and to provide a penalty.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kjos	Scott
Bratcher	Kloster	Simenson, 10th
Brooks	Knudsen, LaMoure	Simonson, 9th
Brown	Knudson, Morton	Snortland
Christopher	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleemor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Absent and not voting:

Brekke	Einarson	Kitzmann
Bye	Homelvig	Rosberg

So the bill passed, as amended on page 1029 of the House Journal, and the title was agreed to.

Rep. Langseth moved that the House do not concur with the Senate amendments to House Bill No. 656 as printed on page 1030 of the House Journal, which motion prevailed; and that a committee be appointed to meet with a like committee from the Senate, which motion prevailed, and the Speaker

announced that he would appoint as such committee, Reps. Haugland, Knudson of Morton, and Langseth.

Rep. Hofstrand moved that the House do concur with the Senate amendments to House Bill No. 658 as printed on page 1030 of the House Journal, which motion prevailed.

Rep. Hofstrand moved that the rules be suspended and House Bill No. 658 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 658. A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, relating to hog cholera virus.

Which has been read.

#### 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:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfstrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Rose
Baldwin	Heimes	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke-	Magnuson	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Renfrow	Mr. Speaker
Absent and not voting:		
Brekke	Homelvig	McLain
Bye	Kitzmann	Power
Einarson		

So the bill passed, as amended on page 1030 of the House Journal, and the title was agreed to.

Rep. Rolfsrud moved that the House do concur with the Senate amendments to House Bill No. 674 as printed on page 1030 of the House Journal, which motion prevailed.

Rep. Rolfsrud moved that the rules be suspended and House Bill No. 674 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 674.** A Bill for an Act relating to eradication of noxious weeds, and prescribing functions of the extension service of the North Dakota agricultural college with reference thereto; providing for appointment of a commissioner of noxious weeds and deputy commissioner in each county commissioner district and in a city, village, township or irrigation district; prescribing their powers and duties and fixing their compensation, providing for a tax levy to cover compensation and expenses of such commissioner and deputy commissioner of noxious weeds, providing penalties for violation of this Act; repealing chapter 63-02 of the North Dakota Revised Code of 1943 and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Hegge	Saugstad
Balerud	Heimes	Schmalenberger
Baldwin	Heller	Schmidt
Beede	Hoffer	Scott
Benson	Hofstrand	Simonson, 10th
Berntson	Hornbacher	Simonson, 9th
Bratcher	Isakson	Snortland
Brooks	Kloster	Snow
Brown	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Davis	Lee	Spitzer
Dewey	Leet	Sticka
Dick	Lindberg	Stockman
Dunlop	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	Miller	Tollefson
Esterby	Mollet	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

Those voting in the negative were:

Frank	Laske	Schuler
Kjos	Rose	
Absent and not voting:		
Bjella	Einarson	McLain
Brekke	Homelvig	Mueller
Bye	Kitzmann	Saumur

So the bill passed, as amended on page 1030 of the House Journal, and the title was agreed to.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 67

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations, to whom was referred Senate Bill No. 1, have had the same under consideration and recommend that the same be amended as follows:

At the top of the bill, make a new line below the word "Budget" and insert the words "A BILL".

In line 73 strike out the figure "\$32,400.00" and insert the figure "\$34,300.00" in lieu thereof.

In line 81 strike out the figure "\$70,480.00" and insert the figure "\$72,380.00" in lieu thereof.

In line 121 strike out the figure "\$13,800.00" and insert the figure "\$21,000.00" in lieu thereof.

In line 129 strike out the figure "\$33,580.00" and insert the figure "\$40,780.00" in lieu thereof.

Following line 175 add a new line 175a as follows: "Expenses—Superintendent and the figure \$3,600.00".

In line 176 strike out the figure "\$115,480.00" and insert the figure "\$128,000.00" in lieu thereof.

In line 187 strike out the figure "\$213,480.00" and insert the figure "\$229,600.00" in lieu thereof.

In line 197 strike out the figure "\$38,000.00" and insert the figure "\$42,000.00" in lieu thereof.

Strike out all of lines 202 to 219 inclusive.

Following line 201 add a new line 201a as follows: "Predatory Animal and Rodent Control and the figure \$75,840.00".

Following line 201a add a new line 201b as follows: "Stem Rust Control, Nursery Inspection, and Quarantine Enforcement and the figure \$12,000.00".

Following line 201b add a new line 201c as follows: "Salary-Secretary Athletic Commission and the figure \$1,200.00".

Following line 201c add a new line 201d as follows: "Commission Expense and the figure \$500.00".

Following line 201d add a new line 201e as follows: "Total and the figure \$329,642.00".

Strike out all of lines 222 to 272 inclusive.

Following line 221 add a new line 221a as follows: "Salary-Commissioners and the figure \$30,000.00".

Following line 221a add a new line 221b as follows: "Clerkhire and the figure \$225,600.00".

Following line 221b add a new line 221c as follows: "Travel Expense and Car Exchange and the figure \$52,440.00".

Following line 221c add a new line 221d as follows: "Postage, Supplies, Printing, Furniture and Fixtures and the figure \$13,100.00".

Following line 221d add a new line 221e as follows: "Handling Interstate Commerce Commission Cases, Cases before Federal Power Commission and Federal Communications Commission, and Membership in National Association of Railroad and Utilities Commissioners and the figure \$20,800.00".

Following line 221e add a new line 221f as follows: "Research Data and the figure \$750.00".

Following line 221f add a new line 221g as follows: "Miscellaneous and the figure \$6,000.00".

Following line 221g add a new line 221h as follows: "Trucks and Maintenance (Weights and Measures) and the figure \$14,000.00".

Following line 221h add a new line 221i as follows: "License Plates, Seals, etc. (Weights and Measures) and the figure \$3,500.00".

Following line 221i add a new line 221j as follows: "Field Testing Equipment (Weights and Measures) and the figure \$4,000.00".

Following line 221j add a new line 221k as follows. "Re-funds (Weights and Measures) and the figure \$125.00".

Following line 221k add a new line 221l as follows: "Utility Valuation—Service and Expenses and the figure \$25,000.00".

Following line 221l add a new line 221m as follows: "Workmen's Compensation and the figure \$520.00".

Following line 221m add a new line 221n as follows: "Old Age Survivors and Insurance System—Social Security and the figure \$2,875.00".

Following line 221n add a new line 221o as follows: "Total and the figure \$398,710.00".

In line 303 strike out the figure "\$367,400.00" and insert the figure "\$427,400.00" in lieu thereof.

In line 312 strike out the figure "\$625,400.00" and insert the figure "\$685,400.00" in lieu thereof.

In line 315 strike out the figure "\$31,200.00" and insert the figure "\$36,000.00" in lieu thereof.

Strike out all of line 316.

In line 317 strike out the figure "\$300,000.00" and insert the figure "\$328,400.00" in lieu thereof.

In line 320 strike out the figure "\$5,600.00" and insert the figure "\$6,600.00" in lieu thereof.

In line 321 strike out the figure "\$700.00" and insert the figure "\$900.00" in lieu thereof.



In line 322 strike out the figure "\$26,400.00" and insert the figure "\$26,900.00" in lieu thereof.

In line 331 strike out the figure "\$10,000.00" and insert the figure "\$90,000.00" in lieu thereof.

Following line 331 add a new line 331a as follows: "Site Plans for Capitol Grounds and the figure \$2,500.00".

Following line 331a add a new line 331b as follows: "Lighting Legislative Chambers and the figure \$10,000.00".

In line 335 strike out the figure "\$689,255.10" and insert the figure "\$814,255.10" in lieu thereof.

In line 339 strike out the figure "\$20,000.00" and insert the figure "\$30,000.00" in lieu thereof.

In line 344 strike out the figure "\$35,500.00" and insert the figure "\$45,500.00" in lieu thereof.

In line 356 strike out the figure "\$50,000.00" and insert the figure "\$64,000.00" in lieu thereof.

In line 360 strike out the figure "\$2,000.00" and insert the figure "\$3,000.00" in lieu thereof.

In line 365 strike out the figure "\$85,000.00" and insert the figure "\$100,000.00" in lieu thereof.

In line 393 strike out the figure "\$44,500.00" and insert the figure "\$52,000.00" in lieu thereof.

In line 395 strike out the figure "\$65,200.00" and insert the figure "\$72,700.00" in lieu thereof.

In line 403 strike out the figure "\$3,000.00" and insert the figure "\$3,750.00" in lieu thereof.

Following line 403 add a new line 403a as follows: "Additional Expense for Members of the 34th Legislative Assembly (To be made available immediately upon passage) and the figure \$50,000.00".

In line 404 strike out the figure "\$292,200.00" and insert the figure "\$342,950.00" in lieu thereof.

Following line 461 add a new line 461a as follows: "Retirement of College Presidents and the figure \$15,000.00".

In line 465 strike out the figure "\$54,855.00" and insert the figure "\$69,855.00" in lieu thereof.

In line 466 strike out the figure "\$4,751,887.22" and insert the figure "\$5,104,037.22" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HEIMES, Chairman.

Rep. Rickford moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that Senate Bill No. 1 would 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 Senate Bill No. 34, have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill strike out all of the title following the word "reenact" in the first line, and insert the following: "subdivisions 5b3 and 5c and subsection 6 of section

65-0102; and sections 65-0109, 65-0201, 65-0205, 65-0425, 65-0427, 65-0505, 65-0511, 65-0512, 65-0513, 65-0517, 65-0801, 65-0518, 65-1001, and 65-1103 of the North Dakota Revised Code of 1943 as amended; and to repeal section 10 of chapter 344 of the North Dakota Session Laws of 1951 relating to Workmen's Compensation." in lieu thereof on the engrossed Bill.

Delete lines 65 through 70 inclusive of the engrossed bill and insert the following in lieu thereof:

"SECTION 4. AMENDMENT.) Section 65-0518 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0518. PROVISIONS OF SECTION 65-0517 RETROACTIVE.) The provisions of section 65-0517 as amended establishing a minimum weekly wage of thirty dollars shall be retroactive as of July 1, 1953, and the bureau, upon application or upon its own motion, ((may)) shall adjust compensation ((previously awarded, or if compensation has been refused, it may award compensation, in accordance with the terms of this chapter)) paid or payable since that date in accordance with this section."

In line 90 of the engrossed bill delete the figure "32" and remove the beginning and end parentheses from the figure "28-32".

Following line 96 of the engrossed Bill, insert the following:

SECTION 6. AMENDMENT.) Paragraph 3 of subdivision b and subdivision c of subsection 5; and subsection 6 of section 65-0102 of the North Dakota Revised Code of 1943, as amended, are hereby amended and reenacted to read as follows:

5b3. Any executive officer of a business concern [who receive a salary of more than twenty-four hundred dollars per year] "Executive officer" shall mean only the president, vice presidents, secretary, or treasurer of a business corporation whose duties are solely those of such executive office, and if an executive officer also performs duties of a kind generally performed by an employee, such employment is not exempt;

5c. Persons employed by sub-contractor, or by an independent contractor operating under an agreement with the general contractor, for the purpose of this chapter shall be deemed to be employees of the general contractor [until such time as the sub-contractor or independent contractor has complied with the provisions of this title] who shall be liable and responsible for the payments of premiums for the coverage of these employees until the sub-contractor or independent contractor has secured the necessary coverage and paid the premium therefor. This subdivision shall not be construed as imposing any liability upon a general contractor other than liability to the bureau for the payment of premiums which are not paid by a sub-contractor or independent contractor;

[6. "Executive officer" shall mean only the president, vice president, secretaries, and treasurers of a busi-

ness corporation whose duties are solely those of such executive office, and if an executive officer also performs duties of a kind generally performed by an employee, such employment is not exempt;]

Section 7. AMENDMENT.) Section 65-0109 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0109. INJURY THROUGH NEGLIGENCE OF THIRD PERSON;

OPTION OF EMPLOYEE; FUND SUBROGATED WHEN CLAIM FILED.)

When an injury or death for which compensation is payable under provisions of this title shall have been sustained under circumstances creating in some person other than the fund a legal liability to pay damages in respect thereto, the injured employee, or his dependents may claim compensation under this title and proceed at law to recover damages against such other person. The fund shall be subrogated to pro tanto to the rights of the injured employee of his dependents to the extent of the amount of compensation paid or to be paid and the action against such other person may be brought by the injured employee, or his dependents in the event of his death, in his or in his dependents' own right and name and as trustee for the workmen's compensation bureau for what it has paid or what is to be paid on such claim [, or such action may be brought by the bureau upon ninety days notice to the employee or to the dependents of a deceased employee. Expenses and costs of such litigation shall be prorated between claimant and bureau, should any damages be awarded, over and above claimants award by bureau plus cost of such litigation. If no damages are awarded, the cost of litigation shall be paid by the party instituting the action. The injured employee, or the dependents of a deceased employee, may by instrument in writing waive the notice required by this section, in which case the bureau shall be authorized to proceed at once in the institution of a suit against such third person]. Such action may be brought by the claimant or his dependents within sixty days after date of injury. Failure or neglect to bring the action within the prescribed sixty days will entitle the bureau to bring the action in its own name and as trustee for the claimant or his dependents. If the action is brought by the claimant or his dependents, the actual cost of such litigation shall be prorated between the claimant and the bureau should any damages be awarded and no fees shall be allowed for any recovery made for the bureau without first obtaining the bureau's approval thereon. If no damages are awarded the cost of litigation shall be paid by the party instituting the action.

SECTION 8. AMENDMENT.) Section 65-0201 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0201. WORKMEN'S COMPENSATION BUREAU; MEMBERSHIP; TERMS OF OFFICE.) The North Dakota workmen's compensation bureau shall be maintained for the administration of the provisions of this title. Such bureau shall consist of three workmen's compensation commissioners who shall be appointed by the Governor. The

terms of the commissioners shall be six years, and shall be arranged so that the term of one commissioner, and of only one, shall expire on the tenth day of [January] July in each odd-numbered year. One of the commissioners shall be a representative of labor, one shall be a representative of the public, and one shall be a representative of the employers. The commissioners shall devote their entire time to the duties of the bureau, and each commissioner shall serve until his successor has been appointed and qualified. Any commissioner may be removed by the governor for cause.

SECTION 9. AMENDMENT.) Section 65-0425 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0425. SERVICE OF NONRESIDENT EMPLOYER IN SUIT FOR PREMIUM OR IN SUIT AGAINST AN UNINSURED EMPLOYER.) If the [defendent] employer in an action to collect delinquent premiums or for injuries sustained in his employment for which he did not carry the required insurance is a nonresident of this state, or a foreign corporation doing business in this state, service of the summons may be made upon any agent, representative, or foreman of said [defendent] employer in this state, and where there is no agent, representative, or foreman upon whom service can be made service upon the secretary of state shall constitute personal service upon such nonresident employer who has either failed to secure the necessary coverage or who is delinquent in his premiums, or service may be made in any other manner designated by law.

SECTION 10. AMENDMENT.) Section 65-0505 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0505. PAYMENTS MADE TO INSURED EMPLOYEES INJURED IN COURSE OF EMPLOYMENT AND TO THEIR DEPENDENTS.) The bureau shall disburse the fund for the payment of compensation and other benefits as provided in this chapter to employees, or to their dependents in case death has ensued, who:

1. Are subject to the provisions of this title;
2. Are employed by employers who [have paid into the fund the premiums applicable to the classes to which they belong in accordance with the provisions of chapter 4 of this title] are subject to this title; and
3. Have been injured in the course of their employment.

Where the injury is sustained outside the state of North Dakota and compensation is claimed and received through some other state act no compensation shall be allowed under this title.

SECTION 11. AMENDMENT.) Section 65-0511 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0511. MAXIMUM AND MINIMUM COMPENSATION ALLOWANCES; TOTAL AND PARTIAL DISABILITY.) The weekly compensation for total disability shall not be more than thirty-one dollars and fifty cents,

except where an allowance for dependents is made in compliance with section 65-0509, nor less than fifteen dollars. [This provision shall be applicable to all permanent total disability awards from the effective date of this Act.] The weekly compensation for partial disability shall not be more than thirty-one dollars and fifty cents. If the injured person, at the time of the injury, was a minor or was employed in a learner's capacity, and was not physically or mentally defective, the bureau from time to time shall determine the probable increase in weekly earning capacity of such person if such injury had not occurred, and shall base its award for compensation upon such probable weekly wage-earning capacity.

In section 5 of the engrossed bill on line 71 thereof delete the numerals "65-1011" and insert in lieu thereof the numerals "65-1001".

Following section 11 insert the following:

**SECTION 12. AMENDMENT.)** Section 65-0512 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**65-0512. PERMANENT PARTIAL DISABILITY; WEEKLY COMPENSATION; TIME PAID.)** If the injury causes permanent partial disability, the percentage which such disability bears to total disability shall be determined, and the fund shall pay to the disabled employee a weekly compensation in the sum of (((twenty-two dollars))) thirty-one dollars and fifty cents per week for the following periods:

For a one percent disability .....	5 weeks;
For a ten percent disability .....	50 weeks;
For a twenty percent disability .....	100 weeks;
For a thirty percent disability .....	150 weeks;
For a forty percent disability .....	200 weeks;
For a fifty percent disability .....	250 weeks;
For a sixty percent disability .....	300 weeks;
For a seventy percent disability .....	350 weeks;
For an eighty percent disability .....	400 weeks;
For a ninety percent disability .....	450 weeks;

Provided, however, that where an injured employee is earning a salary which at sixty-six and two-thirds percent of said salary did not produce an award of (((twenty-two dollars))) thirty-one dollars and fifty cents per week the difference between (((twenty-two dollars))) thirty-one dollars and fifty cents per week and sixty-six and two-thirds percents of the actual salary be charged to the general fund, and not to the risk of the employer. This proviso shall also apply to payments made under 65-0513.

**SECTION 13. AMENDMENT.)** Section 65-0513 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**65-0513. SCHEDULED INJURIES; PERMANENT LOSS OF MEMBER; WEEKLY COMPENSATION; TIME COMPENSATION PAYABLE.)** If the injury causes the loss of a member, the fund shall pay to the disabled employee a weekly compensation equal to (((twenty-two dollars))) thirty-one dollars and fifty cents per week for the following periods:

1. For loss of arm at shoulder ..... 250 weeks;
2. For loss of arm at or above elbow .... 220 weeks;

3.	For the loss of hand at or above wrist	200 weeks;
4.	For loss of thumb .....	65 weeks;
5.	For loss of second or distal phalange of thumb .....	28 weeks;
6.	For loss of first finger .....	40 weeks;
7.	For loss of middle or second phalange of first finger .....	28 weeks;
8.	For loss of third or distal phalange of first finger .....	22 weeks;
9.	For loss of second finger .....	30 weeks;
10.	For loss of middle or second phalange of second finger .....	22 weeks;
11.	For loss of third or distal phalange of second finger .....	14 weeks;
12.	For loss of third finger .....	20 weeks;
13.	For loss of middle or second phalange of third finger .....	16 weeks;
14.	For loss of third or distal phalange of third finger .....	10 weeks;
15.	For loss of fourth finger .....	16 weeks;
16.	or loss of middle or second Phalange of fourth finger .....	12 weeks;
17.	For loss of third or distal phalange of fourth finger .....	6 weeks;
18.	For loss of leg at hip .....	234 weeks;
19.	For loss of leg at or above knee .....	195 weeks;
20.	For loss of foot at or above ankle .....	150 weeks;
21.	For loss of great toe .....	30 weeks;
22.	For loss of second or distal phalange of great toe .....	18 weeks;
23.	For loss of any other toe .....	12 weeks;
24.	For loss of middle or second phalange of any other toe .....	10 weeks;
25.	For loss of third or distal phalange of any other toe .....	7 weeks;
26.	For loss of an eye .....	150 weeks;
27.	For loss of hearing in one ear .....	50 weeks;
28.	For loss of hearing in both ears .....	200 weeks;

The amount paid for the loss of more than one finger of one hand shall not exceed the amount provided in this schedule for the loss of a hand. For the loss of the metacarpal bone, of the palm, together with the corresponding thumb or finger ten weeks shall be added to the number of weeks of payment. The permanent loss of use of a thumb, finger, toe, arm, hand, foot, leg, or eye shall be considered as the equivalent of the loss of such thumb, finger, toe, arm, hand, foot, leg or eye, and compensation for partial loss of use of said parts shall be allowed on a percentage basis. Twenty-five percent additional shall be allowed as compensation for the loss of use of the master hand or any member or members thereof. The loss of use on a percentage basis of the master hand or any member or members thereof, or the amputation of the master hand or any member or members thereof. The loss of any part of a phalange shall be considered equal to the loss of

the entire phalange. If any employees dies from some independent cause, the right of any compensation payable under section 65-0512 of this section, unpaid at the date of his death shall survive and pass to his dependent spouse, minor children, [or] parents, or his estate and in that order named.

SECTION 14. AMENDMENT.) Section 65-0517 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-0517. WEEKLY COMPENSATION FOR DEATH.) If death results from an injury under the conditions specified in section 65-0516, the fund shall pay to the following persons, for the periods specified, a weekly compensation equal to the following percentages of the deceased employee's weekly wages:

1. To the widow, if there is no child, forty-five percent, and such compensation shall be paid until her death or remarriage;
2. To the widower, if there is no child, forty-five percent if he was wholly dependent upon the support of the deceased employee at the time of her death, and such compensation shall be paid until his death or remarriage;
3. To the widow or widower, if there is a child, the compensation payable under subsections 1 or 2, and in addition thereto, ten percent for each child. Such compensation, however, shall not exceed a total of seventy-five percent for the widow or widower and the children. The compensation payable on account of any child shall cease when such child dies, marries, or reaches the age of eighteen years, or, if over eighteen years of age and incapable of self-support, becomes capable of self-support;
4. To the children, if there is no widow or widower, twenty-five percent for one child and ten percent additional for each additional child, not exceeding, however, a total of seventy-five percent. The compensation hereunder shall not be for the specific children but shall be divided share and share alike. Compensation for each child shall be paid until such child dies, marries, or reaches the age of eighteen years, or if over eighteen years of age and incapable of self-support, becomes capable of self-support. Compensation for a child under legal age shall be paid to its guardian;
5. To the parent, if one is wholly dependent for support upon the deceased employee at the time of his death and the other is not dependent to any extent, twenty-five percent; if both are wholly dependent, twenty percent to each; if one or both are partially dependent, a proportionate amount in the discretion of the bureau. The foregoing percentages shall be paid only if there is a widow, widower, or child. If there is a widow, widower, or child, there shall be paid only such part of the foregoing percentages that, when added to the total of the percentages payable to the widow, widower, and children, the sum shall not exceed the total of seventy-five percent. The compensation of each such beneficiary may continue until

such parent dies, remarries or ceases to be a dependent.

6. To a brother, sister, grandparent, or grandchild who is wholly dependent upon the deceased employee for support at the time of his death, twenty percent; if no more than one are wholly dependent, thirty percent divided among such dependents, share and share alike; if none of them are wholly dependent but one or more are partly dependent, ten percent divided among such dependents, share and share alike. The foregoing percentages shall be paid only if there is no widow, widower, child or dependent parent. If there is a widow, widower, child or dependent parent, there shall be paid only such part of the foregoing percentages that, when added to the total percentage payable to the widow, widower, children, and dependent parents, the sum shall not exceed a total of seventy-five percent. The compensation of each such beneficiary shall be paid for a period of eight years from the time of the death of the employee unless before that time, he, if a grandparent, dies, remarries, or ceases to be dependent, or if a brother, sister, or grandchild, dies, marries, or reaches the age of eighteen years, or if over eighteen years of age and incapable of self-support, becomes capable of self-support. The compensation of a brother, sister, or grandchild under legal age shall be paid to his guardian.

The weekly wages of the deceased employee shall be considered to have been not more than forty dollars, and not less than thirty dollars. [The increase in payments resulting from the enlargement of the salary base shall be payable to all pensioners and dependents but only from and after the taking effect of this Act.]

In addition to the awards made to a pensioner herein the commissioners shall make an award in the sum of three hundred dollars to the widow of the deceased and one hundred dollars to each dependent child, the total amount of such additional award not to exceed six hundred dollars, and such additional award shall be charged to the general fund. This paragraph shall apply to claims filed from and after the taking effect of this Act.

SECTION 15. AMENDMENT.) Section 65-1103 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

65-1103. SALARY OF SAFETY ENGINEER.) The salary of the safety engineer shall be [not more than five thousand dollars per annum] the sum appropriated for that purpose by the legislative assembly, plus necessary travel expenses.

SECTION 16. REPEAL.) Section 10 of chapter 344 of the North Dakota Session Laws of 1951 is hereby repealed.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. BROWN, Chairman.

Rep. Vinje moved that the report be adopted, which motion prevailed and the report was adopted.



The Speaker announced that Senate Bill No. 34 would be considered in the sixth order of business on the next legislative day.

Rep. Overbo moved that the absent members be excused, which motion prevailed.

Rep. Nygaard moved that the House do now adjourn, which motion prevailed, and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

### FIFTY-NINTH DAY

Bismarck, March 3, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Norman Braur of Zion Lutheran Church in Bismarck.

The roll was called and all members were present except Reps. Brekke, Einarson and Homelvig.

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 fifty-seventh day after recess and fifty-eighth day and find the same correct.

REP. SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

### SIXTH ORDER OF BUSINESS

Rep. Trydahl moved that the amendments to Senate Bill No. 8, as recommended by the Committee on Appropriations and printed on page 1021 of the House Journal, be adopted, which motion prevailed.

Rep. Sommer moved that the amendments to Senate Bill No. 18, as recommended by the Committee on Appropriations and printed on page 1021 of the House Journal, be adopted, which motion prevailed.

Rep. Lindberg moved that the amendments to Senate Bill No. 6, as recommended by the Committee on Appropriations and printed on page 1023 of the House Journal, be adopted, which motion prevailed.

Rep. Sticka moved that the amendments to Senate Bill No. 21, as recommended by the Committee on Appropriations and printed on page 1023 of the House Journal, be adopted, which motion prevailed.

Rep. Hofstrand moved that the amendments to Senate Bill No. 172, as recommended by the Committee on Education and printed on page 1048 of the House Journal, be adopted, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 3, 1955.

Mr. Speaker: I have the honor to return:

House Bill No. 556, which the Senate has amended as follows:

On Line 156 of the engrossed bill following the word "month" strike out the period, insert a semi-colon, and the following language: "except that the special fuel dealer, at his option, may pay only fifty per cent of the tax collected to the state auditor at the time above specified, but in such event shall pay the balance of the tax due within four months from the date the above mentioned tax return is due or by the last day of the calendar year in which the sale of taxable fuel was made, whichever shall first occur".

Renumber the lines alphabetically or otherwise accordingly.

House Bill No. 581, which the Senate has amended as follows:

In the last line of the title after the word "adjoining" insert the words "county and".

In line 4 after the word "ALONG" insert the italicized words "COUNTY AND".

In line 7 after the word "traveled" insert the italicized words "county and".

In line 9 after the word "townships" insert a comma and put brackets around the word "and".

In line 10 after the word "townships" insert a comma and the following italicized words:

"and the board of county commissioners in the case of county highways,"

In line 26 insert a bracket before the word "of".

In line 27 insert a close bracket after the word "and" and insert the word "or" before the word "board".

In line 27 after the word "commissioners" insert a comma, and before the word "in" insert a bracket.

In line 28 after the comma insert a close bracket and before the next word "to" insert the following italicized words: "as the case may be",

In line 31 after the word "township" insert the italicized words: "or county".

In line 33 after the word "townships" insert the italicized words: "or counties".

In line 40 put brackets around the word "county" and around the word "and" including the comma preceding it. Also insert the italicized word "or" at the end of the line.

Renumber the lines accordingly.

EDWARD LENO, Secretary.  
Senate Chamber

Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 591

House Bill No. 659

House Bill No. 661

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

## CONSIDERATION OF SENATE MESSAGES

Rep. Saugstad moved that the House do concur with the Senate amendments to House Bill No. 698 as printed on page 1030 of the House Journal, which motion prevailed.

Rep. Saugstad moved that the rules be suspended and House Bill No. 698 be considered properly reengrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE OF HOUSE BILLS

House Bill No. 698. A Bill for an Act authorizing the industrial commission to make tax payments upon real property owned by the state in the Burlington Irrigation Project.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gress	Poling
Anderson, Cass	Gumeringer	Power
Anderson, Eddy-	Hafner	Renfrow
Foster	Hammer	Rickford
Anderson, Rich'nd	Haugland	Roen
Baker	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Beede	Hofstrand	Saugstad
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sortland
Dick	Lee	Sorlie
Dunlop	Leet	Spitzer
Engen	Lindberg	Sticka
Erickson, Bottin'au	Link	Stockman
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Tollefson
Fine	Miller	Tough
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wambheim
Gagnum	Olson	Wicks
Gefreh	Overbo	Wolf
George	Paulson	Ziegler
Goebel	Petterson	

Absent and not voting:

Bjella	Hegge	Snortland
Brekke	Homelvig	Thompson, M'Lean
Brown	Rohde	Mr. Speaker
Einarson	Saumur	

So the bill passed as amended on page 1030, House Journal, and the title was agreed to.

Rep. Sticka moved that the House do concur with the Senate amendments to House Bill No. 705 as printed on page 1031 of the House Journal, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 705 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 705.** A Bill for an Act to amend and reenact subsection 2 of section 12-2115 of the North Dakota Revised Code of 1943, relating to acts of Sabbath breaking.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 21; absent and not voting, 10.

Those voting in the affirmative were:

Anderson, Richl'nd	Hammer	Power
Baldwin	Heimes	Renfrow
Balerud	Heller	Rickford
Beede	Hoffer	Roen
Benson	Hofstrand	Rolfstrud
Bjella	Hornbacher	Rosberg
Bratcher	Isakson	Saugstad
Brooks	Kitzmann	Schmalenberger
Christopher	Kjos	Schmidt
Currie	Kloster	Scott
Dahlund	Knudsen, LaMoure	Simonson, 9th
Davis	Knudson, Morton	Snow
Dewey	Larson	Sommer
Dick	Lee	Sorlie
Engen	Leet	Sortland
Esterby	Lindberg	Spitzer
Ettestad	Link	Sticka
Fine	Lynch	Stockman
Fleenor	Magnuson	Strand
Frank	Mahlmann	Strege
Fristad	Miller	Thompson, Burl'gh
Gagnum	Mueller	Tough
Gefreh	Nygaard	Trydahl
George	Overbo	Vinje
Goebel	Paulson	Wambheim
Gress	Petterson	Wolf
Gumeringer	Poling	Mr. Speaker
Hafner		

Those voting in the negative were:

Adamsen	Erickson, Burke-Divide	Rose
Anderson, Cass		Schuler
Anderson, Eddy-Foster	Haugland	Simenson, 10th
	Langseth	Solberg
Berntson	Laske	Tollefson
Bye	McLain	Wicks
Dunlop	Mollet	Ziegler
Erickson, Bottin'au	Olson	

Absent and not voting:

Baker	Hegge	Saumur
Brekke	Homelvig	Snortland
Brown	Rohde	Thompson, M'Lean
Binarson		

So the bill passed as amended on page 1031, House Journal, and the title was agreed to, and the emergency clause carried.

Rep. Sticka moved that the vote by which House Bill No. 705 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Wicks moved that the House do concur with the Senate amendments to House Bill No. 707 as printed on page 1031 of the House Journal, which motion prevailed.

Rep. Wicks moved that the rules be suspended and House Bill No. 707 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 707.** A Bill for an Act to amend and reenact sections 36-1505, 36-1508 and 36-1509 of the North Dakota Revised Code of 1943, relating to diseased animals.

Which has been read.

### 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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Rich'nd	Haugland	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bjella	Kitzmann	Scott
Bratcher	Kjos	Simenson, 10th
Brooks	Kloster	Simonson, 9th
Brown	Knudsen, LaMoure	Snortland
Bye	Knudson, Morton	Snow
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Hegge	Rohde
Einarson	Homelvig	Rose

So the bill passed as amended on page 1031, House Journal, and the title was agreed to.

Rep. Wicks moved that the vote by which House Bill No. 707 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Larson moved that the House do concur with the Senate amendments to House Bill No. 708 as printed on page 1031 of the House Journal, which motion prevailed.

Rep. Larson moved that the rules be suspended and House Bill No. 708 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 708.** A Bill for an Act to amend and reenact sections 15-4019, 15-5803, subsections 1, 2, and 3 of section 57-1514, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county high school equalization fund tax levy and payments, limitations in school districts, and determination of sums due county tuition funds and county high school equalization funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Heimes	Rolfsrud
Anderson, Rich'l'nd	Heller	Rosberg
Baldwin	Hoffer	Rose
Balerud	Hornbacher	Saugstad
Beede	Isakson	Saumur
Benson	Kitzmann	Schmalenberger
Berntson	Kjos	Schmidt
Bjella	Kloster	Schuler
Bratcher	Knudsen, LaMoure	Scott
Brooks	Knudson, Morton	Simenson, 10th
Brown	Langseth	Simonson, 9th
Bye	Larson	Snortland
Christopher	Laske	Snow
Currie	Lee	Solberg
Dahlund	Leet	Sommer
Davis	Lindberg	Sorlie
Dewey	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke-	Mahlmann	Strand
Divide	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Thompson, M'Lean
Fine	Mueller	Tollefson
Fleenor	Nygaard	Tough
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Wambheim

Gefreh	Petterson	Wicks
George	Poling	Wolf
Goebel	Power	Ziegler
Gress	Renfrow	Mr. Speaker
Gumeringer		

Absent and not voting:

Anderson, Cass	Dunlop	Hofstrand
Baker	Einarson	Homelvig
Brekke	Haugland	Rohde
Dick	Hegge	Sortland

So the bill passed as amended on page 1031, House Journal, and the title was agreed to.

Rep. Leet moved that the House do not concur with the Senate amendments to House Bill No. 542 as printed on page 1035 of the House Journal and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed, and the Speaker appointed as such committee, Reps. Leet, Sortland and Gumeringer.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 695 as printed on page 1037 of the House Journal.

Rep. Wicks moved a substitute motion that the House do not concur with the Senate amendments to House Bill No. 695 as printed on page 1037 of the House Journal, which motion was withdrawn.

The question was now on the motion of Rep. Nygaard that the House do concur in the Senate amendments to House Bill No. 695, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 695 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 695.** A Bill for an Act to amend and reenact subsection 5 of Section 43-0442 of the North Dakota Revised Code of 1943; relating to increase in renewal fee for barber's certificate and membership in North Dakota Barber Association.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 89; absent and not voting, 11.

Those voting in the affirmative were:

Bjella	Nygaard	Stockman
Fleenor	Saumur	Strege
Hammer	Schmidt	Wolf
Kloster	Schuler	Mr. Speaker
Langseth		

Those voting in the negative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Eddy-	Gress	Poling
Foster	Gumeringer	Power
Anderson, Richl'nd	Hafner	Renfrow
Baker	Haugland	Roen
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg

Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Hornbacher	Schmalenberger
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Brown	Kjos	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Larson	Solberg
Currie	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-Divide	Mahlmann	Thompson, M'Lean
	McLain	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Frank	Olson	Wambheim
Gagnum	Overbo	Ziegler
Gefreh		

## Absent and not voting:

Brekke	Hegge	Rohde
Dahlund	Homelvig	Simonson, 9th
Einarson	Knudson, Morton	Wicks
Fristad	Rickford	

So the bill was declared lost.

Rep. Erickson of Burke-Divide moved that the vote by which House Bill No. 695 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Scott moved that the House do concur with the Senate amendments to House Bill No. 762, as printed on page 1037 of the House Journal, which motion prevailed.

Rep. Scott moved that the rules be suspended and House Bill No. 762 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 762.** A Bill for an Act authorizing the Public Service Commission to appoint grain elevator weighmasters; prescribing qualifications; authorizing the Public Service Commission to prescribe fees; providing for remuneration of weighmasters, revocation of license and providing a penalty, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-Foster	Hammer	Roen
	Heimes	Rolfsrud
Anderson, Richl'nd	Heller	Rosberg
Baker	Hoffer	Rose
Balerud	Hofstrand	Saugstad



Beede	Hornbacher	Saumur
Benson	Isakson	Schmalenberger
Berntson	Kitzmann	Schmidt
Bjella	Kjos	Schuler
Bratcher	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Engen	Link	Spitzer
Erickson, Bottin'au	Lynch	Sticka
Erickson, Burke- Divide	Magnuson	Stockman
	Mahlmann	Strand
Esterby	McLain	Strege
Ettestad	Miller	Thompson, Burl'gh
Fine	Mollet	Thompson, M'Lean
Fleenor	Mueller	Tough
Frank	Nygaard	Trydahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
Goebel	Poling	Mr. Speaker
Gress	Power	

## Absent and not voting:

Baldwin	Einarson	Rohde
Brekke	Haugland	Tollefson
Brown	Hegge	Wicks
Dunlop	Homelvig	

So the bill passed and the title was agreed to.

Rep. Scott moved that the vote by which House Bill No. 762 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Wambheim moved that the House do concur with the Senate amendments to House Bill No. 846, as printed on page 1037 of the House Journal, which motion prevailed.

Rep. Wambheim moved that the rules be suspended and House Bill No. 846 be considered properly engrossed and placed on final passage, which motion prevailed.

**House Bill No. 846.** A Bill for an Act to amend and reenact subsections 2, 4, and 5 of section 57-4001, section 57-4002, subsection 2 of section 57-4003, and section 57-4010 of the North Dakota Revised Code of 1943 relating to definitions, imposition of the excise tax, exemptions, and credit for taxes paid in other states, and to create and enact subsection 10 of section 57-4001 of the North Dakota Revised Code of 1943 relating to definitions of "purchased at retail".

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Heller	Rolfsrud
Foster	Hoffer	Rosberg
Anderson, Richl'nd	Hofstrand	Rose
Baker	Hornbacher	Saugstad
Baldwin	Isakson	Saumur
Balerud	Kitzmann	Schmalenberger
Beede	Kjos	Schmidt
Benson	Kloster	Schuler
Berntson	Knudsen, LaMoure	Scott
Bjella	Knudson, Morton	Simenson, 10th
Bratcher	Langseth	Simonson, 9th
Brooks	Larson	Snortland
Bye	Laske	Snow
Christopher	Lee	Solberg
Currie	Leet	Sommer
Dahlund	Lindberg	Sorlie
Davis	Link	Sortland
Dewey	Lynch	Spitzer
Dick	Magnuson	Sticka
Engen	Mahlmann	Stockman
Erickson, Bottin'au	McLain	Strand
Erickson, Burke-	Miller	Strege
Divide	Mollet	Thompson, Burl'gh
Esterby	Mueller	Thompson, M'Lean
Ettestad	Nygaard	Tollefson
Fine	Olson	Tough
Fleenor	Overbo	Trydahl
Fristad	Paulson	Vinje
Gagnum	Petterson	Wambheim
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress		

Those voting in the negative were:

Frank	Hammer	
Absent and not voting:		
Brekke	Haugland	Homelvig
Brown	Hegge	Rohde
Dunlop	Heimes	Wicks
Einarson		

So the bill passed and the title was agreed to.

Rep. Erickson of Burke-Divide moved that the House do concur with the Senate amendments to House Bill No. 861, as printed on page 1038 of the House Journal, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the rules be suspended and House Bill No. 861 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 861.** A Bill for an Act to amend and reenact subsections A., E., and F., of Section 52-0920, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Which has been read.

## 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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hornbacher	Saumur
Benson	Isakson	Schmalenberger
Berntson	Kitzmann	Schmidt
Bratcher	Kjos	Schuler
Brooks	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Simonson, 9th
Christopher	Langseth	Snortland
Currie	Larson	Snow
Dahlund	Laske	Solberg
Davis	Lee	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Absent and not voting:

Bjella	Haugland	Rohde
Brekke	Hofstrand	Sticka
Einarson	Homelvig	Trydahl

So the bill passed as amended on page 1038, House Journal, and the title was agreed to.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 837 as printed on page 1035 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 837 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 837.** A Bill for an Act relating to unfair trade practices in the dairy industry.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke- Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Trvdahl
Fristad	Olson	Vinje
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Wicks
George	Petterson	Wolf
Goebel	Poling	Ziegler
Gress	Power	Mr. Speaker
	Renfrow	

Those voting in the negative were:

Anderson, Eddy-	Baldwin	Snortland
Foster	Langseth	

Absent and not voting:

Brekke	Hegge	Homelvig
Einarson	Heimes	Saumur

So the bill passed as amended, page 1035, House Journal, and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 781

House Bill No. 782

House Bill No. 783

House Bill No. 784

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House do now recess until 10:00 a.m. March 4, 1955, which motion prevailed, and the House stood recessed.

KENNETH L. MORGAN, Chief Clerk.

FIFTY-NINTH DAY AFTER RECESS  
AND SIXTIETH DAY

Bismarck, March 4, 1955

The House reconvened at 10:00 a. m. with Speaker Fitch presiding.

The Speaker announced that the House would be on the fourth order of business.

A communication from Representative Otto Krueger regarding new interstate highway system, and a letter from the chairman of the Committee on Public Works to Rep. Krueger, were read by the chief clerk.

MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 154

Senate Concurrent Resolution "T"

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 695 and was defeated by a roll call vote of ayes, 14; nays, 85; absent and not voting, 11.

KENNETH L. MORGAN, Chief Clerk

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 542, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Leet, Sortland and Gumeringer.

KENNETH L. MORGAN, Chief Clerk

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 656, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Haugland, Knudson of Morton and Langseth.

KENNETH L. MORGAN, Chief Clerk

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 524, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Baker, Vinje and Thompson of McLean.

KENNETH L. MORGAN, Chief Clerk

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 705 by a vote of ayes, 81; nays, 22; absent and not voting, 10.

House Bill No. 707 by a vote of ayes, 107; nays, 0; absent and not voting, 6.

House Bill No. 708 by a vote of ayes, 101; nays, 0; absent and not voting, 12.

House Bill No. 762 by a vote of ayes, 102; nays, 0; absent and not voting, 11.

House Bill No. 846 by a vote of ayes, 101; nays, 2; absent and not voting, 10.

House Bill No. 861 by a vote of ayes, 104; nays, 0; absent and not voting, 9.

House Bill No. 837 by a vote of ayes, 103; nays, 4; absent and not voting, 6.

KENNETH L. MORGAN, Chief Clerk

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 717 by a vote of ayes, 104; nays, 0; absent and not voting, 9.

House Bill No. 742 by a vote of ayes, 101; nays, 0; absent and not voting, 12.

House Bill No. 749 by a vote of ayes, 104; nays, 0; absent and not voting, 9.

House Bill No. 761 by a vote of ayes, 76; nays, 28; absent and not voting, 9.

House Bill No. 775 by a vote of ayes, 98; nays, 7; absent and not voting, 8.

House Bill No. 829 by a vote of ayes, 105; nays, 0; absent and not voting, 8.

House Bill No. 640 by a vote of ayes, 107; nays, 0; absent and not voting, 6.

House Bill No. 658 by a vote of ayes, 106; nays, 0; absent and not voting, 7.

House Bill No. 674 by a vote of ayes, 99; nays, 5; absent and not voting, 9.

FRIDAY, MARCH 4, 1955

1091

House Bill No. 698 by a vote of ayes, 102; nays, 0; absent and not voting, 11.

KENNETH L. MORGAN, Chief Clerk

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 67

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk

#### EIGHTH ORDER OF BUSINESS

Rep. Brown moved that the House ask the Senate to return Senate Bill No. 183, which motion prevailed.

Rep. Brown moved that Senate Concurrent Resolution "D-1" be placed at the foot of the calendar, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 183.

KENNETH L. MORGAN, Chief Clerk

#### SIXTH ORDER OF BUSINESS

Rep. Baker moved that the amendments to Senate Bill No. 15, as recommended by the Committee on Appropriations and printed on page 1058 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the amendments to Senate Bill No. 19, as recommended by the Committee on Appropriations and printed on page 1059 of the House Journal, be adopted, which motion prevailed.

Rep. Saugstad moved that the amendments to Senate Bill No. 31, as recommended by the Committee on Appropriations and printed on page 1059 of the House Journal, be adopted, which motion prevailed.

Rep. Baker moved that the rules be suspended and the reading of amendments to Senate Bill No. 1 be dispensed with, which motion prevailed.

Rep. Baker moved that the amendments to Senate Bill No. 1, as recommended by the Committee on Appropriations and printed on page 1086 of the House Journal, be adopted, which motion prevailed.

Rep. Brown moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 34 be dispensed with, which motion prevailed.

Rep. Brown moved that the amendments to Senate Bill No. 34, as recommended by the Committee on Industry and Business and printed on page 1088 of the House Journal, be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:



House Bill No. 582

House Bill No. 841

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

**Mr. Speaker: I have the honor to transmit:**

Senate Bill No. 46

Senate Bill No. 105

Senate Bill No. 116

Senate Bill No. 129

Senate Bill No. 138

Senate Bill No. 152

Senate Bill No. 153

Senate Bill No. 156

Senate Bill No. 157

Senate Bill No. 180

Senate Bill No. 190

Senate Bill No. 197

Senate Bill No. 203

Senate Bill No. 205

Senate Bill No. 210

Senate Bill No. 225

Senate Bill No. 228

Senate Bill No. 243

Senate Bill No. 247

Senate Bill No. 248

Senate Concurrent Resolution "A"

Senate Concurrent Resolution "Q"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

**Mr. President: I have the honor to return:**

House Bill No. 809

House Bill No. 832

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

**Mr. Speaker: I have the honor to return:**

House Bill No. 670

House Bill No. 706

House Bill No. 715

House Bill No. 744

House Bill No. 793

House Bill No. 805

House Bill No. 806

House Bill No. 848

House Concurrent Resolution "P"

House Concurrent Resolution "C-1"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 548 and the President has appointed as a new Conference Committee, Senators Schrock, Dolan and Meidinger.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 183.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 574  
House Bill No. 602  
House Bill No. 632  
House Bill No. 647  
House Bill No. 831

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 520  
House Bill No. 531  
House Bill No. 537  
House Bill No. 538  
House Bill No. 558  
House Bill No. 577  
House Bill No. 611  
House Bill No. 673  
House Bill No. 774

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

#### CONSIDERATION OF SENATE MESSAGES

Rep. Brown moved that the House do concur with the Senate amendments to House Bill No. 598 as printed on page 1056 of the House Journal, which motion prevailed.

Rep. Brown moved that the rules be suspended and House Bill No. 598 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 598. A Bill for an Act to amend and reenact section 39-0446 of the North Dakota Revised Code of 1943, relating to registration of motor vehicles in this state by non-residents, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Richl'nd	Gress	Power
Baker	Gumeringer	Renfrow
Baldwin	Hafner	Rickford
Balerud	Hammer	Roen
Beede	Hegge	Rohde
Benson	Heller	Rolfsrud
Berntson	Hoffer	Rosberg
Bjella	Hofstrand	Rose
Bratcher	Hornbacher	Saugstad
Brooks	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Christopher	Kjos	Schmidt
Currie	Kloster	Schuler
Dahlund	Knudsen, LaMoure	Scott
Davis	Knudson, Morton	Snow
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Tough
Frank	Nygaard	Wambheim
Fristad	Olson	Wicks
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler

Absent and not voting:

Anderson, Eddy-	Homelvig	Snortland
Poster	Langseth	Solberg
Brekke	Larson	Trydahl
Bye	Simenson, 10th	Vinje
Haugland	Simonson, 9th	Mr. Speaker
Heimes		

So the bill passed and the title was agreed to, and the emergency clause carried.

Rep. Gefreh moved that the House do concur with the Senate amendments to House Bill No. 688 as printed on page 1063 of the House Journal, which motion prevailed.

Rep. Gefreh moved that the rules be suspended and House Bill No. 688 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 688.** A Bill for an Act to amend and reenact Sections 43-1301, 43-1307, 43-1308, 43-1317, subsection 3 of Section 43-1317, and 43-1320 relating to Optometrists.

Which has been read.

#### 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:**

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Richl'nd	Gress	Power
Baker	Gumeringer	Renfrow
Baldwin	Hafner	Rickford
Balerud	Hammer	Roen
Beede	Hegge	Rohde
Benson	Heller	Rolfsrud
Berntson	Hoffer	Rosberg
Bjella	Hofstrand	Rose
Bratcher	Hornbacher	Saugstad
Brooks	Isakson	Saumur
Brown	Kitzmann	Schmalenberger
Christopher	Kjos	Schmidt
Currie	Kloster	Schuler
Dahlund	Knudsen, LaMoure	Scott
Davis	Knudsen, Morton	Snow
Dewey	Laske	Sommer
Dick	Lee	Sortie
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Erickson, Burke- Divide	Magnuson	Strand
	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Ettestad	Miller	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Fristad	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker

**Absent and not voting:**

Anderson, Eddy-	Homelvig	Snortland
Foster	Langseth	Solberg
Brekke	Larson	Tough
Bye	Simenson, 10th	Trydahl
Haugland	Simonson, 9th	Vinje
Heimes		

So the bill passed and the title was agreed to.

Rep. Erickson of Burke-Divide moved that the House do concur with the Senate amendments to House Bill No. 693 as printed on page 1063 of the House Journal, which motion prevailed.

Rep. Erickson of Burke-Divide moved that the House reconsider the action by which the amendments to House Bill No. 693 were adopted, which motion prevailed.

Rep. Gefreh moved that the House do concur with the Senate amendments to House Bill No. 693 as printed on page 1063 of the House Journal, which motion prevailed.

Rep. Gefreh moved that the rules be suspended and House Bill No. 693 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 693.** A Bill for an Act to amend and reenact sections 40-0808, 40-0816 and 40-0910 of the North

Dakota Revised Code of 1943, relating to vacancies in city offices.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Gumeringer	Petterson
Anderson, Rich'nd	Hafner	Poling
Baker	Hammer	Power
Balerud	Haugland	Renfrow
Beede	Hegge	Rickford
Benson	Heller	Roen
Berntson	Hoffer	Rolfsrud
Bjella	Hofstrand	Rosberg
Bratcher	Hornbacher	Rose
Brooks	Isakson	Saugstad
Christopher	Kjos	Schmalenberger
Currie	Kloster	Schmidt
Dahlund	Knudsen, LaMoure	Schuler
Davis	Knudson, Morton	Scott
Dewey	Laske	Simonson, 9th
Dick	Lee	Snow
Dunlop	Leet	Sommer
Engen	Lindberg	Sortland
Erickson, Bottin'au	Link	Spitzer
Erickson, Burke-Divide	Lynch	Sticka
Esterby	Magnuson	Stockman
Ettestad	Mahlmann	Strand
Fine	McLain	Strege
Fleenor	Miller	Thompson, Burl'gh
Frank	Mollet	Thompson, M'Lean
Fristad	Mueller	Tollefson
Gagnum	Nygaard	Wambheim
George	Olson	Wicks
Goebel	Overbo	Wolf
Gress	Paulson	Ziegler

Those voting in the negative were:

Kitzmann Rohde

Absent and not voting:

Anderson, Cass	Gefreh	Snortland
Anderson, Eddy	Heimes	Solberg
Foster	Homelvig	Sorlie
Baldwin	Langseth	Tough
Brekke	Larson	Trydahl
Brown	Saumur	Vinje
Bye	Simenson, 10th	Mr. Speaker
Einarson		

So the bill passed and the title was agreed to.

Rep. Wolf moved that the House do concur with the Senate amendments to House Bill No. 556, as printed on page 1097 of the House Journal, which motion prevailed.

Rep. Wolf moved that the rules be suspended and House Bill No. 556 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 556. A Bill for an Act imposing a tax on special motor fuels, providing for the administration and enforcement thereof, providing a penalty, and repealing chapter 57-42 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

### ROLL CALL

The question being on the final passage of the the roll was called and there were ayes, 95; nays, 2; absent and not voting, 16.

#### Those voting in the affirmative were:

Adamsen	Goebel	Paulson
Anderson, Cass	Gress	Petterson
Anderson, Richl'nd	Gumeringer	Poling
Baker	Hafner	Power
Baldwin	Hammer	Renfrow
Balerud	Haugland	Rickford
Beede	Hegge	Roen
Benson	Heller	Rosberg
Berntson	Hoffer	Rose
Bjella	Hofstrand	Saugstad
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Christopher	Kjos	Scott
Currie	Kloster	Simonson, 9th
Dahlund	Knudsen, LaMoure	Snow
Davis	Knudson, Morton	Sommer
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke-Divide	Lynch	Strege
	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Miller	Trydahl
Fleenor	Mollet	Wambheim
Fristad	Mueller	Wicks
Gagnum	Nygaard	Wolf
Gefreh	Olson	Ziegler
George	Overbo	Mr. Speaker

#### Those voting in the negative were:

Frank Rohde

#### Absent and not voting:

Anderson, Eddy-Foster	Homelvig	Snortland
	Langseth	Solberg
Brekke	Larson	Sorlie
Bye	Rolfsrud	Tough
Einarson	Saumur	Vinje
Heimes	Simenson, 10th	

So the bill passed and the title was agreed to.

Speaker Fitch called Rep. Sticka to the Chair to preside.

Rep. Gefreh moved that the House do concur with the Senate amendments to House Bill No. 581, as printed on page 1097 of the House Journal, which motion prevailed.

Rep. Gefreh moved that the rules be suspended and House Bill No. 581 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 581.** A Bill for an Act to amend and reenact sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the cutting of weeds and grasses adjoining township highways.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 14; absent and not voting, 17.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Richl'nd	Gress	Renfrow
Baker	Gumeringer	Rickford
Baldwin	Hafner	Roen
Balerud	Haugland	Rolfsrud
Beede	Hegge	Rose
Berntson	Heller	Schmalenberger
Bjella	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brooks	Hornbacher	Scott
Brown	Isakson	Simonson, 9th
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Sommer
Dahlund	Knudsen, Morton	Sortland
Davis	Laske	Spitzer
Dewey	Lee	Sticka
Dick	Leet	Strand
Dunlop	Lindberg	Strege
Engen	Link	Thompson, Burl'gh
Erickson, Burke-Divide	Lynch	Thompson, M'Lean
	Mahlmann	Tollefson
Esterby	McLain	Trydahl
Ettestad	Miller	Wambheim
Fine	Mueller	Wicks
Fleenor	Overbo	Wolf
Fristad	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George	Poling	

Those voting in the negative were:

Anderson, Cass	Hammer	Olson
Benson	Kitzmann	Rohde
Erickson, Bottin'au	Kjos	Saugstad
Frank	Magnuson	Stockman
Gagnum	Mollet	
Absent and not voting:		
Anderson, Eddy-Foster	Homelvig	Simenson, 10th
	Langseth	Snortland
Brekke	Larson	Solberg
Bye	Nygaard	Sorlie
Einaron	Rosberg	Tough
Heimes	Saumur	Vinje

So the bill passed and the title was agreed to.

### FINAL PASSAGE OF HOUSE BILLS AND RESOLUTIONS

House Concurrent Resolution "U-1". A Concurrent Resolu-

tion directing the legislative research committee to study means for providing display space for early models of farm machinery and vehicles used in the early development in the state of North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Poling
Baker	Hafner	Power
Baldwin	Hammer	Renfrow
Balerud	Haugland	Rickford
Benson	Hegge	Rohde
Berntson	Heller	Rolfsrud
Bjella	Hoffer	Rosberg
Bratcher	Hofstrand	Saugstad
Brooks	Hornbacher	Saumur
Christopher	Isakson	Schmalenberger
Currie	Kitzmann	Schmidt
Dahlund	Kjos	Schuler
Davis	Kloster	Scott
Dewey	Knudson, Morton	Simonson, 9th
Dick	Laske	Snow
Dunlop	Lee	Sommer
Engen	Leet	Sorlie
Erickson, Bottin'au	Lindberg	Sortland
Erickson, Burke- Divide	Link	Spitzer
	Lynch	Sticka
Esterby	Magnuson	Stockman
Ettestad	Mahlmann	Strand
Fine	McLain	Strege
Fleenor	Miller	Thompson, Burl'gh
Frank	Mollet	Tollefson
Fristad	Mueller	Trydahl
Gagnum	Nygaard	Wambheim
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Goebel		

Those voting in the negative were:

Thompson, M'Lean Wolf

Absent and not voting:

Anderson, Eddy-	Heimes	Rose
Foster	Homelvig	Simenson, 10th
Anderson, Rich'nd	Knudsen, LaMoure	Snortland
Beede	Langseth	Solberg
Brekke	Larson	Tough
Brown	Oison	Vinje
Bye	Roen	Wicks
Einaron		

So the resolution was declared adopted.

Speaker Fitch resumed the Chair.

Rep. Link moved that House Concurrent Resolution "T-1" be placed at the head of the calendar, which motion prevailed.



**House Concurrent Resolution "T-1".** A Concurrent Resolution for an amendment to section 216 of the Constitution of the state of North Dakota, and directing the legislative assembly to establish an educational institution at Williston.

Which has been read.

Rep. Link moved that House Concurrent Resolution "T-1" be adopted.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 50; nays, 44; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	Hafner	Renfrow
Bjella	Hoffer	Roen
Brooks	Hofstrand	Rohde
Christopher	Kitzmann	Rolfsrud
Dahlund	Kjos	Rosberg
Davis	Lee	Schmalenberger
Dunlop	Leet	Schmidt
Engen	Link	Simonson, 9th
Erickson, Bottin'au	Lynch	Solberg
Erickson, Burke- Divide	Magnuson	Sortland
	Mahlmann	Strand
Esterby	Mollet	Strege
Fine	Olson	Thompson, M'Lean
Gagnum	Overbo	Vinje
Gefreh	Paulson	Wicks
Gress	Poling	Ziegler
Gumeringer	Power	Mr. Speaker

Those voting in the negative were:

Anderson, Cass	Hammer	Saumur
Anderson, Rich'nd	Hegge	Schuler
Baker	Heimes	Scott
Baldwin	Heller	Simonson, 10th
Balerud	Hornbacher	Snortland
Beede	Knudsen, LaMoure	Snow
Benson	Knudson, Morton	Sommer
Bratcher	Larson	Spitzer
Brown	Laske	Stockman
Currie	Lindberg	Thompson, Burl'gh
Dewey	Miller	Tollefson
Fleenor	Nygaard	Tough
Frank	Petterson	Trydahl
George	Rose	Wolf
Goebel	Saugstad	

Absent and not voting:

Anderson, Eddy- Foster	Ettestad	McLain
	Fristad	Mueller
Berntson	Haugland	Rickford
Brekke	Homelvig	Sorlie
Bye	Isakson	Sticka
Dick	Kloster	Wambheim
Einarson	Langseth	

So the resolution was declared lost for lack of a constitutional majority.

Rep. Link moved that the House reconsider the motion by which House Concurrent Resolution "T-1" was lost.

Rep. Baker moved a substitute motion that the motion of Rep. Link be laid on the table, which motion lost.

The question was now on the motion of Rep. Link that the House reconsider the action by which House Concurrent Resolution "T-1" was declared lost for lack of a constitutional majority, which motion prevailed.

Rep. Link asked for a Call of the House, which request was granted.

Rep. Link moved that the Call of the House be dispensed with as 108 members were now present.

House Concurrent Resolution "T-1". A Concurrent Resolution for an amendment to section 216 of the Constitution of the state of North Dakota, and directing the legislative assembly to establish an educational institution at Williston.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 50; absent and not voting, 5.

Those voting in the affirmative were:

Berntson	Hofstrand	Roen
Bjella	Isakson	Rohde
Brooks	Kitzmann	Rolfstrud
Christopher	Kjos	Rosberg
Dahlund	Langseth	Schmalenberger
Davis	Lee	Schmidt
Dunlop	Leet	Simonson, 9th
Engen	Link	Solberg
Erickson, Bottin'au	Lynch	Sorlie
Erickson, Burke- Divide	Magnuson	Sortland
Esterby	Mahlmann	Sticka
Ettestad	Mollet	Strand
Fine	Mueller	Strege
Gagnum	Olson	Thompson, M'Lean
Gefreh	Overbo	Vinje
Gress	Paulson	Wambheim
Gumeringer	Poling	Wicks
Hafner	Power	Ziegler
Hoffer	Renfrow	Mr. Speaker
	Rickford	

Those voting in the negative were:

Adamsen	George	Rose
Anderson, Cass	Goebel	Saugstad
Anderson, Rich'nd	Hammer	Saumur
Baker	Haugland	Schuler
Baldwin	Hegge	Scott
Balerud	Heimes	Simonson, 10th.
Beede	Heller	Snortland
Benson	Kloster	Snow
Bratcher	Knudsen, LaMoure	Sommer
Brown	Knudson, Morton	Spitzer
Bye	Larson	Stockman
Currie	Laske	Thompson, Burl'gh
Dewey	Lindberg	Tollefson
Dick	McLain	Tough
Fleenor	Miller	Trydahl
Frank	Nygaard	Wolf
Fristad	Petterson	

**Absent and not voting:**

Anderson, Eddy-	Brekke	Homelvig
Foster	Einarson	Hornbacher

So the resolution was declared adopted.

Rep. Rolfsrud moved that the vote by which House Concurrent Resolution "T-1" 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 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 598 by a vote of ayes, 98; nays, 0; absent and not voting, 15.

House Bill No. 688 by a vote of ayes, 98; nays, 0; absent and not voting, 15.

House Bill No. 693 by a vote of ayes, 90; nays, 2; absent and not voting, 21.

House Bill No. 556 by a vote of ayes, 95; nays, 2; absent and not voting, 21.

House Bill No. 581 by a vote of ayes, 82; nays, 14; absent and not voting, 17.

KENNETH L. MORGAN, Chief Clerk.

**MESSAGES TO THE HOUSE**

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 524, Senators Day, Duffy and Dewing.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 542, Senators Duffy, Knudson and Schmit.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 656, Senators O'Brien, Sayer and Thomas.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has substituted on the Conference Committee on House Bill No. 663, Senator Johnson of Cass in place of Senator Bridston.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit Senate Bill

No. 183 which the House has requested.

EDWARD LENO, Secretary.

### FINAL PASSAGE OF SENATE BILLS

**Senate Bill No. 58.** A Bill for an Act authorizing the state board of higher education to convey to the Dickinson School District, Number One, Stark County, North Dakota, five acres, more or less, of a tract of land situated in the northwest quarter of section four, township one hundred thirty-nine north, range ninety-six west of the fifth principal meridian, in the city of Dickinson, Stark County, North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 3; absent and not voting, 15.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Hafner	Rolfsrud
Foster	Hammer	Rosberg
Anderson, Richl'nd	Hegge	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur
Beede	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Dahlund	Langseth	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Spitzer
Dick	Lindberg	Sticka
Dunlop	Link	Stockman
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Overbo	Vinje
Frank	Paulson	Wambheim
Fristad	Petterson	Wicks
Gagnum	Poling	Wolf
Gefreh	Power	Ziegler
George	Renfrow	Mr. Speaker
Goebel		

Those voting in the negative were:

Engen	Laske	Miller
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Absent and not voting:

Baker	Haugland	Olson
Benson	Heimes	Rohde
Brekke	Homelvig	Snortland
Brown	Larson	Sortland

Einarson                      Nygaard                      Strand

So the bill passed and the title was agreed to.

Rep. Sticka moved that the title be corrected on Senate Bill No. 58 as follows: In line 2 of the title, after the word "convey", insert the words "the Dickinson School District, Number One, Stark County, North Dakota", which motion prevailed.

Rep. Gress moved that the vote by which Senate Bill No. 58 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**Senate Bill No. 166.** A Bill for an Act to amend and reenact sub-paragraph e of subsection 2 of section 21-0306 of the North Dakota Revised Code of 1943, to permit municipalities to borrow money and issue general obligation bonds for the purchase or acquisition or establishment of a public transportation system.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 16; absent and not voting, 19.

Those voting in the affirmative were:

Adamsen	Gefreh	Rickford
Anderson, Cass	George	Rolfsrud
Anderson, Eddy-	Goebel	Rosberg
Foster	Gress	Rose
Anderson, Rich'nd	Gumeringer	Saugstad
Baldwin	Hammer	Saumur
Balerud	Hegge	Schmidt
Beede	Heller	Schuler
Berntson	Hoffer	Scott
Bjella	Hofstrand	Simenson, 10th
Bratcher	Hornbacher	Simonson, 9th
Brooks	Isakson	Sommer
Bye	Kjos	Sorlie
Christopher	Kloster	Spitzer
Currie	Knudsen, LaMoure	Sticka
Davis	Knudson, Morton	Strege
Dick	Langseth	Thompson, Burl'gh
Engen	Lee	Thompson, M'Lean
Erickson, Bottin'au	Lindberg	Tollefson
Erickson, Burke-	Lynch	Tough
Divide	Magnuson	Trydahl
Esterby	Miller	Vinje
Fine	Mollet	Wambheim
Fleenor	Mueller	Wicks
Frank	Paulson	Wolf
Fristad	Petterson	Ziegler
Gagnum	Renfrow	

Those voting in the negative were:

Baker	Kitzmann	Roen
Dahlund	Laske	Snow
Dewey	Leet	Solberg
Dunlop	Overbo	Sortland
Ettestad	Power	Stockman
Hafner		

## Absent and not voting:

Benson	Larson	Poling
Brekke	Link	Rohde
Brown	Mahlmann	Schmalenberger
Einarson	McLain	Snortland
Haugland	Nygaard	Strand
Heimes	Olson	Mr. Speaker
Homelvig		

So the bill passed and the title was agreed to.

Senate Bill No. 169. A Bill for an Act to permit municipalities to borrow money and to issue general obligation bonds for part of the cost and revenue bonds for part of the cost of purchasing, acquiring or establishing a public transportation system.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 7; absent and not voting, 13.

## Those voting in the affirmative were:

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gress	Roen
Foster	Gumeringer	Rolfstrud
Anderson, Rich'nd	Hafner	Rosberg
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simonson, 10th
Brooks	Kitzmann	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Solberg
Currie	Knudsen, LaMoure	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Langseth	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Thompson, Burl'gh
Engen	Lynch	Thompson, M'Lean
Erickson, Bottin'au	Magnuson	Tollefson
Erickson, Burke-	Mahlmann	Tough
Divide	McLain	Trydahl
Esterby	Miller	Vinje
Fine	Mollet	Wambheim
Fleenor	Mueller	Wicks
Frank	Paulson	Wolf
Fristad	Petterson	Ziegler
Gagnum	Poling	Mr. Speaker
Gefreh	Power	

## Those voting in the negative were:

Baker	Laske	Snow
Ettestad	Overbo	Stockman
Hegge		

## Absent and not voting:

Brekke	Larson	Rohde
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Brown	Link	Schmalenberger
Einarson	Nygaard	Strand
Heimes	Olson	Strege
Homelvig		

So the bill passed and the title was agreed to.

**Senate Bill No. 53.** A Bill for an Act to amend and reenact sections 43-2201, 43-2202, 43-2205, 43-2206 and 43-2208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to registration of oil and gas brokers, and certification of their employees and agents, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 6; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	George	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Richl'nd	Gress	Rickford
Baker	Gumeringer	Rolfsrud
Baldwin	Hafner	Rosberg
Balerud	Hammer	Rose
Beede	Haugland	Saugstad
Benson	Hegge	Saumur
Berntson	Heimes	Schmidt
Bjella	Heller	Schuler
Bratcher	Hoffer	Scott
Brooks	Hofstrand	Simenson, 10th
Bye	Hornbacher	Simonson, 9th
Christopher	Isakson	Snortland
Currie	Kitzmann	Snow
Dahlund	Kjos	Solberg
Davis	Kloster	Sommer
Dewey	Knudsen, LaMoure	Sorlie
Dick	Knudson, Morton	Sortland
Dunlop	Larson	Spitzer
Engen	Laske	Sticka
Erickson, Bottin'au	Lee	Thompson, Burl'gh
Erickson, Burke- Divide	Lindberg	Thompson, M'Lean
	Lynch	Tollefson
Esterby	Magnuson	Tough
Ettestad	Mahlmann	Vinje
Fine	Miller	Wambheim
Fleenor	Mollet	Wicks
Frank	Mueller	Wolf
Fristad	Paulson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Poling	

Those voting in the negative were:

Anderson, Eddy-	Leet	Overbo
Foster	McLain	Roen

Langseth

Absent and not voting:

Brekke	Nygaard	Stockman
Brown	Olson	Strand
Einarson	Rohde	Strege
Homelvig	Schmalenberger	Trydahl
Link		

So the bill passed, as amended on page 973 of the House Journal, and the title was agreed to, and the emergency clause carried.

Senate Bill No. 175. A Bill for an Act to amend and reenact sections 43-0909, 43-0910 and 43-0919 of the North Dakota Revised Code of 1943 and sections 43-0901, 43-0902, 43-0911, 43-0913, 43-0914 and 43-0920 of the 1953 Supplement thereto, relating to electricians.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 18; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gagnum	Petterson
Anderson, Cass	Gefreh	Rickford
Anderson, Eddy-	George	Roen
Foster	Goebel	Rolfstrud
Anderson, Rich'nd	Gress	Rose
Baker	Gumeringer	Saugstad
Baldwin	Hammer	Saumur
Balerud	Haugland	Schmidt
Beede	Hegge	Schuler
Benson	Heimes	Scott
Berntson	Hoffer	Simenson, 10th
Bratcher	Hornbacher	Simonson, 9th
Brooks	Isakson	Snortland
Brown	Kjos	Snow
Bye	Kloster	Sommer
Christopher	Knudsen, LaMoure	Sorlie
Currie	Knudson, Morton	Sortland
Dahlund	Langseth	Spitzer
Davis	Larson	Sticka
Dick	Laske	Stockman
Dunlop	Lee	Thompson, Burl'gh
Engen	Leet	Thompson, M'Lean
Erickson, Burke-	Lindberg	Tough
Divide	Lynch	Vinje
Esterby	McLain	Wambheim
Ettestad	Miller	Wicks
Fleenor	Mueller	Wolf
Frank	Nygaard	Ziegler
Fristad	Paulson	Mr. Speaker

Those voting in the negative were:

Bjella	Hofstrand	Poling
Dewey	Kitzmann	Power
Erickson, Bottin'au	Magnuson	Renfrow
Fine	Mahlmann	Rosberg
Hafner	Mollet	Solberg
Heller	Overbo	Tollefson

Absent and not voting:

Brekke	Olson	Strand
Einarson	Rohde	Strege
Homelvig	Schmalenberger	Trydahl
Link		

So the bill passed, as amended on page 975 of the House Journal, and the title was agreed to.

Rep. Sorlie moved that the vote by which Senate Bill No.



175 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the Senate be asked to return Senate Bill No. 224, which motion prevailed.

Speaker Fitch called Rep. Wolf to the Chair to preside.

Rep. Nygaard moved that the clincher motion prevail on House Concurrent Resolution "U-1", Senate Bills Nos. 166, 169 and 53, which motion prevailed.

Rep. Nygaard moved that the House do now recess until 1:30 p.m., which motion prevailed and the House stood recessed.

The House reconvened at 1:30 p.m. with Speaker Fitch presiding.

Speaker Fitch announced that the House would be on 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 resolution:

House Resolution No. 11

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Concurrent Resolution "T-1"

And find the same correctly engrossed.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 576  
 House Bill No. 675  
 House Bill No. 588  
 House Bill No. 613  
 House Bill No. 623  
 House Bill No. 631  
 House Bill No. 641  
 House Bill No. 643  
 House Bill No. 649  
 House Bill No. 651  
 House Bill No. 662  
 House Bill No. 667  
 House Bill No. 702  
 House Bill No. 727  
 House Bill No. 770  
 House Bill No. 799  
 House Bill No. 804

House Bill No. 847  
 House Bill No. 856  
 House Bill No. 864  
 House Bill No. 785  
 House Bill No. 810  
 House Bill No. 516  
 House Bill No. 589  
 House Bill No. 587  
 House Bill No. 601  
 House Bill No. 816  
 House Bill No. 600  
 House Bill No. 586

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Resolution No. 13

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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:

House Bill No. 540  
 House Bill No. 713  
 House Bill No. 627  
 House Bill No. 570  
 House Bill No. 740  
 House Bill No. 838  
 House Bill No. 669

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "T-1"

House Concurrent Resolution "U-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 224.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 53  
Senate Bill No. 58  
Senate Bill No. 175

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 166  
Senate Bill No. 169

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit Senate Bill No. 224, which the House has requested.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 186. A Bill for an Act relating to actions arising out of the use or application of any herbicide, insecticide, fungicide or agricultural chemical by aircraft; provision for filing reports of loss and time limitations.

Which has been read.

#### 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:

Anderson, Cass	Hafner	Saumur
Anderson, Eddy-	Haugland	Schmalenberger
Poster	Hegge	Schmidt
Anderson, Rich'nd	Heller	Schuler
Baker	Hoffer	Scott
Baldwin	Hofstrand	Simenson, 10th
Balerud	Isakson	Simonson, 9th
Benson	Knudsen, LaMoore	Snow
Bratcher	Knudson, Morton	Solberg
Brown	Langseth	Sommer
Bye	Larson	Sorlie
Currie	Laske	Sortland
Dahlund	Lee	Spitzer
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Mollet	Strege
Fine	Overbo	Thompson, Burl'gh
Fleenor	Petterson	Thompson, M'Lean
Gagnum	Power	Tollefson
Gefreh	Roen	Trydahl
George	Rohde	Wambheim
Goebel	Rosberg	Wolf
Gress	Rose	Ziegler
Gumeringer	Saugstad	Mr. Speaker

Those voting in the negative were:

Adamsen	Frank	Paulson
Beede	Hammer	Poling
Bjella	Kitzmann	Renfrow
Brooks	Kjos	Rickford
Davis	Kloster	Snortland
Dewey	Lynch	Sticka
Dick	Magnuson	Tough
Dunlop	Mahlmann	Vinje
Esterby	McLain	Wicks
Ettestad	Mueller	

Absent and not voting:

Berntson	Fristad	Miller
Brekke	Heimes	Nygaard
Christopher	Homelvig	Olson
Erickson, Burke-	Hornbacher	Rolfsrud
Divide	Link	

So the bill passed, as amended on page 975 of the House Journal, and the title was agreed to.

Rep. Sortland moved that the vote by which Senate Bill No. 186 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 85. A Bill for an Act to amend and reenact section 40-1803 of the North Dakota Revised Code of 1943, relating to police magistrates and justices of the peace.

Which has been read.

#### 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:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heller	Saumur
Beede	Hoffer	Schmidt
Benson	Hofstrand	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Sommer
Davis	Larson	Sorlie
Dewey	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough

Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker
George		

Absent and not voting:

Berntson	Homelvig	Olson
Brekke	Hornbacher	Rolfstrud
Brown	Langseth	Schmalenberger
Christopher	Miller	Solberg
Heimes	Nygaard	Stockman

So the bill passed, as amended on page 975 of the House Journal, and the title was agreed to.

The Speaker announced that the Committee on Industry and Business would be excused for a short meeting.

Senate Bill No. 90. A Bill for an Act to amend and reenact section 35-2013 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to house mover's liens.

Which has been read.

#### 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:

Adamsen	Goebel	Roen
Anderson, Cass	Gumeringer	Rohde
Anderson, Eddy-	Hafner	Rosberg
Foster	Hammer	Rose
Anderson, Rich'd	Haugland	Schmalenberger
Baker	Hegge	Schmidt
Balerud	Heller	Schuler
Beede	Hoffer	Scott
Benson	Hofstrand	Simenson, 10th
Bjella	Isakson	Simonson, 9th
Bratcher	Kitzmann	Snow
Brooks	Kloster	Sommer
Bye	Knudsen, LaMoure	Sorlie
Davis	Knudson, Morton	Sortland
Dick	Larson	Spitzer
Dunlop	Laske	Sticka
Einaronson	Lee	Stockman
Engen	Leet	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Mueller	Tough
Ettestad	Overbo	Trydahl
Fine	Petterson	Wambheim
Fleenor	Poling	Wolf
Fristad	Power	Ziegler
Gagnum	Renfrow	Mr. Speaker
Gefreh	Rickford	

Absent and not voting:

Baldwin	Heimes	Olson
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Berntson	Homelvig	Paulson
Brekke	Hornbacher	Rolfstrud
Brown	Kjos	Saugstad
Christopher	Langseth	Saumur
Currie	Lindberg	Snortland
Dahlund	Link	Solberg
Dewey	Lynch	Tollefson
Frank	Miller	Vinje
George	Mollet	Wicks
Gress	Nygaard	

So the bill passed, as amended on page 981 of the House Journal, and the title was agreed to.

Senate Bill No. 173. A Bill for an Act authorizing clerks of court to destroy certain records.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rosberg
Anderson, Rich'nd	Hegge	Rose
Baker	Heller	Schmalenberger
Balerud	Hoffer	Schmidt
Beede	Hofstrand	Scott
Benson	Isakson	Simenson, 10th
Bjella	Kitzmann	Simonson, 9th
Bratcher	Kloster	Snow
Brooks	Knudsen, LaMoure	Solberg
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Davis	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Strand
Engen	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Overbo	Trydahl
Fleenor	Pettersen	Wambheim
Fristad	Poling	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
Goebel		

Those voting in the negative were:

Erickson, Bottin'au

Absent and not voting:

Baldwin	Heimes	Paulson
Berntson	Homelvig	Rolfstrud
Brekke	Hornbacher	Saugstad
Brown	Kjos	Saumur
Currie	Lindberg	Schuler
Dahlund	Link	Snortland

Dewey	Lynch	Stockman
Frank	Miller	Vinje
George	Mollet	Wicks
Gress	Olson	

So the bill passed, as amended on page 981 of the House Journal, and the title was agreed to.

**Senate Bill No. 220.** A Bill for an Act to amend and reenact section 35-0506 of the North Dakota Revised Code of 1943 relating to Abstract of Crop Liens.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 9; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Haugland	Roen
Anderson, Richl'nd	Hegge	Rohde
Balerud	Heller	Rose
Beede	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bratcher	Isakson	Scott
Brooks	Kitzmann	Simenson, 10th
Bye	Kloster	Simonson, 9th
Christopher	Knudsen, LaMoure	Sommer
Davis	Knudson, Morton	Sortland
Dick	Langseth	Spitzer
Einarson	Larson	Sticka
Engen	Laske	Strand
Erickson, Bottin'au	Lee	Strege
Erickson, Burke-	Leet	Thompson, Burl'gh
Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ebbestad	McLain	Trydahl
Fine	Mueller	Wambheim
Fleenor	Nygaard	Wolf
Fristad	Olson	Ziegler
Gagnum	Petterson	Mr. Speaker
Gefreh	Poling	

Those voting in the negative were:

Benson	Hammer	Snow
Bjella	Overbo	Solberg
Dunlop	Rosberg	Thompson, M'Lean

Absent and not voting:

Baker	Heimes	Rofsrud
Baldwin	Homelvig	Saugstad
Brekke	Hornbacher	Saumur
Brown	Kjos	Schuler
Currie	Lindberg	Snortland
Dahlund	Link	Sorlie
Dewey	Lynch	Stockman
Frank	Miller	Vinje
George	Mollet	Wicks
Gress	Paulson	

So the bill passed, as amended on page 981 of the House Journal, and the title was agreed to.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 544

House Bill No. 818

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 857

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 527

House Bill No. 530

House Bill No. 532

House Bill No. 534

House Bill No. 541

House Bill No. 786

Which the Senate has amended as follows:

Senate amendments to House Bill 527:

In line 4 strike out the figure \$539,000.00 and insert the figure \$537,000.00 in lieu thereof.

In line 9 strike out the figure \$12,000.00 and insert the figure \$10,000.00 in lieu thereof.

In line 22 strike out the figure \$539,000.00 and insert the figure \$537,000.00 in lieu thereof.

Senate amendments to House Bill 530:

In Line 3 change the figure to read \$836,634.00.

In Line 23, after the word "insurance" add the words "and retirement fund". Strike out the figure \$450.00 and insert in lieu thereof \$21,834.00.

In line 25 strike out the total and insert the figure \$836,634.00.

In the title of the bill in the first two lines strike out the following words: "Highway Patrol Fund in the".

In line 2 after the word "of" strike out the words "the highway patrol fund" and insert the words "any moneys" in lieu thereof.

In line 3 strike out the figure \$938,723.60 and insert the figure \$815,250.00 in lieu thereof.

In line 9 strike out the figure \$12,000.00 and insert the figure \$11,000.00 in lieu thereof.

In line 10 strike out the figure \$10,800.00 and insert the figure \$10,000.00 in lieu thereof.

In line 11 strike out the figure \$458,010.00.

In line 11 after the word "Patrolmen" insert the following words and figure:



“, not to exceed 46 patrolmen the first  
year of the biennium and not to ex-  
ceed 49 patrolmen the second year of  
the biennium \$400,000.00

In line 12 strike out the figure \$31,020.00 and insert the figure \$25,000.00 in lieu thereof.

In line 16 strike out the figure \$90,000.00 and insert the figure \$86,000.00 in lieu thereof.

In line 17 strike out the figure \$26,617.60 and insert the figure \$20,000.00 in lieu thereof.

In line 18 strike out the figure \$4,026.00 and insert the figure \$3,000.00 in lieu thereof.

In line 20 strike out the figure \$266,000.00 and insert the figure \$220,000.00 in lieu thereof.

In line 25 strike out the figure \$938,723.60 and insert the figure \$815,250.00 in lieu thereof.

Renumber the lines accordingly.

Senate amendments to House Bill 532:

In line 3 strike out the figure \$813,716.00 and insert the figure \$810,716.00 in lieu thereof.

In line 12 strike out the figure \$13,000.00 and insert the figure \$10,000.00 in lieu thereof.

In line 39 strike out the figure \$813,716.00 and insert the figure \$810,716.00 in lieu thereof.

Senate amendments to House Bill No. 534:

Following line 60 insert the following:

“61 SECTION 6. AMENDMENT.) Section 57-4111 of the  
61a 1953  
62 Supplement to the North Dakota Revised Code of 1943 is  
63 hereby amended and reenacted to read as follows:  
64 57-4111. PAYMENT OF TAX.) The tax collected  
64a upon  
65 motor vehicle fuel sold or used in any calendar month  
66 shall be remitted by the dealer, when the statement  
67 provided for in section 57-4105 is rendered, to the  
68 state auditor, who shall receipt to the dealer therefor,  
69 and forthwith shall pay over all of the money thus  
70 received to the state treasurer; except that any dealer,  
71 at his option, may pay only fifty per cent of the tax  
72 collected to the state auditor at the time above  
73 specified, but in such event shall pay the balance of tax  
74 due within four months from the date the statement  
74a provided  
75 for in section 57-4105 is due, or by the last day of the  
76 calendar year in which the sale of taxable fuel was  
76a made,  
77 whichever shall first occur.  
78 SECTION 7. AMENDMENT.) Section 57-4305 of the  
78a 1953  
79 Supplement to the North Dakota Revised Code of  
79a 1943 is  
80 hereby amended and reenacted to read as follows:  
81 57-4305. PAYMENT OF TAX.) The tax collected  
81a upon  
82 motor vehicle fuel sold in any calendar month shall be  
83 remitted by the dealer to the state auditor not later than

84 the fifteenth day of the calendar month following the  
 84a month  
 85 of sale, who shall receipt to the dealer therefor, and  
 86 forthwith shall pay over all the money thus received to  
 87 the state treasurer; except thta any dealer, at his option,  
 88 may pay only fifty per cent of the tax collected to the  
 89 state auditor at the time above specified, but in such  
 89a event  
 90 shall pay the balance of tax due within four months  
 90a from the  
 91 date such tax was due as above specified or by the  
 91a last day  
 92 of the calendar year in which the sale of taxable fuel  
 93 was made, whichever shall first occur."

In the title of the bill following the word "sections" insert the following numbers: "57-4111, 57-4305".

Renumber the lines accordingly.

In line 35 of the bill delete the brackets around the word "auditor" and strike the words "tax commissioner".

Senate amendments to House Bill 541:

Strike out everything after the words "A Bill", and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 39-0621 of the North Dakota Revised Code of 1943.

Be it enacted by the Legislative Assembly of the State of North Dakota that Section 39-0621 of the North Dakota Revised Code of 1943 be amended and re-enacted to read as follows:

All monies received under the provisions of this chapter shall be paid monthly into the State Treasury and credited to the General Fund.

Senate amendments to House Bill 786:

In line 11 strike out the figure \$450,000.00 and insert the figure \$600,000.00 in lieu thereof.

In line 14 strike out the word "Men's".

After line 14 insert the following line:

"b. Permanent Housing \$300,000.00"

Renumber the lines accordingly.

EDWARD LENO, Secretary.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 176, 177, and 178.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 158. A Bill for an Act to amend and reenact sections 15-3914, 15-3915, 15-3926 and subsection 1 of section 15-3928 and section 15-3940 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 15-3923 of the North Dakota Revised Code of 1943, all relating to assessments, annuities, reduced annuities, with

drawals, qualifications and investment of funds of the North Dakota teachers' insurance and retirement fund.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 27.

#### Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rosberg
Anderson, Richl'nd	Hammer	Rose
Baker	Haugland	Schmalenberger
Balerud	Hegge	Schmidt
Beede	Heller	Scott
Benson	Hoffer	Simenson, 10th
Berntson	Hofstrand	Simonson, 9th
Bjella	Isakson	Snow
Bratcher	Kloster	Solberg
Brooks	Knudsen, LaMoure	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Langseth	Sortland
Davis	Larson	Spitzer
Dick	Laske	Sticka
Dunlop	Lee	Strand
Einarson	Leet	Strege
Engen	Magnuson	Thompson, Burl'gh
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Erickson, Burke-	McLain	Tollefson
Divide	Mueller	Tough
Esterby	Nygaard	Trydahl
Ettestad	Olson	Wambheim
Fine	Overbo	Wolf
Fleenor	Petterson	Ziegler
Fristad	Poling	Mr. Speaker
Gagnum	Power	

#### Those voting in the negative were:

Kitzmann Rohde

#### Absent and not voting:

Baldwin	Heimes	Paulson
Brekke	Homelvig	Rolfsrud
Brown	Hornbacher	Saugstad
Currie	Kjos	Saumur
Dahlund	Lindberg	Schuler
Dewey	Link	Snortland
Frank	Lynch	Stockman
George	Miller	Vinje
Gress	Mollet	Wicks

So the bill passed as amended on page 982, House Journal, and the title was agreed to.

**Senate Bill No. 2.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment, of the School for the Deaf at Devils Lake, North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 83; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Balerud	Hegge	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Scott
Berntson	Hofstrand	Simenson, 10th
Bjella	Kitzmann	Simonson, 9th
Bratcher	Kloster	Snow
Brooks	Knudsen, LaMoure	Solberg
Bye	Knudson, Morton	Sommer
Christopher	Langseth	Sorlie
Davis	Laske	Sortland
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einarson	Magnuson	Strand
Engen	Mahlmann	Strege
Erickson, Bottin'au	McLain	Thompson, Burl'gh
Erickson, Burke-	Mueller	Thompson, M'Lean
Divide	Nygaard	Tollefson
Esterby	Olson	Tough
Ettestad	Overbo	Wambheim
Fine	Petterson	Wolf
Fleenor	Poling	Ziegler
Fristad	Power	Mr. Speaker
Gagnum		

Absent and not voting:

Baldwin	Homelvig	Paulson
Brekke	Hornbacher	Rolfsrud
Brown	Isakson	Saugstad
Currie	Kjos	Saumur
Dahlund	Larson	Schuler
Dewey	Lindberg	Snortland
Frank	Link	Stockman
George	Lynch	Trydahl
Gress	Miller	Vinje
Heimes	Mollet	Wicks

So the bill passed as amended on page 988, House Journal, and the title was agreed to.

Senate Bill No. 3. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the School for the Blind at Bathgate, North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	Goebel	Renfrow

Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Rohde
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Balerud	Hegge	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Scott
Berntson	Hofstrand	Simenson, 10th
Bjella	Isakson	Simonson, 9th
Bratcher	Kitzmann	Snow
Brooks	Kloster	Solberg
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Davis	Langseth	Sortland
Dick	Larson	Spitzer
Dunlop	Laske	Strand
Einarson	Lee	Strege
Engen	Leet	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tollefson
Divide	McLain	Tough
Esterby	Mueller	Trydahl
Ettestad	Nygaard	Wambheim
Fine	Olson	Wolf
Fleenor	Overbo	Ziegler
Fristad	Petterson	Mr. Speaker
Gagnum	Poling	
Absent and not voting:		
Baldwin	Homelvig	Rofsrud
Brekke	Hornbacher	Saugstad
Brown	Kjos	Saumur
Currie	Lindberg	Schuler
Dahlund	Link	Snortland
Dewey	Lynch	Sticka
Frank	Miller	Stockman
George	Mollet	Vinje
Gress	Paulson	Wicks
Heimes	Roen	

So the bill passed as amended on page 989, House Journal, and the title was agreed to.

**Senate Bill No. 4.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and new buildings and special projects for the Grafton State School at Grafton, North Dakota, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Adamsen	Gefreh	Power
Anderson, Cass	Goebel	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rosberg
Balerud	Hegge	Schmalenberger

Beede	Heller	Schmidt
Berntson	Hoffer	Schuler
Benson	Hofstrand	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kitzmann	Simonson, 9th
Brooks	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dick	Larson	Sortland
Dunlop	Laske	Spitzer
Einarson	Lee	Stockman
Engen	Leet	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Tough
Fine	Olson	Trydahl
Fleenor	Overbo	Wambheim
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler

Absent and not voting:

Baldwin	Homelvig	Rolfsrud
Brekke	Hornbacher	Rose
Brown	Kjos	Saugstad
Currie	Lindberg	Saumur
Dahlund	Link	Snortland
Dewey	Lynch	Sticka
Frank	Miller	Vinje
George	Mollet	Wicks
Gress	Paulson	Mr. Speaker
Heimes		

So the bill passed as amended on page 989, House Journal, and the title was agreed to, and the emergency clause carried.

Senate Bill No. 13. A Bill for an Act making an appropriation for the enforcement and administration of the Attorney General Licensing Department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Adamsen	Gefreh	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rohde
Anderson, Rich'nd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Balerud	Hegge	Saugstad
Beede	Heimes	Schmalenberger
Benson	Heller	Schmidt
Berntson	Hoffer	Schuler
Bjella	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th

Bye	Kitzmann	Snow
Christopher	Kloster	Solberg
Currie	Knudsen, LaMoure	Sommer
Davis	Knudsen, Morton	Sorlie
Dewey	Langseth	Sortland
Dick	Larson	Spitzer
Dunlop	Laske	Stockman
Einarson	Lee	Strand
Engen	Leet	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke- Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Wambheim
Frank	Overbo	Wolf
Fristad	Petterson	Ziegler
Gagnum	Poling	Mr. Speaker
	Power	

## Absent and not voting:

Baldwin	Kjos	Rose
Brekke	Lindberg	Saumur
Brown	Link	Snortland
Dahlund	Lynch	Sticka
George	Miller	Vinje
Gress	Mollet	Wicks
Homelvig	Paulson	

So the bill passed as amended on page 989, House Journal, and the title was agreed to.

**Senate Bill No. 72.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, correcting a clerical error in chapter 8, section 1, 1953 Session Laws of North Dakota, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Rickford
Anderson, Cass	Hafner	Roen
Anderson, Eddy-	Hammer	Rohde
Foster	Haugland	Rolfsrud
Anderson, Rich'nd	Hegge	Rosberg
Baker	Heimes	Saugstad
Baldwin	Heller	Saumur
Balerud	Hoffer	Schmalenberger
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler
Berntson	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Bye	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudsen, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie

Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Sticka
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Mollet	Tollefson
Fleenor	Nygaard	Tough
Fristad	Olson	Trydahl
Gagnum	Overbo	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Wicks
Goebel	Poling	Wolf
Gress	Power	Ziegler
	Renfrow	Mr. Speaker

**Absent and not voting:**

Bjella	Frank	Miller
Brekke	Homelvig	Mueller
Brown	Lindberg	Rose
Dahlund		

So the bill passed as amended on page 990, House Journal, and the title was agreed to, and the emergency clause carried.

Senate Bill No. 242. A Bill for an Act to amend and reenact section 15-0704 of the North Dakota Revised Code of 1943, relating to private sale of non-grant lands.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 1; absent and not voting, 12.

**Those voting in the affirmative were:**

Adamsen	George	Renfrow
Anderson, Cass	Goebel	Rickford
Anderson, Eddy- Foster	Gress	Roen
Anderson, Richl'nd	Gumeringer	Rolfstrud
Baker	Hafner	Rosberg
Baldwin	Hammer	Saugstad
Balerud	Haugland	Schmalenberger
Beede	Hegge	Schmidt
Benson	Heimes	Schuler
Berntson	Heller	Scott
Bjella	Hoffer	Simenson, 10th
Bratcher	Hofstrand	Simonson, 9th
Brooks	Isakson	Snortland
Bye	Kjos	Snow
Christopher	Kloster	Solberg
Currie	Knudsen, LaMoure	Sommer
Davis	Knudson, Morton	Sortlie
Dewey	Langseth	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
	Magnuson	Thompson, Burl'gh



Erickson, Burke- Divide	Mahlmann McLain	Thompson, M'Lean Tollefson
Esterby	Mollet	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Frank	Paulson	Wicks
Fristad	Petterson	Wolf
Gagnum	Poling	Ziegler
Gefreh	Power	Mr. Speaker

Those voting in the negative were:

Kitzmann

Absent and not voting:

Brekke	Hornbacher	Mueller
Brown	Larson	Rohde
Dahlund	Lindberg	Rose
Homelvig	Miller	Saumur

So the bill passed as amended on page 990, House Journal, and the title was agreed to.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the House reconsider its action on Senate Bill No. 224, as to title only, which motion prevailed.

Rep. Nygaard moved that the title of Senate Bill No. 224 be amended as follows: In line 51, after the number "1943" and before the period, insert a comma and the italicized words "as amended". Motion prevailed.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hofstrand	Schuler
Bratcher	Hornbacher	Scott
Brooks	Isakson	Simenson, 10th
Brown	Kitzmann	Snortland
Christopher	Kjos	Snow
Currie	Kloster	Solberg
Davis	Knudsen, LaMoure	Sommer
Dewey	Knudson, Morton	Sorlie
Dick	Langseth	Sortland

Dunlop	Laske	Spitzer
Einarson	Lee	Sticka
Engen	Leet	Strand
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke-	Link	Thompson, Burl'gh
Divide	Lynch	Thompson, M'Lean
Esterby	Magnuson	Tollefson
Ettestad	Mahlmann	Tough
Fine	McLain	Trydahl
Fleenor	Mollet	Vinje
Frank	Mueller	Wambheim
Fristad	Olson	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel	Power	

Those voting in the negative were:

Anderson, Richl'nd	Overbo	Simonson, 9th
Dahlund	Rohde	

Absent and not voting:

Baldwin	Homelvig	Nygaard
Brekke	Larson	Saumur
Bye	Miller	Stockman

So the bill passed and the title was agreed to.

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the High School Correspondence Study.

Which has been read.

Rep. Snortland moved that Senate Bill No. 30 be placed at the foot of the calendar, which motion prevailed.

Speaker Fitch called Rep. Baker to the Chair to preside.

**Senate Bill No. 68.** A Bill for an Act making an appropriation for the purpose of constructing a highway bridge across the Little Beaver Creek in Slope County at the city of Marmarth, North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 18; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gumeringer	Power
Anderson, Cass	Hammer	Renfrow
Anderson, Eddy-	Haugland	Rickford
Foster	Hegge	Roen
Anderson, Richl'nd	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Benson	Hornbacher	Saugstad
Berntson	Isakson	Saumur
Bjella	Kjos	Schmalenberger
Bratcher	Kloster	Schmidt
Brooks	Knudsen, LaMoure	Scott
Bye	Knudson, Morton	Simonson, 10th
Currie	Langseth	Simonson, 9th
Dahlund	Larson	Snortland

Davis	Laske	Snow
Dewey	Lee	Solberg
Dick	Leet	Sommer
Engen	Lindberg	Sortland-
Erickson, Bottin'au	Link	Spitzer
Erickson, Burke-	Lynch	Sticka
Divide	McLain	Strege
Esterby	Mollet	Thompson, Burl'gh
Ettestad	Mueller	Thompson, M'Lean
Fleenor	Nygaard	Tollefson
Frank	Olson	Trydahl
Fristad	Overbo	Vinje
Gagnum	Paulson	Ziegler
George	Petterson	Mr. Speaker
Gress	Poling	

Those voting in the negative were:

Beede	Goebel	Schuler
Christopher	Hafner	Sorlie
Dunlop	Hofstrand	Strand
Einarson	Kitzmann	Tough
Fine	Magnuson	Wambheim
Gefreh	Mahlmann	Wolf

Absent and not voting:

Baker	Homelvig	Stockman
Brekke	Miller	Wicks
Brown	Rohde	

So the bill passed and the title was agreed to.

**Senate Bill No. 241.** A Bill for an Act making an appropriation for the purpose of refunding to Richland County amounts erroneously paid to the state of North Dakota by such county for state general property taxes with its October, 1954 report of state taxes collected.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rohde
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bratcher	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Bye	Kitzmann	Schuler
Christopher	Kjos	Scott
Currie	Kloster	Simenson, 10th
Dahlund	Knudsen, LaMoure	Snortland
Davis	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie

Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Burke- Divide	Link	Sticka
	Lynch	Stockman
Esterby	Magnuson	Strege
Ettestad	Mahlmann	Thompson, Burl'gh
Fine	Mollet	Tollefson
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	

Those voting in the negative were:

Erickson, Bottin'au	Strand	Tough
Knudson, Morton		

Absent and not voting:

Baker	Homelvig	Simonson, 9th
Bjella	McLain	Thompson, M'Lean
Brekke	Miller	Wicks
Brown		

So the bill passed and the title was agreed to.

House Concurrent Resolution "W-1". A Concurrent Resolution directing the legislative research committee to study the licensing and inspection activities of the public service commission.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 77; nays, 27; absent and not voting, 9.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Roen
Anderson, Rich'nd	Hafner	Rolfstrud
Balerud	Hammer	Rosberg
Beede	Hegge	Saumur
Benson	Heimes	Schmalenberger
Berntson	Heller	Schmidt
Bjella	Hoffer	Simonson, 10th
Bratcher	Hofstrand	Simonson, 9th
Brooks	Hornbacher	Snortland
Bye	Isakson	Snow
Christopher	Kitzmann	Solberg
Currie	Kloster	Sommer
Davis	Knudsen, LaMoure	Sorlie
Dick	Knudson, Morton	Sortland
Dunlop	Larson	Spitzer
Einarson	Lee	Stockman
Engen	Leet	Strege
Erickson, Bottin'au	Lindberg	Thompson, Burl'gh
Esterby	Link	Trydahl
Fleenor	Mahlmann	Vinje
Frank	Mueller	Wambheim
Fristad	Olson	Wolf
Gagnum	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	

Those voting in the negative were:

Anderson, Eddy-	Kjos	Rohde
Foster	Langseth	Rose
Dahlund	Laske	Saugstad
Dewey	Lynch	Schuler
Erickson, Burke-	Magnuson	Scott
Divide	McLain	Strand
Ettestad	Mollet	Thompson, M'Lean
Fine	Nygaard	Tollefson
Gefreh	Overbo	Tough
Haugland	Power	

Absent and not voting:

Baker	Brown	Rickford
Baldwin	Homelvig	Sticka
Brekke	Miller	Wicks

So the resolution was declared adopted.

Speaker Fitch resumed the Chair.

**Senate Concurrent Resolution "M".** A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota authorizing a bond issue for the construction of highways.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 70; nays, 40; absent and not voting, 3.

Those voting in the affirmative were:

Adamsen	Haugland	Rickford
Anderson, Rich'nd	Hegge	Roen
Baker	Hoffer	Rolfsrud
Baldwin	Hofstrand	Rose
Balerud	Hornbacher	Saumur
Benson	Kjos	Schmalenberger
Bjella	Kloster	Schmidt
Brooks	Knudsen, LaMoure	Schuler
Brown	Knudson, Morton	Scott
Bye	Larson	Simonson, 9th
Christopher	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland
Dick	Lindberg	Spitzer
Engen	Link	Sticka
Esterby	Lynch	Stockman
Ettestad	Mahlmann	Thompson, Burl'gh
Fleenor	McLain	Tough
Fristad	Mueller	Trydahl
Gefreh	Nygaard	Vinje
George	Paulson	Wambheim
Goebel	Petterson	Wolf
Gress	Poling	Mr. Speaker
Hafner		

Those voting in the negative were:

Anderson, Cass	Frank	Renfrow
Anderson, Eddy-	Gagnum	Rohde
Foster	Gumeringer	Rosberg
Beede	Hammer	Saugstad
Berntson	Heimes	Simonson, 10th

Bratcher	Heller	Snortland
Currie	Isakson	Snow
Dahlund	Kitzmann	Solberg
Dunlop	Langseth	Strand
Einaron	Magnuson	Strege
Erickson, Bottin'au	Mollet	Thompson, M'Lean
Erickson, Burke- Divide	Olson	Tollefson
Fine	Overbo	Wicks
	Power	Ziegler

**Absent and not voting:**

Brekke	Homelvig	Miller
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So the resolution was declared adopted.

Rep. Wolf moved that the vote by which Senate Concurrent Resolution "M" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Bill No. 736.

EDWARD LENO, Secretary.

**FINAL PASSAGE OF SENATE BILLS**

Senate Bill No. 73. A Bill for an Act relating to county zoning regulations, and empowering counties to establish zoning districts, to impose regulations and restrictions within such districts, and to establish county planning commissions to secure the orderly development of the county, for the purpose of promoting health, safety, morals and the general public welfare, and declaring an emergency.

Which has been read.

Rep. Stockman asked unanimous consent of the House to amend Senate Bill No. 73 as follows: On line 5, after the comma, insert the following words "if any part of the territorial limits of said county are within thirty miles of a Federal Air Force Base." Renumber the lines accordingly.

Unanimous consent was not given.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 20; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Eddy- Foster	Gumeringer	Renfrow
Anderson, Rich'nd	Hafner	Rickford
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Benson	Heimes	Rose
Berntson	Heller	Saugstad
Brooks	Hoffer	Saumur
Brown	Hofstrand	Schmalenberger
Bye	Isakson	Schmidt
Christopher	Kjos	Schuler
Currie	Kloster	Scott
Dahlund	Knudsen, LaMoure	Snow
	Knudson, Morton	Sommer

Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Einarson	Lee	Sticka
Engen	Leet	Strand
Esterby	Lindberg	Thompson, Burl'gh
Ettestad	Link	Thompson, M'Lean
Fine	Lynch	Tollefson
Fleenor	Mahlmann	Tough
Frank	McLain	Trydahl
Fristad	Mueller	Vinje
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wicks
George	Paulson	Wolf
Goebel	Petterson	Ziegler

Those voting in the negative were:

Anderson, Cass	Hornbacher	Simonson, 9th
Beede	Kitzmänn	Snortland
Bjella	Magnuson	Solberg
Bratcher	Mollet	Stockman
Dunlop	Overbo	Strege
Erickson, Bottin'au	Rohde	Mr. Speaker
Erickson, Burke- Divide	Simenson, 10th	

Absent and not voting:

Brekke	Miller	Poling
Homelvig		

So the bill passed and the title was agreed to.

Rep. Saugstad 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.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No.	2
Senate Bill No.	3
Senate Bill No.	4
Senate Bill No.	13
Senate Bill No.	72
Senate Bill No.	85
Senate Bill No.	90
Senate Bill No.	158
Senate Bill No.	173
Senate Bill No.	186
Senate Bill No.	220
Senate Bill No.	242

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

#### EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the House reconsider the action by which the title of Senate Bill No. 224 was amended, which motion prevailed.

Rep. Nygaard asked unanimous consent of the House to amend Senate Bill No. 224 as follows: In line 51, after the number "1943" and before the period, insert a comma and

the italicized words "as amended". And renumber the lines accordingly. Which consent was given, and the bill was so amended.

Senate Bill No. 224. A Bill for an Act to amend and reenact Section 40-1819 of the North Dakota Revised Code of 1943 relating to appeals from determinations of police magistrate or village justice; Trial; Bail.

Which has been read.

### 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:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow
Anderson, Eddy-	Hafner	Rickford
Foster	Hammer	Roen
Anderson, Richl'nd	Haugland	Rolfstrud
Baker	Hegge	Rosberg
Baldwin	Heimes	Rose
Balerud	Heller	Saumur
Beede	Hoffer	Schmalenberger
Benson	Hofstrand	Schmidt
Berntson	Hornbacher	Schuler
Bjella	Isakson	Scott
Bratcher	Kitzmann	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Bye	Knudsen, LaMoure	Snow
Christopher	Knudson, Morton	Solberg
Currie	Langseth	Sommer
Dahlund	Larson	Sorlie
Davis	Laske	Sortland
Dewey	Lee	Spitzer
Dick	Leet	Sticka
Dunlop	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Bottin'au	Magnuson	Thompson, Burl'gh
Erickson, Burke-	Mahlmann.	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Homelvig	Rohde
Ettestad	Miller	Saugstad

So the bill passed as amended, and the title was agreed to.

### REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 505, has had the same under consideration and recommends:



In line 3, strike out the Senate amended figure of "\$367,700.00" and insert in lieu thereof the figure "\$387,200.00".

In line 10, strike out the Senate amended figure of "\$200,000.00" and insert in lieu thereof the figure "\$215,000.00".

That the Senate recede from their amendment in line 19 by reinserting "New X-ray Unit \$4,500.00".

That the House concur with the Senate amendment in line 24.

In line 25, strike out the Senate amended figure of "\$367,700.00" and insert in lieu thereof the figure "\$387,200.00".

For the Senate:

SENATOR FREED  
SENATOR LIVINGSTON  
SENATOR WELANDER

For the House:

REP. HEIMES  
REP. SNORTLAND  
REP. VINJE

Rep. Heimes moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Wolf moved that the rules be suspended and House Bill No. 505 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 505.** A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department, and declaring an emergency.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Rich'd	Hammer	Rolfsrud
Baker	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Schmalenberger
Berntson	Hoffer	Schmidt
Bjella	Hofstrand	Schuler
Bratcher	Hornbacher	Scott
Brooks	Isakson	Simenson, 10th
Brown	Kitzmann	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman

Engen	Lindberg	Strand
Erickson, Burke- Divide	Link	Strege
Esterby	Lynch	Thompson, Buri'gh
Ettestad	Magnuson	Thompson, M'Lean
Fine	Mahlmann	Tollefson
Fleenor	McLain	Trydahl
Frank	Mollet	Vinje
Fristad	Mueller	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
	Poling	Mr. Speaker

Those voting in the negative were:

Erickson, Bottin'au Rohde

Absent and not voting:

Baldwin

Miller

Saumur

Brekke

Nygaard

Tough

Homelvig

Olson

So the bill passed and the title was agreed to.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 548, has had the same under consideration and recommends:

The Senate agrees to recede from its amendments to House Bill No. 548.

That House Bill No. 548 be amended as follows:

On line 336 of the engrossed bill following the comma insert the following words: "except that until January 1, 1957, such certificates for high school correspondence work shall be submitted by the state board of higher education."

Following line 569 of the engrossed bill insert the following words:

"SECTION 30. EFFECTIVE DATE OF CERTAIN SECTIONS.) The provisions of sections 25, 26, 27, 28 and 29 of this Act shall be effective January 1, 1957."

And renumber the lines accordingly.

For the Senate:

SENATOR MEIDINGER

SENATOR SCHROCK

SENATOR DOLAN

For the House:

REP. LARSON

REP. LANGSETH

REP. SIMENSON (10th)

Rep. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Larson moved that the rules be suspended and House Bill No. 548 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 548.** A Bill for an Act amending and reenacting subsection 3 of sections 15-1901 and sections 15-1902, 15-1903, 15-1906, 15-4002, 15-2008, 15-4003, 15-4010 and 15-4105 of the North Dakota Revised Code of 1943; and sections 15-2002, 15-2003, 15-2004, 15-2006, 15-2010, subsections 1 and 4 of 15-2012, 15-2013, 15-2014, 15-2015, 15-4021, 15-5303, 15-5701, 15-5902, 15-5903, 15-5905, subsection 6 of 15-6001 and 15-6006

of the 1953 Supplement to the North Dakota Revised Code of 1943; and repealing sections 15-5304 and 15-6002 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school correspondence vocational education and rehabilitation, the state equalization emergency fund board, the advisory board for school district reorganization, the state board of teaching scholarships, the advisory council on special education, the state school construction fund and other elementary and secondary education functions, and creating the state board of public school education.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfsrud
Anderson, Richl'nd	Hammer	Rosberg
Baker	Haugland	Rose
Baldwin	Hegge	Saugstad
Balerud	Heimes	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Schuler
Berntson	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Isakson	Simonson, 9th
Bye	Kjos	Snortland
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudsen, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	

Those voting in the negative were:

Bjella	Mollet	Mr. Speaker
Kitzmann	Rohde	

Absent and not voting:

Brekke	Homelvig	Olson
Brown	Miller	Saumur

So the bill passed and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Bill No. 818.

EDWARD LENO, Secretary.

## EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the House accede to the request of the Senate to return House Bills Nos. 736 and 818, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return House Bills Nos. 736 and 818 as requested.

KENNETH L. MORGAN, Chief Clerk.

CONSIDERATION OF MESSAGES  
FROM THE SENATE

Rep. Heimes moved that the House do not concur with the Senate amendments to House Bill No. 527, which motion prevailed.

Rep. Heimes moved that a Conference Committee be appointed to act with a like committee from the Senate on House Bill No. 527 and the Speaker appointed as such committee, Reps. Sticka, Anderson of Cass, and Tough.

Rep. Nygaard moved that the House do not concur with the Senate amendments to House Bill No. 530 and that a Conference Committee be appointed to act with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Reps. Vinje, Davis, and Fine.

Rep. Erickson of Bottineau moved that the House do concur with the Senate amendments to House Bill No. 532, which motion prevailed.

Rep. Erickson of Bottineau moved that House Bill No. 532 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 532.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Which has been read.

## 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:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy-	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rolfstrud
Baker	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad

Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bratcher	Hornbacher	Schuler
Brooks	Isakson	Scott
Brown	Kitzmann	Simenson, 10th
Bye	Kjos	Simenson, 9th
Christopher	Kloster	Snortland
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Sticka
Einarson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
Esterby	Mahlmann	Thompson, M'Lean
Ettestad	McLain	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Nygaard	Vinje
Fristad	Olson	Wambheim
Gagnum	Overbo	Wicks
Gefreh	Paulson	Wolf
George	Petterson	Ziegler
	Poling	Mr. Speaker
Absent and not voting:		
Bjella	Leet	Rohde
Brekke	Miller	Solberg
Homelvig		

So the bill passed as amended and the title was agreed to.

Rep. George moved that the House do concur with the Senate amendments to House Bill No. 534, which motion prevailed.

Rep. George moved that the rules be suspended and House Bill No. 534 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 534.** A Bill for an Act to amend and reenact sections 57-4302, 57-4304, 57-4306, 57-4307 and 57-4309 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to gasoline excise taxes, and providing for the levy of an additional one-cent refundable motor fuel tax.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	George	Rickford
Anderson, Cass	Goebel	Roen
Anderson, Eddy- Foster	Gress	Rolfsrud
Anderson, Richl'nd	Gumeringer	Rose
Baker	Hafner	Saugstad
Baldwin	Haugland	Saumur
Balerud	Hegge	Schmalenberger
	Heimes	Schmidt

Beede	Heller	Schuler
Benson	Hoffer	Scott
Berntson	Hofstrand	Simenson, 10th
Bjella	Hornbacher	Simonson, 9th
Bratcher	Isakson	Snortland
Brooks	Kjos	Snow
Brown	Kloster	Solberg
Bye	Knudsen, LaMoure	Sommer
Christopher	Knudson, Morton	Sorlie
Currie	Larson	Sortland
Dahlund	Laske	Spitzer
Davis	Lee	Sticka
Dewey	Leet	Stockman
Dick	Lindberg	Strand
Dunlop	Link	Strege
Einarson	Lynch	Thompson, Burl'gh
Engen	Magnuson	Thompson, M'Lean
Erickson, Bottin'au	Mahlmann	Tollefson
Erickson, Burke-	McLain	Tough
Divide	Mollet	Trydahl
Esterby	Mueller	Vinje
Ettestad	Olson	Wambheim
Fine	Paulson	Wicks
Fleenor	Petterson	Wolf
Frank	Poling	Ziegler
Fristad	Power	Mr. Speaker
Gagnum		

Those voting in the negative were:

Kitzmann	Overbo	Rohde
Langseth		

Absent and not voting:

Brekke	Homelvig	Renfrow
Gefreh	Miller	Rosberg
Hammer	Nygaard	

So the bill passed as amended and the title was agreed to.

Rep. Baker moved that the House do not concur with the Senate amendments to House Bill No. 541, which motion prevailed.

Rep. Baker moved that a Conference Committee be appointed to act with a like committee from the Senate on House Bill No. 541, which motion prevailed and the Speaker appointed as such committee, Reps. Roen, Brooks, and Bratcher.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 786, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 786 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 786. 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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 80; nays, 24; absent and not voting, 9.

**Those voting in the affirmative were:**

Adamsen	Gress	Petterson
Anderson, Rich'l'nd	Gumeringer	Poling
Baker	Hafner	Power
Baldwin	Haugland	Rickford
Balerud	Hegge	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Brooks	Hofstrand	Saumur
Bye	Hornbacher	Schmalenberger
Christopher	Kjos	Schmidt
Currie	Kloster	Scott
Dahlund	Knudsen, LaMoure	Simonson, 9th
Davis	Knudson, Morton	Snortland
Dewey	Larson	Sommer
Dick	Laske	Sortland
Einarson	Lee	Spitzer
Engen	Leet	Stockman
Erickson, Bottin'au	Lindberg	Strand
Erickson, Burke- Divide	Lynch	Strege
Ettestad	Magnuson	Thompson, Burl'gh
Fine	McLain	Thompson, M'Lean
Fleenor	Miller	Tollefson
Fristad	Mueller	Trydahl
Gagnum	Nygaard	Wambheim
Gefreh	Olson	Wicks
George	Overbo	Ziegler
	Paulson	Mr. Speaker

**Those voting in the negative were:**

Anderson, Cass	Frank	Roen
Anderson, Eddy- Foster	Goebel	Rohde
Berntson	Isakson	Rofsrud
Bjella	Kitzmann	Schuler
Bratcher	Link	Simenson, 10th
Brown	Mahlmann	Snow
Dunlop	Mollet	Solberg
Esterby	Renfrow	Wolf

**Absent and not voting:**

Brekke	Homelvig	Sticka
Hammer	Langseth	Tough
Heimes	Sorlie	Vinje

So the bill passed and the title was agreed to.

**FINAL PASSAGE OF SENATE BILLS**

Senate Bill No. 92. A Bill for an Act to amend and reenact sections 15-5903, 15-5904 and 15-5905, and to repeal section 15-5902 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the program of special education of exceptional children.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rolfsrud
Anderson, Rich'l'nd	Hegge	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hornbacher	Saumur
Beede	Isakson	Schmalenberger
Benson	Kitzmann	Schmidt
Berntson	Kjos	Schuler
Bratcher	Kloster	Scott
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Larson	Snortland
Christopher	Laske	Snow
Currie	Lee	Solberg
Davis	Leet	Sommer
Dewey	Lindberg	Sortland
Dick	Link	Spitzer
Dunlop	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke-	Miller	Thompson, Burl'gh
Divide	Mollet	Thompson, M'Lean
Esterby	Mueller	Tollefson
Ettestad	Nygaard	Trydahl
Fleenor	Olson	Wambheim
Frank	Overbo	Wicks
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Power	Mr. Speaker
George		

Those voting in the negative were:

Fine Rohde

Absent and not voting:

Bjella	Heimes	Poling
Brekke	Hofstrand	Sorlie
Dahlund	Homelvig	Sticka
Einarson	Langseth	Tough
Hammer	McLain	Vinje
Haugland		

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "B". A Concurrent Resolution memorializing congress to authorize the army corps of engineers to resell surplus lands above the normal pool level of water impoundments in North Dakota to the original land owners.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 99; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Gumeringer	Renfrow



Anderson, Eddy-	Hafner	Rickford
Foster	Haugland	Roen
Anderson, Richl'nd	Hegge	Rohde
Baker	Heller	Rolfesrud
Baldwin	Hoffer	Rosberg
Balrud	Hofstrand	Rose
Beede	Hornbacher	Saugstad
Benson	Isakson	Saumur
Berntson	Kitzmann	Schmalenberger
Bjella	Kjos	Schmidt
Bratcher	Kloster	Schuler
Brooks	Knudsen, LaMoure	Scott
Brown	Knudson, Morton	Simenson, 10th
Bye	Langseth	Simonson, 9th
Christopher	Larson	Snortland
Currie	Laske	Solberg
Dewey	Lee	Sortland
Dick	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Wambheim
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
George	Petterson	Mr. Speaker
Goebel	Poling	

Those voting in the negative were:

Leet

Absent and not voting:

Brekke	Hammer	Sommer
Dahlund	Heimes	Sorlie
Davis	Homelvig	Stockman
Dunlop	Snow	Vinje
Gefreh		

So the resolution was declared adopted.

**Senate Concurrent Resolution "C".** A Concurrent Resolution requesting the army corps of engineers to provide for the development of recreational areas along the Garrison Dam Reservoir and authorizing the state historical society to explore avenues of cooperation in the management and maintenance of such areas.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power
Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Hammer	Roen

Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudson, Morton	Snortland
Dahlund	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lindberg	Spitzer
Erickson, Bottin'au	Link	Sticka
Erickson, Burke- Divide	Lynch	Stockman
	Magnuson	Strand
Esterby	Mahlmann	Strege
Ettestad	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mueller	Tollefson
Frank	Nygaard	Tough
Fristad	Olson	Trydahl
Gagnum	Overbo	Wambheim
Gefreh	Paulson	Ziegler
George	Petterson	Mr. Speaker

Those voting in the negative were:

Mollet Rohde

Absent and not voting:

Benson	Heimes	Wicks
Brekke	Homelvig	Wolf
Dunlop	Vinje	

So the resolution was declared adopted.

Senate Concurrent Resolution "H" A Concurrent Resolution urging that steps be taken to make available natural gas to the people of North Dakota.

Which has been read.

Rep. Baker received unanimous consent of the House to amend Senate Concurrent Resolution "H" as follows: In line 16, after the semi-colon, strike the word "and" and insert the following: "for space heating; and". And renumbering the lines accordingly.

Rep. Baker moved that Senate Concurrent Resolution "H" be placed on final passage as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen

Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Richl'nd	Haugland	Rosberg
Baker	Heller	Rose
Baldwin	Hoffer	Saugstad
Balerud	Hofstrand	Schmalenberger
Beede	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Laske	Sommer
Davis	Leet	Sorlie
Dewey	Lindberg	Sortland
Dick	Link	Spitzer
Dunlop	Lynch	Sticka
Engen	Magnuson	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Ettestad	Mueller	Tollefson
Fine	Nygaard	Tough
Fleenor	Olson	Trydahl
Frank	Overbo	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker

Absent and not voting:

Benson	Hegge	Larson
Bjella	Heimes	Lee
Brekke	Homelvig	Saumur
Einarson		

So the resolution was declared adopted.

Senate Bill No. 125. A Bill for an Act to provide for the establishment of the office of county coroner, the duties thereof, the operation of the county coroner system, and repealing subsection 9 of section 11-1002 and chapter 11-19 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 37; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Hafner	Poling
Anderson, Cass	Hammer	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rohde
Baldwin	Heller	Rolfsrud
Balerud	Hoffer	Rosberg
Berntson	Hofstrand	Rose
Bjella	Kjos	Saugstad

Bratcher	Kloster	Saumur
Brooks	Knudsen, LaMoure	Simenson, 10th
Brown	Knudson, Morton	Simonson, 9th
Bye	Larson	Snow
Christopher	Leet	Sommer
Currie	Lindberg	Sorlie
Dick	Lynch	Sortland
Engen	McLain	Spitzer
Esterby	Miller	Stockman
Ettestad	Mollet	Strand
Fine	Nygaard	Strege
Fristad	Olson	Tollefson
Gagnum	Overbo	Trydahl
Gefreh	Paulson	Wambheim
Gumeringer	Pettersen	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Goebel	Schmidt
Foster	Gress	Schuler
Beede	Hornbacher	Scott
Dahlund	Isakson	Snortland
Davis	Kitzmann	Solberg
Dewey	Langseth	Sticka
Dunlop	Laske	Thompson, Burl'gh
Erickson, Bottin'au	Magnuson	Thompson, M'Lean
Erickson, Burke-	Mahlmann	Tough
Divide	Mueller	Vinje
Fleenor	Power	Wicks
Frank	Renfrow	Wolf
George	Schmalenberger	Ziegler

Absent and not voting:

Benson	Heimes	Lee
Brekke	Homelvig	Link
Einarson		

So the bill passed, as amended by the Committee of the Whole and the title was agreed to.

Rep. Bjella 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. 7.** A Bill for an Act making an appropriation for the general maintenance, improvement and repairs, equipment, miscellaneous expenses, and new buildings and special projects for the State Training School at Mandan, North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Roen
Foster	Haugland	Rolfsrud
Anderson, Rich'nd	Hegge	Rosberg
Baker	Heimes	Rose
Baldwin	Heller	Saugstad
Balerud	Hoffer	Saumur

Beede	Hofstrand	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Isakson	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Laske	Sommer
Dewey	Leet	Sorlie
Dick	Lindberg	Sortland
Dunlop	Link	Spitzer
Engen	Lynch	Sticka
Erickson, Bottin'au	Magnuson	Stockman
Erickson, Burke- Divide	Mahlmann	Strand
	McLain	Strege
Esterby	Miller	Thompson, Burl'gh
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Gress		

Those voting in the negative were:

Rohde Thompson, M'Lean

Absent and not voting:

Benson	Einarson	Larson
Brekke	Homelvig	Lee
Christopher		

So the bill passed, as amended by the Committee of the Whole, and the title was agreed to.

Senate Bill No. 164. A Bill for an Act to provide for the impounding of any vehicle operated upon any highway, street or road in this state at weights in excess of the weight limitations as specified under the provisions of section 39-1203 of the North Dakota Revised Code of 1943 or as limited by the provisions of section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to provide for the recovery of charges for extraordinary use of the highways, streets and roads of this state, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Poling
Anderson, Eddy-	Gress	Power
Foster	Gumeringer	Renfrow
Anderson, Rich'nd	Hammer	Rickford
Baker	Haugland	Roen

Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Berntson	Hofstrand	Saugstad
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Stockman
Erickson, Bottin'au	Lynch	Strand
Erickson, Burke- Divide	Magnuson	Thompson, Burl'gh
	Mahlmann	Tollefson
Esterby	Miller	Tough
Ettestad	Mollet	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Fristad	Olson	Wolf
Gagnum	Overbo	Mr. Speaker
Gefreh	Paulson	

Those voting in the negative were:

Brooks	McLain	Thompson, M'Lean
Frank	Rohde	Wicks
Hafner	Sticka	Ziegler
Hegge	Strege	

Absent and not voting:

Benson	Homelvig	Saumur
Brekke	Lee	Sorlie

So the bill passed, as amended on page 1006 of the House Journal, and the title was agreed to, and the emergency clause carried.

Speaker Fitch called Rep. Beede to the Chair to preside.

Senate Bill No. 213. A Bill for an Act relating to the use of certain types of motor vehicles upon the highways of this state and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 71; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Heller	Nygaard
Anderson, Cass	Hofstrand	Power
Anderson, Eddy- Foster	Hornbacher	Renfrow
	Kjos	Rickford
Benson	Langseth	Roen
Bjella	Larson	Rolfsrud
Currie	Laske	Rose
Dewey	Leet	Saumur
Dick	Link	Simenson, 10th
Engen	Lynch	Sortland

Ettestad	Magnuson	Tollefson
Fine	Mueller	Vinje
Haugland		

Those voting in the negative were:

Anderson, Richl'nd	Goebel	Saugstad
Baker	Gress	Schmalenberger
Baldwin	Gumeringer	Schmidt
Balerud	Hafner	Schuler
Beede	Hammer	Scott
Berntson	Hegge	Simonson, 9th
Bratcher	Hoffer	Snortland
Brooks	Isakson	Snow
Brown	Kitzmann	Solberg
Bye	Kloster	Sommer
Christopher	Knudsen, LaMoure	Sorlie
Dahlund	Knudson, Morton	Spitzer
Dunlop	Lee	Sticka
Einarson	Lindberg	Stockman
Erickson, Bottin'au	Mahlmann	Strand
Erickson, Burke-	McLain	Strege
Divide	Miller	Thompson, Burl'gh
Esterby	Mollet	Thompson, M'Lean
Fleenor	Olson	Tough
Frank	Overbo	Trydahl
Fristad	Petterson	Wambheim
Gagnum	Poling	Wicks
Gefreh	Rohde	Wolf
George	Rosberg	Ziegler

Absent and not voting:

Brekke	Heimes	Paulson
Davis	Homelvig	Mr. Speaker

So the bill was declared lost.

Rep. Sticka moved that the vote by which Senate Bill No. 213 was lost 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 provide for the collection of fees commensurate with costs for services rendered to private persons by county auditors and for the disposition of such fees.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Hammer	Rickford
Anderson, Cass	Haugland	Roen
Anderson, Richl'nd	Hegge	Rohde
Baker	Heimes	Rolfsrud
Baldwin	Heller	Rosberg
Balerud	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Hornbacher	Saumur
Bjella	Isakson	Schmalenberger
Brooks	Kitzmann	Schmidt
Brown	Kjos	Schuler
Bye	Kloster	Scott

Christopher	Knudsen, LaMoure	Simenson, 10th
Currie	Knudson, Morton	Snow
Dahlund	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Sortland
Einarson	Lindberg	Spitzer
Engen	Link	Sticka
Erickson, Bottin'au	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	Mahlmann	Strege
Fine	McLain	Thompson, Burl'gh
Fleenor	Miller	Thompson, M'Lean
Frank	Mollet	Tollefson
Fristad	Mueller	Tough
Gagnum	Nygaard	Trydahl
Gefreh	Olson	Vinje
George	Overbo	Wambheim
Goebel	Petterson	Wicks
Gross	Poling	Wolf
Gumeringer	Power	Ziegler
Hafner	Renfrow	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Erickson, Burke-	Langseth
Foster	Divide	

Absent and not voting:

Beede	Davis	Simonson, 9th
Bratcher	Homelvig	Snortland
Brekke	Paulson	

So the bill passed, as amended on page 1010 of the House Journal, and the title was agreed to.

**Senate Bill No. 8.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, and new building of the State Penitentiary.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 99; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Roen
Anderson, Eddy-	Haugland	Rohde
Foster	Hegge	Rolfsrud
Anderson, Rich'nd	Heller	Rosberg
Baker	Hoffer	Rose
Baldwin	Hornbacher	Saugstad
Balerud	Isakson	Saumur
Benson	Kitzmann	Schmalenberger
Berntson	Kjos	Schmidt
Bjella	Kloster	Schuler
Brooks	Knudsen, LaMoure	Scott
Brown	Knudson, Morton	Simenson, 10th
Bye	Langseth	Snow
Currie	Larson	Solberg
Dahlund	Laske	Sommer
Davis	Lee	Sorlie
Dewey	Leet	Sortland



Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Petterson	Wicks
Gefreh	Poling	Wolf
George	Power	Ziegler
Goebel	Renfrow	Mr. Speaker
Gress	Rickford	

Those voting in the negative were:

Hafner

Absent and not voting:

Adamsen	Esterby	Homelvig
Beede	Hammer	Paulson
Bratcher	Heimes	Simonson, 9th
Brekke	Hofstrand	Snortland
Christopher		

So the bill passed, as amended on page 1021 of the House Journal, and the title was agreed to.

Rep. Wicks moved that the vote by which Senate Bill No. 8 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Nygaard moved that the House do now recess for twenty minutes, which motion prevailed and the House stood in recess.

The House reconvened at the expiration of the recess with Speaker Fitch presiding. The Speaker announced that the House would be on the ninth order of business.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 12  
Senate Bill No. 68  
Senate Bill No. 73  
Senate Bill No. 92  
Senate Bill No. 241  
Senate Concurrent Resolution "B"  
Senate Concurrent Resolution "C"  
Senate Concurrent Resolution "M"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 213

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:  
House Concurrent Resolution "W-1"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 125  
Senate Bill No. 164  
Senate Bill No. 224  
Senate Bill No. 229  
Senate Concurrent Resolution "H"

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

#### FIRST READING OF HOUSE RESOLUTIONS

The Committee on Industry and Business introduced:

**House Resolution No. 14.** A Resolution authorizing the North Dakota Industrial Commission to direct the Bank of North Dakota to redeposit funds in North Dakota.

Which was read for the first time in its entirety.

Rep. Schuler moved that House Resolution No. 14 be adopted, which motion prevailed.

Rep. Wicks moved that House Resolution No. 14 be printed in the House Journal, which motion prevailed.

#### HOUSE RESOLUTION NO. 14

Introduced by the Committee on Industry  
and Business

A resolution authorizing the North Dakota Industrial Commission to direct the Bank of North Dakota to redeposit funds in North Dakota.

1 WHEREAS, the Bank of North Dakota, as of February  
1a 1,  
2 1955, had on deposit with various banks throughout the  
3 nation the total sum of \$14,364,180.10; and  
4 WHEREAS, only \$1,023,000.00 was deposited with banks  
5 in the State of North Dakota; and  
6 WHEREAS, the Bank of North Dakota belongs to the  
7 people of North Dakota and it would be to the best ad-  
8 vantage of the people of North Dakota, particularly the  
9 agricultural interests, that more of these funds be de-  
10 posited with banks within the State of North Dakota and  
11 be made available for the credit purposes to the people  
12 of North Dakota; and  
13 WHEREAS, it would be to the best interest of North  
14 Dakota that more of the above mentioned funds be de-  
15 posited with the banks in the State of North Dakota.  
16 NOW, THEREFORE, BE IT RESOLVED BY THE  
16a HOUSE OF  
17 REPRESENTATIVES OF THE THIRTY-FOURTH  
17a LEGISLATIVE

**18 ASSEMBLY:**

19 That the Industrial Commission be instructed to  
 20 direct the manager of the Bank of North Dakota to with-  
 21 draw deposits in excess of required commitments, in  
 21a banks  
 22 outside of the State of North Dakota and to redeposit more  
 23 of these funds in banks in North Dakota to a minimum of  
 24 \$10,000.00, and that funds in greater amounts shall be  
 25 deposited in banks in North Dakota whose resources are  
 26 adequate and where collateral is provided satisfactory  
 27 to the management of the Bank of North Dakota and the  
 28 Industrial Commission.

The Committee on Natural Resources introduced:

**House Resolution No. 15.** A Resolution authorizing and directing the legislative research committee to make a study of the feasibility and advisability of the state adopting a commission form of game management.

Which was read for the first time in its entirety.

Rep. Sorlie moved that House Resolution No. 15 be adopted, which motion prevailed.

Rep. Sorlie moved that House Resolution No. 15 be printed in the House Journal, which motion prevailed.

**HOUSE RESOLUTION 15**

Introduced on Committee on Natural Resources

A resolution authorizing and directing the legislative research committee to make a study of the feasibility and advisability of the state adopting a commission form of game management.

1 WHEREAS, many individuals and groups concerned  
 1a with  
 2 wildlife and game management in North Dakota  
 2a recommend  
 3 a commission form of game and wildlife management for  
 4 the state; and  
 5 WHEREAS, before adequate legislation can be  
 6 introduced or receive favorable consideration, it is  
 7 necessary that an objective, unbiased, and detailed  
 8 study be made not only of the merits of the commission  
 9 form of management generally, but also of the particular  
 10 form and operation of a commission suitable to the  
 11 needs of this state;  
 12 NOW, THEREFORE, BE IT RESOLVED BY THE  
 13 HOUSE OF REPRESENTATIVES OF THE STATE OF  
 14 NORTH DAKOTA;  
 15 That the legislative research committee is hereby  
 16 authorized and directed to make a detailed study and  
 17 analysis of the feasibility and advisability of this  
 18 state's adoption of a commission form of game and  
 19 wildlife management, and to make its report and  
 20 recommendations to the Thirty-fifth Legislative  
 21 Assembly in such form as the committee deems  
 22 appropriate.

Reps. Fine and Hofstrand introduced:

**House Concurrent Resolution "H-2".** A Concurrent Resolution urging Congress and the Bureau of Indian Affairs to establish tribal courts or courts of Indian offenses for the Fort Totten Indian Reservation.

Which was read the first time in its entirety.

Rep. Fine moved that House Concurrent Resolution "H-2" be adopted, which motion prevailed.

Rep. Fine moved that House Concurrent Resolution "H-2" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "H-2"

Introduced by Reps. Fine and Hofstrand

A Concurrent Resolution urging Congress and the Bureau of Indian Affairs to establish tribal courts or courts of Indian offenses for the Fort Totten Indian Reservation.

1 WHEREAS, the Federal government has withdrawn  
2 from law enforcement activities upon the Fort Totten  
3 Indian Reservation; and

4 WHEREAS, the Supreme Court of the state of North  
5 Dakota has ruled that this state has no jurisdiction  
6 over such Indian lands; and

7 WHEREAS, there is presently no provision for any  
8 law enforcement whatsoever upon the Fort Totten  
8a Indian

9 Reservation except for the ten major crimes;

10 NOW, THEREFORE, BE IT RESOLVED BY THE  
10a HOUSE

11 OF REPRESENTATIVES OF THE STATE OF  
11a NORTH

12 DAKOTA, THE SENATE CONCURRING THEREIN:

13 That the Legislative Assembly hereby urges and  
14 requests the Congress and the Bureau of Indian  
15 Affairs to provide for the establishment of Tribal  
16 courts or courts of Indian offenses at Fort Totten  
17 Indian Reservation in order to maintain law and order  
18 on such Indian lands; and

19 BE IT FURTHER RESOLVED that copies of this  
19a resolu-

20 tion be forwarded by the chief clerk of the House of  
21 Representatives to the President of the United States,  
22 the Bureau of Indian Affairs and to each member of  
22a the

23 North Dakota Congressional delegation.

#### EIGHTH ORDER OF BUSINESS

On motion of Rep. Wicks the basket ball team and coach from Fort Yates were extended the courtesies of the floor.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 532 by a vote of ayes, 106; nays, 0; absent and not voting, 7.

House Bill No. 534 by a vote of ayes, 101; nays, 4; absent and not voting, 8.

House Bill No. 786 by a vote of ayes, 80; nays, 24; absent and not voting, 9.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committees on:

House Bill No. 505 by a vote of ayes, 103; nays, 2; absent and not voting, 8.

House Bill No. 548 by a vote of ayes, 102; nays, 5; absent and not voting, 6.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 541 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Roen, Brooks and Bratcher.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 530 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Vinje, Davis and Fine.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 527 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Sticka, Anderson (Cass), and Tough.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H-2"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 18. A Bill for an Act making an appropriation for the use of special education of exceptional children. Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 103; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford

Anderson, Eddy-Foster	Hafner	Roen
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfstrud
Balerud	Hegge	Rosberg
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kitzmann	Simenson, 10th
Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudsen, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Lee	Sortland
Dunlop	Lindberg	Spitzer
Einarson	Link	Sticka
Engen	Lynch	Stockman
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-Divide	Mahlmann	Strege
Esterby	McLain	Thompson, Burl'gh
Fine	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
Frank	Mueller	Tough
Fristad	Nygaard	Trydahl
Gagnum	Olson	Vinje
Gefreh	Overbo	Wambheim
George	Paulson	Wicks
Goebel	Petterson	Wolf
	Poling	Ziegler
	Power	Mr. Speaker

Those voting in the negative were:

Bratcher	Kjos	Rose
Ettestad	Laske	

Absent and not voting:

Anderson, Rich'nd	Homelvig	Snortland
Brekke	Leet	

So the bill passed, as amended on page 1021 of the House Journal, and the title was agreed to.

**Senate Bill No. 6.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and new buildings and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-Foster	Hafner	Roen
	Hammer	Rohde
Baker	Haugland	Rolfstrud
Baldwin	Hegge	Rosberg

Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Bratcher	Kitzmann	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Lindberg	Spitzer
Dunlop	Link	Sticka
Einarson	Lynch	Stockman
Engen	Magnuson	Strand
Erickson, Bottin'au	Mahlmann	Strege
Erickson, Burke- Divide	McLain	Thompson, Burl'gh
	Miller	Thompson, M'Lean
Esterby	Mollet	Tollefson
Ettestad	Mueller	Tough
Fine	Nygaard	Trydahl
Fleenor	Olson	Vinje
Frank	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

## Absent and not voting:

Anderson, Richl'nd	Heimes	Leet
Brekke	Homelvig	Snortland

So the bill passed, as amended on page 1023 of the House Journal, and the title was agreed to.

**Senate Bill No. 21.** A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy- Foster	Gumeringer	Rickford
	Hafner	Roen
Baker	Hammer	Rolfsrud
Baldwin	Haugland	Rosberg
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bratcher	Hofstrand	Schmidt
Brooks	Hornbacher	Schuler
Brown	Isakson	Scott
Bye	Kjos	Simenson, 10th

Christopher	Kloster	Simonson, 9th
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Einarson	Lee	Sticka
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke- Divide	Lynch	Thompson, Burl'gh
	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Ettestad	McLain	Tough
Fine	Miller	Trydahl
Fleenor	Mueller	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker

Those voting in the negative were:

Dunlop	Mollet	Solberg
Kitzmann	Rohde	Strege

Absent and not voting:

Anderson, Rich'nd	Homelvig	Nygaard
Bjella	Leet	Snortland
Brekke		

So the bill passed, as amended on page 1023 of the House Journal, and the title was agreed to.

Rep. Brown moved that the House reconsider the action by which Senate Bill No. 183 was passed, which motion prevailed.

Rep. Brown received unanimous consent of the House to amend Senate Bill No. 183 as follows: In line 4 of the title, strike the word "three" and insert the word "ten". In line 11 of the bill, strike the word "three" and insert the word "ten". And restore the brackets in line 16 around the words "where expedient".

Rep. Nygaard moved that the amendment as offered by Rep. Brown be amended to delete the brackets in line 16 around the words "where expedient", which motion prevailed.

Rep. Brown moved that the rules be suspended and Senate Bill No. 183 be placed on final passage, which motion prevailed.

Senate Bill No. 183. A Bill for an Act to amend and reenact Section 48-0202 of the North Dakota Revised Code of 1943, relating to altering, repairing or constructing public buildings involving more than three thousand dollars, procuring plans, drawings and specifications therefor from a licensed architect.

Which has been read.

#### 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 voting, 6.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
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Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Rohde
Foster	Hammer	Rolfsrud
Anderson, Rich'l'nd	Haugland	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Berntson	Hornbacher	Schmidt
Bjella	Kitzmann	Schuler
Bratcher	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snortland
Christopher	Langseth	Solberg
Currie	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka
Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel		

Those voting in the negative were:

Erickson, Bottin'au	Magnuson	Snow
Hofstrand	Overbo	Wicks

Absent and not voting:

Baker	Dahlund	Isakson
Brekke	Homelvig	Roen

So the bill passed, as amended, and the title was agreed to.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "S-1"  
House Concurrent Resolution "U-1"  
House Concurrent Resolution "X-1"  
House Concurrent Resolution "Y-1"  
House Concurrent Resolution "A-2"  
House Concurrent Resolution "D-2"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee

FRIDAY, MARCH 4, 1955

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on House Bill No. 505 by a vote of ayes, 48; nays, 0; absent and not voting, 1.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 32  
Seante Bill No. 57  
Seante Bill No. 155  
Senate Concurrent Resolution "B-1"  
Senate Concurrent Resolution "C-1"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 548 by a vote of ayes, 45; nays, 0; absent and not voting, 4.

EDWARD LENO, Secretary.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 172. A Bill for an Act to amend and reenact section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school tuition payments from state equalization fund, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Adamsen	Goebel	Power
Anderson, Cass	Gress	Renfrow
Anderson, Eddy	Gumeringer	Rickford
Foster	Hafner	Roen
Anderson, Richl'nd	Hammer	Rohde
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Schmalenberger
Berntson	Hofstrand	Schmidt
Bjella	Hornbacher	Schuler
Bratcher	Kitzmann	Scott
Brooks	Kjos	Simenson, 10th
Brown	Kloster	Simonson, 9th
Bye	Knudsen, LaMoure	Snortland
Christopher	Knudson, Morton	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Sticka

Einarson	Link	Stockman
Engen	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Overbo	Wicks
Gagnum	Paulson	Wolf
Gefreh	Petterson	Ziegler
George	Poling	Mr. Speaker
Absent and not voting:		
Brekke	Isakson	Saumur
Homelvig		

So the bill passed, as amended on page 1048 of the House Journal, and the title was agreed to.

Rep. Renfrow moved that the absent members be excused, which motion prevailed.

Rep. Gefreh moved that the House do now adjourn, which motion prevailed and the House stood adjourned.

KENNETH L. MORGAN, Chief Clerk.

## SIXTIETH DAY

Bismarck, March 4, 1955

The House convened at 2:00 p.m. with Speaker Fitch presiding.

Prayer by the chaplain, Rev. Norman Braur of Zion Lutheran Church in Bismarck.

The roll was called and all members were present except Reps. Brekke and Homelvig.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the fifty-eighth day after recess and the fifty-ninth day and recommend that the same be corrected as follows:

Page 1061, insert "Senate Bill No. 125" as line 14

Page 1101 and 1102, reverse title on House Bills No. 708 and 695

And when so corrected recommend that the same be approved.

REP. SAUGSTAD, Chairman.

Rep. Ziegler moved that the report be adopted, which motion prevailed and the report was adopted.

## FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 240. A Bill for an Act relating to old age assistance and amending and reenacting section 50-0723 of the North Dakota Revised Code of 1943.

Which has been read.

Rep. Beede moved that action on Senate Bill No. 240 be

delayed until the Conference Committee on House Bill No. 534 is received, which motion was withdrawn.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 67; absent and not voting, 3.

Those voting in the affirmative were:

Anderson, Eddy-	Gumeringer	Poling
Foster	Hafner	Rohde
Beede	Hammer	Rolfstrud
Benson	Hofstrand	Rosberg
Berntson	Hornbacher	Saumur
Christopher	Isakson	Schmalenberger
Dunlop	Kitzmann	Schmidt
Einarson	Langseth	Snortland
Erickson, Bottin'au	Link	Sulberg
Erickson, Burke-	Lynch	Strand
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Fine	Mollet	Tough
Frank	Olson	Wicks
Gagnum	Overbo	Ziegler

Those voting in the negative were:

Adamsen	Gress	Rickford
Anderson, Cass	Haugland	Roen
Anderson, Richl'nd	Hegge	Rose
Baker	Heimes	Saugstad
Baldwin	Heller	Schuler
Balerud	Hoffer	Scott
Bjella	Kjos	Simenson, 10th
Bratcher	Kloster	Simonsen, 9th
Brooks	Knudsen, LaMoure	Snow
Brown	Knudson, Morton	Sommer
Bye	Larson	Sorlie
Currie	Laske	Sortland
Dahlund	Lee	Spitzer
Davis	Leet	Sticka
Dewey	Lindberg	Stockman
Dick	McLain	Thompson, Burl'gh
Engen	Mueller	Tollefson
Ettestad	Nygaard	Trydahl
Fleenor	Paulson	Vinje
Fristad	Petterson	Wambheim
Gefreh	Power	Wolf
George	Renfrow	Mr. Speaker
Goebel		

Absent and not voting:

Brekke	Homelvig	Miller
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So the bill was declared lost.

Rep. Baker moved that the House stand recessed to the Call of the Chair, which motion prevailed. The House reconvened at the Call of the Chair.

Rep. Nygaard moved the House recess until 8:00 p.m. which motion was withdrawn.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

## House Bill No. 501

Which the Senate has amended as follows:

After the words "A BILL" strike out everything and insert in lieu thereof the following:

"FOR AN ACT making an appropriation for the general maintenance, and plant improvement of the state institutions of higher learning of the State of North Dakota.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

1	Section 1. APPROPRIATIONS FOR THE STATE	
1a	INSTITUTIONS	
2	OF HIGHER LEARNING.) The sums hereafter	
2a	named, or so much	
3	thereof as may be necessary, are hereby appropriated	
3a	out	
4	of any moneys in the State Treasury, not otherwise	
4a	appro-	
5	priated, for the purpose specified in the following	
5a	sections	
6	of this Act, to each of the institutions hereinafter named,	
7	in the sums set forth as follows:	
8	1. State University .....	\$3,330,000.00
9	a. Plant Improvements:	
10	1. Radio — Television Equip-	
10a	ment .....	37,500.00
11	2. Water Softening Equipment	
11a	and	
12	Piping .....	10,000.00
13	3. Deaereating Feed Water	
13a	Equipment	
14	and Piping .....	12,500.00
15	4. Special Assessments .....	14,000.00
16	5. President's Residence .....	47,500.00
17	Total .....	\$3,451,500.00
18	2. (a) Agricultural College .....	\$2,800,000.00
19	1. Plant Improvements:	
20	a. Municipal Water to Live-	
20a	stock	
21	Unit .....	45,000.00
22	Total .....	\$2,845,000.00
23	(b) Agricultural College—	
24	Experiment Station:	
25	Main Station .....	\$ 760,000.00
26	1. Soil Testing for Fertilizer	
27	Purposes .....	15,000.00
28	2. Soil Testing for Irrigation	
29	Purposes .....	25,000.00
30	3. Sugar Beet Research .....	10,000.00
31	4. Revolving Fund for Seed	
31a	Propagation,	
32	proceeds from seed sales to	
32a	be	
33	accounted for to State Treas-	
33a	urer	
34	and recredited to Revolving	

34a	Fund .....	100,000.00
35	Total Main Stations .....	\$ 910,000.00
36	Branch Stations:	
37	1. Dickinson—Agronomy Unit..	\$ 40,000.00
39	2. Dickinson—Livestock Unit....	35,000.00
39	3. Edgeley .....	20,000.00
40	4. Hettinger .....	17,000.00
41	5. Langdon .....	27,000.00
42	6. North Central .....	31,000.00
43	7. Williston Dryland .....	20,000.00
44	8. Williston Irrigation .....	17,000.00
45	Total Branch Stations .....	\$ 207,000.00
46	Plant Improvements:	
47	1. New Greenhouses .....	\$ 100,000.00
48	2. Cottages .....	25,000.00
49	Total Plant Improvements	\$ 125,000.00
50	Total Main and Branch	
51	Stations and Plant	
52	Improvements .....	\$1,242,000.00
53	(c) Agricultural College—	
54	Extension Division .....	\$ 360,000.00
55	1. Soils Specialist .....	16,000.00
56	Total .....	\$ 376,000.00
57	3. State Teachers College, Dickinson..	\$ 458,500.00
58	a. Plant Improvements:	
59	1. City Water Plant and Main	
60	Assessment .....	18,553.00
61	2. Replace Lights — Library	
62	and Offices .....	2,415.00
63	3. Replace Auditorium Win-	
63a	dows .....	1,975.00
64	4. Paving .....	19,500.00
65	Total .....	\$ 500,943.00
66	4. State Normal and Industrial	
67	College, Ellendale .....	\$ 261,000.00
68	a. Plant Improvements:	
69	1. Tuckpoint Industrial Arts	
70	Building .....	2,500.00
71	2. Vacuum Pump for Library	
71a	and	
72	Proposed Men's Dormitory....	1,500.00
73	Total .....	\$ 265,000.00
74	5. State Teachers College, Mayville ...	\$ 411,000.00
75	Total .....	\$ 411,000.00
76	6. State Teachers College, Minot .....	\$ 950,000.00
77	a. Plant Improvements:	
78	1. Chemistry and Physics	
78a	Equip-	
79	ment to set up laboratories	
80	in remodeled old gym area ....	28,000.00
81	2. Installation of glass blocks	
82	in present window opening	

83		and tile floor to complete	
84		remodeling of area in old	
85		gym area; Main Building.....	7,000.00
86	3.	Repairs on Power House	
86a		Smoke-	
87		stack .....	1,450.00
88	4.	Repair North Wall of Power	
89		House Building .....	1,400.00
90	5.	Campus Lighting .....	4,000.00
91	6.	Special Assessment Taxes....	1,050.00
92	7.	Tuckpointing Main Building	6,000.00
93		Total .....	\$ 998,900.00
94	7.	State Teachers College, Valley City	\$ 608,000.00
95	a.	Plant Improvements:	
96	1.	New Bathroom Fixtures—	
96a		West Hall .....	\$ 6,876.00
97	2.	Replacement of DC Motors	
97a		with	
98		AC Motors .....	15,500.00
99	3.	Automatic Damper Controls	
100		for 4 Fan Rooms.....	2,200.00
101	4.	Athletic Field Improvement	3,500.00
102		Total .....	\$ 636,076.00
103	8.	State School of Science, Wahpeton	\$ 637,000.00
104	a.	Plant Improvements:	
105	1.	Rusco Type Windows and	
105a		Screens—	
106		Burch Hall .....	6,450.00
107	2.	New Sidewalks and Drive-	
107a		way to	
108		Main Building and Heating	
109		Plant .....	1,475.00
110	3.	Special Assessment Taxes....	6,908.00
111	4.	New Trades Building and	
111a		Equip-	
112		ment (To be made available	
113		immediately on passage) ....	175,000.00
114		Total .....	\$ 826,833.00
115	9.	State School of Forestry, Bottineau	\$ 247,000.00
116	a.	Plant Improvements:	
117	1.	Furniture for present	
118		Dormitories .....	9,000.00
119		Total .....	\$ 256,000.00
120		Grand Total all	
121		Educational Institutions .....	\$11,809,252.00
122		And in addition thereto there is hereby appropriated to	
123		each of the institutions hereinbefore named, all other	
124		incidental income, collections and fees, interest and in-	
125		come, that such institutions may collect and receive,	
125a		and	
126		such incidental income, collections and fees, interest	
127		and income shall be used by each institution for such	
128		miscellaneous purposes as may be necessary for the	
128a		main-	
129		tenance and operation of the institution. The State	
130		Auditor is hereby authorized and directed, upon the	

130a order  
 131 of the State Board of Higher Education, to issue  
 131a warrants  
 132 against all funds deposited in the State Treasury, pro-  
 133 vided, however, that the limitation of Section 54-2710  
 134 of the North Dakota Revised code of 1943 shall apply  
 134a only  
 135 to that part of the appropriation which is derived from  
 136 the General Fund.  
 137 Section 2. THE PERIOD DURING WHICH THE  
 137a APPROPRIATIONS  
 138 MADE HEREIN SHALL BE AVAILABLE.) Unless  
 138a otherwise  
 139 specifically stated, the appropriations herein made shall  
 140 be available for the expenses to be incurred in and  
 140a about  
 141 the several purposes herein set out, during the fiscal  
 142 period of two years, beginning July 1, 1955, and ending  
 143 June 30, 1957.  
 144 Section 3. INTENT, REPEAL, PURPOSE AND  
 144a CONSTRUCTION.)  
 145 All Acts and parts of acts that may be in conflict here-  
 146 with are hereby repealed and if for any reason or cause  
 147 any specific appropriation for any item or set of items  
 148 should be held by the court or courts to be unconstitu-  
 149 tional or illegal or otherwise unavailable for any cause,  
 150 such holdings shall not affect or be construed to apply  
 151 to the remaining items of appropriations herein or pur-  
 152 poses herein.

House Bill No. 535

Which the Senate has amended as follows:

In line 149 strike out "construction fund" and insert in lieu thereof "for construction and reconstruction of roads on the secondary state highway system".

House Bill No. 754

Which the Senate has amended as follows:

In line 9 delete brackets and figure "one million dollars".

In line 10 delete the word "hospital".

In line 11 delete all the words to the period and insert the following: "property actually used for educational, hospital, charitable or religious purposes".

Renumber the lines accordingly.

House Bill No. 801

Which the Senate has amended as follows:

In line 2 strike out the following words: "in the public welfare fund".

Renumber the lines accordingly.

House Bill No. 802

Which the Senate has amended as follows:

In line 2 strike out the following words: "in the public welfare fund".

Renumber the lines accordingly.



House Bill No. 811

Which the Senate has amended as follows:

In line 699 of the engrossed bill delete the words "or for other" following the word "law".

Delete all of line 700 in the engrossed bill.

In line 701, delete the words "the legislature", in the engrossed bill.

In line 705 of the engrossed bill, following the word "law" delete the following words: "or for other welfare purposes".

In line 706 of the engrossed bill, delete the entire line.

Renumber the lines accordingly.

House Bill No. 860

Which the Senate has amended as follows:

In line 2 strike out the words "Old Age and Survivors Insurance Trust Fund" and insert the words "State Treasury" in lieu thereof.

In line 3 strike out the word "Twenty-Five" and insert the word "Fifteen" in lieu thereof.

Renumber the lines accordingly.

EDWARD LENO, Secretary.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Stockman and Strand introduced:

**House Concurrent Resolution "I-2".** A Concurrent Resolution relating to the old age and survivor's insurance system.

Which was read for the first time in its entirety.

Rep. Stockman moved that House Concurrent Resolution "I-2" be adopted, which motion prevailed.

Rep. Stockman moved that House Concurrent Resolution "I-2" be printed in the House Journal, which motion prevailed.

#### HOUSE CONCURRENT RESOLUTION "I-2"

Introduced by Reps. Stockman and Strand

A Concurrent Resolution relating to the old age and survivor's insurance system.

1 WHEREAS, recent amendments to the Federal Social  
 2 Security Act have made it possible for public employees  
 3 of the state of North Dakota and its political subdivisions  
 4 to obtain coverage under such Federal social security  
 4a system  
 5 upon the passage of suitable enabling legislation by this  
 6 state; and  
 7 WHEREAS, a bill of appropriation has been intro-  
 7a duced  
 8 to provide for an actuarial study of the North Dakota  
 8a old  
 9 age and survivor insurance system; and other bills have  
 10 been introduced to raise the contribution rates of the  
 11 North Dakota old age survivor insurance system to the  
 12 same rates as provided under the Federal Social Security  
 13 Act; and further legislation will authorize a referendum  
 14 of employees of the state of North Dakota to express  
 14a their

15 wishes as to coverage under the Federal social security  
16 system; such legislation will also authorize negotiation  
16a of

17 a contract with the appropriate Federal social security  
18 agency for a North Dakota collection agent for public  
19 employee contributions as well as other details of admin-  
20 istrating such coverage.

21 NOW, THEREFORE, BE IT RESOLVED BY THE  
22a HOUSE OF  
23 REPRESENTATIVES OF THE STATE OF NORTH  
22a DAKOTA, THE

23 SENATE CONCURRING THEREIN:

24 That it is hereby declared to be the policy and  
25 opinion of this legislative assembly that:

- 26 1. The state of North Dakota cannot carry the  
27 financial burden of a dual system of old age and  
28 retirement insurance in view of:
  - 29 a. The inadequate financial condition of the  
30 North Dakota old age and survivor's insurance  
31 system, and
  - 32 b. The extra costs of a dual system;
- 33 2. That in order to insure the morale of our employ-  
34 ees and in order to secure qualified and highly  
35 competent personnel we recommend continued study  
36 toward the objective of adequate insurance and  
37 retirement benefits for our public employees;  
38 however, at this time we feel that the state can  
39 only afford to to achieve benefits comparable to the  
40 Federal social security program;
- 41 3. Enabling legislation is being provided by this  
42 legislative assembly whereby public employee  
43 systems may qualify for Federal social security  
44 coverage. In the event that the public employees  
45 elect, by referendum, coverage under the Federal  
46 social security system and the next legislative  
47 assembly concurs, then it must be kept in mind that  
48 the area of coverage under OASIS after institution  
49 of the Federal system will necessarily have to be  
50 limited and set out by the next legislative assembly,  
51 taking into consideration the financial condition  
52 of the state and the results of the actuarial study  
53 which we are authorizing at this time.

#### FINAL PASSAGE OF SENATE BILL

**Senate Bill No. 15.** A Bill for an Act making an appropria-  
tion for the purpose of paying the administrative expenses  
and the state aid of the State Equalization Fund, the adminis-  
trative expenses and the teaching preparation scholarships  
of the teacher preparation scholarship plan, and two agricul-  
tural schools on the basis of enrollment.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill,  
the roll was called and there were ayes, 92; nays, 6; absent  
and not voting, 15.

Those voting in the affirmative were:

Adamsen	Goebel	Poling
Anderson, Cass	Gress	Power

Anderson, Eddy-	Gumeringer	Renfrow
Foster	Hafner	Rickford
Anderson, Richl'nd	Haugland	Roen
Baker	Hegge	Rolfstrud
Baldwin	Heimes	Rosberg
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kjos	Scott
Brooks	Kloster	Simenson, 10th
Brown	Knudsen, LaMoure	Simonson, 9th
Bye	Knudson, Morton	Snow
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Lee	Spitzer
Dewey	Leet	Sticka
Dunlop	Lindberg	Stockman
Engen	Link	Strand
Erickson, Burke-	Lynch	Strege
Divide	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ettestad	Mollet	Tollefson
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wicks
Fristad	Overbo	Wolf
Gagnum	Paulson	Ziegler
Gefreh	Petterson	Mr. Speaker
George		

Those voting in the negative were:

Erickson, Bottin'au	Kitzmann	Rohde
Hammer	Magnuson	Schuler
Absent and not voting:		
Bratcher	Hofstrand	Snortland
Brekke	Homelvig	Solberg
Davis	Langseth	Sortland
Dick	Miller	Tough
Einarson	Saumur	Wambheim

So the bill passed as amended and the title was agreed to.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "I-2"

Which the House has passed and your favorable consideration is requested.

KENNETH L. MORGAN, Chief Clerk.

Speaker Fitch announced a change in membership on the Conference Committee on House Bill No. 527 as follows: Rep. Lindberg will serve in place of Rep. Sticka.

#### FINAL PASSAGE OF SENATE BILLS

Senate Bill No. 19. A Bill for an Act making an appropriation for operation and maintenance of the Auto Transportation Division.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Richl'nd	Hammer	Rickford
Baker	Haugland	Roen
Baldwin	Hegge	Rolfstrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hornbacher	Schmalenberger
Bjella	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dahlund	Knudson, Morton	Snow
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dunlop	Lee	Spitzer
Engen	Leet	Sticka
Erickson, Bottin'au	Lindberg	Stockman
Erickson, Burke-	Link	Strand
Divide	Lynch	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Fine	McLain	Tollefson
Fleenor	Mollet	Trydahl
Frank	Mueller	Vinje
Fristad	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Absent and not voting:		
Bratcher	Homelvig	Snortland
Brekke	Langseth	Solberg
Christopher	Miller	Sortland
Dick	Rohde	Tough
Einarson	Saumur	Wambheim
Hofstrand		

So the bill passed as amended and the title was agreed to.

**Senate Bill No. 31.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Bank of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Adamsen	George	Paulson
Anderson, Cass	Goebel	Petterson
Anderson, Eddy-	Gress	Poling
Foster	Gumeringer	Power

Anderson, Rich'nd	Hafner	Renfrow
Baker	Hammer	Rickford
Baldwin	Haugland	Roen
Balerud	Hegge	Rohde
Beede	Heller	Rolfsrud
Benson	Hoffer	Rosberg
Berntson	Hofstrand	Rose
Bjella	Hornbacher	Saugstad
Brooks	Isakson	Schmalenberger
Brown	Kitzmann	Schmidt
Bye	Kjos	Schuler
Christopher	Kloster	Scott
Currie	Knudsen, LaMoure	Simenson, 10th
Dahlund	Knudson, Morton	Simonson, 9th
Davis	Larson	Snow
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Spitzer
Engen	Lindberg	Stockman
Erickson, Bottin'au	Link	Strand
Erickson, Burke- Divide	Lynch	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Tollefson
Fine	McLain	Trydahl
Fleenor	Mollet	Vinje
Frank	Mueller	Wicks
Fristad	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker

## Absent and not voting:

Bratcher	Langseth	Sortland
Brekke	Miller	Sticka
Einarson	Saumur	Thompson, M'Lean
Heimes	Snortland	Tough
Homelvig	Solberg	Wambheim

So the bill passed as amended and the title was agreed to.

**Senate Bill No. 1.** A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State Government, and for all of the subdivisions thereof, and for public schools, specifying the amount and time for which such appropriations shall be available, and repealing all acts, or parts of acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gress	Rickford
Anderson, Cass	Gumeringer	Roen
Anderson, Eddy- Foster	Hammer	Rolfsrud
Anderson, Rich'nd	Haugland	Rosberg
Baker	Hegge	Rose
	Heimes	Saugstad

Baldwin	Heller	Schmalenberger
Balerud	Hoffer	Schmidt
Beede	Hofstrand	Schuler
Berntson	Hornbacher	Scott
Bjella	Isakson	Simenson, 10th
Bratcher	Kjos	Simenson, 9th
Brooks	Kloster	Snortland
Brown	Knudsen, LaMoure	Sommer
Bye	Knudson, Morton	Sorlie
Christopher	Larson	Sortland
Currie	Laske	Spitzer
Dahlund	Lee	Sticka
Davis	Leet	Stockman
Dewey	Lindberg	Strand
Dick	Link	Strege
Engen	Lynch	Thompson, Burl'gh
Erickson, Burke-	Mahlmann	Thompson, M'Lean
Divide	McLain	Tollefson
Esterby	Mueller	Tough
Ettestad	Nygaard	Trydahl
Fine	Olson	Vinje
Fleenor	Overbo	Wambheim
Fristad	Paulson	Wicks
Gagnum	Petterson	Wolf
Gefreh	Poling	Ziegler
George	Power	Mr. Speaker
Goebel	Renfrow	

Those voting in the negative were:

Dunlop	Hafner	Mollet
Erickson, Bottin'au	Kitzmann	Rohde
Frank	Magnuson	Snow

Absent and not voting:

Benson	Homelvig	Saumur
Brekke	Langseth	Solberg
Einarson	Miller	

So the bill passed and the title was agreed to, and the emergency clause carried.

**Senate Bill No. 34.** A Bill for an Act to amend and reenact sections 65-0205, 65-0427, 65-0801, 65-0518, 65-1011 of the North Dakota Revised Code of 1943 as amended; and to repeal section 10 of chapter 344 of the North Dakota Session Laws of 1951 relating to Workmen's Compensation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Gress	Renfrow
Anderson, Cass	Gumeringer	Rickford
Anderson, Eddy-	Hafner	Roen
Foster	Hammer	Rohde
Anderson, Rich'nd	Hegge	Rolfsrud
Baker	Heimes	Rosberg
Baldwin	Heller	Rose
Balerud	Hoffer	Saugstad
Beede	Hofstrand	Schmidt
Benson	Hornbacher	Schuler

Berntson	Isakson	Scott
Bjella	Kitzmann	Simenson, 10th
Bratcher	Kjos	Simonson, 9th
Brooks	Kloster	Snortland
Brown	Knudsen, LaMoure	Snow
Bye	Larson	Solberg
Christopher	Laske	Sommer
Currie	Lee	Sortie
Davis	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Strand
Engen	Magnuson	Strege
Erickson, Bottin'au	Mahlmann	Thompson, Burl'gh
Esterby	McLain	Thompson, M'Lean
Ebtestad	Mollet	Tollefson
Fine	Mueller	Tough
Fleenor	Nygaard	Trydahl
Frank	Olson	Vinje
Fristad	Overbo	Wambheim
Gagnum	Paulson	Wicks
Gefreh	Petterson	Wolf
George	Poling	Ziegler
Goebel	Power	Mr. Speaker
Absent and not voting:		
Brekke	Haugland	Miller
Dahlund	Hov..elvig	Saumur
Einarson	Knudson, Morton	Schmalenberger
Erickson, Burke- Divide	Langseth	Stockman

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "D-1". A Concurrent Resolution creating an interim committee of five members to supervise an investigation of the workmen's compensation bureau and its operation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 86; nays, 17; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gumeringer	Roen
Anderson, Cass	Hafner	Rohde
Baldwin	Hammer	Rolfsrud
Beede	Hegge	Rosberg
Benson	Heimes	Saugstad
Berntson	Heller	Schmalenberger
Bjella	Hoffer	Schmidt
Bratcher	Hofstrand	Schuler
Brown	Hornbacher	Simenson, 10th
Bye	Isakson	Simonson, 9th
Christopher	Kitzmann	Snortland
Currie	Kjos	Snow
Davis	Kloster	Solberg
Dewey	Knudsen, LaMoure	Sommer
Dick	Larson	Sortland
Dunlop	Lee	Spitzer
Erickson, Bottin'au	Lindberg	Sticka

Erickson, Burke- Divide	Lynch Magnuson	Strand Strege
Esterby	Mahlmann	Thompson, Burl'gh
Ettestad	McLain	Thompson, M'Lean
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Frank	Olson	Vinje
Fristad	Paulson	Wambheim
Gagnum	Petterson	Wicks
George	Poling	Wolf
Goebel	Renfrow	Ziegler
Gress	Rickford	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Engen Gefreh	Overbo Power
Anderson, Richl'nd	Laske	Rose
Baker	Leet	Scott
Balerud	Link	Sorlie
Brooks	Nygaard	Tollefson
Absent and not voting:		
Brekke	Homelvig	Miller
Dahlund	Knudson, Morton	Saumur
Einarson	Langseth	Stockman
Haugland		

So the resolution was declared adopted.

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the High School Correspondence Study.

Which has been read.

#### 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:

Adamsen	Goebel	Rickford
Anderson, Cass	Gumeringer	Rohde
Anderson, Eddy- Foster	Hafner	Rofsrud
Anderson, Richl'nd	Hammer	Rosberg
Baldwin	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Schmalenberger
Benson	Hoffer	Schmidt
Berntson	Hofstrand	Schuler
Bjella	Hornbacher	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kitzmann	Snortland
Brown	Kloster	Snow
Bye	Knudsen, LaMoure	Solberg
Christopher	Larson	Sommer
Currie	Lee	Sorlie
Dahlund	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Link	Sticka
Dunlop	Lynch	Strand
Erickson, Bottin'au	Magnuson	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	Mollet	Thompson, M'Lean
	Mueller	Tollefson



Esterby	Nygaard	Tough
Ettestad	Olson	Trydahl
Fine	Overbo	Vinje
Fleenor	Paulson	Wambheim
Frank	Petterson	Wicks
Fristad	Poling	Wolf
Gagnum	Power	Ziegler
Gefreh	Renfrow	Mr. Speaker
George		

Those voting in the negative were:

Baker	Kjos	Roen
Davis	Laske	Simonson, 9th
Engen		

Absent and not voting:

Brekke	Homelvig	Miller
Einarson	Knudson, Morton	Saumur
Gress	Langseth	Stockman
Haugland	McLain	

So the bill passed and the title was agreed to.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Bill No. 818

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 175.

EDWARD LENO, Secretary.

#### CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Baker moved that the House do not concur with the senate amendments to House Bill No. 501 and that a conference committee be appointed, to meet with a like committee from the Senate.

Rep. Erickson of Burke-Divide moved a substitute motion that the House do concur with the senate amendments to House Bill No. 501, which motion lost.

The question was now on the original motion of Rep. Baker that the House do not concur with senate amendments to House Bill No. 501 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed and the Speaker announced that he would appoint as such committee Reps. Baker, Baldwin and Frank.

Rep. Erickson of Burke-Divide moved that the House do concur with the senate amendments to House Bill No. 811.

Rep. Sticka moved a substitute motion that the House do not concur with the senate amendments to House Bill No. 811, and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Reps. Nygaard, Sticka and Link.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "M-1"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "S"

Senate Concurrent Resolution "W"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

## MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 30

Senate Concurrent Resolution "D-1"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk,

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 240

Which the House has indefinitely postponed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 1

Senate Bill No. 6

Senate Bill No. 15

Senate Bill No. 18

Senate Bill No. 19

Senate Bill No. 21

Senate Bill No. 31

Senate Bill No. 34

Senate Bill No. 172

Senate Bill No. 183

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 501, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Baker, Baldwin and Frank.

KENNETH L. MORGAN, Chief Clerk.

## House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 811 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Nygaard, Sticka and Link.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGES TO THE HOUSE

## Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "X"

Senate Concurrent Resolution "V"

Senate Concurrent Resolution "A-1"

Which the Senate has passed and your favorable consideration is requested.

EDWARD LENO, Secretary.

## SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 32

Senate Bill No. 46

Senate Bill No. 57

Senate Bill No. 105

Senate Bill No. 116

Senate Bill No. 129

Senate Bill No. 138

Senate Bill No. 152

Senate Bill No. 153

Senate Bill No. 155

Senate Bill No. 156

Senate Bill No. 157

Senate Bill No. 180

Senate Bill No. 190

Senate Bill No. 197

Senate Bill No. 203

Senate Bill No. 205

Senate Bill No. 210

Senate Bill No. 225

Senate Bill No. 228

Senate Bill No. 243

Senate Bill No. 247

Senate Bill No. 248

Senate Concurrent Resolution "A"

Senate Concurrent Resolution "Q"

Senate Concurrent Resolution "B-1"

Senate Concurrent Resolution "C-1"

And the Speaker signed the same in the presence of the House.

## MESSAGES TO THE SENATE

## House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 32

Senate Bill No. 46  
 Senate Bill No. 57  
 Senate Bill No. 105  
 Senate Bill No. 116  
 Senate Bill No. 129  
 Senate Bill No. 138  
 Senate Bill No. 152  
 Senate Bill No. 153  
 Senate Bill No. 155  
 Senate Bill No. 156  
 Senate Bill No. 157  
 Senate Bill No. 180  
 Senate Bill No. 190  
 Senate Bill No. 197  
 Senate Bill No. 203  
 Senate Bill No. 205  
 Senate Bill No. 210  
 Senate Bill No. 225  
 Senate Bill No. 228  
 Senate Bill No. 243  
 Senate Bill No. 247  
 Senate Bill No. 248  
 Senate Concurrent Resolution "A"  
 Senate Concurrent Resolution "Q"  
 Senate Concurrent Resolution "B-1"  
 Senate Concurrent Resolution "C-1"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has substituted Rep. Lindberg for Rep. Sticka on the conference committee on House Bill No. 527.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "I-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "N-1"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "Q"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B-1"  
 House Concurrent Resolution "D-1"  
 House Concurrent Resolution "F-1"  
 House Concurrent Resolution "L-1"

House Concurrent Resolution "P-1"  
 House Concurrent Resolution "R"  
 House Concurrent Resolution "R-1"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "W"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Q-1"

Which the Senate has amended as follows:

After line 33 insert a paragraph reading as follows:

"That the legislative research committee is hereby authorized and directed to study such matters and to appoint a subcommittee to give detailed consideration to the financial aspects of such readjustment of historic responsibility and such subcommittee is hereby authorized to confer with the executive and legislative branches of the Federal government in arriving at an equitable solution to such problems, and the legislative research committee is further directed, upon the completion of such study and said conferences, to publish its findings and recommendations, and to make its report to the Thirty-fifth Legislative Assembly in such form as it may deem expedient."

Renumber the lines accordingly.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 736, which the Senate has amended as follows:

Amend the last line of the title by inserting before the period and after the word "systems" a comma and the words "and making an appropriation for administration".

In Line 405 after the word "July" insert the following: "1,", and after the number "1955" and insert the following: "and ending June 30, 1957,".

In Line 407 before the period at the end of the line insert the following: "or so much thereof as may be necessary and not otherwise appropriated".

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z-1"

House Concurrent Resolution "C-2"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-2"  
 House Concurrent Resolution "T-1"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

The Speaker announced that the courtesy of the rostrum would be extended to Walter Link of Arnegard, North Dakota, who is the son of Rep. Link.

Rep. Nygaard moved the the House now be at ease, subject to the Call of the Chair, which motion prevailed.

The House reconvened at the Call of the Chair.

Rep. Sticka moved that the courtesy of the rostrum be extended to Master Dick Tracy of Bismarck, North Dakota, son of the operator of the House PA system, which motion prevailed.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 557 has had the same under consideration:

And have failed to agree and recommend that the conference committee be discharged and another conference committee appointed.

For the Senate:

SENATOR WOG  
 SENATOR HOLAND  
 SENATOR NELSON

For the House:

REP. WOLF  
 REP. MUELLER  
 REP. STOCKMAN

Rep. Mueller moved that the report be adopted which motion prevailed and the report was adopted.

The Speaker announced that he would appoint as a new conference committee on House Bill No. 557 Reps. Leet, Stockman and Schuler.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 542 has had the same under consideration and recommends:

That the House concur with the Senate amendments with the following corrections as to line numbers:

Change Line 230 to 231

Change Line 232 to 233

Change Line 233 to 234

For the Senate:

SENATOR DUFFY  
 SENATOR KNUDSON  
 SENATOR SCHMIT, Jr.

For the House:

REP. LEET  
 REP. SORTLAND  
 REP. GUMERINGER

Rep. Leet moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Leet moved that the rules be suspended and House Bill No. 542 be placed on final passage, which motion prevailed.

**House Bill No. 542.** A Bill for an Act relating to vehicle accidents, the duties of persons involved in such accidents, accident reports, the reports of magistrates, coroners, garage operators and others concerned with persons involved in accidents, providing penalties for false reports and failure to report as required, and repealing sections 39-0712, 39-0804, 39-0805, 39-0806, 39-0807, and 39-0808 of the North Dakota Revised Code of 1943.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 26.

Those voting in the affirmative were:

Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hammer	Rolfstrud
Foster	Haugland	Rose
Anderson, Rich'l'nd	Hegge	Saugstad
Balerud	Heimes	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Schuler
Bjella	Hofstrand	Scott
Brown	Isakson	Simenson, 10th
Bye	Kitzmann	Simonson, 9th
Christopher	Kjos	Snortland
Currie	Kloster	Snow
Dahlund	Knudsen, LaMoure	Solberg
Dewey	Knudson, Morton	Sommer
Dick	Langseth	Sorlie
Dunlop	Larson	Sortland
Einarson	Laske	Spitzer
Engen	Lee	Strand
Erickson, Bottin'au	Leet	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	Mahlmann	Tollefson
Fleenor	McLain	Tough
Fristad	Miller	Trydahl
Gagnum	Mollet	Wambheim
Gefreh	Mueller	Wicks
George	Overbo	Wolf
Goebel	Poling	Ziegler
Gress	Renfrow	Mr. Speaker
Gumeringer	Rickford	
Absent and not voting:		
Adamsen	Fine	Petterson
Baker	Frank	Power
Baldwin	Homelvig	Roen
Berntson	Hornbacher	Rosberg
Bratcher	Lindberg	Saumur
Brekke	Link	Sticka
Brooks	Nygaard	Stockman

Davis                      Olson                      Vinje  
 Ettestad                  Paulson

So the bill was declared passed as amended and the title was agreed to.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "V-1"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee, on House Bill No. 527, Senators Freed, Wolf and Davis.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 530, Senators Wadeson, Bilden and Klefstad.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 541, Senators Holand, Duffy and Bridston.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 501, Senators Day, Johnson of Cass and Hagen.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 811, Senators Baeverstad, Hernet and Solberg.

EDWARD LENO, Secretary.

#### FIRST READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution "S". A Concurrent Resolution urging the interstate commerce commission to investigate the use of lamps or reflectors as warning devices on railroad cars.

Was read for the first time in its entirety.

Rep. Gefreh moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed and the resolution was declared adopted.



**Senate Concurrent Resolution "V".** A Concurrent Resolution memorializing Congress, the President, and the Secretary of Agriculture to take appropriate steps to correct unwarranted and unfair discrimination in respect to acreage allotments for hard spring wheat farmers in North Dakota.

Was read for the first time in its entirety.

Rep. Beede moved that the rules be suspended and that Senate Concurrent Resolution "V" be adopted, which motion prevailed.

**Senate Concurrent Resolution "W".** A Concurrent Resolution for an amendment of paragraph 2 of section 203 of the Constitution of the state of North Dakota, relating to state jurisdiction over lands of the United States and Indian lands.

Was read for the first time in its entirety.

Rep. Beede moved that the rules be suspended and Senate Concurrent Resolution "W" be not sent to a committee which motion prevailed.

Rep. Beede moved that the rules be suspended and Senate Concurrent Resolution "W" be placed on final passage, which motion prevailed.

**Senate Concurrent Resolution "W".** A Concurrent Resolution for an amendment of paragraph 2 of section 203 of the Constitution of the state of North Dakota, relating to state jurisdiction over lands of the United States and Indian lands.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rohde
Anderson, Eddy-	Hammer	Rolfsrud
Foster	Haugland	Rose
Anderson, Richl'nd	Hegge	Saugstad
Balerud	Heimes	Schmalenberger
Beede	Heller	Schmidt
Bjella	Hoffer	Schuler
Brown	Hofstrand	Simenson, 10th
Bye	Isakson	Simonson, 9th
Christopher	Kitzmann	Snortland
Currie	Kjos	Snow
Dahlund	Kloster	Solberg
Davis	Knudsen, LaMoure	Sommer
Dewey	Langseth	Sorlie
Dick	Larson	Sortland
Dunlop	Laske	Spitzer
Einarson	Lee	Strand
Engen	Leet	Strege
Erickson, Bottin'au	Lindberg	Thompson, Burl'gh
Esterby	Lynch	Thompson, M'Lean
Ettestad	Magnuson	Tollefson
Fleenor	Mahlmann	Tough
Gagnum	Miller	Trydahl
Gefreh	Mollet	Wicks
George	Mueller	Wolf
Goebel	Overbo	Ziegler
Gress	Poling	Mr. Speaker

## Absent and not voting:

Baker	Fristad	Power
Baldwin	Homelvig	Rickford
Benson	Hornbacher	Roen
Berntson	Knudson, Morton	Rosberg
Bratcher	Link	Saumur
Brekke	McLain	Scott
Brooks	Nygaard	Sticka
Erickson, Burke- Divide	Olson	Stockman
Fine	Paulson	Vinje
Frank	Petterson	Wambheim

So the resolution was declared adopted.

**Senate Concurrent Resolution "X".** A Concurrent Resolution memorializing the Congress of the United States to enact legislation which would create an agricultural rating for pilots engaged in the aerial application of agricultural chemicals.

Which was read for the first time in its entirety.

Rep. Saugstad moved that the rules be suspended and Senate Concurrent Resolution "X" be adopted, which motion prevailed.

**Senate Concurrent Resolution "A-1".** A Concurrent Resolution authorizing and directing the legislative research committee to conduct a comparative study of the old age assistance and aid to dependent children programs in the state of North Dakota.

Which was read for the first time in its entirety.

Rep. Gefreh moved that the rules be suspended and Senate Concurrent Resolution "A-1" be adopted, which motion prevailed.

## REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 527 has had the same under consideration and recommends:

That the Senate recede from their amendments.

For the Senate:

SENATOR FREED  
SENATOR WOLF  
SENATOR DAVIS

For the House:

REP. LINDBERG  
REP. ANDERSON (Cass)  
REP. TOUGH

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Concurrent Resolution "S"  
Senate Concurrent Resolution "V"  
Senate Concurrent Resolution "W"  
Senate Concurrent Resolution "X"

## Senate Concurrent Resolution "A-1"

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Beede moved that the House do concur with the Senate amendments to House Bill No. 535, which motion prevailed.

Rep. Beede moved that the rules be suspended and House Bill No. 535 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 535.** A Bill for an Act to amend and reenact section 39-0422, 39-0424 and subsections 2 and 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943; and Section 39-0451 of the North Dakota Revised Code of 1943 relating to motor vehicle registration fees, ton fees, and bus seat tax fees.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 9; absent and not voting, 29.

Those voting in the affirmative were:

Adamsen	Hammer	Rickford
Anderson, Cass	Haugland	Rolfserud
Anderson, Richl'nd	Hegge	Rosberg
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Brown	Kitzmann	Schuler
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Simonson, 9th
Dewey	Knudsen, LaMoure	Snortland
Dick	Knudson, Morton	Solberg
Dunlop	Laske	Sommer
Einarson	Lee	Sorlie
Engen	Leet	Spitzer
Erickson, Burke-	Lindberg	Strand
Divide	Lynch	Strege
Esterby	McLain	Thompson, Burl'gh
Fleenor	Miller	Tollefson
Fristad	Mollet	Tough
Gefreh	Mueller	Trydahl
George	Overbo	Wambheim
Goebel	Petterson	Wicks
Gress	Poling	Wolf
Gumeringer	Renfrow	Mr. Speaker
Hafner		

Those voting in the negative were:

Anderson, Eddy-	Magnuson	Scott
Foster	Mahlmann	Sortland
Erickson, Bottin'au	Rose	Thompson, M'Lean
Gagnum		

Absent and not voting:

Baker	Fine	Paulson
Baldwin	Frank	Power
Berntson	Homelvig	Roen

Bratcher	Hornbacher	Rohde
Brekke	Isakson	Snow
Brooks	Langseth	Sticka
Bye	Larson	Stockman
Dahlund	Link	Vinje
Davis	Nygaard	Ziegler
Ettestad	Olson	

So the bill passed as amended and the title was agreed to.

Rep. Beede moved that the House do concur with the Senate amendments to House Bill No. 754, which motion prevailed.

Rep. Beede moved that the rules be suspended and House Bill No. 754 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 754. A Bill for an Act to amend and reenact section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable corporations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 3; absent and not voting, 28.

Those voting in the affirmative were:

Adamsen	Hafner	Rosberg
Anderson, Cass	Haugland	Rose
Anderson, Eddy-	Heimes	Saugstad
Foster	Heller	Saumur
Anderson, Rich'nd	Hoffer	Schmalenberger
Balerud	Hofstrand	Schmidt
Beede	Hornbacher	Schuler
Benson	Kitzmann	Scott
Brown	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Simonson, 9th
Currie	Knudsen, Morton	Snortland
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Einarson	Leet	Sortland
Engen	Lynch	Spitzer
Erickson, Bottin'au	Magnuson	Strand
Erickson, Burke-	Mahlmann	Strege
Divide	McLain	Thompson, Burl'gh
Esterby	Miller	Thompson, M'Lean
Fleenor	Mollet	Tollefson
Fristad	Mueller	Tough
Gagnum	Overbo	Trydahl
Gefreh	Petterson	Wambheim
George	Poling	Wicks
Goebel	Renfrow	Wolf
Gress	Rickford	Ziegler
Gumeringer	Rolfsrud	Mr. Speaker

Those voting in the negative were:

Hammer	Hegge	Kjos
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Absent and not voting:

Baker	Ettestad	Olson
Baldwin	Fine	Paulson
Berntson	Frank	Power

Bjella	Homelvig	Roen
Bratcher	Isakson	Rohde
Brekke	Langseth	Snow
Brooks	Lindberg	Sticka
Bye	Link	Stockman
Dahlund	Nygaard	Vinje
Davis		

So the bill passed, as amended, and the title was agreed to.

Rep. Beede moved that the House do not concur with the Senate amendments to House Bill No. 860, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed and the Speaker appointed as such committee, Reps. Paulson, Saumur, and Miller.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 736, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 736 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 736. A Bill for an Act to provide for the coverage under the Old Age and Survivors Insurance provisions of title II of the Federal Social Security Act, as amended, of all officers and employees of the state of North Dakota and political subdivisions within the state who are under the provisions of Chapter 52-09, entitled, Old Age and Survivors Insurance, or who may by election come under the provisions of such chapter, and of all officers and employees of political subdivisions who are under locally administered retirement systems.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 24.

Those voting in the affirmative were:

Adamsen	Gumeringer	Renfrow
Anderson, Cass	Hafner	Rickford
Anderson, Eddy-	Hammer	Rolfsrud
Foster	Haugland	Rosberg
Anderson, Rich'nd	Hegge	Rose
Balerud	Heimes	Saugstad
Beede	Heller	Saumur
Benson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Simonson, 9th
Dewey	Knudson, Morton	Snow
Dick	Larson	Solberg
Dunlop	Laske	Sommer
Einarson	Lee	Sorlie
Engen	Leet	Sortland
Erickson, Bottin'au	Lynch	Spitzer
Erickson, Burke-	Magnuson	Sticka
Divide	Mahlmann	Strand
Esterby	McLain	Strege

Ettestad	Miller	Thompson, Burl'gh
Fleenor	Mollet	Thompson, M'Lean
Fristad	Mueller	Tollefson
Gagnum	Nygaard	Trydahl
Gefreh	Olson	Wambheim
George	Overbo	Wicks
Goebel	Petterson	Ziegler
Gress	Poling	Mr. Speaker

Those voting in the negative were:

Hornbacher

Absent and not voting:

Baker	Fine	Power
Baldwin	Frank	Roen
Berntson	Homelvig	Rohde
Bratcher	Isakson	Snortland
Brekke	Langseth	Stockman
Brooks	Lindberg	Tough
Dahlund	Link	Vinje
Davis	Paulson	Wolf

So the bill passed, as amended, and the title was agreed to.

Rep. Erickson of Burke-Divide moved that the House do concur with the Senate amendments to House Concurrent Resolution "Q-1", which motion prevailed.

Rep. Erickson of Burke-Divide moved that House Concurrent Resoluition "Q-1" be adopted as amended by the Senate, which motion prevailed.

Rep. Nygaard moved that the House do not concur with the Senate amendments to House Bill No. 801, which motion prevailed. And that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed, and the Speaker appointed as such committee, Reps. Baker, Baldwin and Frank.

Rep. Nygaard moved that the House do not concur with the Senate amendments to House Bill No. 802, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed, and the Speaker appointed as such committee, Reps. Baker, Baldwin, Frank.

#### EIGHTH ORDER OF BUSINESS

Rep. Fleenor moved that the courtesy of the floor be extended to a former member of the House from Richland County, who was Speaker in 1947, Mr. Vernon Johnson of Wahpeton. Rep. Fleenor's motion prevailed.

Speaker Fitch appointed Rep. Fleenor and Rep. Sticka to escort Mr. Johnson to the rostrum.

Rep. Fleenor moved that the remarks of Mr. Johnson be printed in the House Journal, which motion prevailed.

Mr. Johnson: "Mr. Speaker and Members:

As this session draws to a close it seems much like sessions of the past. You sense a certain feeling of lonesomeness at the thought, leaving new friends and returning home. I also hear many vowing they will never come back. This too is common at the end of every session.

I will always have a warm spot in my heart for the Legislative Branch of our government. My four sessions here was one of the finest experiences of my life-time.

The legislature has always been reluctant to change its procedures or better its lot. I am thinking of the fights to get the electric roll call, to change method of printing bills, reduce the number of committees, to pass the bill creating the Legislative Research Committee, etc.

This is the first session since the Research Committee was adopted that there hasn't been a bill introduced to kill it. I notice, at this session, so many problems are being referred to it that there is grave doubt if it can do all the work assigned to it.

Two year ago, it was my good fortune along with Rep. Beede and Mr. Murry to attend a regional meeting of the council of state government on legislative services. I am happy to report that our set-up compares favorably with most states. I attended this meeting as a representative of the Bar Association to study the setups of Code Revision in the various states. I am very happy that you have added that legislative service to the Research Committee.

I learned of many new legislative aids and services which are being used with great success in other states. Particularly in the field of appropriations and fiscal policies. Both in establishing budgets and in following up appropriations to check if properly used.

I would strongly urge that you have a good representation at future meetings on Legislative Services and that you seriously consider adopting additional legislative services that have been tried and proven in other states. It will enable you to do a better job and to improve this all important branch of our Government.

I have appreciated the opportunity of being here and visiting with you. I wish you the best of luck and hope that you will be able to finish on time. Thank you."

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committees on House Bills Nos. 527 and 542.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee on House Bill No. 557, Reps. Leet, Stockman and Schuler.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 535, 754 and 736, and House Concurrent Resolution "Q".

KENNETH L. MORGAN, Chief Clerk.

#### EIGHTH ORDER OF BUSINESS

Rep. Beede moved that the courtesy of the rostrum be

granted to Mary Ann Erickson, daughter of Rep. Erickson of Burke-Divide, which motion prevailed.

### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 860 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Paulson, Saumur and Miller.

KENNETH L. MORGAN, Chief Clerk.

The Speaker announced that the House would revert to the fifth order of business.

### REPORTS OF A STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bill:

House Bill No. 830

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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 Resolution No. 11  
House Resolution No. 13  
House Bill No. 516  
House Bill No. 540  
House Bill No. 563  
House Bill No. 570  
House Bill No. 576  
House Bill No. 586  
House Bill No. 587  
House Bill No. 588  
House Bill No. 589  
House Bill No. 600  
House Bill No. 601  
House Bill No. 613  
House Bill No. 623  
House Bill No. 627  
House Bill No. 631  
House Bill No. 641  
House Bill No. 643  
House Bill No. 649  
House Bill No. 651  
House Bill No. 662  
House Bill No. 667  
House Bill No. 669  
House Bill No. 675  
House Bill No. 702  
House Bill No. 713  
House Bill No. 727  
House Bill No. 740



House Bill No. 770  
 House Bill No. 785  
 House Bill No. 799  
 House Bill No. 804  
 House Bill No. 810  
 House Bill No. 816  
 House Bill No. 830  
 House Bill No. 838  
 House Bill No. 856  
 House Bill No. 847  
 House Bill No. 864

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 516  
 House Bill No. 540  
 House Bill No. 563  
 House Bill No. 570  
 House Bill No. 576  
 House Bill No. 586  
 House Bill No. 587  
 House Bill No. 588  
 House Bill No. 589  
 House Bill No. 600  
 House Bill No. 601  
 House Bill No. 613  
 House Bill No. 623  
 House Bill No. 627  
 House Bill No. 631  
 House Bill No. 641  
 House Bill No. 643  
 House Bill No. 649  
 House Bill No. 651  
 House Bill No. 662  
 House Bill No. 667  
 House Bill No. 669  
 House Bill No. 675  
 House Bill No. 702  
 House Bill No. 713  
 House Bill No. 727  
 House Bill No. 740  
 House Bill No. 770  
 House Bill No. 785  
 House Bill No. 799  
 House Bill No. 804  
 House Bill No. 810  
 House Bill No. 816  
 House Bill No. 830  
 House Bill No. 838  
 House Bill No. 856  
 House Bill No. 847  
 House Bill No. 864

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 801, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Baker, Baldwin and Frank.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 802, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Baker, Baldwin and Frank.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 7, 8 and 173.

EDWARD LENO, Secretary.

## FIRST READING OF HOUSE RESOLUTION

Reps. Nygaard and Beede introduced:

House Resolution No. 16. A Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

Which was read for the first time in its entirety.

Rep. Saumur moved that the resolution be adopted, which motion prevailed.

Rep. Saumur moved that House Resolution No. 16 be printed in the House Journal, which motion prevailed.

## HOUSE RESOLUTION NO. 16

Introduced by Nygaard and Beede

A Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

- 1 WHEREAS, a needless loss of lives, limbs and
- 2 property is occurring continuously on the highways
- 3 of North Dakota, resulting in an annual economic
- 4 loss of more than \$15 million; and
- 5 WHEREAS, speed and traffic violations growing
- 6 out of speed are leading causes for much of this
- 7 destruction; and
- 8 WHEREAS, the period between Memorial Day and
- 9 Labor Day is one during which speed is often excessive;
- 10 and
- 11 WHEREAS, the Governors of the 48 States resolved
- 12 at their last annual conference to cooperate in a
- 13 nationwide drive to reduce speed during this period;
- 14 NOW, THEREFORE, BE IT RESOLVED BY THE

15 HOUSE OF REPRESENTATIVES OF THE STATE  
 16 OF NORTH DAKOTA:

17 That the period between Memorial Day and  
 18 Labor Day of 1955 is hereby designated as a  
 19 "Slow Down and Live" campaign period, and the  
 20 citizens of the state of North Dakota are hereby  
 21 urged to give this period appropriate recognition  
 22 by obedience to the traffic laws and regulations  
 23 of this state, especially those relating to speed  
 24 on the highways.

MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on:

House Bill No. 527 by a vote of ayes, 35; nays, 13; absent and not voting, 1.

House Bill No. 530 by a vote of ayes, 42; nays, 5; absent and not voting, 2.

House Bill No. 542 by a vote of ayes, 47; nays, 0; absent and not voting, 2.

House Bill No. 656 by a vote of ayes, 43; nays, 4; absent and not voting, 2.

House Bill No. 663 by a vote of ayes, 48; nays, 0; absent and not voting, 1.

EDWARD LENO, Secretary.

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Concurrent Resolution "Y-1" and House Concurrent Resolution "D-2".

EDWARD LENO, Secretary.

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 811, has had the same under consideration and that your Committee could not reach an agreement so recommends that this Committee be discharged and a new Conference Committee be appointed.

For the Senate:

SENATOR BAEVERSTAD  
 SENATOR HERNETT  
 SENATOR SOLBERG

For the House:

REP. NYGAARD  
 REP. STICKA  
 REP. LINK

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced that he would appoint as a new Conference Committee on House Bill No. 811, Reps. Nygaard, Hofstrand and Haugland.

## MESSAGES TO THE SENATE

## House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 811 and the Speaker has appointed as a new committee Reps. Nygaard, Hofstrand and Haugland.

KENNETH L. MORGAN, Chief Clerk.

## House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to return House Concurrent Resolutions "Y-1" and "D-2" as requested by the Senate.

KENNETH L. MORGAN, Chief Clerk.

## REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 530, has had the same under consideration and recommends:

That the House concur with the Senate amendments except as follows:

In line 3, strike out the Senate amended figure of "\$836,634.00" and insert in lieu thereof the figure "\$857,000.00".

In line 11, strike out the Senate amendment reading ", not to exceed 46 patrolmen the first year of the biennium and not to exceed 49 patrolmen the second year of the biennium \$400,000.00" and insert in lieu thereof the following language and figure ", not to exceed 49 patrolmen during the biennium \$411,200.00".

In line 16, strike out the Senate amended figure of "\$86,000.00" and insert in lieu thereof the figure "\$87,800.00".

In line 17, strike out the Senate amended figure of "\$20,000.00" and insert in lieu thereof the figure "\$20,400.00".

In line 20, strike out the Senate amended figure of "\$220,000.00" and insert in lieu thereof the figure "\$226,300.00".

In line 23, strike out the Senate amended figure of "\$21,834.00" and insert in lieu thereof the figure "\$22,500.00".

In line 25, strike out the Senate amended total figure of "\$836,634.00" and insert in lieu thereof the figure "\$857,000.00".

For the Senate:

SENATOR WADESON  
SENATOR KLEFSTAD  
SENATOR BILDEN

For the House:

REP. VINJE  
REP. FINE  
REP. DAVIS

Rep. Vinje moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Vinje moved that the rules be suspended and House Bill No. 530 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 530. A Bill for an Act making an appropria-

tion out of the State Treasury, for the operation, maintenance, equipment, supplies, outfitting of patrolment, travel and miscellaneous expenses for the Highway Patrol Branch.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

Adamsen	Goebel	Renfrow
Anderson, Cass	Gress	Rickford
Anderson, Eddy-	Gumeringer	Roen
Foster	Hafner	Rosberg
Anderson, Rich'nd	Hammer	Rose
Baker	Haugland	Saugstad
Baldwin	Hegge	Saumur
Balerud	Heimes	Schmalenberger
Beede	Heller	Schmidt
Benson	Hoffer	Schuler
Berntson	Hofstrand	Scott
Bratcher	Isakson	Simenson, 10th
Brooks	Kjos	Simonson, 9th
Brown	Kloster	Snortland
Christopher	Knudsen, LaMoure	Snow
Currie	Knudson, Morton	Solberg
Davis	Langseth	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Engen	Leet	Sticka
Erickson, Bottin'au	Link	Strand
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Fristad	Paulson	Wolf
Gagnum	Petterson	Ziegler
Gefreh	Poling	Mr. Speaker
George	Power	

Those voting in the negative were:

Bjella	Mahlmann	Overbo
Kitzmann	Mollet	Rohde
Absent and not voting:		
Brekke	Homelvig	Stockman
Bye	Hornbacher	Strege
Dahlund	Lindberg	Tough
Einarson	Mueller	Wicks
Fine	Rolfstrud	

So the bill passed as amended and the title was agreed to.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 663, has had the same under consideration and recommends:

That the House concur with Senate amendments and add the following language after the last word "government" in

the Senate amendments, change period to comma and add: "or for providing for the operation and facilities for joint county agricultural fairs."

For the Senate:

SENATOR HAGEN  
SENATOR KAMRATH  
SENATOR JOHNSON

For the House:

REP. LANGSETH  
REP. BALDWIN  
REP. TOLLEFSON

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Langseth moved that the rules be suspended and House Bill No. 663 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 663.** A Bill for an Act to provide for the joint exercise of powers of two or more governmental units or municipal corporations, including every city, village, county, town, park district, school district, and states and United States Governments and departments of each thereof; and also to provide that two or more of such governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any of their respective separate powers or any power common to such contracting parties or any similar powers; to provide for disbursements from public funds, including funds already raised to buy real estate for public buildings and other proper funds or properties already on hand; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 16.

Those voting in the affirmative were:

Adamsen	George	Poling
Anderson, Cass	Goebel	Power
Anderson, Eddy-	Gress	Renfrow
Foster	Gumeringer	Rickford
Anderson, Richl'nd	Hafner	Rolfsrud
Baldwin	Hammer	Rose
Balerud	Haugland	Saugstad
Beede	Hegge	Saumur
Benson	Heller	Schmidt
Berntson	Hoffer	Schuler
Bjella	Hofstrand	Scott
Bratcher	Isakson	Simonson, 9th
Brooks	Kjos	Snortland
Brown	Kloster	Snow
Christopher	Knudsen, LaMoure	Solberg
Currie	Knudson, Morton	Sommer
Dahlund	Langseth	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Sticka
Dunlop	Leet	Strand

Engen	Link	Thompson, Burl'gh
Erickson, Bottin'au	Lynch	Thompson, M'Lean
Erickson, Burke-	Magnuson	Tollefson
Divide	Mahlmann	Trydahl
Esterby	McLain	Vinje
Ettestad	Miller	Wambheim
Fleenor	Nygaard	Wicks
Frank	Olson	Wolf
Fristad	Overbo	Ziegler
Gagnum	Paulson	Mr. Speaker
Gefreh	Petterson	

Those voting in the negative were:

Kitzmann	Rohde	Simenson, 10th
Mollet		

Absent and not voting:

Baker	Homelvig	Rosberg
Brekke	Hornbacher	Schmalenberger
Bye	Lindberg	Stockman
Einarson	Mueller	Strege
Fine	Roen	Tough
Heimes		

So the bill passed as amended and the title was agreed to, and the emergency clause carried.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 656, has had the same under consideration and recommends that the Senate recede from its amendments.

For the Senate:

SENATOR O'BRIEN  
SENATOR SAYER  
SENATOR THOMAS

For the House:

REP. LANGSETH  
REP. HAUGLAND  
REP. KNUDSON

Rep. Langseth moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 667  
House Bill No. 669  
House Bill No. 799  
House Bill No. 804  
House Bill No. 810  
House Bill No. 816  
House Bill No. 830  
House Bill No. 838  
House Bill No. 847  
House Bill No. 856  
House Bill No. 864

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 601  
House Bill No. 613  
House Bill No. 623  
House Bill No. 627  
House Bill No. 631  
House Bill No. 641  
House Bill No. 643  
House Bill No. 649  
House Bill No. 651  
House Bill No. 662

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 516  
House Bill No. 540  
House Bill No. 563  
House Bill No. 570  
House Bill No. 576  
House Bill No. 586  
House Bill No. 587  
House Bill No. 588  
House Bill No. 589  
House Bill No. 600

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 2, 3, 4, 13, 15, 18, 21, and 31.

EDWARD LENO, Secretary.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 663.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committees on House Bills Nos. 530 and 656.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:



House Bill No. 675  
 House Bill No. 702  
 House Bill No. 713  
 House Bill No. 727  
 House Bill No. 740  
 House Bill No. 770  
 House Bill No. 785

Which the President has signed.

EDWARD LENO, Secretary.

The Speaker announced that the House would be on a special order of business.

Rep. Link moved that the remarks of Rep. Baldwin be printed in the House journal, which motion prevailed.

Rep. Baldwin: "Member of this Legislative Assembly and Friends that are gathered around: I have had a great deal of pleasure during this session but I have tried to keep the pleasure of talking as short as possible though I love to talk. This time I take particular pleasure in talking because I am sure I represent the entire membership of the legislature and I hope that the words that do come from my mouth will be those that will cover the thoughts of all of you here.

We all came to this legislative session, as have the members in past sessions, wanting to do the best we can in performing our duties—to the very best of our ability. We are entirely willing to dedicate ourselves to the people of North Dakota, and forgetting ourselves as best we can and promoting legislation for the best of the entire state.

As we meet here and form friendships, lasting friendships, it is a pleasure and a joy to all of us that we have accomplished a great deal for ourselves. However, the man who is less selfish, to whom selfishness is not at all a part of his entire thinking, is the man in my estimation who lives the most happily. He is the man who gains the most for himself after all, and he is the man whom we all love the most and will remember the longest. We have such a man in our midst—a man who came here, I am sure, and who decided fully in his own mind that he would do for his constituents as best he could as far as legislation was concerned. He made another decision as he has the ability to give mementos to us—things to make us proud of ourselves and make us happy because we will see ourselves with others that we have enjoyed being with. So this man went to work to accomplish this. We have seen him in and around these House seats, snapping his camera and lights whenever any of us made known our desire to have him he snapped pictures of ourselves, or groups—he was accomplishing something nobody else could do. It gave pleasure to him and to all of us, with absolute disregard, it might be said, to the monetary side of this which we have all recognized so we felt we would like to pay—not for what he has done but we would like to help him to at least defray the cost that he has been put to for our benefit. We have tried as individuals to pay him for these pictures that he has taken of us and he would not accept anything—bless his heart—so each member of this House has contributed in a small way to the gift which is in this envelope and I would like to give this to Mr. Magnuson of Bottineau county."

The Speaker announced that the House would be at ease

subject to the Call of the Chair. The House reconvened at the Call of the Chair.

Rep. Wolf moved that the conference committee on Senate Bill No. 211 be discharged, which motion prevailed.

Rep. Brown moved that the conference committee on Senate Bill No. 183 be discharged, which motion prevailed.

### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 557 and the President has appointed as a new Conference Committee, Senators Hernet, Leier, and Schoeder.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 242, and the President has appointed as a Conference Committee, Senators Holand, Dolan and O'Brien.

EDWARD LENO, Secretary.

The Speaker announced that he would appoint the following Representatives, Brooks, Fristad and Gefreh, as a Conference Committee on Senate Bill No. 242.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 811 and the President has appointed as a new Conference Committee, Senators Wog, Kusler and Baeverstad.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 860, Senators Krenz, Johnson of Cass, and Tuff.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 802, Senators Day, Welander and Foss.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill 801, Senators Day, Welander and Foss.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

**Mr. Speaker:** I have the honor to transmit:

Senate Bill No. 12  
Senate Bill No. 30  
Senate Bill No. 68  
Senate Bill No. 73  
Senate Bill No. 166  
Senate Bill No. 169  
Senate Bill No. 175  
Senate Bill No. 176  
Senate Bill No. 177  
Senate Bill No. 178  
Senate Bill No. 241  
Senate Concurrent Resolution "B"  
Senate Concurrent Resolution "C"  
Senate Concurrent Resolution "M"  
Senate Concurrent Resolution "D-1"

Which the President has signed and your signature is respectfully requested.

**EDWARD LENO, Secretary.**

Senate Chamber  
Bismarck, March 4, 1955

**Mr. Speaker:** I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 183 and the President has appointed as a Conference Committee, Senators O'Brien, Ferry and Livingston.

**EDWARD LENO, Secretary.**

The Speaker announced that he would appoint the following Representatives on Senate Bill No. 183, Brown, Currie, and Mollet to meet with a like committee from the Senate.

Senate Chamber  
Bismarck, March 4, 1955

**Mr. Speaker:** I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 220, and the President has appointed as a Conference Committee to act with a like committee from the House, Senators Davis, Fraser and Yunker.

**EDWARD LENO, Secretary.**

The Speaker announced that he would appoint Reps. Gefreh, Sorlie and Erickson of Burke-Divide as a Conference Committee on Senate Bill No. 220, to meet with a like committee from the Senate.

Senate Chamber  
Bismarck, March 4, 1955

**Mr. Speaker:** I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 34, and the President has appointed as a Conference Committee to act with a like committee from the House, Senators Day, Wolf and Bridston.

**EDWARD LENO, Secretary.**

The Speaker announced that he would appoint Reps. Vinje, Lynch and Brown as a Conference Committee on Senate Bill No. 34 to meet with a like committee from the Senate.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 19, and the President has appointed as a Conference Committee, Senators Kamrath, Ferry, and Rue.

EDWARD LENO, Secretary.

The Speaker announced that he would appoint Reps. Anderson of Richland, Trydahl and Snortland as a Conference Committee on Senate Bill No. 19 to meet with a like committee from the Senate.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendment to Senate Bill No. 6 and the President has appointed as a Conference Committee, Senators Luick, Bilden and Solberg.

EDWARD LENO, Secretary.

The Speaker announced that he would appoint as a conference committee on Senate Bill No. 6 to meet with a like committee from the Senate, Reps. Lindberg, Simonson (9th) and Thompson of McLean.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 1 and the President has appointed as a Conference Committee, Senators Page, Dewing and Duffy.

EDWARD LENO, Secretary.

The Speaker announced that he would appoint Reps. Heimes, Rickford and Solberg as a Conference Committee to meet with a like committee from the Senate on Senate Bill No. 1.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 58, 72, 172, 186, 211, 224 and Senate Concurrent Resolution "H".

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 164, and the President has appointed as a Conference Committee, Senators Wog, Meidinger and Thomas.

EDWARD LENO, Secretary.

The Speaker announced that he would appoint the following Representatives, Renfrow, Einarson, and Bratcher, as a Conference Committee to meet with a like committee from the Senate on Senate Bill No. 164.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of

House Bills 558, 688, and 786.

**EDWARD LENO, Secretary.**

**MESSAGES TO THE SENATE**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 34, Reps. Vinje, Lynch and Brown.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 183, Reps. Brown, Currie and Mollet.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 1, Reps. Heimes, Rickford and Solberg.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 6, Reps. Lindberg, Simonson of 9th, and Thompson of McLean.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 19, Reps. Anderson of Richland, Trydahl, and Snortland.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 220, Reps. Gefreh, Sorlie, and Erickson of Burke-Divide.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 164, Reps. Renfrow, Einarson and Bratcher.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the

Speaker has appointed as a Conference Committee on Senate Bill No. 242, Reps. Brooks, Fristad, and Gefreh.

**KENNETH L. MORGAN, Chief Clerk.  
MESSAGE TO THE HOUSE**

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 53, 85, 90, 125, 158, and 229.

**EDWARD LENO, Secretary.**

Rep. Nygaard moved that the House accede to the request of the Senate for the return of House Bills Nos. 558, 688 and 786, which motion prevailed.

**REPORT OF SELECT COMMITTEES**

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 541 has had the same under consideration and recommends: Strike everything after "A BILL" and insert the following:

For an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses, providing penalties for violations thereof, and repealing all sections of chapter 39-06 of the North Dakota Revised Code of 1943 and all sections of chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

**1 SECTION 1. OPERATORS MUST BE LICENSED.)**

2 No person, except those hereinafter expressly exempted,

3 shall drive any motor vehicle upon a highway in this  
3a state

4 unless such person has a valid license as an operator or  
5 chauffeur under the provisions of this Act.

6 Any person licensed as an operator hereunder may  
6a exer-

7 cise the privilege thereby granted upon all streets and

8 highways in this state and shall not be required to obtain

9 any other license to exercise such privilege by any

9a county,

10 municipal or local board, or body having authority to

10a adopt

11 local police regulations.

**12 SECTION 2. WHAT PERSONS ARE EXEMPT**

**12a FROM LICENSE.)**

13 The following persons are exempt from license

13a hereunder:

14 1. Any employee of the United States government

15 while operating a motor vehicle owned by or leased

16 to that government and being operated on official

17 business;

18 2. A nonresident who is at least sixteen years of

19 age, who has in his immediate possession a valid

20 operator's license issued to him in his home state

21 or county, may operate a motor vehicle in this

22 state for a period of not more than ninety days in

23 any calendar year without making an application

24 for or obtaining an operator's license of this

25 state. After such ninety-day period it shall  
 26 be unlawful for any such nonresident to operate  
 27 a motor vehicle within North Dakota without a  
 28 North Dakota license; and  
 29 3. A nonresident who is at least sixteen years of  
 30 age, whose home state or country does not require  
 31 the licensing of operators, may operate a motor  
 32 vehicle within this state for a period of not  
 33 more than thirty days in any calendar year  
 34 without making an application for or obtaining  
 35 an operator's license of this state, provided  
 36 however, that he shall have in his possession  
 37 while driving in this state an official certifi-  
 38 cate showing the lawful registry of the motor  
 39 vehicle and be able to prove his lawful possess-  
 40 ion or the right to operate such vehicle and to  
 41 establish his identity.

42 SECTION 3. WHAT PERSONS SHALL NOT BE  
 42a LICENSED.)

43 The Commissioner shall not issue any license hereunder:

- 44 1. To any person who is under the age of sixteen  
 45 years, except that the commissioner may issue a  
 46 restricted permit or license as hereinafter prov-  
 47 ided in sections five and sixteen of this Act  
 48 to any person who is less than sixteen years of  
 49 age;
- 50 2. To any person whose license has been suspended  
 51 during such suspension, nor to any person whose  
 52 license has been revoked, except as provided in  
 53 sections thirty-four and thirty-five of this Act;
- 54 3. To any person who is an habitual drunkard, or  
 55 is an habitual user of narcotic drugs, or is  
 56 an habitual user of any other drug to a degree  
 57 which renders him incapable of safely driving a  
 58 motor vehicle;
- 59 4. To any person who has previously been adjudged  
 60 to be afflicted with or suffering from any mental  
 61 disability or disease and who has not at the time  
 62 of application been restored to competency by  
 63 the methods provided by law;
- 64 5. To any person who is required by this Act to  
 65 take an examination, unless such person shall  
 66 have successfully passed such examination;
- 67 6. To any person who is required under the laws  
 68 of this state to deposit security or file proof  
 69 of financial responsibility and who has not  
 70 deposited such security or filed such proof;
- 71 7. To any person when the commissioner has good  
 72 cause to believe that such person by reason of  
 73 physical or mental disability would not be able  
 74 to operate a motor vehicle with safety upon the  
 75 highways;
- 76 8. To any person when the commissioner has good  
 77 cause to believe that the operation of a motor  
 78 vehicle on the highways by such person would  
 79 be inimical to public safety or welfare;
- 80 9. To any person who has been convicted three times  
 81 of a misdemeanor under the provisions of this  
 82 Act or the laws of this state relating to highways,  
 83 within any two-year period.

84 SECTION 4. INSTRUCTION PERMIT.) Any person  
84a may  
85 apply to the commissioner for an instruction permit.  
86 The commissioner may in his discretion issue to the  
87 applicant an instruction permit which shall entitle the  
88 applicant while having such permit in his immediate  
89 possession to drive a motor vehicle upon the public high-  
90 ways for a period of ninety days when accompanied by a  
91 licensed operator who has had at least one year of  
92 driving experience and who is occupying a seat beside  
93 the driver, except in the event the permittee is operat-  
94 ing a motorcycle. Any such instruction permit may be  
95 renewed or a new permit issued for an additional  
95a period.

96 SECTION 5. RESTRICTED INSTRUCTION  
96a PERMIT.)

97 The commissioner upon receiving proper application  
97a may  
98 in his discretion issue a restricted instruction permit  
99 effective for a school year or more restricted period  
100 to an applicant who is enrolled in a driver-education  
101 program which includes practice driving and which is  
102 approved by the commissioner even though the  
102a applicant  
103 has not reached the legal age to be eligible for an  
104 operator's license. Such instruction permit shall entitle  
105 the permittee when he has such a permit in his  
105a immediate  
106 possession to operate a motor vehicle only on a  
106a designated  
107 highway or within a designated area but only when an  
108 approved instructor is occupying a seat beside the  
109 permittee.

110 SECTION 6. TEMPORARY DRIVER'S PERMIT.)

110a the  
111 commissioner may in his discretion issue a temporary  
112 driver's permit to an applicant for an operator's  
112a license  
113 permitting him to operate a motor vehicle while  
113a the com-  
114 missioner is completing his investigation and  
114a determination  
115 of all facts relative to such applicant's right to receive  
116 an operator's license. Such permit must be in his imme-  
117 diate possession while operating a motor vehicle, and it  
118 shall be invalid when the applicant's license has been  
119 issued or for good cause has been refused.

120 SECTION 7. APPLICATION FOR LICENSE OR  
120a INSTRU-

121 TION PERMIT.)

122 1. Every application for an instruction permit or  
123 for an operator's license shall be made upon a  
124 form furnished by the commissioner. Every appli-  
125 cation shall be notarized or verified before a  
126 person authorized by law to administer oaths  
127 and accompanied by the proper fee and payment  
128 of such fee shall entitle the applicant to not  
129 more than three attempts to pass the examination  
130 within a period of six months from the date of  
131 application.



- 132 2. Every said application shall state the full name,  
 133 date of birth, sex, and residence address of the  
 134 applicant, and briefly describe the applicant,  
 135 and shall state whether the applicant has there-  
 136 tofore been licensed as an operator or chauffeur,  
 137 and, if so, when and by what state or country,  
 138 and whether an application has ever been refused,  
 139 suspended, cancelled, or revoked and, if so,  
 140 the date of and reason for such suspension,  
 141 cancellation, revocation, or refusal. The  
 142 application shall contain such other information  
 143 as the commissioner may require.
- 144 3. Whenever application is received from a person  
 145 previously licensed in another jurisdiction,  
 146 the commissioner may request copy of operator's  
 147 record from such other jurisdiction. When  
 148 received, the operator's record shall become  
 149 a part of the operator's record in this state  
 150 with the same force and effect as though entered  
 151 on the operator's record in this state in the  
 152 original instance.
- 153 4. Whenever the commissioner receives a request for  
 154 an operator's record from another licensing  
 155 jurisdiction the record shall be forwarded  
 156 without charge.

157 SECTION 8. APPLICATIONS OF MINORS.) The  
 158 application of any person under the age of eighteen  
 159 years for an instruction permit or operator's license  
 160 shall be signed and verified before a person authorized  
 161 to administer oaths by the father, mother, or guardian,  
 162 or, in the event there is no parent or guardian, then  
 163 by another responsible adult who is willing to assume  
 164 the obligation imposed under this Act upon a person  
 165 signing the application of a minor.

166 SECTION 9. LIABILITY FOR NEGLIGENCE OF  
 166a MINOR:

167 GENERAL.) Any negligence of a minor under the age  
 168 of eighteen years when driving a motor vehicle upon a  
 169 highway shall be imputed to the person who has signed  
 170 the application of such minor for a permit or license,  
 171 which person shall be jointly and severally liable with  
 172 such minor for any damages caused by such negligence,  
 173 except as otherwise provided in section 10 of this  
 174 Act.

175 SECTION 10. LIABILITY FOR NEGLIGENCE OF  
 175a MINOR:

176 PROOF OF FINANCIAL RESPONSIBILITY.) In the  
 176a event a

177 minor under the age of eighteen deposits or there is  
 178 deposited upon his behalf proof of financial responsi-  
 179 bility in respect to the operation of a motor vehicle  
 180 owned by him, or if not the owner of a motor vehicle,  
 181 then with respect to the operation of any motor vehicle,  
 182 in form and in amounts as required under the motor vehi-  
 183 cle financial responsibility laws of this state, then the  
 184 commissioner may accept the application of such minor.

190 SECTION 11. CANCELLATION OF MINOR'S  
 190a LICENSE OR

191 PERMIT UPON REQUEST.) Any person who has  
 191a signed the

192 application of a minor for a license may thereafter file  
 193 with the commissioner a verified written request that the  
 194 license of the minor so granted be canceled. Thereupon  
 195 the commissioner shall cancel the license or permit of  
 196 the minor and the person who signed the application of  
 197 the minor shall be relieved from the liability imposed  
 198 under this Act by reason of having signed such applica-  
 199 tion on account of any subsequent negligence of the minor  
 200 in operating a motor vehicle.

201 SECTION 12. CANCELLATION OF MINOR'S

201a LICENSE

202 OR PERMIT UPON DEATH OF APPLICANT.) The

202a commissioner

203 upon receipt of satisfactory evidence of the death of  
 204 the persons who signed the application of a minor for a  
 205 license shall cancel the license or permit and shall not  
 206 issue a new license or permit until such time as a new  
 207 application duly signed and verified is made as required  
 208 by this Act. This provision shall not apply in the event  
 209 the minor has attained the age of eighteen years.

210 SECTION 13. EXAMINATION OF APPLICANTS.)

211 The highway patrol shall examine every applicant for an  
 212 operator's license, except as otherwise provided in this  
 213 Act. Such examination shall include a test of the  
 214 applicant's eyesight, his ability to read and understand  
 215 highway signs regulating, warning, and directing traffic,  
 216 his knowledge of the traffic laws of this state, and  
 217 shall include an actual demonstration of ability to exer-  
 218 cise ordinary and reasonable control in the operation of  
 219 a motor vehicle. The highway patrol shall make provi-  
 220 sion for giving an examination either in the county where  
 221 the applicant resides or at a place adjacent thereto  
 222 reasonably convenient to the applicant within not more  
 223 than thirty days from the date the application is  
 224 received. The commissioner may require such other  
 225 physical or mental examination as may be deemed  
 225a advisable.

226 SECTION 14. LICENSES ISSUED TO OPERATORS;

227 GENERAL.) The commissioner shall, upon payment of  
 227a a two

228 dollar and fifty cent fee by applicants eighteen years  
 229 of age and over and a one dollar and fifty cent fee by  
 230 applicants under the age of eighteen, issue to every  
 231 applicant qualifying therefor an operator's license as  
 232 applied for in the form of a triple license card, which  
 233 license shall bear thereon a distinguishing number  
 234 assigned to the licensee, the full name, date of birth,  
 235 residence address, and a brief description of the licensee,  
 236 and either a facsimile of the signature of the licensee  
 237 or a space upon which the licensee shall write his usual  
 238 signature with pen and ink immediately upon receipt of  
 239 the license. No license shall be valid until it has been  
 240 so signed by the licensee. For purposes of verification,  
 241 an officer may require the licensee to write his signa-  
 242 ture in the presence of such officer.

A 1 SECTION 15. LICENSE TO BE CARRIED AND

A 1a EXHIBITED

A 2 ON DEMAND.) Every licensee shall have his

A 2a operator's

A 3 license or permit in his immediate possession at all

A 4 times when operating a motor vehicle and shall display  
 A 5 the same, upon demand of any court, police  
 A 5a magistrate,  
 A 6 a justice of the peace, a patrolman, peace officer,  
 A 7 or a field deputy or inspector of the division.  
 A 8 However, no person charged with violating this  
 A 8a section  
 A 9 shall be convicted if he produces in court or the  
 A 10 office of the arresting officer an operator's license  
 A 11 or permit theretofore issued to him and valid at the  
 A 12 time of his arrest.

A 13 SECTION 16. RESTRICTED LICENSES.)

A 14 1. The commissioner upon issuing an operator's  
 A 14a license  
 A 15 shall have authority whenever good cause appears  
 A 16 to impose restrictions suitable to the licensee's  
 A 17 driving ability with respect to the type of  
 A 18 or special mechanical control devices required  
 A 19 on a motor vehicle which the licensee may  
 A 20 operate or such other restrictions applicable  
 A 21 to the licensee as the commissioner may determine  
 A 22 to be appropriate to assure the safe operation  
 A 23 of a motor vehicle by the licensee.

A 24 2. The commissioner may either issue a special  
 A 25 restricted license or may set forth such  
 A 26 restrictions upon the usual license form.  
 A 27 The commissioner shall likewise restrict  
 A 28 licenses pursuant to the requirements of  
 A 29 section 39-1618 of the 1953 Supplement to the  
 A 30 Code.

A 31 3. A restricted operator's license may be issued  
 A 32 to any child, otherwise qualified, upon the  
 A 33 written recommendation of his parent or  
 A 34 guardian. No such license shall be issued  
 A 35 unless the child, accompanied by his parent  
 A 36 or guardian, shall appear in person and satisfy  
 A 37 the examining officer that:  
 A 38 a. The child is at least fourteen years of age;  
 A 39 b. The child is qualified to operate an auto-  
 A 40 mobile safely; and  
 A 41 c. It is necessary for the child to drive his  
 A 42 parent's or guardian's automobile without  
 A 43 being accompanied by some person over  
 A 44 sixteen years of age.

A 45 The parent or guardian, at all times, shall be  
 A 46 responsible for any and all damages growing  
 A 47 out of the negligent operation of a motor  
 A 48 vehicle by any such child. The provisions of  
 A 49 this section shall not authorize the child  
 A 50 to drive a motorcycle, commercial truck,  
 A 51 motor bus, or taxicab.

A 52 4. The commissioner may also issue a junior license  
 A 53 to a minor under the age of fourteen upon applica-  
 A 54 tion by parent, guardian or lawful custodian  
 A 55 of the minor when necessity for the license is  
 A 56 shown and ability to drive is demonstrated.  
 A 57 This license shall be restricted to the operation  
 A 58 of a motor vehicle registered to the licensee's  
 A 59 parent, guardian, or employer, either to or from  
 A 60 school, to or from work, or on business of the

A 61 parent, guardian, or employer, unless the licensee  
 A 62 is accompanied by and under the immediate super-  
 A 63 vision of an adult. Such restrictions shall be  
 A 64 made in writing and attached to and become a part  
 A 65 of such junior license. The possession of  
 A 66 a junior license shall not authorize the  
 A 67 licensee to operate a motor vehicle in  
 A 68 violation of any law, nor in violation of  
 A 69 any rule or regulation of the state or federal  
 A 70 authorities relating to the employment of minors.  
 A 71 5. The commissioner may upon receiving satis-  
 A 72 factory evidence of any violation of the  
 A 73 restrictions of such license suspend or revoke  
 A 74 the same but the licensee shall be entitled  
 A 75 to a hearing as upon a suspension or revocation  
 A 76 under this Act.  
 A 77 6. It is a misdemeanor, punishable by a fine of  
 A 78 not more than one hundred dollars and by  
 A 79 imprisonment for not more than thirty days  
 A 80 or by both such fine and imprisonment, for any  
 A 81 person to operate a motor vehicle in any manner  
 A 82 in violation of the restrictions imposed in a  
 A 83 restricted license issued to him.

A 84 SECTION 17. DUPLICATE CERTIFICATES.)

A 85 In the event that a permit or license issued under  
 A 86 the provisions of this Act is lost, mutilated or  
 A 87 destroyed, the person to whom the same was issued  
 A 88 may obtain a duplicate, or substitute thereof, upon  
 A 89 furnishing proof satisfactory to the commissioner  
 A 90 that such permit or license has been lost or destroyed  
 A 91 and upon payment of a one dollar fee.

A 92 SECTION 18. EXPIRATION OF LICENSE;

A 93 RENEWAL.) Every operator's license shall be issued  
 A 94 for a term of two years, which shall commence on  
 A 95 July first of each odd numbered year, and expire  
 A 96 June thirtieth in the next succeeding odd numbered  
 A 97 calendar year. Every such license shall be renewable  
 A 98 on or before its expiration upon application and  
 A 99 payment of the required two dollars and fifty cents  
 A100 fee except that a licensee under the age of eighteen  
 A101 shall pay a one dollar and fifty cent fee. The  
 A102 commissioner may require an examination of the  
 A102a applicant  
 A103 as upon an original application, where the commissioner  
 A104 has good cause to believe that the applicant may not be  
 A105 competent or otherwise not qualified for automatic  
 A106 renewal of his license.

A107 SECTION 19. NOTICE OF CHANGE OF

A108 ADDRESS OR NAME.) Whenever any person after  
 A108a applying  
 A109 for or receiving an operator's license shall move  
 A110 from the address named in such application or in the  
 A111 license issued to him or when the name of a licensee  
 A112 is changed by marriage or otherwise such person shall  
 A113 within ten days thereafter notify the commissioner  
 A114 in writing of his old and new addresses or of such  
 A115 former and new names and of the number of any license  
 A116 then held by him.

A117 SECTION 20. FILING APPLICATION RECORDS.)

A118 The commissioner shall file every application for a

A119 license received by him and shall maintain suitable  
 A120 indexes containing in alphabetical order:

- A121 1. All applications denied and on each thereof
- A122 note the reasons for such denial;
- A123 2. All applications granted; and
- A124 3. The name of every licensee whose license has
- A125 been suspended or revoked by the commissioner
- A126 and after each such name note the reasons for
- A127 such action.

A128 SECTION 21. DRIVING RECORDS OF  
 A129 LICENSEES.)

A129 The commissioner shall also file all accident reports  
 A130 and abstracts of court records of convictions  
 A131 received by him under the laws of this state and in  
 A132 connection therewith maintain convenient records or  
 A133 make suitable notations in order that an individual  
 A134 record of each licensee showing the convictions of  
 A135 such licensee and the traffic accidents in which he  
 A136 has been involved shall be readily ascertainable and  
 A137 available for the consideration of the commissioner  
 A138 upon any application for renewal of license and at  
 A139 other suitable times.

A140 SECTION 22. DEFINITION OF SUSPENSION,  
 A141 REVOCATION, AND CANCELLATION.) The following  
 A142 words when used in this Act shall, for the purposes  
 A143 of this Act, have the meanings respectively  
 A144 ascribed to them in this section:

- A145 1. Suspension means that the driver's license
- A146 and privilege to drive a motor vehicle on
- A147 the public highways are temporarily with-
- A148 drawn but only during the period of such
- A149 suspension.
- A150 2. Revocation means that the driver's license
- A151 and privilege to drive a motor vehicle on
- A152 the public highways are terminated and shall
- A153 not be renewed or restored, except that an
- A154 application for a new license may be presented
- A155 and acted upon by the commissioner after the
- A156 expiration of the period of revocation, which
- A157 period shall not be less than thirty days.
- A158 3. Cancellation means that a driver's license
- A159 is annulled and terminated because of some
- A160 error or defect or because the licensee is no
- A161 longer entitled to such license, but the
- A162 cancellation of a license is without prejudice
- A163 and application for a new license may be made
- A164 at any time after such cancellation.

A165 SECTION 23. AUTHORITY TO CANCEL  
 A165a LICENSES.)

A166 The commissioner is hereby authorized to cancel any  
 A167 operator's license or permit upon determining that  
 A168 the licensee was not entitled to the issuance thereof  
 A169 hereunder or that said licensee failed to give the  
 A170 required or correct information in his application  
 A171 or committed any fraud in making such application.  
 A172 Upon such cancellation, the licensee must surrender  
 A173 the license or permit so canceled to the commissioner.

A174 SECTION 24. SUSPENDING PRIVILEGES OF  
 A175 NONRESIDENTS.) The privilege of driving a motor  
 A176 vehicle on the highways of this state given to a

A177 nonresident hereunder shall be subject to suspension  
 A178 or revocation by the commissioner in like manner and  
 A179 for like cause as an operator's license issued here-  
 A180 under may be suspended or revoked.

A181 SECTION 25. REPORTING CONVICTIONS OF  
 A182 NONRESIDENTS.) The commissioner is further  
 A183 authorized, upon receiving a record of the convic-  
 A184 tion in this state of a nonresident driver of a  
 A185 motor vehicle of any offense under the motor vehicle  
 A186 laws of this state, to forward a certified copy of  
 A187 such record to the licensing authority in the state  
 A188 wherein the person so convicted is a resident.

A189 SECTION 26. SUSPENDING LICENSES UPON  
 A190 CONVICTION IN ANOTHER STATE.) The  
 A190a commissioner  
 A191 is authorized to suspend or revoke the license  
 A192 of any resident of this state or the privilege of  
 A193 a nonresident to drive a motor vehicle in this state  
 A194 upon receiving notice of the conviction of such person  
 A195 in another state of an offense therein which, if  
 A196 committed in this state, would be grounds for the sus-  
 A197 pension or revocation of the license of an operator.

A198 SECTION 27. COURTS TO FORWARD LICENSE  
 A198a TO COMMIS-  
 A199 SIONER UPON CERTAIN CONVICTIONS.) Whenever  
 A199a any person  
 A200 is convicted of any offense for which this Act makes  
 A201 mandatory the revocation of the operator's license of  
 A202 such person by the commissioner, the court in which  
 A202a such  
 A203 conviction is had shall require the surrender to it of  
 A204 any operator's license then held by the person so con-  
 A205 victed and the court shall thereupon forward the same  
 A205a to-  
 A206 gether with a record of such conviction to the  
 A206a commission-

A207 er. Any court or juvenile commissioner in the state,  
 A208 upon finding any licensee guilty of hazardous traffic  
 A209 violation, may detach one of the three license cards,  
 A210 and shall in each case forward such card immediately  
 A210a to  
 A211 the commissioner with a statement of the facts  
 A211a regarding  
 A212 the offense.

A213 SECTION 28. COURTS TO REPORT RECORDS OF  
 A213a CERTAIN CON-  
 A214 VITIONS.) Every court or juvenile commissioner  
 A214a having  
 A215 jurisdiction over offenses committed under this Act  
 A216 or any other law of this state or municipal ordinance  
 A217 regulating the operation of motor vehicles on highways,  
 A218 shall forward to the commissioner a record of the  
 A218a convic-

A219 tion of any person in said court, or a report of the  
 A220 action of the juvenile court in the case of a juvenile,  
 A221 for a violation of any of said laws other than  
 A221a regulations  
 A222 governing standing or parking, and may recommend  
 A222a the sus-  
 A223 pension of the operator's license or permit of the person

A224 so convicted or reported.

A225 SECTION 29. CONVICTION: MEANING AND  
 A226 EFFECT.) For the purposes of this Act the term  
 A227 "conviction" shall mean a final conviction. Also,  
 A228 for the purposes of this Act a forfeiture of bail  
 A229 or collateral deposited to secure a defendant's  
 A230 appearance in court, which forfeiture has not been  
 A231 vacated, shall be equivalent to a conviction.

A232 SECTION 30. MANDATORY REVOCATION OF  
 A233 LICENSES.) The commissioner shall forthwith  
 A234 revoke the license of any operator upon receiving a  
 A235 record of such operator's conviction of any of the fol-  
 A236 lowing offenses, when such conviction has become  
 A236a final:

- B 1 1. Manslaughter or negligent homicide resulting from
- B 2 operation of a motor vehicle;
- B 3 2. Any felony in the commission of which a motor
- B 4 vehicle is used;
- B 5 3. Failure to stop and render aid as required under
- B 6 the laws of this state in the event of a motor
- B 7 vehicle accident resulting in the death or personal
- B 8 injury of another;
- B 9 4. Perjury or the making of a false affidavit or
- B 10 statement under oath to the commissioner under
- B 10a this
- B 11 Act or under any other law relating to the owner-
- B 12 ship or operation of motor vehicles; or
- B 13 5. Conviction, or forfeiture of bail not vacated, upon
- B 14 two charges of driving a motor vehicle while under
- B 15 the influence of intoxicating liquor or a drug, or
- B 16 reckless driving, or aggravated reckless driving,
- B 17 committed within a period of eighteen months.
- B 18 SECTION 31. AUTHORITY TO SUSPEND
- B 18a LICENSES.)
- B 19 The commissioner is hereby authorized to suspend the
- B 19a license
- B 20 of an operator without preliminary hearing upon a
- B 20a showing
- B 21 by its records or other sufficient evidence that the
- B 21a licen-
- B 22 see:
- B 23 1. Has committed an offense for which mandatory
- B 23a revoc-
- B 24 ation of license is required upon conviction;
- B 25 2. Has been convicted of serious offenses against
- B 26 traffic regulations governing the movement of
- B 27 vehicles with such frequency as to indicate a dis-
- B 28 respect for traffic laws and a disregard for the
- B 29 safety of other persons on the highways;
- B 30 3. Is an habitually reckless or negligent driver of a
- B 31 motor vehicle;
- B 32 4. Is incompetent to drive a motor vehicle;
- B 33 5. Has permitted an unlawful or fraudulent use of his
- B 34 license;
- B 35 6. Has committed an offense in another state which if
- B 36 committed in this state would be grounds for
- B 37 suspension or revocation; or
- B 38 7. Has been convicted of driving a motor vehicle while
- B 39 under the influence of intoxicating liquor or a
- B 40 narcotic drug or under the influence of any other

B 41 drug to a degree which renders him incapable of  
 B 42 safely driving a motor vehicle.  
 B 43 SECTION 32. HEARING SUBSEQUENT TO  
 B 43a LICENSE  
 B 44 SUSPENSION.) Upon suspending the license of any  
 B 44a person  
 B 45 as authorized in section 31, the commissioner shall  
 B 45a immedi-  
 B 46 ately notify the licensee in writing and upon his request  
 B 47 shall afford him an opportunity for a hearing as early as  
 B 48 practical at such place as the commissioner shall  
 B 48a determine.  
 B 49 Upon such hearing the commissioner or his duly  
 B 49a authorized  
 B 50 agent may administer oaths and may issue subpoenas  
 B 50a or the  
 B 51 attendance of witnesses and the production of relevant  
 B 52 books and papers and may require a re-examination  
 B 52a of the  
 B 53 licensee. Upon such hearing the commissioner shall  
 B 53a either  
 B 54 rescind his order of suspension or, good cause  
 B 54a appearing  
 B 55 therefor, may continue, modify, or extend the  
 B 55a suspension  
 B 56 of such license or revoke such license.  
 B 57 SECTION 33. COMMISSIONER MAY REQUIRE  
 B 58 RE-EXAMINATION.) In addition to other powers set  
 B 58a forth in  
 B59 this Act, the commissioner having good cause to believe  
 B 60 that a licensed operator is incompetent or otherwise not  
 B 61 qualified to be licensed, may upon written notice of at  
 B 62 least five days to the licensee require him to submit to  
 B 63 such physical, mental, or driver's examination as may  
 B 63a be  
 B 64 deemed necessary. Upon the conclusion of such  
 B 64a examination  
 B 65 the commissioner shall take action as may be  
 B 65a appropriate  
 B 66 and may suspend or revoke the license of such  
 B 66a person or  
 B 67 permit him to retain his license, or may issue a license  
 B 68 subject to restrictions as permitted under section 16 of  
 B 69 this Act. Refusal or neglect of the licensee to submit to  
 B 70 such examination shall be ground for suspension or  
 B 70a revoca-  
 B 71 tion of his license.  
 B 72 SECTION 34. PERIOD OF SUSPENSION.) The  
 B 73 commissioner shall not suspend a driver's license  
 B 73a or priv-  
 B 74 ilege to drive a motor vehicle on the public highways  
 B 74a for  
 B 75 a period of more than one year, except as permitted  
 B 75a under  
 B 76 section 42 of this Act.  
 B 77 SECTION 35. RESTORATION OF REVOKED  
 B 77a LICENSES.)  
 B 78 Any person whose license or privilege to drive a  
 B 78a motor  
 B 79 vehicle on the public highways has been revoked



B 79a shall not  
 B 80 be entitled to have such license or privilege renewed or  
 B 81 restored unless the revocation was for a cause which  
 B 81a has been  
 B 82 removed, except that after the expiration of the  
 B 82a revocation period  
 B 84 such person may make  
 B 85 application for a new license as provided by law,  
 B 85a but the  
 B 86 commissioner shall not then issue a new license  
 B 86a unless and  
 B 87 until he is satisfied after investigation of the character,  
 B 88 habits, and driving ability of such person that it will be  
 B 89 safe to grant the privilege of driving a motor vehicle on  
 B 90 the public highways.  
 B 91 SECTION 36. SURRENDER AND RETURN OF  
 B 91a LICENSE.)  
 B 92 The commissioner upon suspending or revoking a  
 B 92a license  
 B 93 shall require that such license shall be surrendered to  
 B 94 and be retained by the commissioner, except that  
 B 94a at the  
 B 95 end of the period of suspension such license so  
 B 95a surrendered  
 B 96 shall be returned to the licensee. If any person  
 B 96a fails to  
 B 97 return to the commissioner any license or permit  
 B 97a which has  
 B 98 been cancelled, suspended, or revoked, the com-  
 B 98a missioner  
 B 99 shall direct any highway patrolman or peace officer to  
 B100 secure possession thereof and return the same to the  
 B101 commissioner.  
 B102 SECTION 37. NO OPERATION UNDER FOREIGN  
 B102a LICENSE  
 B103 DURING SUSPENSION OR REVOCATION IN THIS  
 B104 STATE.) Any resident or nonresident whose  
 B104a operator's or  
 B105 chauffeur's license or right or privilege to operate a  
 B106 motor vehicle in this state has been suspended or  
 B106a revoked  
 B107 as provided in this Act shall not operate a motor  
 B107a vehicle  
 B108 in this state under a license, permit, or registration  
 B109 certificate issued by any other jurisdiction or  
 B109a otherwise  
 B110 during such suspension or after such revocation until a  
 B111 new license is obtained when and as permitted under  
 B112 this Act.  
 B113 SECTION 38. RIGHT OF APPEAL TO COURT.)  
 B114 Any person denied a license or whose license has  
 B114a been can-  
 B115 celled, suspended, or revoked by the commissioner,  
 B115a except  
 B116 where such cancellation or revocation is mandatory  
 B116a under  
 B117 the provisions of this Act, shall have the right to file  
 B118 a petition within thirty days thereafter for a  
 B118a hearing in  
 B119 the matter in the district court in the county wherein

B120 such person shall reside; and such court is hereby  
B120a vested

B121 with jurisdiction and it shall be its duty to set the  
B122 matter for hearing upon thirty days written notice  
B122a to the

B123 commissioner and thereupon to take testimony and  
B123a examine into

B124 the facts of the case and to determine whether the

B125 petitioner is entitled to a license or is subject to  
B125a suspension,

B126 cancellation, or revocation of license under the  
B126a provisions

B127 of this Act. The decision of the district court shall be  
B128 subject to appeal by either the petitioner or the

B129 Commissioner.

B130 SECTION 39. UNLAWFUL USE OF LICENSE.)

B121 It is a misdemeanor punishable by a fine of not more  
B121a than

B132 one hundred dollars or imprisonment for not more than  
B133 thirty days or both such fine and imprisonment for any

B134 person:

B135 1. To display or cause or permit to be displayed or  
B136 have in his possession any canceled, revoked, sus-  
B137 pended, fictitious, or fraudulently altered opera-  
B138 tor's or chauffeur's license;

B139 2. To lend his operator's or chauffeur's license to  
B140 any other person or knowingly permit the use  
B141 thereof by another;

B142 3. To display or represent as one's own any  
B142a operator's

B143 or chauffeur's license not issued to him;

B144 4. To fail or refuse to surrender to the commissioner  
B145 upon his lawful demand any operator's or

B145a chauffeur's  
B146 license which has been suspended, revoked, or  
B147 canceled;

B148 5. To use a false or fictitious name in any applica-  
B149 tion for an operator's or chauffeur's license or

B150 to knowingly make a false statement or to  
B150a knowingly

B151 conceal a material fact or otherwise commit a fraud  
B152 in any such application;

B153 6. To permit any unlawful use of an operator's or  
B154 chauffeur's license issued to him; or

B155 7. To do any act forbidden or fail to perform any act  
B156 required by this Act.

B157 SECTION 40. MAKING FALSE AFFIDAVIT

B157a PERJURY.)

B158 Any person who makes any false affidavit, or

B158a knowingly

B159 swears or affirms falsely to any matter or thing  
B159a required

B160 by the terms of this Act to be sworn to or affirmed, is

B161 guilty of perjury and upon conviction shall be

B161a punishable

B162 by fine or imprisonment as other persons committing

B162a perjury

B163 are punishable.

B164 SECTION 41. PENALTY FOR DRIVING WHILE

B164a LICENSE

B165 SUSPENDED OR REVOKED.) Any person who  
 B165a drives a motor  
 B166 vehicle on any public highway of this state at a time  
 B167 when his privilege so to do is suspended or revoked  
 B167a shall  
 B168 be punished by imprisonment for not less than two  
 B168a days nor  
 B169 more than six months and there may be imposed in  
 B169a addition  
 B170 thereto a fine of not more than five hundred dollars.  
 B171 SECTION 42. EXTENSION OF LICENSE  
 B171a SUSPENSION  
 B172 OR REVOCATION.) The commissioner upon  
 B172a receiving a  
 B173 record of the conviction of any person upon a charge of  
 B174 driving a vehicle while the license of such person was  
 B175 suspended shall extend the period of such suspension for  
 B176 an additional like period and if the conviction was upon  
 B177 a charge of driving while a license was revoked the  
 B177a com-  
 B178 missioner shall not issue a new license for an  
 B178a additional  
 B179 period of one year from and after the date such person  
 B180 would otherwise have been entitled to apply for a new  
 B181 license.  
 B182 SECTION 43. PERMITTING UNAUTHORIZED  
 B182a MINOR  
 B183 TO DRIVE.) No person shall cause or knowingly  
 B183a permit his  
 B184 child or ward under the age of eighteen years to drive a  
 B185 motor vehicle upon any highway when such minor is not  
 B186 authorized hereunder or in violation of any of the  
 B187 provisions of this Act.  
 B188 SECTION 44. PERMITTING UNAUTHORIZED  
 B188a PERSON  
 B189 TO DRIVE.) No person shall authorize or knowingly  
 B189a permit  
 B190 a motor vehicle owned by him or under his control to be  
 B191 driven upon any highway by any person who is not  
 B191a authorized  
 B192 hereunder or in violation of any of the provisions of  
 B193 this Act.  
 B194 SECTION 45. RENTING MOTOR VEHICLES:  
 B194a LICENSE  
 B195 OF RENTER.) No person shall rent a motor vehicle  
 B195a to any  
 B196 other person unless the latter person is then duly  
 B196a licensed  
 B197 hereunder or, in the case of a nonresident, then duly  
 B198 licensed under the laws of the state or country of his  
 B199 residence except a nonresident whose home state or  
 B199a country  
 B200 does not require that an operator be licensed, or unless  
 B201 the renter certifies that the vehicle shall be driven by  
 B202 a duly licensed driver.  
 B203 SECTION 46. RENTING MOTOR VEHICLE:  
 B203a LICENSE  
 B204 INSPECTION.) No person shall rent a motor vehicle  
 B204a to  
 B205 another until he has inspected the operator's or

B205a chauffeur's  
 B206 license of the person to whom the vehicle is to be  
 B206a rented,  
 B207 or of the person by whom the vehicle shall be driven,  
 B207a and  
 B208 compared and verified the signature thereon with the  
 B208a sign-  
 B209 ature of such person written in his presence.  
 B210 SECTION 47. RENTING MOTOR VEHICLE:  
 B210a RECORDS.)  
 B211 Every person renting a motor vehicle to another shall  
 B211a keep  
 B212 a record of the registration number of the motor  
 B212a vehicle  
 B213 so rented, the name and address of the person to whom  
 B213a the  
 B214 vehicle is rented, the number of the license of said  
 B214a latter  
 B215 person, or, his certified driver, and the date and place  
 B216 when and where said license was issued. Such record  
 B216a shall  
 B217 be open to inspection by any police officer or officer  
 B218 or employee of the commissioner.  
 B219 SECTION 48. EXISTING LICENSES AND  
 B219a PERMITS.)  
 B220 All operator's licenses and permits issued prior to  
 B220a September  
 B221 1, 1955, for the period beginning July 1, 1955 and  
 B221a ending  
 B222 July 1, 1957 pursuant to existing law shall be valid for  
 B223 the period designated, but subject to cancellation,  
 B223a revoc-  
 B224 ation, or suspension in accordance with the provisions  
 B224a of  
 B225 this Act and the laws of this state.  
 B226 SECTION 49. UNIFORMITY OF  
 B226a INTERPRETATION.)  
 B227 This Act shall be so interpreted and construed as to  
 B228 effectuate its general purposes to make uniform the law  
 B229 of those states which enact it.  
 B230 SECTION 50. FEES COLLECTED TO BE PAID  
 B230a INTO STATE  
 B231 TREASURY; USE OF.) All money received under  
 B231a the pro-  
 B232 visions of this Act shall be paid monthly into the  
 B232a general  
 B233 fund in the state treasury.  
 B234 SECTION 51. CONSTRUCTION.) This Act shall be  
 B235 construed as being a part of title 39, and as replacing  
 B236 chapter 39-06 of the North Dakota Revised Code, as  
 B236a amended.  
 B237 SECTION 52. SHORT TITLE.) This Act may be  
 B238 cited as the Uniform Motor Vehicle Operators' License  
 B238a Act.  
 B239 SECTION 53. REPEAL.) Chapter 39-06 of the North  
 B240 Dakota Revised Code of 1943 and of the 1953 Supplement  
 B241 thereto is hereby repealed.  
 B242 SECTION 54. COMMISSIONER MAY APPOINT  
 B242a AGENTS TO  
 B243 ISSUE LICENSES; FEES.) The commissioner shall

B243a appoint in  
 B244 each county and in all municipalities or other  
 B244a subdivisions  
 B245 thereof, where possible, as many local agents as in his  
 B246 judgment may be deemed necessary for the purpose  
 B246a of issuing  
 B247 and causing to be issued operators' licenses as provided  
 B248 in this chapter. Each such local agent may issue such  
 B249 licenses within or without the county of his residence.  
 B249a The  
 B250 compensation that may be charged by such local agent  
 B250a shall  
 B251 not exceed the sum of twenty-five cents for each such  
 B252 license issued, including notary fee, which sum shall be  
 B253 paid by the person to whom the license is issued, in  
 B254 addition to the license fee provided for in this chapter.

For the Senate:

SEN. HOLLAND  
 SEN. DUFFY  
 SEN. BRIDSTON

For the House:

REP. ROEN  
 REP. BROOKS  
 REP. BRATCHER.

Rep. Brooks moved that the report be adopted.

Rep. Wolf moved a substitute motion that the report of the Conference Committee on House Bill No. 541 be not adopted, which motion prevailed.

Rep. Wolf moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 541, which motion prevailed and the Speaker appointed as such committee, Reps. Wolf, Roen and Brooks.

Speaker Fitch called Rep. Wicks to the Chair to preside.

#### REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 19, has had the same under consideration and recommends that the Senate concurs with the House amendments.

For the Senate:

SENATOR RUE  
 SENATOR KAMRATH  
 SENATOR FERRY

For the House:

REP. SNORTLAND  
 REP. TRYDAHL  
 REP. ANDERSON of Richland

Rep. Snortland moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to return House Bills Nos. 558, 688, and 786, as requested by the Senate.

KENNETH L. MORGAN, Chief Clerk.

FRIDAY, MARCH 4, 1955

1217

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on House Bill No. 541 and has requested the return of the bill.

EDWARD LENO, Secretary.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to adopt the report of the Conference Committee on House Bill No. 541 and the Speaker has appointed as a new Conference Committee, Reps. Wolf, Roen, and Brooks.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 19.

KENNETH L. MORGAN, Chief Clerk.

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 557, has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:

SENATOR HERNETT  
SENATOR SCHOEDER  
SENATOR LEIER

For the House:

REP. LEET  
REP. STOCKMAN  
REP. SCHULER

Rep. Leet moved that the report be adopted.

Rep. Snortland moved a substitute motion that House Bill No. 557 be indefinitely postponed, which motion lost.

The question was now on the original motion of Rep. Leet that the report of the Conference Committee on House Bill No. 557 be adopted, which motion prevailed.

Rep. Stockman moved that House Bill No. 557 be considered properly reengrossed and placed on final passage, which motion prevailed.

**House Bill No. 557.** A Bill for an Act relating to traffic regulations, speed limits, establishing speed zones and coordinating highway safety activities, and amending section 39-0902 and subsection 1 of section 40-0501 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

ROLL CALL

The question being on the final passage of the bill,

the roll was called and there were ayes, 61; nays, 45; absent and not voting, 7.

Those voting in the affirmative were:

Anderson, Cass	Gefreh	Paulson
Anderson, Rich'nd	Gumeringer	Poling
Baker	Hammer	Rohde
Baldwin	Haugland	Rolfstrud
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Scott
Bratcher	Hornbacher	Simenson, 10th
Brooks	Isakson	Solberg
Brown	Langseth	Sommer
Bye	Larson	Sorlie
Currie	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Stockman
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke- Divide	Link	Thompson, Burl'gh
	Lynch	Trydahl
Fine	Mollet	Wambheim
Fleenor	Nygaard	Mr. Speaker
Frank	Overbo	

Those voting in the negative were:

Adamsen	Hafner	Rickford
Anderson, Eddy- Foster	Hegge	Rosberg
	Kitzmann	Schmalenberger
Bjella	Kjos	Schmidt
Christopher	Kloster	Schuler
Dahlund	Knudsen, LaMoure	Snortland
Davis	Knudson, Morton	Snow
Dewey	Magnuson	Sticka
Dick	Mahlmann	Strand
Esterby	McLain	Thompson, M'Lean
Ettestad	Mueller	Tough
Fristad	Olson	Vinje
Gagnum	Petterson	Wicks
George	Power	Wolf
Goebel	Renfrow	Ziegler
Gress		

Absent and not voting:

Brekke	Miller	Simonson, 9th
Engen	Roen	Tollefson
Homelvig		

So the bill passed as amended by the Conference Committee, and the title was agreed to.  
Rep. Fristad:

"I would like to ask that my remarks be printed in the Journal. I would like to ask that the Board of Administration do this one thing—If they buy in substantial lots out there for the tag plant, that they do this on bids? They may do that now, but if not, a substantial amount may be saved if they would buy on bids. There are not many aluminum manufacturing plants but it is sold through a number of warehouses and there may be times when we could catch a warehouse overloaded and they may sell cheaper than the regular buying price. The Board of Administration, which

governs the penitentiary, should investigate the feasibility of getting this on bids."

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 811, has had the same under consideration and finds that your committee cannot agree and recommends that this committee be discharged and another Conference Committee be appointed.

For the Senate:

SENATOR WOG  
SENATOR KUSLER

For the House:

REP. NYGAARD  
REP. HOFSTRAND  
REP. HAUGLAND

Rep. Nygaard moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker announced he would appoint the following Representatives, Beede, Hofstrand and Paulson, as a new Conference Committee on House Bill No. 811.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 860, has had the same under consideration and recommends:

That the Senate recede from their amendment in line 2 by reinserting the words "Old Age and Survivors Insurance Trust Fund" and striking out the words "State Treasury", and

That the House concur with the Senate amendment in line 3 by striking out the word "Twenty-Five" and inserting the word "Fifteen" in lieu thereof.

For the Senate:

SENATOR KRENZ  
SENATOR JOHNSON  
(Cavalier)  
SENATOR TUFF

For the House:

REP. PAULSON  
REP. SAUMUR  
REP. MILLER

Rep. Paulson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Paulson moved that the rules be suspended and House Bill No. 860 be considered properly re-engrossed and placed on final passage, which motion prevailed.

**House Bill No. 860.** A Bill for an Act making an appropriation jointly to the North Dakota Legislative Research Committee and the North Dakota OASIS for the purpose of making an actuarial study of the North Dakota OASIS and maintaining the necessary expenses connected therewith.

Which has been read.

#### 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:

Adamsen	Goebel	Petterson
Anderson, Cass	Gress	Poling
Anderson, Eddy-	Gumeringer	Power
Foster	Hafner	Renfrow
Anderson, Rich'nd	Hammer	Rickford
Baker	Haugland	Rolfsrud
Baldwin	Hegge	Rosberg
Balerud	Heimes	Rose
Beede	Heller	Saugstad
Benson	Hoffer	Saumur
Berntson	Hofstrand	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kjos	Scott
Brown	Kloster	Simenson, 10th
Bye	Knudsen, LaMoure	Simonson, 9th
Christopher	Knudson, Morton	Snortland
Currie	Langseth	Snow
Davis	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Spitzer
Dunlop	Leet	Sticka
Einaronson	Lindberg	Stockman
Engen	Link	Strand
Erickson, Bottin'au	Lynch	Strege
Erickson, Burke-	Magnuson	Thompson, Burl'gh
Divide	Mahlmann	Thompson, M'Lean
Esterby	McLain	Tough
Ettestad	Miller	Trydahl
Fine	Mollet	Vinje
Fleenor	Mueller	Wambheim
Frank	Nygaard	Wicks
Gagnum	Olson	Wolf
Gefreh	Overbo	Ziegler
George	Paulson	Mr. Speaker
Absent and not voting:		
Brekke	Kitzmann	Sorlie
Dahlund	Roen	Sortland
Fristad	Rohde	Tollefson
Homelvig		

So the bill passed, as amended by the Conference Committee, and the title was agreed to.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the Speaker has substituted Rep. Paulson for Rep. Haugland on the Conference Committee on House Bill No. 811.

KENNETH L. MORGAN, Chief Clerk.

Rep. Laske moved that the House Journal be printed up to and including today's business, which motion prevailed, and it is ordered that the House Journal be printed.

The Speaker announced that the House would be at ease subject to the Call of the Chair.

The House reconvened at the Call of the Chair.

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 En-grossment respectfully reports that:

House Bill No. 516  
House Bill No. 540  
House Bill No. 563  
House Bill No. 570  
House Bill No. 576  
House Bill No. 586  
House Bill No. 587  
House Bill No. 588  
House Bill No. 589  
House Bill No. 600  
House Bill No. 601  
House Bill No. 613  
House Bill No. 623  
House Bill No. 627  
House Bill No. 631  
House Bill No. 641  
House Bill No. 643  
House Bill No. 649  
House Bill No. 651  
House Bill No. 662  
House Bill No. 667  
House Bill No. 669  
House Bill No. 675  
House Bill No. 702  
House Bill No. 713  
House Bill No. 727  
House Bill No. 740  
House Bill No. 770  
House Bill No. 785  
House Bill No. 799  
House Bill No. 804  
House Bill No. 810  
House Bill No. 816  
House Bill No. 830  
House Bill No. 838  
House Bill No. 847  
House Bill No. 856

House Bill No. 864

Were delivered to the Governor for his approval at the hour of 2:25 o'clock p.m., March 5, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 851  
House Bill No. 863  
House Bill No. 855  
House Bill No. 852  
House Bill No. 779  
House Bill No. 756  
House Bill No. 755  
House Bill No. 862  
House Bill No. 705  
House Bill No. 659  
House Bill No. 640  
House Bill No. 591  
House Bill No. 502  
House Bill No. 861  
House Bill No. 742  
House Bill No. 698  
House Bill No. 761  
House Bill No. 846  
House Bill No. 837  
House Bill No. 658  
House Bill No. 717  
House Bill No. 762  
House Bill No. 829  
House Bill No. 519  
House Bill No. 748  
House Bill No. 704  
House Bill No. 682  
House Bill No. 680  
House Bill No. 661  
House Bill No. 812  
House Bill No. 673  
House Bill No. 598  
House Bill No. 581  
House Bill No. 577  
House Bill No. 532  
House Bill No. 531  
House Bill No. 520  
House Bill No. 505  
House Bill No. 611  
House Bill No. 694  
House Bill No. 707  
House Bill No. 708  
House Bill No. 777  
House Bill No. 674  
House Bill No. 749  
House Bill No. 556  
House Bill No. 527  
House Bill No. 530  
House Bill No. 857  
House Bill No. 775  
House Bill No. 693  
House Bill No. 534

House Bill No. 538  
 House Bill No. 821  
 House Bill No. 537  
 House Bill No. 548  
 House Bill No. 754  
 House Bill No. 656  
 House Bill No. 774  
 House Resolution No. 16  
 House Concurrent Resolution "C-2"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "G-2"  
 House Concurrent Resolution "I-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "N-1"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "G"  
 House Resolution No. 12  
 House Resolution No. 15  
 House Resolution No. 14

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 694  
 House Concurrent Resolution "N-1"

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 694  
 House Concurrent Resolution "N-1"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee reports on House Bills Nos. 557 and 860.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 811 and the Speaker has appointed as a new Conference Committee, Reps. Beede, Hofstrand and Paulson.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 6, has had the same under consideration and recommends: The House recede from their amendments.

For the Senate:

SENATOR LUICK  
SENATOR BILDEN  
SENATOR SOLBERG

For the House:

REP. LINDBERG  
REP. SIMENSON (9th)  
REP. THOMPSON (McLean)

Rep. Lindberg moved that the report be adopted, which motion prevailed and the report was adopted.

#### EIGHTH ORDER OF BUSINESS

Rep. Rohde: Today is quite a momentous occasion for one member here. If you happened to notice one guy that seems to have his tie on extra straight and his trousers pressed good—Mr. Mollet. This is his 45th wedding anniversary. I move that Rep. Roen sing a song for this occasion as Mrs. Mollet is here with us today, too. The motion of Rep. Rohde carried, and Rep. Roen announced that the quartet of the House of Representatives would sing two numbers.

Rep. Nygaard moved that Senate Bill No. 6 be placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF SENATE BILL

Senate Bill No. 6. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and new buildings and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Adamsen	Gumeringer	Poling
Anderson, Cass	Hafner	Petterson
Anderson, Eddy-	Hammer	Power
Foster	Haugland	Renfrow
Anderson, Richl'nd	Hegge	Rickford
Balerud	Heimes	Roen
Beede	Heller	Rolfstrud
Benson	Hoffer	Rosberg
Bjella	Hofstrand	Rose

Bratcher	Kitzmann	Saugstad
Brooks	Kjos	Saumur
Brown	Kloster	Schuler
Bye	Knudsen, LaMoure	Scott
Christopher	Knudsen, Morton	Simenson, 10th
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Davis	Laske	Sommer
Dewey	Lee	Sorlie
Dick	Leet	Sortland
Dunlop	Lindberg	Spitzer
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke- Divide	Magnuson	Thompson, M'Lean
	Mahlmann	Tollefson
Esterby	McLain	Trydahl
Ettestad	Miller	Vinje
Fleenor	Mueller	Wicks
Frank	Nygaard	Wolf
Fristad	Olson	Ziegler
Gress	Paulson	Mr. Speaker

## Absent and not voting:

Baker	Goebel	Schmidt
Baldwin	Homelvig	Simonson, 9th
Berntson	Hornbacher	Snortland
Brekke	Isakson	Sticka
Einarson	Mollet	Stockman
Fine	Overbo	Strand
Gagnum	Rohde	Tough
Gefreh	Schmalenberger	Wambheim
George		

So the bill passed and the title was agreed to.

## REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 164, has had the same under consideration and recommends as follows:

Your committee agrees to the amendments as submitted by the House.

For the Senate:

SENATOR WOG  
SENATOR MEIDINGER  
SENATOR THOMAS

For the House:

REP. RENFROW  
REP. EINERSON  
REP. BRATCHER

Rep. Renfrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 242, has had the same under consideration and recommends: The Senate concur with the House amendments.

For the Senate:

SENATOR HOLAND  
SENATOR DOLAN  
SENATOR O'BRIEN

For the House:  
 REP. BROOKS  
 REP. FRISTAD  
 REP. GEFREH

Rep. Brooks moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 524, has had the same under consideration and recommends: That the Senate recede from its amendments and your Conference Committee recommends that House Bill No. 524 be amended as follows:

In line 3 strike out the figures \$9,804,856.00 and insert the figures \$12,079,080.00

In line 14 strike out the figures \$6,276,460.00 and insert the figures \$8,550,684.00

In line 40 strike out the figures \$9,804,856.00 and insert the figures \$12,079,080.00

For the Senate:  
 SENATOR DAY  
 SENATOR DEWING  
 SENATOR DUFFY

For the House:  
 REP. BAKER  
 REP. VINJE  
 REP. THOMPSON (McLean)

Rep. Baker moved that the report be adopted.

Rep. Nygaard moved a substitute motion that further action on the Conference Committee report on House Bill No. 524 be delayed, which motion prevailed.

Rep. Baker moved that the House request the Senate to return Senate Bill No. 240, which motion prevailed.

#### MESSAGE TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 240.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 53  
 Senate Bill No. 85  
 Senate Bill No. 90  
 Senate Bill No. 125  
 Senate Bill No. 158  
 Senate Bill No. 229  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "W"  
 Senate Concurrent Resolution "X"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2  
Senate Bill No. 3  
Senate Bill No. 4  
Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 13  
Senate Bill No. 15  
Senate Bill No. 18  
Senate Bill No. 21  
Senate Bill No. 31  
Senate Bill No. 58  
Senate Bill No. 72  
Senate Bill No. 172  
Senate Bill No. 173  
Senate Bill No. 186  
Senate Bill No. 211  
Senate Bill No. 224  
Senate Concurrent Resolution "S"  
Senate Concurrent Resolution "A-1"

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 220, has had the same under consideration and recommends: The Senate concur with the House amendments.

For the Senate:  
SENATOR DAVIS  
SENATOR FRASER  
SENATOR YUNKER

For the House:  
REP. GEFREH  
REP. SORLIE  
REP. ERICKSON, Burke-Divide

Rep. Gefreh moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the reports of the Conference Committees on Senate Bills Nos. 6 by a vote of ayes, 88; nays, 0; absent and not voting, 25; and 164 and 242.

KENNETH L. MORGAN, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 811 and the President has appointed as a



new Conference Committee, Senators Schrock, Baeverstad, and Olson.

**EDWARD LENO, Secretary.**  
Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Bills Nos. 541 and 706.

**EDWARD LENO, Secretary.**  
Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Concurrent Resolution "V-1", "C-2", and House Bill No. 535.

**EDWARD LENO, Secretary.**  
Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return Senate Bill No. 240 which the House has requested.

**EDWARD LENO, Secretary.**  
Senate Chamber  
Bismarck, March 4, 1955

**Mr. Speaker: I have the honor to return:**

House Bill No. 558

Which the Senate has amended as follows:

In the title before the final period add the words "and providing a penalty".

House Bill No. 688

Which the Senate has amended as follows:

In the title strike out "Sub-Section 3 of Section 43-1317.

In line 1 of the bill delete the words "Sub-Sections 1 and 3".

House Bill No. 786

Which the Senate has amended as follows:

In the title delete the number "1947" and insert in lieu thereof the number "1953".

In line 2 of the bill delete the number "1947" and insert in lieu thereof the number "1953".

**EDWARD LENO, Secretary.**

Rep. Nygaard moved that the House accede to the request of the Senate for the return of House Bills Nos. 541 and 706, which motion prevailed.

Rep. Wolf stated that the Senate had not appointed a new Conference Committee on House Bill No. 541, and as they have asked that the bill be returned to the Senate, he would move that the Conference Committee which had been appointed by the House now be discharged, which motion prevailed.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 558, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 558 be considered properly reengrossed and placed on the calendar, which motion prevailed.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 688 as printed in the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 688 be considered properly reengrossed and placed on the calendar, which motion prevailed.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 786, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 786 be considered properly reengrossed and placed on the calendar, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 557 and 860 by a vote of ayes, 44; nays, 0; absent and not voting, 5.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bills Nos. 6, 19, 164, 220, and 242.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 11

House Resolution No. 13

Were delivered to the Secretary of State at the hour of 1:47 o'clock p.m., March 7, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 542

House Bill No. 557

House Bill No. 663

House Bill No. 736

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Nygaard moved that the House accede to the request of the Senate for the return of House Bill No. 535, which motion prevailed.

Rep. Brooks moved that the House do now adjourn sine die, which motion lost.

The Speaker announced that the House would be at ease to the Call of the Chair.

The House reconvened at the Call of the Chair.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 694

Was delivered to the Governor for his approval at the hour of 4:20 o'clock p.m., March 7, 1955.

REP. FRISTAD, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "N-1"

Was delivered to the Secretary of State at the hour of 4:20 o'clock p.m., March 7, 1955.

REP. FRISTAD, Chairman.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "O-1"

House Concurrent Resolution "W-1"

House Concurrent Resolution "H-2"

House Concurrent Resolution "I-2"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Y-1"

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to return House Bills

FRIDAY, MARCH 4, 1955

1231

Nos. 541, 706, 535 and House Concurrent Resolutions "V-1" and "C-2", as the Senate requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 220.

KENNETH L. MORGAN, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 711

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 34.

EDWARD LENO, Secretary.

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Bill No. 711.

EDWARD LENO, Secretary.

Rep. Roen moved that the following communications and statements be printed in the House Journal, which motion prevailed.

Bismarck, March 4, 1955

Kenneth L. Morgan, Chief Clerk

House of Representatives

Thirty-fourth Legislative Assembly

Mr. Morgan,

A financial report of the Third House for the Thirty-fourth Legislative Assembly is herewith submitted, for the approval of the members of the House of Representatives.

We would like for you to convey to the members of the House the deep appreciation that all employees of this session have for the helpful cooperation that was received from all legislators in performing our duties.

We thank them for the opportunity they have afforded us in being able to serve them and our state.

The thought of this session will live long in all our memories.

Respectfully yours,

VIC GILBREATH, Chairman

Third House

## FINANCIAL STATEMENT — THIRD HOUSE

1955 Session

## RECEIPTS

From season ticket sales, individual ticket sales at dances  
and donations from lobbyists

## Deposits at Bank of North Dakota:

1-27-55 .....	\$ 132.50
1-31-55 .....	510.00
2- 3-55 .....	356.00
2-15-55 .....	174.00
2-23-55 .....	188.00
3- 5-55 .....	5.00
<b>TOTAL .....</b>	<b>\$1,365.50</b>
Cash receipts from ticket sales to pay police, etc. ....	17.04
<b>GRAND TOTAL .....</b>	<b>\$1,382.54</b>

## EXPENSES

M. Dosch, first dance .....	\$ 40.00
E. Dockter, second dance .....	75.00
H. Vendt, third dance .....	75.00
M. Dosch, final party, Country Club .....	40.00
M. Dosch, Legion party .....	40.00
Bismarck Tribune, advertising .....	2.60
Mrs. Fevold, gifts for dance .....	3.14
Ray Frye, (Country Club) food, mix, tips and use of hall .....	617.70
Ken Morgan, chairman legislative party .....	183.33
Roehrick Floral, flowers, final party .....	10.20
Commercial Printing Co., dance tickets .....	12.00
Florence Nemer, props, mock session .....	4.93
20th Century Sign, mock session .....	19.75
DeLuxe Cleaners, cleaning of props .....	2.00
<b>TOTAL .....</b>	<b>\$1,125.65</b>
Bismarck Police Department, policing three dances (paid by cash) .....	\$ 15.00
Finney Drug (candy to Highway Dept. for mock ses- sion props) .....	2.04
	<u>\$ 17.04</u>
<b>TOTAL EXPENSES .....</b>	<b>\$1,142.69</b>
<b>TOTAL RECEIPTS .....</b>	<b>\$1,382.54</b>
<b>TOTAL EXPENSES .....</b>	<b>1,142.69</b>
Cash Balance at Bank .....	\$ 239.85
Exchange charge .....	.10
	<u>\$ 239.75</u>

Respectfully submitted,

LESTER VANGVIG, Treas.  
Third House — 1955 Session

FRIDAY, MARCH 4, 1955

1233

March 4, 1955

North Dakota Crippled Children's Home,  
Jamestown, North Dakota.

Gentlemen:

We are herewith enclosing a check in the amount of \$239.75 which is in excess of the sum normally used by the Third House of the 34th Legislative Assembly of the State of North Dakota.

Wishing you and all that you serve the best of luck in the future.

Sincerely yours,  
V. L. GILBREATH,  
Chairman, Third House

### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 183.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 811 and the President has appointed as a new Conference Committee, Senators Schrock, Olson, and Beaverstad.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Bill No. 838.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Bill No. 535, which the Senate has amended the title as follows:

In the third line of the title after the number "39-0451" insert the following: "and 39-0467" and add an "s" to the word "Section" before the number 39-0451.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "V-1"  
Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

House Bill No. 558. A Bill for an Act to prohibit the feeding of raw garbage to swine in North Dakota and to provide for the licensing and regulation of garbage feeders

and to provide minimum standards for the operation of garbage feeding establishments, and providing for a penalty.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 18; absent and not voting, 41.

Those voting in the affirmative were:

Adamsen	Ettestad	Mueller
Anderson, Cass	Fine	Nygaard
Baker	Gagnum	Olson
Baldwin	Gefreh	Poling
Balerud	Gress	Power
Beede	Gumeringer	Renfrow
Benson	Hammer	Roen
Berntson	Haugland	Rose
Bratcher	Heller	Saugstad
Brown	Hofstrand	Saumur
Bye	Homelvig	Scott
Christopher	Hornbacher	Simenson, 10th
Currie	Kloster	Sommer
Dahlund	Larson	Sortland
Dick	Laske	Strand
Einarson	Leet	Strege
Erickson, Burke-	Link	Tollefson
Divide	Lynch	Mr. Speaker

Esterby

Those voting in the negative were:

Brooks	Magnuson	Solberg
Dunlop	Mahlmann	Thompson, M'Lean
Erickson, Bottin'au	Mollet	Tough
Fristad	Overbo	Vinje
Hafner	Schmidt	Wicks
Kitzmann	Schuler	Ziegler

Absent and not voting:

Anderson, Eddy-	Hoffer	Rolfstrud
Foster	Isakson	Rosberg
Anderson, Richl'nd	Kjos	Schmalenberger
Bjella	Knudsen, LaMoure	Simonson, 9th
Brekke	Knudson, Morton	Snortland
Davis	Langseth	Snow
Dewey	Lee	Sorlie
Engen	Lindberg	Spitzer
Fleenor	McLain	Sticka
Frank	Miller	Stockman
George	Paulson	Thompson, Burl'gh
Goebel	Petterson	Trydahl
Hegge	Rickford	Wambheim
Heimes	Rohde	Wolf

So the bill was declared lost, for lack of a constitutional majority.

Rep. Baker moved that the House reconsider the action by which House Bill No. 558 was lost, which motion prevailed.

Rep. Baker requested a call of the House, which request was granted.

Rep. Baker moved that the Call of the House be dispensed with as there were 103 members present.

Rep. Baker moved that House Bill No. 558 be placed on the calendar, which motion prevailed.

House Bill No. 558. A Bill for an Act to prohibit the feeding of raw garbage to swine in North Dakota and to provide for the licensing and regulation of garbage feeders and to provide minimum standards for the operation of garbage feeding establishments, and providing for a penalty.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 21; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Gagnum	Paulson
Anderson, Cass	Gefreh	Petterson
Anderson, Eddy-	Goebel	Poling
Foster	Gress	Power
Anderson, Rich'nd	Gumeringer	Renfrow
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rose
Beede	Heimes	Saugstad
Benson	Heller	Saumur
Berntson	Hoffer	Schmalenberger
Bjella	Hofstrand	Schuler
Brooks	Homelvig	Scott
Brown	Isakson	Simenson, 10th
Bye	Kjos	Snow
Christopher	Kloster	Sommer
Currie	Langseth	Sorlie
Dahlund	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Stockman
Einarson	Leet	Strege
Engen	Lindberg	Thompson, Burl'gh
Erickson, Burke-	Link	Tollefson
Divide	Lynch	Trydahl
Esterby	McLain	Vinje
Ettestad	Miller	Wambheim
Fine	Nygaard	Wolf
Fleenor	Olson	Mr. Speaker
Frank	Overbo	

Those voting in the negative were:

Bratcher	Knudsen, LaMoure	Rosberg
Davis	Knudson, Morton	Schmidt
Dunlop	Magnuson	Solberg
Erickson, Bottin'au	Mahlmann	Thompson, M'Lean
Fristad	Mollet	Tough
Hafner	Mueller	Wicks
Kitzmann	Rickford	Ziegler

Absent and not voting:

Brekke	Rohde	Sticka
George	Simonson, 9th	Strand
Hornbacher	Snortland	

So the bill passed, as amended by the Senate, and the title was agreed to.

Rep. Rose moved that the vote by which House Bill No. 558 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.



**House Bill No. 688.** A Bill for an Act to amend and reenact Sections 43-1301, 43-1307, 43-1308, 43-1317, and 43-1320 relating to Optometrists.

Which has been read.

#### 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:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Poling
Anderson, Eddy-	Hafner	Power
Foster	Hammer	Renfrow
Anderson, Richl'nd	Haugland	Rickford
Baker	Hegge	Roen
Baldwin	Heimes	Rolfsrud
Balerud	Heller	Rosberg
Beede	Hoffer	Rose
Benson	Hofstrand	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Bratcher	Isakson	Schmidt
Brooks	Kitzmann	Schuler
Brown	Kjos	Scott
Bye	Kloster	Simenson, 10th
Christopher	Knudsen, LaMoure	Snow
Currie	Langseth	Solberg
Dahlund	Larson	Sommer
Davis	Laske	Sorlie
Dewey	Lee	Sortland
Dick	Leet	Spitzer
Dunlop	Lindberg	Stockman
Einaron	Link	Strand
Engen	Lynch	Strege
Erickson, Burke-	Mahlmann	Thompson, Burl'gh
Divide	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Ettestad	Mollet	Tough
Fine	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Frank	Olson	Wambheim
Gagnum	Overbo	Wolf
Gefreh	Paulson	Mr. Speaker
Goebel		

Those voting in the negative were:

Erickson, Bottin'au	Wicks	Ziegler
Magnuson		

Absent and not voting:

Brekke	Knudson, Morton	Snortland
Fristad	Rohde	Sticka
George	Simonson, 9th	

So the bill passed, as amended by the Senate, and the title was agreed to.

**House Bill No. 786.** 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 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Adamsen	Gress	Petterson
Anderson, Cass	Gumeringer	Poling
Anderson, Rich'nd	Haugland	Power
Baker	Hegge	Renfrow
Baldwin	Heimes	Rickford
Balerud	Heller	Rose
Beede	Hoffer	Saugstad
Benson	Hofstrand	Saumur
Berntson	Homelvig	Schmalenberger
Bjella	Hornbacher	Schmidt
Bratcher	Isakson	Schuler
Brooks	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Sommer
Dahlund	Knudson, Morton	Sorlie
Davis	Larson	Sortland
Dewey	Laske	Spitzer
Dick	Lee	Stockman
Einarson	Leet	Strand
Engen	Lindberg	Strege
Erickson, Burke- Divide	Link	Thompson, Burl'gh
	Lynch	Thompson, M'Lean
Esterby	McLain	Tollefson
Ettestad	Miller	Trydahl
Fine	Mueller	Vinje
Fleenor	Nygaard	Wambheim
Frank	Olson	Wolf
Gagnum	Overbo	Ziegler
Gefreh	Paulson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy- Foster	Hafner	Mollet
	Hammer	Rolfsrud
Dunlop	Langseth	Solberg
Erickson, Bottin'au	Magnuson	Tough
Goebel	Mahlmann	Wicks

Absent and not voting:

Brekke	Roen	Simonson, 9th
Brown	Rohde	Snortland
Fristad	Rosberg	Sticka
George		

So the bill passed, as amended by the Senate, and the title was agreed to.

## EIGHTH ORDER OF BUSINESS

Rep. Nygaard moved that the House ask for the return of House Bill No. 838 from the Governor, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "C-2"  
Which the Senate has amended as follows:

On Line 14 strike out the language "a sum to be determined".

On Line 15 strike out the entire line.

On Line 16 add a comma after "salary" and strike the words "and fifteen dollars".

Line 17, strike out "per day as an expense allowance".

EDWARD LENO, Secretary.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 34, has had the same under consideration and recommends:

That the Senate accept the House amendments and that such amendments be further amended as follows:

In Section 7, Line 15 delete the word "to" after the word subrogated and in Line 35 delete everything after the bracket. Delete Lines 36, 37 and 38 and insert in lieu thereof the following "if the claimant or his dependents do not institute suit within sixty days after date of injury the bureau may bring the"

For the Senate:

SENATOR DAY  
SENATOR BRIDSTON  
SENATOR WOLF

For the House:

REP. BROWN  
REP. VINJE  
REP. LYNCH

Rep. Brown moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Erickson of Burke-Divide moved that the rules be suspended and that Senate Bill No. 34 be placed on the calendar, which motion prevailed.

Senate Bill No. 34. A Bill for an Act to amend and reenact sections 65-0205, 65-0427, 65-0801, 65-0518, 65-1011 of the North Dakota Revised Code of 1943 as amended; and to repeal section 10 of chapter 344 of the North Dakota Session Laws of 1951 relating to Workmen's Compensation.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Adamsen	Goebel	Overbo
Anderson, Cass	Gress	Paulson
Anderson, Eddy-	Gumeringer	Petterson
Foster	Hafner	Poling
Anderson, Rich'nd	Hammer	Power
Baker	Haugland	Renfrow
Baldwin	Hegge	Rickford
Balerud	Heimes	Rolfsrud
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brooks	Isakson	Schuler

Brown	Kitzmann	Scott
Bye	Kjos	Simenson, 10th
Christopher	Kloster	Snow
Currie	Knudsen, LaMoure	Solberg
Dahlund	Knudson, Morton	Sommer
Davis	Langseth	Sorlie
Dewey	Larson	Sortland
Dick	Laske	Spitzer
Dunlop	Lee	Stockman
Einarson	Leet	Strand
Engen	Lindberg	Strege
Erickson, Bottin'au	Link	Thompson, Burl'gh
Erickson, Burke- Divide	Lynch	Thompson, M'Lean
	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Fleenor	Mollet	Wambheim
Frank	Mueller	Wolf
Fristad	Nygaard	Ziegler
Gagnum	Olson	Mr. Speaker
Gefreh		

Those voting in the negative were:

Wicks

Absent and not voting:

Brekke	Rohde	Snortland
George	Rosberg	Sticka
Roen	Simonson, 9th	

So the bill passed and the title was agreed to.

Rep. Brown moved that the vote by which Senate Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 183, has had the same under consideration and recommends:

That the Senate accede to the original House amendments.

For the Senate:

SENATOR O'BRIEN  
SENATOR FERRY  
SENATOR LIVINGSTON

For the House:

REP. CURRIE  
REP. MOLLET  
REP. BROWN

Rep. Currie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 501, has had the same under consideration and recommends:

That the Conference Committee is unable to agree and recommend that a new Conference Committee be appointed.

For the Senate:

SENATOR DAY  
SENATOR HAGEN  
SENATOR JOHNSON, Cass

For the House:

REP. BAKER  
 REP. BALDWIN  
 REP. FRANK

Rep. Baldwin moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 811, has had the same under consideration and report that your Conference Committee is unable to come to any agreement on the matters in disagreement between the two houses on said bill and we recommend that your Conference Committee be discharged and that a new Conference Committee be appointed.

For the Senate:

SENATOR SCHROCK  
 SENATOR OLSON  
 SENATOR BAEVERSTAD

For the House:

REP. BEEDE  
 REP. HOFSTRAND  
 REP. PAULSON

Rep. Beede moved that the report be adopted, which motion prevailed and the report was adopted.

#### FIFTEENTH ORDER OF BUSINESS

The Speaker announced that he would appoint as the committee as provided in Senate Concurrent Resolution "D-1" Reps. Brown and Lynch.

The Speaker announced that he would appoint as a new Conference Committee on House Bill No. 501, to act with a like committee from the Senate, Reps. Baldwin, Baker and Wolf.

The Speaker announced that he would appoint as a new Conference Committee on House Bill No. 811, to act with a like committee from the Senate, Reps. Beede, Wambheim and McLain.

#### EIGHTH ORDER OF BUSINESS

Rep. Currie moved that the Conference Committee on Senate Bill No. 183 be discharged, which motion prevailed.

Rep. Brown moved that the Conference Committee on Senate Bill No. 34 be discharged, which motion prevailed.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Bill No. 535, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 535 be considered properly re-engrossed and placed on final passage, which motion prevailed.

House Bill No. 535. A Bill for an Act to amend and reenact section 39-0422, 39-0424 and subsections 2 and 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943; and Section 39-0451 of the North Dakota Revised Code of 1943 relating to motor vehicle registration fees, ton fees, and bus seat tax fees.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 11; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Hammer	Poling
Anderson, Cass	Haugland	Power
Anderson, Richl'nd	Heimes	Renfrow
Baker	Hoffer	Rickford
Baldwin	Hofstrand	Rolfsrud
Balerud	Homelvig	Rose
Beede	Hornbacher	Saugstad
Benson	Isakson	Saumur
Berntson	Kitzmann	Schmalenberger
Bjella	Kjos	Schmidt
Brooks	Kloster	Schuler
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Snow
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Davis	Lee	Sortland
Dewey	Leet	Spitzer
Dick	Lindberg	Stockman
Einarson	Link	Strand
Engen	Lynch	Strege
Erickson, Burke- Divide	Mahlmann	Thompson, Burl'gh
	McLain	Thompson, M'Lean
Esterby	Miller	Tollefson
Fine	Mollet	Tough
Fleenor	Mueller	Trydahl
Gefreh	Nygaard	Vinje
Goebel	Olson	Wambheim
Gress	Overbo	Wolf
Gumeringer	Paulson	Ziegler
Hafner	Petterson	Mr. Speaker

Those voting in the negative were:

Anderson, Eddy-	Erickson, Bottin'au	Magnuson
Foster	Frank	Scott
Dahlund	Gagnum	Solberg
Dunlop	Langseth	Wicks

Absent and not voting:

Bratcher	Hegge	Rosberg
Brekke	Heller	Simonson, 9th
Ettestad	Roen	Snortland
Fristad	Rohde	Sticka
George		

So the bill passed and the title was agreed to.

Rep. Beede moved that the Senate be requested to return Senate Bill No. 164, which motion prevailed.

Rep. Nygaard moved that the House do concur with the Senate amendments to House Concurrent Resolution "C-2", which motion prevailed.

Rep. Nygaard moved that House Concurrent Resolution "C-2" be placed on the calendar for final passage at this time, which motion prevailed.

House Concurrent Resolution "C-2". A Concurrent Resolution for the amendment of section 45 of the Constitution

of the state of North Dakota relating to the compensation of members of the legislative assembly.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 92; nays, 10; absent and not voting, 11.

Those voting in the affirmative were:

Adamsen	Gumeringer	Petterson
Anderson, Cass	Hammer	Poling
Anderson, Eddy-	Haugland	Power
Foster	Heimes	Renfrow
Anderson, Rich'nd	Heller	Rickford
Baker	Hoffer	Rolfsrud
Baldwin	Hofstrand	Saugstad
Balerud	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Brown	Kjos	Schuler
Bye	Kloster	Scott
Christopher	Knudsen, LaMoure	Simenson, 10th
Currie	Knudson, Morton	Snow
Dahlund	Langseth	Solberg
Davis	Larson	Sommer
Dewey	Laske	Sorlie
Dick	Lee	Sortland
Dunlop	Leet	Spitzer
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Erickson, Burke-	Magnuson	Thompson, M'Lean
Divide	Mahlmann	Tollefson
Esterby	McLain	Tough
Fine	Miller	Trydahl
Fleenor	Mollet	Vinje
Fristad	Mueller	Wambheim
Gagnum	Nygaard	Wolf
Gefreh	Oison	Ziegler
Goebel	Paulson	Mr. Speaker
Gress		

Those voting in the negative were:

Beede	Hafner	Rose
Bjella	Kitzmann	Stockman
Brooks	Overbo	Wicks
Frank		

Absent and not voting:

Bratcher	Hegge	Simonson, 9th
Brekke	Roen	Snortland
Ettestad	Rohde	Sticka
George	Rosberg	

So the resolution was declared adopted.

Rep. Nygard moved that the House do not concur with the Senate amendments to House Bill No. 524 and that a new conference committee be appointed to act with a like committee from the Senate, which motion prevailed.

Rep. Beede moved that the House reconsider its action in not concurring with the Senate amendments to House Bill No. 524, which motion prevailed.

Rep. Beede moved that the House delay action on the conference committee report on House Bill No. 524, which motion prevailed.

Rep. Goebel moved that the House reconsider the action by which House Bill No. 557 was passed.

Rep. Wolf moved a substitute motion that House Bill No. 557 be returned to the House from the Committee on Enrolling and Engrossing, which motion lost.

Rep. Erickson of Bottineau moved that the vote by which the motion of Rep. Wolf on House Bill No. 557 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 541

Which the Senate has amended as follows:

Senate amendments to House Bill No. 541:

Strike out everything in House Bill No. 541 after the words "A Bill" and insert the following:

For an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses providing penalties for violation thereof, and repealing all sections of Chapter 39-06 of the North Dakota Revised Code of 1943, except Section 39-0615 and all sections of Chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943, and the balance of the proposed amendments as printed in the Senate Journal commencing at the bottom of Page 879 and continuing through to Page 894, except that we delete therefrom Section 54.

In Section 53 after the numerals "1943" insert "except Section 39-0615 and Chapter 39-06".

Delete the word "and" after 1943.

In Section 14, Line 228, delete the words "and fifty cents".

In Section 18, Line A99 delete the words "and fifty cents".

EDWARD LENO, Secretary.

Rep. Wolf moved that the House do concur with the amendments to House Bill No. 541.

Rep. Nygaard moved a substitute motion that the House do not concur with the Senate amendments to House Bill No. 541, which motion prevailed.

Rep. Nygaard moved that a new conference committee be appointed to meet with a like committee from the Senate on House Bill No. 541, which motion prevailed and the Speaker appointed as such committee, Reps. Brooks, Roen and Wolf.

Rep. Nygaard moved that the House accede to the request of the Senate for House Bill No. 711, which motion prevailed.

Rep. Nygaard moved that House Bill No. 838 be immediately messaged to the Senate upon its return from the Governor, which motion prevailed.



## JOURNAL OF THE HOUSE

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 164.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6  
Senate Bill No. 19  
Senate Bill No. 220  
Senate Bill No. 242  
Senate Resolution No. 7

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return House Bill No. 711 which the Senate requested.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGE TO THE GOVERNOR

Bismarck, March 4, 1955

Hon. Norman Brunsdale  
Governor of North Dakota  
Bismarck, North Dakota

Dear Sir:

This is to inform you that the House respectfully requests the return of House Bill No. 838 to this assembly.

This bill is now in the possession of the Governor's office.

Very respectfully,

KENNETH L. MORGAN, Chief Clerk.

The Speaker announced that the House would now be at ease, subject to the Call of the Chair.

The House reconvened at the call of the Chair.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return Senate Bill No. 164 as requested by the House.

EDWARD J. LENO, Secretary.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 502  
House Bill No. 519  
House Bill No. 520  
House Bill No. 527  
House Bill No. 530  
House Bill No. 531  
House Bill No. 532  
House Bill No. 534  
House Bill No. 537  
House Bill No. 542  
House Bill No. 548  
House Bill No. 556  
House Bill No. 557  
House Bill No. 577  
House Bill No. 581  
House Bill No. 591  
House Bill No. 598  
House Bill No. 611  
House Bill No. 640  
House Bill No. 658  
House Bill No. 656  
House Bill No. 659  
House Bill No. 661  
House Bill No. 663  
House Bill No. 673  
House Bill No. 674  
House Bill No. 680  
House Bill No. 682  
House Bill No. 693  
House Bill No. 698  
House Bill No. 704

House Bill No. 705  
 House Bill No. 707  
 House Bill No. 708  
 House Bill No. 717  
 House Bill No. 736  
 House Bill No. 742  
 House Bill No. 748  
 House Bill No. 749  
 House Bill No. 754  
 House Bill No. 755  
 House Bill No. 756  
 House Bill No. 779  
 House Bill No. 761  
 House Bill No. 762  
 House Bill No. 774  
 House Bill No. 775  
 House Bill No. 777  
 House Bill No. 812  
 House Bill No. 821  
 House Bill No. 829  
 House Bill No. 837  
 House Bill No. 846  
 House Bill No. 851  
 House Bill No. 852  
 House Bill No. 855  
 House Bill No. 857  
 House Bill No. 861  
 House Bill No. 862  
 House Bill No. 863  
 House Concurrent Resolution "G"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-2"  
 House Resolution No. 12  
 House Resolution No. 14  
 House Resolution No. 15  
 House Resolution No. 16  
 Senate Concurrent Resolution "D-1"

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:  
House Bill No. 502

House Bill No. 519  
House Bill No. 520  
House Bill No. 527  
House Bill No. 530  
House Bill No. 531  
House Bill No. 532  
House Bill No. 534  
House Bill No. 537  
House Bill No. 542  
House Bill No. 548  
House Bill No. 556  
House Bill No. 557  
House Bill No. 577  
House Bill No. 581  
House Bill No. 591  
House Bill No. 598  
House Bill No. 611  
House Bill No. 640  
House Bill No. 658  
House Bill No. 656  
House Bill No. 659  
House Bill No. 661  
House Bill No. 663  
House Bill No. 673  
House Bill No. 674  
House Bill No. 680  
House Bill No. 682  
House Bill No. 693  
House Bill No. 698  
House Bill No. 704  
House Bill No. 705  
House Bill No. 707  
House Bill No. 708  
House Bill No. 717  
House Bill No. 736  
House Bill No. 742  
House Bill No. 748  
House Bill No. 749  
House Bill No. 754  
House Bill No. 755  
House Bill No. 756  
House Bill No. 779  
House Bill No. 761  
House Bill No. 762  
House Bill No. 774  
House Bill No. 775  
House Bill No. 777  
House Bill No. 812  
House Bill No. 821  
House Bill No. 829  
House Bill No. 837  
House Bill No. 846  
House Bill No. 851  
House Bill No. 852  
House Bill No. 855  
House Bill No. 857  
House Bill No. 861  
House Bill No. 862  
House Bill No. 863  
House Concurrent Resolution "G"

House Concurrent Resolution "L"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-2"  
 House Concurrent Resolution "I-1"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully reports that:

House Resolution No. 12  
 House Resolution No. 14  
 House Resolution No. 15  
 House Resolution No. -16

Were delivered to the Secretary of State at the hour of 9:40 o'clock a.m., March 4, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bill:

House Bill No. 535

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2  
 Senate Bill No. 3  
 Senate Bill No. 4  
 Senate Bill No. 7  
 Senate Bill No. 8  
 Senate Bill No. 12  
 Senate Bill No. 13  
 Senate Bill No. 15  
 Senate Bill No. 18  
 Senate Bill No. 21  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 53  
 Senate Bill No. 58

Senate Bill No. 68  
 Senate Bill No. 72  
 Senate Bill No. 73  
 Senate Bill No. 85  
 Senate Bill No. 90  
 Senate Bill No. 125  
 Senate Bill No. 158  
 Senate Bill No. 166  
 Senate Bill No. 169  
 Senate Bill No. 173  
 Senate Bill No. 175  
 Senate Bill No. 176  
 Senate Bill No. 177  
 Senate Bill No. 178  
 Senate Bill No. 186  
 Senate Bill No. 211  
 Senate Bill No. 224  
 Senate Bill No. 229  
 Senate Bill No. 241  
 Senate Concurrent Resolution "B"  
 Senate Concurrent Resolution "C"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "W"  
 Senate Concurrent Resolution "X"  
 Senate Concurrent Resolution "A-1"

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 2  
 Senate Bill No. 3  
 Senate Bill No. 4  
 Senate Bill No. 7  
 Senate Bill No. 8  
 Senate Bill No. 12  
 Senate Bill No. 13  
 Senate Bill No. 15  
 Senate Bill No. 18  
 Senate Bill No. 21  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 53  
 Senate Bill No. 58  
 Senate Bill No. 68  
 Senate Bill No. 72  
 Senate Bill No. 73  
 Senate Bill No. 85  
 Senate Bill No. 90  
 Senate Bill No. 125  
 Senate Bill No. 158  
 Senate Bill No. 166  
 Senate Bill No. 169  
 Senate Bill No. 173  
 Senate Bill No. 175

Senate Bill No. 176  
 Senate Bill No. 177  
 Senate Bill No. 178  
 Senate Bill No. 186  
 Senate Bill No. 211  
 Senate Bill No. 224  
 Senate Bill No. 229  
 Senate Bill No. 241  
 Senate Concurrent Resolution "B"  
 Senate Concurrent Resolution "C"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "W"  
 Senate Concurrent Resolution "X"  
 Senate Concurrent Resolution "A-1"

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 502  
 House Bill No. 519  
 House Bill No. 520  
 House Bill No. 527  
 House Bill No. 530  
 House Bill No. 531  
 House Bill No. 532  
 House Bill No. 534  
 House Bill No. 537  
 House Bill No. 542  
 House Bill No. 548  
 House Bill No. 556  
 House Bill No. 557  
 House Bill No. 577  
 House Bill No. 581  
 House Bill No. 591  
 House Bill No. 598  
 House Bill No. 611  
 House Bill No. 640  
 House Bill No. 656  
 House Bill No. 658  
 House Bill No. 659  
 House Bill No. 661  
 House Bill No. 663  
 House Bill No. 673

Which the President has signed.

EDWARD LENO, Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 535  
 House Bill No. 558  
 House Bill No. 688

House Bill No. 786  
 House Concurrent Resolution "C-2"  
 And the Speaker signed the same in the presence of the House.

**MESSAGE TO THE SENATE**

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 558, 688, 786, 535, and House Concurrent Resolution "C-2".

**KENNETH L. MORGAN, Chief Clerk.**

**SIGNING OF BILLS**

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 6  
 Senate Bill No. 19  
 Senate Bill No. 220  
 Senate Bill No. 242

And the Speaker signed the same in the presence of the House.

**MESSAGES TO THE SENATE**

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 6  
 Senate Bill No. 19  
 Senate Bill No. 220  
 Senate Bill No. 242

Which the Speaker has signed.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 535  
 House Bill No. 558  
 House Bill No. 688  
 House Bill No. 786  
 House Concurrent Resolution "C-2"

Which the Speaker has signed and your signature is respectfully requested.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 541 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Reps. Brooks, Roen and Wolf.

**KENNETH L. MORGAN, Chief Clerk.**

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the



House has adopted the report of the Conference Committee on House Bill No. 811 and appointed as a new committee, Reps. Beede, Wambheim and McLain.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 501 and the Speaker appointed as a new committee, Reps. Baldwin, Baker, and Wolf.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committees on Senate Bills Nos. 34 and 183.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 505

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 505

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return House Bill No. 838 as requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 674  
House Bill No. 680  
House Bill No. 682  
House Bill No. 693  
House Bill No. 698  
House Bill No. 704  
House Bill No. 705  
House Bill No. 707  
House Bill No. 708  
House Bill No. 748  
House Bill No. 749  
House Bill No. 754  
House Bill No. 755

House Bill No. 756  
 House Bill No. 761  
 House Bill No. 762  
 House Bill No. 774  
 House Bill No. 775  
 House Bill No. 777  
 House Bill No. 779  
 House Bill No. 812  
 House Bill No. 821  
 House Bill No. 829  
 House Bill No. 837  
 House Bill No. 846  
 House Bill No. 851  
 House Bill No. 852  
 House Bill No. 855  
 House Bill No. 857  
 House Bill No. 861  
 House Bill No. 862  
 House Bill No. 863  
 House Concurrent Resolution "G"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "G-2"  
 House Concurrent Resolution "I-1"  
 House Bill No. 505  
 House Bill No. 535  
 House Bill No. 558  
 House Bill No. 688  
 House Bill No. 786  
 House Concurrent Resolution "C-2"  
 House Bill No. 717  
 House Bill No. 736  
 House Bill No. 742  
 Which the President has signed.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 535  
 House Bill No. 558  
 House Bill No. 688  
 House Bill No. 786  
 House Bill No. 505  
 House Bill No. 863  
 House Bill No. 861  
 House Bill No. 862

House Bill No. 857  
House Bill No. 855  
House Bill No. 851  
House Bill No. 852  
House Bill No. 846  
House Bill No. 837  
House Bill No. 829  
House Bill No. 821  
House Bill No. 812  
House Bill No. 777  
House Bill No. 774  
House Bill No. 775  
House Bill No. 762  
House Bill No. 779  
House Bill No. 761  
House Bill No. 756  
House Bill No. 717  
House Bill No. 736  
House Bill No. 742  
House Bill No. 755  
House Bill No. 754  
House Bill No. 749  
House Bill No. 748  
House Bill No. 708  
House Bill No. 707  
House Bill No. 705  
House Bill No. 704  
House Bill No. 698  
House Bill No. 693  
House Bill No. 682  
House Bill No. 680  
House Bill No. 674  
House Bill No. 673  
House Bill No. 663  
House Bill No. 661  
House Bill No. 659  
House Bill No. 656  
House Bill No. 658  
House Bill No. 640  
House Bill No. 611  
House Bill No. 598  
House Bill No. 591  
House Bill No. 581  
House Bill No. 577  
House Bill No. 557  
House Bill No. 556  
House Bill No. 548  
House Bill No. 542  
House Bill No. 537  
House Bill No. 534  
House Bill No. 532  
House Bill No. 531  
House Bill No. 530  
House Bill No. 527  
House Bill No. 520  
House Bill No. 519  
House Bill No. 502

Were delivered to the Governor for his approval at the hour of 2:05 o'clock p. m., March 4, 1955.

REP. FRISTAD, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "I-1"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "W"  
 House Concurrent Resolution "U"  
 House Concurrent Resolution "Q"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "G"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "J-1"  
 House Concurrent Resolution "G-2"  
 House Concurrent Resolution "F-2"  
 House Concurrent Resolution "E-2"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "C-2"

Were delivered to the Governor for his approval at the hour of 2:10 p. m., March 4, 1955.

REP. FRISTAD, Chairman.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 860

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 541, Senators Dewing, Ferry and Duffy.

EDWARD LENO, Secretary.

#### REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 1, has had the same under consideration and recommends:

The House recede from its amendments and recommend that the same be amended as follows:

In line 121 strike out the figure \$13,800.00 and insert in lieu thereof the figure \$18,800.00.

In line 129 strike out the figure "\$33,580.00" and insert in lieu thereof the figure "\$38,580.00".

In line 176 strike out the figure "\$115,480.00" and insert in lieu thereof the figure "\$120,880.00".

In line 197 strike out the figure "\$38,000.00" and insert in lieu thereof the figure "\$40,000.00".

Strike out all of lines 202, 203 and 204. In line 206 strike

out the figure "\$72,000.00" and insert in lieu thereof the figure "\$73,680.00".

Strike out all of lines 207, 208, 209 and 210.

In line 213 strike out the figure "\$12,000.00" and insert in lieu thereof the figure "\$325,482.00".

Strike out all of line 214.

In line 223 strike out the figure "\$130,200.00" and insert in lieu thereof "\$208,000.00".

In line 225 strike out the figure "\$8,500.00" and insert in lieu thereof the figure "\$13,100.00".

In line 226 strike out the figure "\$3,500.00" and insert in lieu thereof the figure "\$6,000.00".

In line 227 after the word "expenses", add the words "car exchange" and strike out the figure "\$10,000.00" and insert in lieu thereof the figure "\$41,000.00".

In line 228 strike out the figure "\$300.00" and insert in lieu thereof "\$520.00".

In line 230 after the word "cases" insert the word "and" and strike out the figure "\$12,000.00".

In line 232 after the word "commission" insert the word "and" and strike out the figure "\$5,000.00".

In line 234 strike out the figure "\$1,800.00", and insert in lieu thereof the figure "\$18,800.00".

In line 237 strike out the figure "\$1,800.00" and insert in lieu thereof the figure "\$2,875.00".

Strike out all of line 238, 239 and 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, and 252.

Strike out all of lines 255, 256, 257, 258 and 259.

Strike out all of line 263 and all of line 265 and 266.

In line 267 strike out the figure "\$107,175.00" and insert in lieu thereof the figure "\$369,470.00".

In line 303 strike out the figure "\$367,400.00" and insert in lieu thereof "\$380,000.00".

In line 312 strike out the figure "\$625,400.00" and insert in lieu thereof the figure "\$638,000.00".

In line 315 strike out the figure "\$31,200.00" and insert in lieu thereof the figure "\$36,000.00". Strike out all of line 316.

In line 320 strike out the figure "\$5,600.00" and insert in lieu thereof the figure "\$6,600.00".

In line 321 strike out the figure "\$700.00" and insert in lieu thereof the figure "\$900.00".

In line 322 strike out the figure "\$26,400.00" and insert in lieu thereof the figure "\$26,900.00".

In line 331 strike out the figure "\$10,000.00" and insert in lieu thereof the figure "\$100,000.00".

Add a new line 331a and the words "site planning for capital grounds — \$2,500.00".

Add line 331b and the words "lights for Legislative Chambers, — \$10,000.00".

In line 335 strike out the figure "\$689,255.10" and insert in lieu thereof "\$824,255.10".

In line 356 strike out the figure "\$50,000" and insert in lieu thereof the figure "\$55,000.00".

In line 365 strike out the figure "\$85,000.00" and insert in lieu thereof the figure "\$90,000.00".

In line 393 strike out the figure "\$44,500.00" and insert in lieu thereof the figure "\$50,000.00".

In line 395 strike out the figure "\$65,200.00" and insert in lieu thereof the figure "\$70,700.00".

In line 403 strike out the figure "\$3,000.00" and insert the figure "\$3,750.00" in lieu thereof.

In line 466 strike out the grand total "\$4,751,887.22" and insert in lieu thereof the figure "\$4,966,417.22."

For the Senate:

SENATOR PAGE  
SENATOR DEWING  
SENATOR DUFFY

For the House:

REP. HEIMES  
REP. SOLBERG  
REP. RICKFORD

Rep. Heimes moved that the report be adopted.

Rep. Nygaard moved a substitute motion that action on the report of the Conference Committee on Senate Bill No. 1, be deferred at this time, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 811 has had the same under consideration and have agreed to disagree.

For the Senate:

SENATOR OLSON  
SENATOR SCHROCK  
SENATOR BAEVERSTAD

For the House:

REP. BEEDE  
REP. WAMBHEIM  
REP. McLAIN

Rep. Beede moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Beede moved that the House reconsider the action by which the House refused to concur with the Senate amendments to House Bill No. 811 and that the House do concur to the Senate amendments.

Rep. Beede requested a call of the House which was granted.

Rep. Beede moved that the call of the House be dispensed with when 106 members were present, which motion prevailed.

The question was now on the motion of Rep. Beede that the House reconsider the action by which the House refused to concur with the Senate amendments to House Bill No. 811 and that the House do concur to the Senate amendments.

Rep. Heimes moved a substitute motion that House Bill No. 811 be indefinitely postponed, which motion lost.

The question was now on the original motion of Rep. Beede that the House reconsider the action by which the House did not concur in the Senate amendments to House Bill No. 811, and that the House do concur in the Senate amendments.

Rep. Brown requested a division of the motion of Rep. Beede.

Rep. Beede moved that the House reconsider the action by which the House refused to concur in the Senate amendments to House Bill No. 811.

A roll was requested and granted.

The question was on the motion of Rep. Beede that the House reconsider the action by which the House refused to concur in the Senate amendments to House Bill No. 811.

### ROLL CALL

The roll was called and there were ayes, 45; nays, 62; absent and not voting, 6.

Those voting in the affirmative were:

Anderson, Eddy-	Hafner	Poling
Foster	Hammer	Rolfsrud
Beede	Hofstrand	Rosberg
Benson	Hornbacher	Saumur
Berntson	Isakson	Schmalenberger
Christopher	Kitzmann	Schmidt
Dunlop	Langseth	Schuler
Erickson, Bottin'au	Link	Solberg
Erickson, Burke-	Lynch	Sommer
Divide	Magnuson	Strege
Esterby	Mahlmann	Thompson, M'Lean
Fine	Miller	Tough
Frank	Mollet	Wicks
Gagnum	Nygaard	Wolf
Gefreh	Olson	Ziegler
Gumeringer	Overbo	

Those voting in the negative were:

Adamsen	George	Petterson
Anderson, Cass	Goebel	Power
Anderson, Rich'nd	Gress	Renfrow
Baker	Haugland	Rickford
Baldwin	Hegge	Roen
Balerud	Heimes	Rose
Bjella	Heller	Saugstad
Bratcher	Hoffer	Scott
Brooks	Homelvig	Simenson, 10th
Brown	Kjos	Snow
Bye	Kloster	Sorlie
Currie	Knudsen, LaMoure	Sortland
Dahlund	Knudson, Morton	Spitzer
Davis	Larson	Stockman
Dewey	Laske	Thompson, Burl'gh
Dick	Lee	Tollefson
Einarson	Leet	Trydahl
Engen	Lindberg	Vinje
Ettestad	McLain	Wambheim
Fleenor	Mueller	Mr. Speaker
Fristad	Paulson	

Absent and not voting:

Brekke	Simonson, 9th	Sticka
Rohde	Snortland	Strand

So the motion of Rep. Beede was declared lost.

Rep. Brooks moved that the House adjourn sine die.

A roll call was requested and granted.

## ROLL CALL

The question was on the motion of Rep. Brooks that the House adjourn sine die, the roll was called and there were ayes, 8; nays, 95; absent and not voting, 10.

Those voting in the affirmative were:

Brooks	McLain	Wicks
Dick	Power	Wolf
Heimes	Renfrow	

Those voting in the negative were:

Adamsen	George	Nygaard
Anderson, Cass	Goebel	Olson
Anderson, Eddy-	Gress	Overbo
Foster	Gumeringer	Petterson
Anderson, Richl'nd	Hafner	Poling
Baker	Hammer	Roen
Baldwin	Haugland	Rolfsrud
Balerud	Hegge	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Hofstrand	Saumur
Bjella	Homelvig	Schmalenberger
Bratcher	Hornbacher	Schmidt
Brown	Isakson	Schuler
Bye	Kitzmann	Scott
Christopher	Kjos	Simenson, 10th
Currie	Kloster	Solberg
Dahlund	Knudsen, LaMoure	Sommer
Davis	Knudson, Morton	Sorlie
Dewe	Langseth	Sortland
Einarson	Larson	Spitzer
Engen	Laske	Stockman
Erickson, Bottin'au	Lee	Strege
Erickson, Burke-	Leet	Thompson, Burl'gh
Divide	Lindberg	Thompson, M'Lean
Esterby	Link	Tollefson
Ettestad	Lynch	Tough
Fine	Magnuson	Trydahl
Fleenor	Mahlmann	Vinje
Frank	Miller	Wambheim
Fristad	Mollet	Ziegler
Gagnum	Mueller	Mr. Speaker
Gefreh		

Absent and not voting:

Brekke	Rohde	Snow
Dunlop	Simonson, 9th	Sticka
Paulson	Snortland	Strand
Rickford		

So the motion of Rep. Brooks was declared lost.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

Senate Bill No. 34  
Senate Bill No. 183

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.



Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 838

Which the Senate has amended as follows:

Between lines 31 and 32 insert the following:

Subsection "4. "Department" shall mean the department of agriculture and labor."

Delete Subsection d. which is lines 20, 21, 22 and 23 of the bill and insert in lieu thereof the following.

"Subsection d. Ice milk shall contain a minimum of 4% milk fat and a maximum of 6% milk fat and shall weigh at least four and one half pounds avoirdupois per gallon and shall contain a minimum of 12% milk solids not fat.

And renumber the lines.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 501 and the President has appointed as a new Conference Committee, Senators Day, Hagen and Johnson of Cass.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

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.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on House Bill No. 811 and the President has appointed as a new Conference Committee, Senators Schrock, Baeverstad and Olson.

EDWARD LENO, Secretary.

Rep. Saugstad moved that the House do concur with the Senate amendments to House Bill No. 838, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 838 be considered properly reengrossed and placed on final passage, which motion prevailed.

House Bill No. 838. A Bill for an Act to amend and reenact sections 19-0601, 19-0602, 19-0603, 19-0604, 19-0605 and 19-0606 of the North Dakota Revised Code of 1943, relating to the sale of imitation ice cream.

Which has been read.

#### 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:

Adamsen	Goebel	Paulson
Anderson, Cass	Gress	Petterson
Anderson, Eddy-	Gumeringer	Poling
Foster	Hafner	Renfrow
Anderson, Rich'nd	Hammer	Rickford
Baker	Haugland	Roen
Baldwin	Hegge	Rolfsrud
Balerud	Heimes	Rosberg
Beede	Heller	Rose
Benson	Hoffer	Saugstad
Berntson	Homelvig	Saumur
Bjella	Hornbacher	Schmalenberger
Brooks	Isakson	Schmidt
Brown	Kitzmann	Schuler
Bye	Kjos	Scott
Christopher	Kloster	Simenson, 10th
Currie	Knudsen, LaMoure	Snow
Dahlund	Knudsen, Morton	Sommer
Dewey	Larson	Sorlie
Dick	Laske	Sortland
Dunlop	Lee	Spitzer
Einarson	Leet	Stockman
Engen	Lindberg	Strege
Erickson, Bottin'au	Link	Thompson, Burl'gh
Erickson, Burke-	Lynch	Thompson, M'Lean
Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fine	Miller	Vinje
Fleenor	Mollet	Wambheim
Frank	Mueller	Wicks
Fristad	Nygaard	Wolf
Gagnum	Olson	Ziegler
Gefreh	Overbo	Mr. Speaker
George		

Those voting in the negative were:

Langseth	Power	Solberg
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Absent and not voting:

Bratcher	Hofstrand	Snortland
Brekke	Rohde	Sticka
Davis	Simonson, 9th	Strand

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the Speaker appoint a new Conference Committee on House Bill No. 811, which motion prevailed and the Speaker appointed as such committee, Reps. Tollefson, Mueller and Mollet.

Rep. Beede moved that the rules be suspended and Senate Bill No. 164 be amended in the title by inserting the words "and providing a penalty," after the word "state" in the next to the last line, which motion prevailed.

Rep. Beede moved that the rules be suspended and Senate Bill No. 164 be placed on final passage, which motion prevailed.

**Senate Bill No. 164.** A Bill for an Act to provide for the impounding of any vehicle operated upon any highway, street or road in this state at weights in excess of the weight limitations as specified under the provisions of section 39-

1203 of the North Dakota Revised Code of 1943 or as limited by the provisions of section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to provide for the recovery of charges for extraordinary use of the highways, streets and roads of this state, providing for the weighing of vehicles and the unloading of vehicles carrying excess weights and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Anderson, Cass	Gumeringer	Overbo
Anderson, Eddy-	Hafner	Paulson
Foster	Hammer	Petterson
Anderson, Richl'nd	Haugland	Poling
Baker	Hegge	Power
Balerud	Heimes	Renfrow
Beede	Heller	Rickford
Berntson	Hoffer	Rolfstrud
Bjella	Hofstrand	Rosberg
Brown	Homelvig	Rose
Bye	Hornbacher	Saugstad
Christopher	Isakson	Saumur
Currie	Kitzmann	Schmallenberger
Dahlund	Kjos	Schmidt
Dewey	Kloster	Schuler
Dick	Knudsen, LaMoure	Scott
Dunlop	Knudson, Morton	Simenson, 10th
Einarson	Langseth	Snow
Engen	Laske	Solberg
Erickson, Bottin'au	Lee	Sommer
Erickson, Burke-	Leet	Sortland
Divide	Lindberg	Spitzer
Esterby	Link	Strege
Ettestad	Lynch	Thompson, Burl'gh
Fine	Magnuson	Thompson, M'Lean
Fleenor	Mahlmann	Tollefson
Frank	McLain	Tough
Fristad	Miller	Vinje
Gefreh	Mollet	Wambheim
George	Mueller	Wicks
Goebel	Nygaard	Ziegler
Gress	Olson	Mr. Speaker

Absent and not voting:

Adamsen	Gagnum	Sorlie
Baldwin	Larson	Sticka
Benson	Roen	Stockman
Bratcher	Rohde	Strand
Brekke	Simonson, 9th	Trydahl
Brooks	Snortland	Wolf
Davis		

So the bill passed as amended, and the title was agreed to.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendment to House Bill No. 838.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 164

Which the House has amended in the title.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 811 and the Speaker appointed as a new committee, Reps. Tollefson, Mueller and Mollet.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House do not concur with the Conference Committee report on House Bill No. 524.

Rep. Beede moved a substitute motion that the House do concur with the Conference Committee reports on House Bill No. 524, which motion lost.

Rep. Baker moved a substitute motion that further action on the Conference Committee report on House Bill No. 524 be delayed at this time, which motion prevailed.

The Speaker announced that the House would be at ease subject to the Call of the Chair.

The House reconvened at the Call of the Chair.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 860

Which the President has signed.

EDWARD LENO, Secretary.

Rep. Anderson of Richland moved that the House go on a special order of business, which motion prevailed.

Rep. Anderson of Richland moved that former Speaker Sticka take the Chair at this time, which motion prevailed.

Rep. Anderson of Richland moved that Reps. Nygaard, Gefreh, Beede, Erickson of Burke-Divide and Langseth be seated on the rostrum, which motion prevailed.

Rep. Anderson of Richland moved that Reps. Wolf, Brown, Sorlie and Paulson also be seated on the rostrum, which motion prevailed.

Rep. Sticka: "Members of the House of Representatives and Employees: It is customary that when we arrive at this particular point in the session, that we take inventory—inventory of what has transpired here in the previous sixty days. We recognize the fact at the end of this session that we have progressed here in a rather harmonious fashion. I am sure that you new members of the House are imbued with that spirit. However, in any undertaking that we may have found ourselves in, in our private lives, and much more so here in this House, we recognize the fact that it is team work that brings success, whether it is an athletic team or whether it is in this House, it takes team work and a good coach. And in football it is the coach and let me say that we here have had a wonderful head coach. We have had several assistant coaches and then we have had those on the sidelines. But I do not wish to take away from any one of the members who has been called up here this afternoon, any of the time of those members. At this time the Chair will recognize Rep. Paulson, who will address his remarks to the assistant floor leaders of the minority."

Rep. Paulson: "We are on a very special order of business and it is important. On this special order of business we are at this moment going to show our appreciation to the two

members who at the beginning of this session accepted an additional amount of work so that we would be better able to finish this session with better legislation. Many times in the past sixty days we have heard these men explain to the extent of the bills before us and the effect that they will have on the people of North Dakota. Therefore it is important before the close of this session that we take time to honor these men for their services to us and the State of North Dakota.

I will now ask the two assistants to the minority floor leader, Reps. Erickson of Burke-Divide and Langseth of Eddy-Foster to step forward.

Rep. Erickson and Rep. Langseth, to each of you from all of us, to show our deep appreciation, we extend to you, these gifts, to that in the many years ahead it will remind you of our appreciation and cause you to continue to work for the good of the State of North Dakota, and its people."

Rep. Erickson of Burke-Divide: "Members of the House, I certainly want to thank you for this fine gift. I have enjoyed working as the assistant floor leader. I am sure you all realize that under Mr. Beede, we have a very effective and very fine minority floor leader, and I have enjoyed working under him and under the majority floor leader, who has been very fair with us and also under Ken Fitch, who has been very fair to the members of both factions. Thank you very much."

Rep. Langseth: "I will just say 'Members of the House' and we will save a few minutes if I don't have to start off with 'Representative, Acting Speaker, and ex-Speaker Sticka, etc. I do want to thank you. I agree with what Rep. Erickson said and I can add but very little. However I do want to state in my own words that it has been such a pleasure to work with everyone of you here and specially do I appreciate our Speaker. I want to thank you not only for the gift but for the very nice words of Rep. Paulson."

Rep. Sticka: At this time the Chair will recognize Rep. Link.

Rep. Link: "Rep. Sticka, Speaker Fitch, The House Majority and Minority Floor Leaders and Assistants, and Members: I am sure that all of us recognize the very desirable feature of the system of having two parties functioning in government —to have two parties functioning in a legislature. It is always recognized that in having two parties, we, of necessity, have a minority and a majority faction. It is the aim of every organization, and especially political organization, to become the majority. With the majority goes the ability to put across those parts of their program which that majority believes should be put across. However, with the majority in a political field comes an added responsibility. All of us, I am sure, recognize that in the legislature that responsibility falls squarely and with considerable weight, and impact, upon the majority, and especially upon the majority floor leader and his assistants. I am sure that in this session, the assistant floor leader of the majority faction has been granted a rare privilege. It is a very good vote of confidence of his group, I am sure, and now that the session draws to a close, all of us can say that he has carried that responsibility with distinction, not only to his own group that gave him that honor

but also he has carried it out for the entire legislative assembly.

Rep. Adam Gefreh, will you kindly step forward for the presentation. I would like to convey my thoughts in this manner — that serving in your second session in the legislature, you have been accorded one of the greatest expressions of confidence in our ability to give. And on behalf of the membership of this 34th legislative assembly, it gives me a great deal of pleasure to present you with this token of remembrance for your efforts in making this legislative assembly so successful in the work that has been accomplished.

Rep. Gefreh: "Members of the House: It is indeed a great privilege and an honor to be serving as an assistant floor leader and I can only say that I am most grateful for the expression of gratitude that you have bestowed upon me at this time. I must confess, however, that I feel very guilty, myself, because I do feel that I am unworthy. I value the recognition and distinction that I have received in this session. The gift that you have given me I shall cherish for the rest of my days and if I never do anything further in this House and in the legislature, I shall always remember this session. It was a pleasure working with all of you and certainly a pleasure to work with our floor leader, Rep. Nygaard. I was unable to give him the assistance that he should have received from me and I do regret that.

Thank you very much."

Rep. Sticka: "At this time the Chair will recognize Rep. Sorlie."

Rep. Sorlie: "Chairman Sticka, Fellow Members of the House—It give me a great deal of pleasure to make this presentation to Rep. Beede in behalf of the members of the House. Ralph, you have spent a good many years in the legislative branch of our state government and we, as members of the 34th legislative assembly of the State of North Dakota, greatly appreciate having you as our minority floor leader. We know that it is not good to have too much harmony in some of our legislation and when you got to your feet and called our attention to the good and bad points of some of our bills, we have greatly appreciated it.

We know, Ralph, that you are going to spend a good many more years for the State of North Dakota but on behalf of what you have done this last sixty days, I wish to present you with this gift from all of the members of the House and with it our everlasting friendship and admiration."

Rep. Beede: "Rep. Sticka and Friends: I really would like to make a speech because you know I like to make speeches. But let me say at the outset that it is hard for me to make or give compliments. I do appreciate from the bottom of my heart the gift that I have just received from you and especially the meaning that goes with it.

This has been an enjoyable session. I have had fine assistance from both Rep. Langseth and Rep. Erickson, and if I may say it, in the work back and forth—the necessary work of the opposition that was upon us, I met with the finest of cooperation from Rep. Nygaard, and from Rep. Gefreh.

Perhaps I failed sometimes in not presenting more points in opposition but of course sometimes I felt that when I

arose in opposition that made it certain that the measure would pass.

I feel that in many ways this coordinate branch of our government has not had the best of public relations that it might have had and should have, with the people at large. You know we talk about the expense of a legislature. Why, my goodness, the total expense of the complete legislature is not as much as one medium sized building at some state institution. It is not more than one mile of this expanded military highway that we hear about, would cost, and it is not more than five or six miles of the highways that we now have, so why should the expenses of our legislative system—this coordinate branch of government—be held up as being too expensive. With the right kind of work, such as we do here, many times we have saved our citizens many, many times over the money that the expense of a legislature calls for.

Now, before I sit down I do want to say one more thing. Perhaps I may not be here to speak to you again but I want to give you this message from me. That is, that I believe that each and every one of us regardless of how far apart we may think we are in our views, we are at heart conservatives. By using the word 'conservative' I mean that we believe in conserving values—not necessarily property values but those values that have come down to us such as freedom, liberty and the dignity of the individual—and the only way that we differ, and of course we must differ—the only way that we differ is in how those values should be adjusted to meet changing times and conditions.

Now you will pardon me I hope, in becoming just a little serious but I felt that this is something that I would like to pass on to you.

Again in closing, let me say that I appreciate so very very much this gift that I have received from you. Thank you just an awfully lot."

Rep. Sticka: "The Chair will recognize Rep. Wolf."

Rep. Wolf: "Mr. Chairman Sticka, Members of the 34th Legislative Assembly: I believe we are coming to a close—we may not know just when, but we should be finishing up soon now.

Now I hope that a lot of the new members realize why we are having this special order of business. All our older members know what our leaders here in the House have done and that we have this special order of business to honor both sides for the worthwhile work they have done. Now, I have served for eight terms and I have had quite a little experience as to what that leadership means — I believe it was in 1949 that I assisted one of the floor leaders when we happened to be in the majority and I assure you it is quite a responsibility if you represent the majority. The minority can lean back and let the other fellows roll the ball. If you have the needling type of people in the minority group they can make it awful miserable. We can all agree that at this session we have not had that kind of needling. The minority leadership and the minority group tried to fight for the things that we were sincerely interested in. They were not just needling the majority. I have always admired a leader that stands up for the welfare of the people but you have a class of politicians at times that just try to seek the headlines and needle the other



fellows. We can appreciate the work that Nygaard and Gefreh have done in their majority group. It is quite a job to follow things—to follow the procedure—it is not an easy task and I hope that each and every one of us realize what it means to be a leader. It is nice to sit back on the sidelines and laugh when they are out of order instead of assisting them and giving them a little advise to help build a better and more harmonious session.

I believe this is one of the best sessions we have ever had and I must say for Ken Fitch, as the Speaker, that he did a marvelous job up here. He recognized everybody and he has been fair to the minority group as well as the majority. He has left an awfully good feeling.

Now I am not going to take the privilege or honor away from another who is to make that presentation to our Speaker, but at this time I want to make this presentation to Rep. Nygaard—it is a token from each and every member of the House, to be presented by me, as a remembrance to him. I consider it an honor to hand you this token from the members of the House.”

Rep. Nygaard: “Rep. Sticka, Speaker Fitch, Rep. Wolf, Members of this Assembly. It is nice to hear these fine words spoken when we have come to this portion of our work. Out here before me are some of the finest friends that I have ever known in this world, and they are going to be lasting friendships for me as the years go by, whether or not I reappear here as a member of this body. It is always going to be a great pleasure to me whenever I see these faces that are before me, once again.

It has certainly been a distinct pleasure to me, during this session, to work in the capacity of floor leader where I was placed at the beginning of the session. I knew there was a big job, and a hard job, cut out for me, but I did not, at the time I accepted it, know for sure who the person across the aisle was going to be. I breathed a sigh of relief when I learned that that man was to be Ralph Beede. He has been of great assistance to me, as well as great assistance to my assistant, Mr. Gefreh. And each of you members here have been of great assistance in carrying out this work and I hope we all go home, get in a more relaxed mood than we are in these closing moments of this session, and look back and say ‘We have done something that is for the good of the State of North Dakota and for the welfare of its people, and that we can feel that what has been done here is the task that we set out to do and that we can feel that the accomplishment of that task has been done to our credit.’

There are times that have been trying—times that have been tough, but this last minute we have been living is the longest in my life, and I hope that never another minute stretches out as long as this.

To each of you for the fine gift that you have presented to me, I thank you from the bottom of my heart.”

Rep. Sticka: “The Chair will call on Rep. Brown now to do the honors.”

Rep. Brown: “Mr. Chairman, Mr. Speaker, Honored Statesmen, and Fellow Legislators: I deem it an extreme privilege to have been called upon to participate in this program—this special order of business that we are now assembled for.

The statement was made at the beginning of this special order of business that this is a time to take inventory and as I sat here on the rostrum and tried to think back over the sixty days and realize the job that the man has to do, who sits in the Speaker's chair—what a terrific task faces him—when you stop and think that we are gathered here together—112 men and one woman—who are of different personalities; of different temperments; different political thinking even though many of us may be of the same party there are many personal problems that we would like to take care of. Now is it any wonder that the man who sits in the Speaker's chair, acts in a dual capacity—yes, a multitude of capacities. He must be a general—he must be a referee—he must be a coach—he must have an even temperment—he must not express bias—he must have a personality that attracts.

I am very happy that you older members of this House of Representatives saw fit to delay the selection of the individual who this year has presided in the Speaker's chair. It is one of the greatest pleasures and experiences of my life to have been able to serve in a body that has been directed by such an able general. I know I speak the sentiment of every member of this House when I say that we will leave this assembly hall with a deep down feeling in our hearts for a man whom it was my pleasure at the opening of this session to get up and state that he was one of the greatest humanitarians that I have ever known.

Now, I am going to ask the Speaker to step forward, please.

Mr. Speaker, as we go along in this materialistic world, we usually think of rewarding our friends with material gifts. Every member of this House has the same feeling that I do—there is nothing in the world of materialistic value that could express the deep affection that we have for you, Mr. Speaker, for the fair and unbiased way that you have presided and of the consideration that you have given to everyone. As I am about to present you with this gift, I have not the words to express our feelings, but one time someone penned a little verse—some of you people have heard it before but I am going to repeat it again as I think it is very appropriate for our Speaker.

#### THE GUY I LIKE

Give me the guy  
With the straight forward eye,  
With a grip that will hurt your hand.  
With a tongue that he uses, but never abuses,  
A mind that can understand.

A gink that brags of his mother  
And thinks all women the same.  
A lad you can't rile,  
One who toils with a smile—  
Ken Fitch, who puts his whole heart in the game!

Mr. Speaker, may the ticking of this gift, be a constant reminder to you of the deep and affectionate feeling that each and every one of us have for you."

Speaker Fitch: "Mr. Brown, Employees and all of you.—Let me put it this way—I appreciate very much more than I can tell you, but of course you know that this gift was not necessary. I have enjoyed being Speaker. However, elect-

ing a man Speaker is the finest way I can think of to immobilize a member of the House. His only function is to say that the motion has carried or the motion has lost. Nevertheless I enjoyed it. I appreciate your help and I appreciated greatly the splendid work of the majority and minority leaders with their assistants. They have guided this session of the legislature along so that it has been one of the smoothest that I have seen in my twenty-four years as a member of this body.

The employees have been remarkably efficient from the pages down to the Chief Clerk!

There is little else that I can say except that I appreciate your cooperation. I thank you for the gift and thank you all for the opportunity of being your Speaker in 1955."

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 34

Senate Bill No. 183

And the Speaker signed the same in the presence of the House.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 860

And the Speaker signed the same in the presence of the House.

#### MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 34

Senate Bill No. 183

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 860

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 860

Was delivered to the Governor for his approval at the hour of 10:20 o'clock a.m., March 4, 1955.

REP. FRISTAD, Chairman.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 164

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Bill No. 706

Which the Senate has indefinitely postponed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 541 by a vote of ayes, 36; nays, 7; absent and not voting, 6.

EDWARD LENO, Secretary.

Rep. Nygaard moved that the House request the return of Senate Bill No. 7, from the Senate, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to request the return of Senate Bill No. 7.

KENNETH L. MORGAN, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return Senate Bill No. 7 which the House has requested.

EDWARD LENO, Secretary.

Rep. Heimes moved that the report of the Conference Committee on Senate Bill No. 1 be adopted, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and Senate Bill No. 1 be placed on the calendar for final passage, which motion prevailed.

FINAL PASSAGE OF SENATE BILL

Senate Bill No. 1. A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State Government, and for all of the subdivisions thereof, and for public schools, specifying the amount and time for which such appropriations shall be available, and repealing all acts, or parts of acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Anderson, Cass	Hammer	Power
Anderson, Eddy-	Haugland	Renfrow
Foster	Hegge	Rickford
Anderson, Rich'nd	Heimes	Roen

Baker	Heller	Rolfsrud
Balerud	Homelvig	Rose
Beede	Hornbacher	Saugstad
Benson	Isakson	Saumur
Bjella	Kitzmann	Schmalenberger
Bratcher	Kjos	Schmidt
Brooks	Kloster	Schuler
Brown	Knudsen, LaMoure	Scott
Bye	Knudson, Morton	Simenson, 10th
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Dewey	Laske	Sommer
Dick	Lee	Sorlie
Dunlop	Leet	Spitzer
Engen	Lindberg	Stockman
Erickson, Burke- Divide	Link	Strand
	Lynch	Strege
Esterby	Magnuson	Thompson, Burl'gh
Ettestad	Mahlmann	Thompson, M'Lean
Frank	McLain	Tollefson
Gagnum	Mueller	Trydahl
Gefreh	Nygaard	Vinje
George	Olson	Wambheim
Goebel	Paulson	Wicks
Gress	Petterson	Wolf
Hafner	Poling	Mr. Speaker

## Absent and not voting:

Adamsen	Fleenor	Rohde
Baldwin	Fristad	Rosberg
Berntson	Gumeringer	Simonson, 9th
Brekke	Hoffer	Snortland
Christopher	Hofstrand	Sortland
Davis	Miller	Sticka
Einarson	Mollet	Tough
Erickson, Bottin'au	Overbo	Ziegler
Fine		

So the bill passed and the title was agreed to.

## MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 1.

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that the House reconsider the action by which Senate Bill No. 7 was passed, which motion prevailed.

Rep. Nygaard moved that the House reconsider the action by which the amendments to Senate Bill No. 7, printed on page 1061 of the House Journal, were adopted, which motion prevailed.

Rep. Nygaard moved that the House rescind their action in adopting the amendments on page 1061 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the House do not adopt the amendments as printed on page 1061 of the House Journal, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and

Senate Bill No. 7 be placed on final passage, which motion prevailed.

### FINAL PASSAGE OF SENATE BILL

Senate Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvement and repairs, equipment, miscellaneous expenses, and new buildings and special projects for the State Training School at Mandan, North Dakota.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Anderson, Cass	Hammer	Poling
Anderson, Eddy-	Haugland	Power
Foster	Hegge	Renfrow
Anderson, Rich'lnd	Heimes	Rickford
Baker	Heller	Roen
Balerud	Hoffer	Rolfsrud
Beede	Homelvig	Rose
Benson	Hornbacher	Saugstad
Berntson	Isakson	Saumur
Bjella	Kitzmann	Schmalenberger
Bratcher	Kjos	Schmidt
Brooks	Kloster	Schuler
Brown	Knudsen, LaMoure	Scott
Bye	Knudson, Morton	Simenson, 10th
Currie	Langseth	Snow
Dahlund	Larson	Solberg
Dewey	Laske	Sorlie
Dick	Lee	Spitzer
Dunlop	Leet	Stockman
Engen	Lindberg	Strand
Erickson, Burke-	Link	Strege
Divide	Lynch	Thompson, Burl'gh
Esterby	Magnuson	Thompson, M'Lean
Ettestad	Mahlmann	Tollefson
Fleenor	McLain	Tough
Frank	Miller	Trydahl
Gagnum	Mueller	Vinje
Gefreh	Nygaard	Wambheim
George	Oison	Wicks
Goebel	Overbo	Wolf
Gress	Paulson	Ziegler
Gumeringer	Petterson	Mr. Speaker
Hafner		

Those voting in the negative were:

Erickson, Bottin'au

Absent and not voting:

Adamsen	Fine	Simonson, 9th
Baldwin	Fristad	Snortland
Brekke	Hofstrand	Sommer
Christopher	Mollet	Sortland
Davis	Rohde	Sticka
Einarson	Rosberg	

So the bill passed and the title was agreed to.

## REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 541, has had the same under consideration and recommends:

That the Senate recede from the amendment to the bill as amended upon the floor of the Senate and the House accept the amendments adopted by the Senate except as to the amendment from which the Senate recedes.

For the Senate:

SENATOR DEWING  
SENATOR DUFFY  
SENATOR FERRY

For the House:

REP. BROOKS  
REP. WOLF  
REP. ROEN

Rep. Brooks moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:  
Senate Bill No. 7

Which the House has passed unchanged.

KENNETH L. MORGAN, Chief Clerk.

Rep. Brooks moved that the rules be suspended and House Bill No. 541 be considered properly re-engrossed and placed on final passage, which motion prevailed.

## FINAL PASSAGE OF HOUSE BILL

House Bill No. 541. A Bill for an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses, providing penalties for violations thereof, and repealing all sections of chapter 39-06 of the North Dakota Revised Code of 1943 and all sections of chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

## 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:

Anderson, Cass	Haugland	Power
Anderson, Eddy-	Heimes	Renfrow
Foster	Heller	Rickford
Anderson, Rich'nd	Hoffer	Roen
Baker	Homelvig	Rolfsrud
Balerud	Hornbacher	Rosberg
Beede	Isakson	Rose
Benson	Kitzmann	Saugstad
Berntson	Kjos	Saumur
Bjella	Kloster	Schmalenberger
Bratcher	Knudsen, LaMoure	Schmidt
Brooks	Knudson, Morton	Schuler

Brown	Langseth	Scott
Bye	Larson	Simenson, 10th
Currie	Laske	Snow
Dewey	Lee	Solberg
Dick	Leet	Sommer
Engen	Lindberg	Sorlie
Erickson, Burke- Divide	Link	Spitzer
	Lynch	Stockman
Esterby	Magnuson	Strand
Ettestad	Mahlmann	Strege
Fleenor	McLain	Thompson, Burl'gh
Gagnum	Miller	Thompson, M'Lean
Gefreh	Mollet	Tollefson
George	Mueller	Tough
Goebel	Nygaard	Trydahl
Gress	Overbo	Vinje
Gumeringer	Paulson	Wambheim
Hafner	Petterson	Wolf
Hammer	Poling	Mr. Speaker

Those voting in the negative were:

Dahlund	Frank	Wicks
Dunlop	Olson	Ziegler
Erickson, Bottin'au		

Absent and not voting:

Adamsen	Einarson	Rohde
Baldwin	Fine	Simonson, 9th
Brekke	Fristad	Snortland
Christopher	Hegge	Sortland
Davis	Hofstrand	Sticka

So the bill passed and the title was agreed to.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 541.

KENNETH L. MORGAN, Chief Clerk.

Rep. Baker moved that the House adopt the Conference Committee report on House Bill No. 524, which motion prevailed.

Rep. Baker moved that the rules be suspended and House Bill No. 524 be considered properly re-engrossed and placed on final passage, which motion prevailed.

#### FINAL PASSAGE OF HOUSE BILL

**House Bill No. 524.** A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, and for the necessary costs of administration of all of the programs above mentioned.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 16; absent and not voting, 13.

## Those voting in the affirmative were:

Adamsen	Hafner	Petterson
Anderson, Eddy-	Hammer	Poling
Foster	Haugland	Renfrow
Anderson, Richl'nd	Heimes	Rolfsrud
Baker	Heller	Rosberg
Balerud	Hoffer	Saugstad
Beede	Homelvig	Saumur
Benson	Hornbacher	Schmalenberger
Berntson	Isakson	Schmidt
Bjella	Kitzmann	Schuler
Bye	Kjos	Scott
Dahlund	Kloster	Simenson, 10th
Dewey	Knudsen, LaMoure	Snow
Dick	Knudson, Morton	Solberg
Dunlop	Langseth	Sommer
Einarson	Lee	Spitzer
Engen	Leet	Strand
Erickson, Bottin'au	Lindberg	Strege
Erickson, Burke-	Link	Thompson, Burl'gh
Divide	Lynch	Thompson, M'Lean
Esterby	Magnuson	Tollefson
Ettestad	Mahlmann	Tough
Fleenor	McLain	Trydahl
Frank	Miller	Vinje
Gagnum	Mollet	Wicks
George	Mueller	Wolf
Goebel	Nygaard	Ziegler
Gress	Olson	Mr. Speaker
Gumeringer	Overbo	

## Those voting in the negative were:

Anderson, Cass	Larson	Roen
Bratcher	Laske	Rose
Brooks	Paulson	Sorlie
Brown	Power	Stockman
Currie	Rickford	Wambheim
Gefreh		

## Absent and not voting:

Baldwin	Fristad	Simonson, 9th
Brekke	Hegge	Snortland
Christopher	Hofstrand	Sortland
Davis	Rohde	Sticka
Fine		

So the bill passed and the title was agreed to.

Rep. Nygaard moved that the House reconsider the action on Senate Bill No. 240, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and Senate Bill No. 240 be amended as follows: In line 6 of the engrossed bill, strike out the figure "5" and insert in lieu thereof the figure "10", which motion prevailed.

Rep. Nygaard moved that the rules be suspended and Senate Bill No. 240 be placed on final passage, which motion prevailed.

Senate Bill No. 240. A Bill for an Act relating to old age assistance and amending and reenacting section 50-0723 of the North Dakota Revised Code of 1943.

Which has been read.

### 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:

Adamsen	Hafner	Petterson
Anderson, Cass	Hammer	Poling
Anderson, Eddy-	Haugland	Renfrow
Foster	Heimes	Rickford
Anderson, Richl'nd	Heller	Roen
Baker	Hoffer	Rolfstrud
Balerud	Homelvig	Rosberg
Beede	Hornbacher	Rose
Benson	Isakson	Saugstad
Berntson	Kitzmann	Saumur
Bjella	Kjos	Schmalenberger
Bratcher	Kloster	Schmidt
Brown	Knudsen, LaMoure	Schuler
Bye	Knudson, Morton	Scott
Currie	Langseth	Simenson, 10th
Dewey	Larson	Solberg
Dick	Laske	Sommer
Dunlop	Lee	Sorlie
Einarson	Leet	Spitzer
Engen	Lindberg	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, Burl'gh
Divide	Magnuson	Tollefson
Esterby	Mahlmann	Tough
Ettestad	McLain	Trydahl
Fleenor	Miller	Vinje
Frank	Mollet	Wambheim
Gagnum	Mueller	Wicks
George	Nygaard	Wolf
Goebel	Olson	Ziegler
Gress	Overbo	Mr. Speaker
Gumeringer		

#### Those voting in the negative were:

Brooks	Paulson	Snow
Dahlund	Power	Stockman
Gefreh		

#### Absent and not voting:

Baldwin	Fristad	Snortland
Brekke	Hegge	Sortland
Christopher	Hofstrand	Sticka
Davis	Rohde	Thompson, M'Lean
Fine	Simonson, 9th	

So the bill passed as amended and the title was agreed to.

Rep. Nygaard moved that the House reconsider its action on House Bill No. 538, which motion prevailed.

Rep. Nygaard moved that House Bill No. 538 be indefinitely postponed, which motion prevailed.

## MESSAGES TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 240

Which the House has amended.

KENNETH L. MORGAN, Chief Clerk.

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 524.

KENNETH L. MORGAN, Chief Clerk.

Rep. Baker moved that the House concur in the Senate amendments to House Bill No. 501, which motion prevailed.

Rep. Baker moved that the conference committee on House Bill No. 501 be discharged, which motion prevailed.

Rep. Baker moved that House Bills Nos. 801, 802 and 811 be returned to the Senate without action, which motion prevailed.

Rep. Nygaard moved that the rules be suspended and House Bill No. 501 be considered properly re-engrossed and placed on final passage, which motion prevailed.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 501.

KENNETH L. MORGAN, Chief Clerk.

## FINAL PASSAGE OF HOUSE BILL

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, and plant improvements of the state institutions of higher learning of the State of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

Adamsen	Hammer	Paulson
Anderson, Cass	Haugland	Petterson
Anderson, Eddy-	Hegge	Poling
Foster	Heimes	Power
Anderson, Rich'nd	Heller	Renfrow
Baker	Hoffer	Rickford
Balerud	Homelvig	Roen
Beebe	Hornbacher	Rolfsrud
Benson	Isakson	Rose
Berntson	Kitzmann	Saugstad
Bjella	Kjos	Saumur
Bratcher	Kloster	Schmallenberger

Brown	Knudsen, LaMoure	Schmidt
Bye	Knudson, Morton	Scott
Christopher	Langseth	Simenson, 10th
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Dewey	Lee	Spitzer
Dick	Leet	Stockman
Einarson	Lindberg	Strand
Engen	Link	Strege
Erickson, Bottin'au	Lynch	Thompson, Burl'gh
Esterby	Magnuson	Thompson, M'Lean
Ettestad	Mahlmann	Tollefson
Fleenor	McLain	Trydahl
Frank	Miller	Vinje
Gefreh	Mueller	Wambheim
George	Nygaard	Wicks
Gress	Olson	Ziegler
Gumeringer	Overbo	Mr. Speaker
Hafner		

Those voting in the negative were:

Brooks	Gagnum	Snow
Dunlop	Goebel	Solberg
Erickson, Burke- Divide	Mollet Schuler	Tough Wolf

Absent and not voting:

Baldwin	Fristad	Simonson, 9th
Brekke	Hofstrand	Snortland
Davis	Rohde	Sortland
Fine	Rosberg	Sticka

So the bill passed, as amended, and the title was agreed to.

Rep. Beede: "Mr. Speaker, I would like to make a short explanation of my vote on House Bill No. 501. I have voted for this bill because in the form in which it is now before us, no amounts are appropriated out of the State Equalization Fund for the schools at Bottineau, Ellendale and the normal schools. However, I feel that the increases given the schools of higher learning by the House, as well as the Senate, are too large and not in keeping with the present financial condition of the state.

Rep. Baker moved that the Conference Committees on House Bills Nos. 542, 543, 801, 802 and 811 be discharged, which motion prevailed.

Rep. Nygaard moved that the Clerk be permitted to sign the payroll for all absent members and employees, which motion prevailed.

The Speaker announced that he would appoint as members of the Legislative Research Committee for the next biennium, Reps. Thompson of McLean, Nygaard, Beede, Gefreh, Solberg and Leet.

#### MESSAGE TO THE SENATE

House Chamber

Bismarck, March 4, 1955

Mr. President: I have the honor to return:

House Bill No. 801

House Bill No. 802

House Bill No. 811

KENNETH L. MORGAN, Chief Clerk.

Rep. Nygaard moved that a committee of three be appointed to notify the Senate that the House had completed its business and was about to adjourn sine die, which motion prevailed and the Chair appointed as such committee, Reps. Wicks, Wambheim, and Einarson.

A roll call was requested on the motion of Rep. Nygaard and granted.

#### ROLL CALL

The question being on the motion of Rep. Nygaard, the roll was called and there were ayes, 64; nays, 36; absent and not voting, 13.

Those voting in the affirmative were:

Adamsen	Gress	Power
Anderson, Cass	Haugland	Renfrow
Anderson, Richl'nd	Hegge	Rickford
Baker	Heimes	Roen
Balerud	Heller	Rose
Bjella	Hoffer	Saugstad
Bratcher	Homelvig	Saumur
Brooks	Kjos	Schmalenberger
Brown	Kloster	Scott
Bye	Knudsen, LaMoure	Simenson, 10th
Christopher	Knudson, Morton	Snow
Currie	Larson	Sommer
Dahlund	Laske	Sorlie
Dewey	Lee	Spitzer
Dick	Leet	Stockman
Einarson	Lindberg	Thompson, Burl'gh
Engen	McLain	Tollefson
Ettestad	Mueller	Trydahl
Fleenor	Nygaard	Vinje
Gefreh	Paulson	Wambheim
George	Petterson	Mr. Speaker
Goebel		

Those voting in the negative were:

Anderson, Eddy-	Hafner	Poling
Foster	Hammer	Rolfsrud
Beede	Hornbacher	Schmidt
Benson	Isakson	Schuler
Berntson	Kitzmann	Solberg
Dunlop	Langseth	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke-	Lynch	Thompson, M'Lean
Divide	Magnuson	Tough
Esterby	Mahlmann	Wicks
Frank	Mollet	Wolf
Gagnum	Olson	Ziegler
Gumeringer	Overbo	

Absent and not voting:

Baldwin	Hofstrand	Simonson, 9th
Brekke	Miller	Snortland
Davis	Rohde	Sortland
Fine	Rosberg	Sticka
Fristad		

So the motion of Rep. Nygaard was declared carried.

Rep. Wolf: "Mr. Speaker, I would like to explain my vote. I realize we are all anxious to get home but we have spent six or seven extra days here now and accomplished nothing. I

maintain that all that this is going to do is to require a special session and I am opposed to a special session."

Rep. Nygaard moved that a committee of three be appointed to notify the Governor that the House had completed its business and was about to adjourn sine die, which motion prevailed and the Speaker appointed as such committee, Reps. Trydahl, Haugland and Hornbacher.

Rep. Hornbacher moved that the absent members be excused, which motion prevailed.

Rep. Wicks announced that the Committee appointed to notify the Senate that the House had completed its business and was about to adjourn sine die, had performed its duty and requested that the committee be discharged, which request was granted.

Rep. Trydahl announced that the Committee appointed to notify the Governor that the House has completed its business and was about to adjourn sine die had performed its duty and requested that the committee be discharged, which request was granted.

Rep. Nygaard moved that the House be on the fifteenth and sixteenth orders of business and that on the completion of that order of business, the House adjourn sine die.

Rep. Beede moved that the motion of Rep. Nygaard be amended to include completion of House work on House Bill No. 811, which motion was ruled out of order by the Speaker.

Rep. Beede requested a roll call on the motion of Rep. Nygaard, which request was granted.

#### ROLL CALL

The roll was called on the motion of Rep. Nygaard and there were ayes, 55; nays, 39; absent and not voting, 19.

Those voting in the negative were:

Adamsen	Heimes	Rickford
Anderson, Cass	Heller	Roen
Anderson, Rich'd	Hoffer	Rose
Baker	Homelvig	Saugstad
Balerud	Kjos	Saumur
Bjella	Kloster	Scott
Brown	Knudsen, LaMoure	Simenson, 10th
Bye	Knudson, Morton	Snow
Christopher	Larson	Sommer
Currie	Laske	Sorlie
Dahlund	Leet	Sortland
Dewey	Lindberg	Spitzer
Dick	Mueller	Stockman
Einarson	Nygaard	Tollefson
Engen	Paulson	Trydahl
Ettestad	Petterson	Vinje
Fleenor	Power	Wambheim
Gefreh	Renfrow	Mr. Speaker
Goebel		

Those voting in the negative were:

Anderson, Eddy-	Haflner	Rolfstrud
Foster	Hammer	Rosberg
Beede	Haugland	Schmalenberger
Benson	Hornbacher	Schmidt
Berntson	Isakson	Schuler
Bratcher	Kitzmann	Solberg

Dunlop	Langseth	Strand
Erickson, Bottin'au	Link	Strege
Erickson, Burke- Divide	Lynch	Thompson, M'Lean
Esterby	Magnuson	Tough
Frank	Mahlmann	Wicks
Gagnum	Mollet	Wolf
Gumeringer	Olson	Ziegler
	Poling	
Absent and not voting:		
Baldwin	Gress	Overbo
Brekke	Hegge	Rohde
Brooks	Hofstrand	Simonson, 9th
Davis	Lee	Snortland
Fine	McLain	Sticka
Fristad	Miller	Thompson, Burl'gh
George		

So the motion of Rep. Nygaard prevailed and the House will stand adjourned sine die upon the completion of the fifteenth and sixteenth orders of business.

## REPORT OF STANDING COMMITTEE

Mr. Speaker: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 501  
House Bill No. 524  
House Bill No. 541

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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. 501  
House Bill No. 524  
House Bill No. 541

And the Speaker signed the same in the presence of the House.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 501  
House Bill No. 524  
House Bill No. 541

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request House Bill No. 811.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to inform you that the Senate has adopted the House amendments to Senate Bill No. 7.

EDWARD LENO, Secretary.



Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 164

Senate Bill No. 240

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 501

House Bill No. 524

House Bill No. 541

Which the President has signed.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Bill No. 811

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

#### SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 164

Senate Bill No. 240

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 164

Senate Bill No. 240

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to request the return of House Concurrent Resolution "D-2".

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "D-2"

Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to return:  
House Concurrent Resolution "B-2"  
Which the Senate has passed unchanged.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 811

And find the same correctly Enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad 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 resolutions:

House Concurrent Resolution "B-2"

House Concurrent Resolution "D-2"

House Concurrent Resolution "H-2"

House Concurrent Resolution "I-2"

House Concurrent Resolution "O-1"

House Concurrent Resolution "V-1"

House Concurrent Resolution "W-1"

And find the same correctly enrolled.

REP. FRISTAD, Chairman.

Rep. Fristad moved that the report be adopted, which motion prevailed, and the report was adopted.

#### SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 811

House Concurrent Resolution "B-2"

House Concurrent Resolution "D-2"

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Bill No. 811

House Concurrent Resolution "B-2"

House Concurrent Resolution "D-2"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

House Concurrent Resolution "O-1"

House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "H-2"  
 House Concurrent Resolution "I-2"

And the Speaker signed the same in the presence of the House.

#### MESSAGE TO THE SENATE

House Chamber  
 Bismarck, March 4, 1955

Mr. President: I have the honor to transmit:

House Concurrent Resolution "O-1"  
 House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "H-2"  
 House Concurrent Resolution "I-2"

Which the Speaker has signed and your signature is respectfully requested.

KENNETH L. MORGAN, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

House Bill No. 811  
 House Concurrent Resolution "O-1"  
 House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "B-2"  
 House Concurrent Resolution "D-2"  
 House Concurrent Resolution "H-2"  
 House Concurrent Resolution "I-2"

Which the President has signed.

EDWARD LENO, Secretary.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 501  
 House Bill No. 524  
 House Bill No. 541

Were delivered to the Governor for his approval at the hour of 2:25 o'clock p.m., March 4, 1955.

REP. FRISTAD, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution "O-1"  
 House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "B-2"  
 House Concurrent Resolution "D-2"  
 House Concurrent Resolution "H-2"  
 House Concurrent Resolution "I-2"

Were delivered to the Secretary of State at the hour of 2:25 o'clock p.m., March 4, 1955.

REP. FRISTAD, Chairman.

FRIDAY, MARCH 4, 1955

1287

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 811

Was delivered to the Governor for his approval at the hour of 2:25 o'clock p.m., March 4, 1955.

REP. FRISTAD, Chairman.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1955

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 7

Which the President has signed and your signature is respectfully requested.

EDWARD LENO, Secretary.

MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1955

Mr. President: I have the honor to return:

Senate Bill No. 1

Senate Bill No. 7

Which the Speaker has signed.

KENNETH L. MORGAN, Chief Clerk.

And the House stood adjourned sine die, pursuant to the motion of Rep. Nygaard.

KENNETH L. MORGAN, Chief Clerk.

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## House Bill No. 501—(Committee on Appropriations)

**House Bill No. 501.** A Bill for an Act making an appropriation for the general maintenance, and plant improvements of the state institutions of higher learning of the State of North Dakota.

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Referred to Committee on Appropriations.  
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**House Bill No. 502.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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**House Bill No. 503.** A Bill for an Act making an appropriation to the Livestock Sanitary Board for its operating and

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Introduction, first reading, 50.  
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**House Bill No. 504—(Committee on Appropriations)**

**House Bill No. 504.** 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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 Referred to Committee on Appropriations.  
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**House Bill No. 505—(Committee on Appropriations)**

**House Bill No. 505.** A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department, and declaring an emergency.

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**House Bill No. 507—(Committee on Appropriations)**

**House Bill No. 507.** A Bill for an Act making an appropriation to provide a State Contingency Fund to be placed at the disposal of the State Emergency Commission and to be used as provided by Sections 54-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 and 54-1602 to 54-1604, inclusive, and 54-1606, and also Section 54-1609 of the North Dakota Revised Code of 1943, and for civil defense.

Introduction, first reading, 50.  
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 Sent to Senate, 872.  
 Received from Senate, 902.  
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 Approved by Governor, 921.

**House Bill No. 508—(Committee on Appropriations)**

**House Bill No. 508.** 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, as amended by Sections 36-0203 and 36-0205 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 51.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 414.  
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 Engrossed, 608.  
 Second reading, 568.  
 Passed, 569.  
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 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.  
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 Approved by Governor, 921.

**House Bill No. 509—(Committee on Appropriations)**

**House Bill No. 509.** A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Introduction, first reading, 51.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 414.  
 Second reading, 458.  
 Passed, 459.  
 To Senate, 475.  
 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 902.  
 Sent to Senate, 914.  
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 Approved by Governor, 972.

**House Bill No. 510—(Committee on Appropriations)**

**House Bill No. 510.** 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.

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 Signed by Speaker, 740.  
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**House Bill No. 511—(Committee on Appropriations)**

**House Bill No. 511.** A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

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Referred to Committee on Appropriations.  
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Enrolled, 738.  
Signed by Speaker, 740.  
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Message to Governor, 783.  
Approved by Governor, 819.

**House Bill No. 512—(Committee on Appropriations)**

**House Bill No. 512.** A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

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Signed by Speaker, 870.  
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Approved by Governor, 921.

**House Bill No. 513—(Committee on Appropriations)**

**House Bill No. 513.** A Bill for an Act making an appropriation to provide funds for the arrest and return of fugitives from justice.

Introduction, first reading, 51.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 414.  
Second reading, 459.  
Passed, 460.  
To Senate, 475.  
Returned to House, 782.  
Enrolled, 783.  
Signed by Speaker, 819.  
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Message to Governor.  
Approved by Governor, 857.

**House Bill No. 514—(Committee on Appropriations)**

**House Bill No. 514.** 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 disbursement for such funds and making reports.

Introduction, first reading, 51.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 78.  
 Second reading, 93.  
 Passed, 94.  
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 Enrolled, 161.  
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**House Bill No. 515—(Committee on Appropriations)**

**House Bill No. 515.** A Bill for an Act making an appropriation for inquest and burial of penal inmates, and action to release insane.

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 Referred to Committee on Appropriations.  
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**House Bill No. 516—(Committee on Appropriations)**

**House Bill No. 516.** A Bill for an Act making an appropriation for salaries, operation, maintenance, general and miscellaneous expenses for the State Laboratories Department.

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 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
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**House Bill No. 517—(Committee on Appropriations)**

**House Bill No. 517.** A Bill for an Act making an appropriation for the use of the North Dakota Research Foundation.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 536.  
 Second reading, 651.  
 Passed, 651.  
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 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 902.  
 Sent to Senate, 914.  
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 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 518—(Committee on Appropriations)**

**House Bill No. 518.** A Bill for an Act making an appropriation for the financing of the operations of the State Soil Conservation Committee and the activities of the State Soil Conservation Districts.

Introduction, first reading, 52.  
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 Amendments adopted, 301.  
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 Sent to Senate, 981.  
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 Approved by Governor, 1032.

**House Bill No. 519—(Committee on Appropriations)**

**House Bill No. 519.** A Bill for an Act making an appropriation into the "Administrative Fund" for the State Water Conservation Commission for general administration expenses, maintenance and construction of dams and planning and surveying projects, expenses of state compacts and for water conservation and irrigation districts for construction and development.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 278.  
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 Engrossed, 342.  
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 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
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 Message to Governor, 1254.

**House Bill No. 520—(Committee on Appropriations)**

**House Bill No. 520.** 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.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 196.  
 Amendments adopted, 214.  
 Second reading, 262.  
 Passed, 262.  
 To Senate, 277.  
 Returned to House, 1093.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 521—(Committee on Appropriations)**

**House Bill No. 521.** A Bill for an Act making an appropriation to the North Dakota Firemen's Association.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 177.  
 Second reading, 203.  
 Passed, 203.  
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 Returned to House, 737.  
 Enrolled, 738.  
 Signed by Speaker, 740.  
 Sent to Senate, 760.  
 Received from Senate, 761.  
 Message to Governor, 783.  
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**House Bill No. 522—(Committee on Appropriations)**

**House Bill No. 522.** A Bill for an Act making an appropriation to pay the expenses and per diem of Presidential Electors.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 78.  
 Engrossed, 98.  
 Second reading, 95.  
 Passed, 95.  
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 Signed by Speaker, 174.  
 Sent to Senate, 191.  
 Received from Senate, 207.  
 Message to Governor, 213.  
 Approved by Governor, 324.

**House Bill No. 523—(Committee on Appropriations)**

**House Bill No. 523.** A Bill for an Act making an appropriation for the payment of expenses of delegates to national conventions of political parties recognized as such by the laws of the State of North Dakota.

Introduction, first reading, 52.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 414.  
 Sixth Order of Business, 414.  
 Amendments adopted, 442.  
 Engrossed, 608.  
 Second reading, 569.  
 Passed, 570.  
 To Senate, 620.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 524—(Committee on Appropriations)**

**House Bill No. 524.** A Bill for an Act making an appropriation for the disbursement by the Public Welfare Board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, and for the necessary costs of administration of all of the programs above mentioned.

Introduction, first reading, 52, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 197.  
 Amendments adopted, 214.  
 Re-engrossed, 1275.  
 Second reading, 262.  
 Passed, 263.  
 To Senate, 277.  
 Senate amendments, 1009.  
 Returned to House, 1009.  
 Conference Committee, 1102.  
 Conference Committee report; House does not concur, 1242.  
 House concurs; House adopts report of Conference Committee, 1275.  
 Final passage, 1275.  
 Enrolled, 1283.  
 Signed by Speaker, 1283.

Sent to Senate, 1283.  
 Received from Senate, 1284.  
 Message to Governor, 1286.

**House Bill No. 525—(Committee on Appropriations)**

**House Bill No. 525.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 324, Session Laws of 1949.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 552.  
 Sixth Order of Business, 552.  
 Amendments adopted, 623.  
 Engrossed, 732.  
 Second reading, 701.  
 Passed, 702.  
 To Senate, 733.  
 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 526—(Committee on Appropriations)**

**House Bill No. 526.** A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its sub-divisions, of the State of North Dakota, designating and appropriating the funds from which paid; providing for the payment of said collection into the Special Fund in the State Treasury; providing for repeal of acts.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 414.  
 Second reading, 460.  
 Passed, 461.  
 To Senate, 475.  
 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 527—(Committee on Appropriations)**

**House Bill No. 527.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 326.  
 Amendments adopted, 342.

Engrossed, 378.  
 Second reading, 367.  
 Passed, 368.  
 To Senate, 392.  
 Senate amendments, 1115.  
 Returned to House, (amended), 1115.  
 Conference Committee, 1135, 1152, 1166, 1179.  
 Conference Committee report, 1181.  
 House does not concur, 1135.  
 Senate recedes from their amendments, 1181.  
 Senate adopts Conference Committee report, 1190.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 528—(Committee on Appropriations)**

**House Bill No. 528.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Highway Department.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 192, 415.  
 Second reading, 461.  
 Passed, 462.  
 To Senate, 475.  
 Returned to House, 942.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 529—(Committee on Appropriations)**

**House Bill No. 529.** A Bill for an Act making an appropriation to pay the expenses of the operation of the Public Safety Division.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 609; (indefinitely postponed) Clincher, 609.

**House Bill No. 530—(Committee on Appropriations)**

**House Bill No. 530.** A Bill for an Act making an appropriation out of the State Treasury, for the operation, maintenance, equipment, supplies, outfitting of patrolment, travel and miscellaneous expenses for the Highway Patrol Branch.

Introduction, first reading, 53.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 609.  
 Sixth Order of Business, 610.  
 Amendments adopted, 659.  
 Engrossed, 732.  
 Re-engrossed, 1191.



Second reading, 718.  
 Passed, 719.  
 To Senate, 733.

Senate amendments, 1115, 1191.  
 Returned to House, (amended), 1115.  
 Conference Committee, 1135, 1152, 1179.  
 House does not concur, 1133.  
 House concurs, 1191.  
 Senate adopts Conference Committee reports, 1190.  
 House adopts Conference Committee Report, 1195.  
 Final passage, 1191.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 531—(Committee on Appropriations)**

**House Bill No. 531.** A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

Introduction, first reading, 53, 54.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 279.  
 Amendments adopted, 301.  
 Engrossed, 342.  
 Second reading, 338.  
 Passed, 338.  
 To Senate, 348.  
 Returned to House, 1093.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 532—(Committee on Appropriations)**

**House Bill No. 532.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Introduction, first reading, 54.  
 Referred to Committee on Appropriations.  
 Rereferred to Committee on Appropriations, 343.  
 Reported back, (amended, do pass), 326, 389.  
 Sixth Order of Business, 389.  
 Amendments adopted, 410.  
 Engrossed, 473.  
 Re-engrossed, 1135.  
 Second reading, 209, 444.  
 Passed, (clincher), 209, 445.  
 To Senate, 475.  
 Senate amendments, 1116.  
 Returned to House, (amended), 1115.  
 House concurs, 1135, 1151.  
 Final passage, 1135.  
 Enrolled, 1222.

Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 533—(Committee on Appropriations)**

**House Bill No. 533.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

Introduction, first reading, 54.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 127.  
 Second reading, 147.  
 Passed, 148.  
 To Senate, 167.  
 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 534—(Legislative Research Committee)**

**House Bill No. 534.** A Bill for an Act to amend and reenact sections 57-4111, 57-4305, 57-4302, 57-4304, 57-4306, 57-4307 and 57-4309 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to gasoline excise taxes, and providing for the levy of an additional one-cent refundable motor fuel tax.

Introduction, first reading, 54.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 173.  
 Re-engrossed, 1136.  
 Second reading, 184.  
 Passed, 185.  
 To Senate, 207.  
 Senate amendments, 1116.  
 Returned to House, (amended), 1115.  
 House concurs, 1136, 1151.  
 Final passage, 1136.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 535—(Legislative Research Committee)**

**House Bill No. 535.** A Bill for an Act to amend and reenact section 39-0422, 39-0424 and subsections 2 and 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943; and Section 39-0451 of the North Dakota Revised Code of 1943 relating to motor vehicle registration fees, ton fees, and bus seat tax fees.

Introduction, first reading, 54.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (amended, do pass), 273, 493.

Sixth Order of Business; transferred to Committee on Transportation; rereferred, 296.  
Sixth Order of Business, 494; delayed, 523; General Orders, 528.

Amendments adopted, 532.  
Engrossed, 658.  
Re-engrossed, 1182, 1240.  
Second reading, 650.  
Passed, (clincher), 651.  
To Senate, 679.  
Senate amendments, 1163, 1233.  
Returned to House, (amended), 1163.  
House concurs, 1182, 1240, 1251.  
Senate requests return, 1228.  
Returned to Senate, 1231.  
Returned to House, (amended), 1233.  
Final passage, 1182, 1240.  
Enrolled, 1248.  
Signed by Speaker, 1250.  
Sent to Senate, 1251.  
Received from Senate, 1253.  
Message to Governor, 1253.

**House Bill No. 536—(Legislative Research Committee)**

**House Bill No. 536.** 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 construction fund in the state treasury.

Introduction, first reading, 54.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass), 107.  
Second reading, 121.  
Passed, 121.  
To Senate, 134.  
Returned to House, 175.  
Enrolled, 179.  
Signed by Speaker, 212.  
Sent to Senate, 222.  
Received from Senate, 251.  
Message to Governor, 273.  
Approved by Governor, 323.

**House Bill No. 537—(Legislative Research Committee)**

**House Bill No. 537.** A Bill for an Act to provide for the appropriation and transfer of funds from the Bank of North Dakota and the mill and elevator association to the state highway construction fund in the state treasury.

Introduction, first reading, 54.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass), 174.  
Second reading, 185.  
Passed, 186.  
To Senate, 207.  
Returned to House, 1093.  
Enrolled, 1223.  
Signed by Speaker, 1245.  
Sent to Senate, 1247.  
Received from Senate, 1250.  
Message to Governor, 1254.

**House Bill No. 538—(Legislative Research Committee)**

**House Bill No. 538.** A Bill for an Act making an appropriation from the state treasury to the state highway department construction fund for the purpose of matching federal aid.

Introduction, first reading, 54.

Referred to Committee on Finance and Taxation.

Reported back, (amended, do pass), 610.

Sixth Order of Business, 610.

Amendments adopted, 659.

Engrossed, 732.

Second reading, 719.

Passed, 720.

Returned to House, 1093.

Reconsidered, (indefinitely postponed), 1277.

Enrolled, 1223.

**House Bill No. 539—(Legislative Research Committee)**

**House Bill No. 539.** A Bill for an Act to amend and reenact sections 57-4809, 57-4813, 57-4815, and 57-4816 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state highway anticipation certificates and the one cent motor fuel tax imposed for the retirement thereof.

Introduction, first reading, 54, 55.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 174.

Second reading, 186.

Passed, 187.

To Senate, 207.

Returned to House, 782.

Enrolled, 783.

Signed by Speaker, 819.

Sent to Senate, 820.

Received from Senate, 835.

Approved by Governor, 857.

**House Bill No. 540—(Legislative Research Committee)**

**House Bill No. 540.** A Bill for an Act regulating traffic on highways and defining certain crimes in the use and operation of vehicles, providing for traffic signs and signals and defining the power of local and state authorities to enact or enforce ordinances, rules, or regulations in regard to matters embraced within the provisions of this Act and to provide for the enforcement of this Act and to make uniform the law relating to the subject matter of this Act; creating subsections numbered 27 through 59 to section 39-0101, and repealing subsections 6, 15, 16 and 23 of section 39-0101 of the North Dakota Revised Code of 1943 and all sections of chapter 39-10 of the Code and the 1953 Supplement thereto.

Introduction, first reading, 55.

Referred to Committee on Transportation.

Reported back, (amended, do pass), 138.

Sixth Order of Business, 139.

Amendments adopted, 142.

Engrossed, 179.

Second reading, 171.

Passed, 171.

To Senate, 191.

Returned to House, 876.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1121.

**House Bill No. 541—(Legislative Research Committee)**

**House Bill No. 541.** A Bill for an Act to provide for issuance, expiration, renewal, cancellation, suspension and revocation of vehicle operators' licenses, providing penalties for violations thereof, and repealing all sections of chapter 39-06 of the North Dakota Revised Code of 1943 and all sections of chapter 39-06 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 55.  
 Referred to Committee on Transportation.  
 Reported back, (amended, do pass), 233.  
 Amendments adopted, 249.  
 Engrossed, 296.  
 Re-engrossed, 1274.  
 Second reading, 280.  
 Passed, 281.  
 To Senate, 300.  
 Senate amendments, 1117, 1243.  
 Returned to House, (amended), 1115.  
 Conference Committee, 1137, 1152, 1179, 1217, 1255.  
 Conference Committee Report, 1201.  
 House does not concur, 1137, 1217, 1251, 1274.  
 Conference Committee report not adopted, 1216, 1217.  
 Senate requests return, 1217, 1228.  
 Senate adopts report of Conference Committee, 1271.  
 House adopts report of Conference Committee, 1275.  
 Returned to Senate, 1231.  
 Returned to House, (amended), 1243.  
 Final passage, 1274.  
 Enrolled, 1283.  
 Signed by Speaker, 1283.  
 Sent to Senate, 1283.  
 Received from Senate, 1284.  
 Message to Governor, 1286.

**House Bill No. 542—(Legislative Research Committee)**

**House Bill No. 542.** A Bill for an Act relating to vehicle accidents, the duties of persons involved in such accidents, accident reports, the reports of magistrates, coroners, garage operators and others concerned with persons involved in accidents, providing penalties for false reports and failure to report as required, and repealing sections 39-0712, 39-0804, 39-0805, 39-0806, 39-0807, and 39-0808 of the North Dakota Revised Code of 1943.

Introduction, first reading, 55.  
 Referred to Committee on Transportation.  
 Reported back, (do pass), 234.  
 Amendments adopted, 249.  
 Engrossed, 296.  
 Second reading, 281.  
 Passed, 282.

To Senate, 300.  
 Senate amendments, 1015.  
 Returned to House, (amended), 1015.  
 Conference Committee, 1102.  
 House concurs, 1177.  
 House does not concur, 1089.  
 Senate adopts Conference Committee reports, 1190.  
 Final passage, 1178.  
 Enrolled, 1229.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 543—(Legislative Research Committee)**

**House Bill No. 543.** A Bill for an Act relating to installation, specification, use, authorization of equipment on vehicles, amending and reenacting Sections 39-1103, 39-1108, 39-1109, 39-1119, 39-1120, 39-1130, 39-1132 and repealing section 39-1112 of the North Dakota Revised Code of 1943.

Introduction, first reading, 55.  
 Referred to Committee on Transportation.  
 Reported back, (amended, do pass), 235.  
 Amendments adopted, 250.  
 Engrossed, 296.  
 Second reading, 282.  
 Passed, 283.  
 To Senate, 300.  
 Returned to House, 876.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 544—(Legislative Research Committee)**

**House Bill No. 544.** A Bill for an Act to amend and reenact subsection 1 of section 39-1601, section 39-1602 through 39-1607, 39-1609 through 39-1613, 39-1615 through 39-1619, 39-1623 through 39-1629, all numbers inclusive, sections 39-1621, 39-1632, 39-1703, 39-17031, 39-1704, 39-17041, and 39-1710 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to financial responsibility of owners and operators of motor vehicles and the unsatisfied judgment fund, placing administration of chapters 39-16 and 39-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 under supervision of the director of public safety, requiring that judgment creditors exhaust all remedies available before recovery from the fund, and requiring notice of pendency of action, notice of default and notice of examination of the judgment debtor.

Introduction, first reading, 55, 56.  
 Referred to Committee on Transportation.  
 Reported back, (amended, do pass), 191.  
 Amendments adopted, 207.  
 Engrossed, 241.  
 Second reading, 223.

Passed, (as amended), 224.  
To Senate, 260.  
Returned to House, (indefinitely postponed), 1115.

**House Bill No. 545—(Legislative Research Committee)**

**House Bill No. 545.** A Bill for an Act permitting school districts to make contracts for joint employment of qualified driver education instructors and equipment.

Introduction, first reading, 56.  
Referred to Committee on Transportation.  
Reported back, (do pass), 135.  
Second reading, 148.  
Passed, 149.  
To Senate, 168.  
Returned to House, 876.  
Enrolled, 926.  
Signed by Speaker, 971.  
Sent to Senate, 973.  
Received from Senate, 991.  
Message to Governor, 1037.  
Approved by Governor, 1032.

**House Bill No. 546—(Legislative Research Committee)**

**House Bill No. 546.** A Bill for an Act relating to the state highway patrol and giving the superintendent authority to take summary disciplinary action against members of the patrol in certain cases for inefficiency, misconduct or insubordination, but with right of appeal in certain cases to a disciplinary board of review; removing the limitation on number of patrolmen; lowering the entry age limit; authorizing the superintendent to reorganize the patrol, designate ranks and establish promotional procedures; providing for the admissibility and relating to the use of evidence by electrical devices in speed violations; establishing a uniform traffic summons and complaint; and amending and reenacting section 39-0303 and subsection 1 of section 39-0304 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 56.  
Referred to Committee on Transportation.  
Reported back, (do pass), 139.  
Second reading, 149.  
Passed, 150.  
To Senate, 168.  
Returned to House, 876.  
Enrolled, 987.  
Signed by Speaker, 985.  
Sent to Senate, 985.  
Received from Senate, 1027.  
Message to Governor, 1037.  
Approved by Governor, 1032.

**House Bill No. 547—(Legislative Research Committee)**

**House Bill No. 547.** A Bill for an Act relating to appropriations which will aid the state highway safety program, to defray expenses for its increased operation and maintenance, and making an appropriation to the department of public instruction for state high schools which offer courses in driver training.

Introduction, first reading, 56.  
 Referred to Committee on Transportation.  
 Rereferred to Committee on Appropriations, 290.  
 Reported back, 610; (indefinitely postponed), clincher, 610.

**House Bill No. 548—(Legislative Research Committee)**

**House Bill No. 548.** A Bill for an Act amending and reenacting subsection 3 of sections 15-1901 and sections 15-1902, 15-1903, 15-1906, 15-4002, 15-2008, 15-4003, 15-4010 and 15-4105 of the North Dakota Revised Code of 1943; and sections 15-2002, 15-2003, 15-2004, 15-2006, 15-2010, subsections 1 and 4 of 15-2012, 15-2013, 15-2014, 15-2015, 15-4021, 15-5303, 15-5701, 15-5902, 15-5903, 15-5905, subsection 6 of 15-6001 and 15-6006 of the 1953 Supplement to the North Dakota Revised Code of 1943; and repealing sections 15-5304 and 15-6002 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school correspondence vocational education and rehabilitation, the state equalization emergency fund board, the advisory board for school district reorganization, the state board of teaching scholarships, the advisory council on special education, the state school construction fund and other elementary and secondary education functions, and creating the state board of public school education.

Introduction, first reading, 56.  
 Referred to Committee on Education.  
 Rereferred to Committee on Education, 223.  
 Reported back, (amended, do pass), 210, 432.  
 Sixth Order of Business, 434.  
 General Orders, 473.  
 Amended, 500.  
 Amendments adopted, 500.  
 Engrossed, 517.  
 Re-engrossed, 1133.  
 Second reading, 674.  
 Passed, 676.  
 To Senate, 733.  
 Senate amendments, 975.  
 Returned to House, (amended), 975.  
 Conference Committee, 1027, 1035, 1038.  
 Conference Committee Report, 1038, 1152, 1157.  
 House does not concur, 1027.  
 Senate recedes from its amendments, 1133.  
 Final passage, 1134.  
 Enrolled, 1223.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 549—(Legislative Research Committee)**

**House Bill No. 549.** A Bill for an Act relating to the licensing and sale of alcoholic beverages, and the licensing of games and amusements and other activities; creating a division of licensing and inspections within the state laboratories department; amending and reenacting sections 53-0406, 53-0601, 53-0602, 53-0603, 53-0604, 53-0605, 53-0606, 53-0607, subsection 7 of section 53-0608, and section 53-0610 of the North Dakota Revised Code of 1943 and sections 5-0501,



5-0503, 5-0510, 5-0511, 5-0512, 5-0513, 5-0514, 5-0515, 5-0516, and 53-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943; providing for the transfer of any balance in the attorney general's licensing fund to the general fund; and repealing subsection 5 of section 53-0608 and section 53-0610 of the North Dakota Revised Code of 1943 and section 54-1212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 57.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended, do pass), 20.  
 Sixth Order of Business, 120.  
 Amendments adopted, 127.  
 Engrossed, 138, 161.  
 Second reading, 150.  
 Passed, 151.  
 To Senate, 168.  
 Returned to House, (indefinitely postponed), 876.

**House Bill No. 550—(Legislative Research Committee)**

**House Bill No. 550.** A Bill for an Act providing for the appointment and removal of inspectors of the state laboratories department.

Introduction, first reading, 57.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 120.  
 Second reading, 151.  
 Passed, 152.  
 To Senate, 168.  
 Returned to House, (indefinitely postponed), 942.

**House Bill No. 551—(Legislative Research Committee)**

**House Bill No. 551.** A Bill for an Act to amend and reenact sections 5-0205, 5-0206, 5-0211, 5-0212, 5-0213, 5-0217, 5-0218, 5-0220, and 5-0307 of the North Dakota Revised Code of 1943 and subsection 1 of section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 5-0203 and 5-0204 of the North Dakota Revised Code of 1943, relating to the licensing of alcoholic beverage dealers and distributors, and the taxation of alcoholic beverages; and to amend and reenact section 57-3602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the licensing of tobacco dealers and distributors.

Introduction, first reading, 57.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 121.  
 Second reading, 154.  
 Passed, 155.  
 To Senate, 168.  
 Returned to House, 856.  
 Enrolled, 906.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 552—(Legislative Research Committee)**

**House Bill No. 552.** A Bill for an Act to amend and reenact sections 36-0306, 36-0307, 36-0308, 36-0309, 36-0310, 36-0311, 36-0312, 36-0313, 36-0314, 36-0315, 36-0318, 36-0319 and 36-0320, and to repeal sections 36-0302, 36-0303, 36-0304 and 36-0305 of the North Dakota Revised Code of 1943, relating to stallion registration and transferring the functions of the stallion registration board to the state veterinarian.

Introduction, first reading, 57.

Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed), 107.

**House Bill No. 553—(Legislative Research Committee)**

**House Bill No. 553.** A Bill for an Act making an appropriation for the purpose of defraying expenses of the final two years of a four-year soil reconnaissance survey and land classification program to facilitate rural land assessment.

Introduction, first reading, 57.

Referred to Committee on Agriculture.

Rereferred to Committee on Appropriations, 130.

Reported back, (do pass), 114, 327.

Second reading, 129, 344.

Passed, 345.

To Senate, 373.

Returned to House, 942.

Enrolled, 988.

Signed by Speaker, 985.

Sent to Senate, 985.

Received from Senate, 1027.

Message to Governor, 1037.

Approved by Governor, 1032.

**House Bill No. 554—(Legislative Research Committee)**

**House Bill No. 554.** A Bill for an Act making an appropriation to the legislative research committee for carrying on statutory revision and preparing the session laws during the last five months of the biennium ending June 30, 1955, and declaring an emergency.

Introduction, first reading, 58.

Referred to Committee on Appropriations.

Reported back, (do pass), 279.

Second reading, 322.

Passed, 323.

Emergency carried, 323.

To Senate, 333.

Returned to House, 782.

Enrolled, 783.

Signed by Speaker, 819.

Sent to Senate, 820.

Received from Senate, 835.

Approved by Governor, 857.

**House Bill No. 555—(Legislative Research Committee)**

**House Bill No. 555.** A Bill for an Act to amend and reenact subsection 7 of section 57-4101, sections 57-4102, and 57-4103, 57-4104, 57-4105, 57-4109, 57-4113, and 57-4115 of the North Dakota Revised Code of 1943 and sections 57-4107,

57-4110, 57-4111, 57-4114, 57-4117, 57-4133, 57-4134, subsection 6 of section 57-4301, sections 57-4303, 57-4305, 57-5001, 57-5002, 57-5004, 57-5006, 57-5007, and 57-5009 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the administration and collection of gasoline excise taxes and the refund of portions thereof.

Introduction, first reading, 58.

Referred to Committee on Finance and Taxation.

Reported back, 610; (indefinitely postponed), 683.

On Calendar without recommendation, 611.

#### House Bill No. 556—(Legislative Research Committee)

**House Bill No. 556.** A Bill for an Act imposing a tax on special motor fuels, providing for the administration and enforcement thereof, providing a penalty, and repealing chapter 57-42 of the North Dakota Revised Code of 1943, as amended.

Introduction, first reading, 58.

Referred to Committee on Social Welfare.

Reported back, (amended, do pass), 611.

Sixth Order of Business, 612.

Amendments adopted, 659.

Engrossed, 732.

Re-Engrossed, 720, 1096.

Second reading, 720.

Passed, 721.

To Senate, 733.

Senate amendments, 1077.

Returned to House, 1077.

House concurs, 1096.

Final passage, 1097.

Enrolled, 1222.

Signed by Speaker, 1245.

Sent to Senate, 1247.

Received from Senate, 1250.

Message to Governor, 1254.

#### House Bill No. 557—(Legislative Research Committee)

**House Bill No. 557.** A Bill for an Act relating to traffic regulations, speed limits, establishing speed zones and coordinating highway safety activities, and amending section 39-0902 and subsection 1 of section 40-0501 of the North Dakota Revised Code of 1943, as amended.

Introduction, first reading, 58.

Referred to Committee on Transportation.

Rereferred to Committee on Transportation, 318.

Reported back, (amended, do pass), 237.

General Orders, 283, 494.

Amendments adopted, 250, 532.

Engrossed, 658.

Re-engrossed, 1217.

Second reading, 649.

Passed, 650.

To Senate, 679.

Returned to House, (amended), 942.

Conference Committee, 960, 984, 1035, 1177, 1197.

House does not concur, 960, 984.

Conference Committee report, 1177.

Senate adopts Conference Committee report, 1197, 1229.  
 House concurs, 1217.  
 House adopts Conference Committee report, 1223.  
 Reconsidered, 1243.  
 Final passage, 1218.  
 Enrolled, 1229.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 558—(Representative Rose)**

**House Bill No. 558.** A Bill for an Act to prohibit the feeding of raw garbage to swine in North Dakota and to provide for the licensing and regulation of garbage feeders and to provide minimum standards for the operation of garbage feeding establishments, and providing for a penalty.

Introduction, first reading, 58.  
 Referred to Committee on Agriculture.  
 Reported back, (amended, do pass), 115, 238.  
 Sixth Order of Business, 117, 474; referred back, 300.  
 Amendments adopted, 250, 499.  
 Engrossed, 296, 608.  
 Re-engrossed, 1229.  
 Second reading, 283, 598.  
 Passed, 284, clincher, 600, clincher.  
 Amended, 474.  
 To Senate, 620.  
 Senate amendments, 1228.  
 Returned to House, 1093.  
 House concurs, 1229, 1251.  
 Senate requests return, 1200.  
 Returned to Senate, 1216.  
 Returned to House, (amended), 1228.  
 Final passage, 1234, Lost; reconsidered, 1234; final passage, 1235, passed, clincher.  
 Signed by Speaker, 1250.  
 Sent to Senate, 1251.  
 Received from Senate, 1253.  
 Message to Governor, 1253.

**House Bill No. 559—(Representative Brown)**

**House Bill No. 559.** A Bill for an Act to amend and reenact section 57-15101 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to authorizing counties in which are located cities having a population in excess of three thousand to levy a tax for the purpose of advertising the resources and opportunities in the county or city and promoting the industrial development thereof, and repealing all acts or parts of acts in conflict herewith and declaring an emergency.

Introduction, first reading, 58.  
 Referred to Committee on Finance and Taxation.  
 Rereferred to Committee on Industry and Business, 73.  
 Reported back, (amended, do pass), 136, 140.  
 Sixth Order of Business, 136.  
 Second reading, 152.

Passed, 153.  
Emergency carried, 153.  
To Senate, 168.  
Returned to House, 835.  
Enrolled, 905.  
Signed by Speaker, 903.  
Sent to Senate, 914.  
Received from Senate, 942.  
Message to Governor, 955.  
Approved by Governor, 972.

**House Bill No. 560—(Reps. Snortland, Strand, Spitzer, McLain and Miller)**

**House Bill No. 560.** A Bill for an Act to amend and reenact sections 4-2204 and 4-2224 of the North Dakota Revised Code of 1943, relating to the state soil conservation committee, and county supervisors.

Introduction, first reading, 59.  
Referred to Committee on Agriculture.  
Reported back, (amended, do pass), 191.  
Amendments adopted, 207.  
Engrossed, 241.  
Second reading, 224.  
Passed, 225.  
To Senate, 260.  
Returned to House, 737.  
Enrolled, 738.  
Signed by Speaker, 740.  
Sent to Senate, 760.  
Received from Senate, 761.  
Message to Governor, 783.  
Approved by Governor, 819.

**House Bill No. 561—(Reps. Fristad, Schmidt, Knutson)**

**House Bill No. 561.** A Bill for an Act to amend and reenact subsection 3 of section 65-1204, sections 65-1206 and 65-1211 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to boiler inspection and certificate requirements.

Introduction, first reading, 61.  
Referred to Committee on Industry and Business.  
Reported back, (amended, do pass), 139.  
Sixth Order of Business, 140.  
Amendments adopted, 142.  
Engrossed, 179.  
Second reading, 172.  
Passed, 172.  
To Senate, 191.  
Returned to House, 280.  
Enrolled, 296.  
Signed by Speaker, 339.  
Sent to Senate, 349.  
Received from Senate, 391.  
Message to Governor, 406.  
Approved by Governor, 403.

**House Bill No. 562—(Reps. Brown, Larson, and Thompson of Burleigh)**

**House Bill No. 562.** A Bill for an Act making an appropriation for the purpose of paying special assessments for public improvements levied against the state of North Dakota by the city of Bismarck.

Introduction, first reading, 61.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 415.  
 Second reading, 462.  
 Passed, 463.  
 To Senate, 475.  
 Returned to House, 876.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 563—(Rep. Brooks)**

**House Bill No. 563.** A Bill for an Act to amend and reenact section 27-1603 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the compensation of juvenile commissioners, and providing for a reporter or an assistant and their compensation.

Introduction, first reading, 61, 62.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 107.  
 Sixth Order of Business, 107.  
 Amendments adopted, 117.  
 Engrossed, 126, 138.  
 Second reading, 130.  
 To Senate, 168.  
 Returned to House, 942.  
 Enrolled, 988.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 564—(Rep. Brown)**

**House Bill No. 564.** A Bill for an Act to amend and reenact subsection 6 of Section 57-3822 of the North Dakota Revised Code of 1943, as amended March 13, 1953 (Chapter 326) of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining and production of lignite coal in North Dakota and encourage its utilization as a natural resource.

Introduction, first reading, 62.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 240.  
 Amendments adopted, 250, 296.  
 Engrossed, 296.  
 Second reading, 284.  
 Passed, 285, clincher.  
 To Senate, 300.

Returned to House, 856.  
Enrolled, 906.  
Signed by Speaker, 903.  
Sent to Senate, 914.  
Received from Senate, 942.  
Message to Governor, 955.  
Approved by Governor, 972.

**House Bill No. 565**—(Reps. Erickson of Burke-Divide, Esterby, Mollet and Erickson of Bottineau)

**House Bill No. 565.** A Bill for an Act relating to damages to drilling sites of oil and gas wells.

Introduction, first reading, 62.  
Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed), 327.

**House Bill No. 566**—(Reps. Einarson and Christopher)

**House Bill No. 566.** A Bill for an Act to amend and reenact sections 40-2115 and 40-2116 of the North Dakota Revised Code of 1943 relating to election of municipal officers.

Introduction, first reading, 62.  
Referred to Committee on Judiciary.  
Withdrawn, 91.

**House Bill No. 567**—(Rep. Brown)

**House Bill No. 567.** A Bill for an Act providing for the regulation of accountants, and providing a savings clause, and providing for a penalty for violation, and repealing Chapter 43-02 of the North Dakota Revised Code of 1943, and Chapter 43-02 of the Session Laws of 1953, relating to accountants.

Introduction, first reading, 63.  
Referred to Committee on Industry and Business.  
Reported back, (indefinitely postponed), 350.

**House Bill No. 568**—(Rep. Hornbacher)

**House Bill No. 568.** A Bill for an Act requiring all county and township roads to be constructed with back sloped grades and ditches and that grass be planted thereon, for control of weeds.

Introduction, first reading, 64.  
Referred to Committee on Political Sub-Divisions.  
Rereferred to Committee on Political Sub-Divisions, 267.  
Reported back, (do pass), 240.  
Placed on Calendar, 494, reconsidered, 593.  
Second reading, 591, 593.  
Lost, 592; passed, 594, clincher.  
To Senate, 620.  
Returned to House, (passed), 920.  
Enrolled, 956.  
Signed by Speaker, 981.  
Sent to Senate, 981.  
Received from Senate, 991.  
Message to Governor, 1037.

**House Bill No. 569—(Reps. Wicks, Hofstrand, Fine and Roen)**

**House Bill No. 569.** A Bill for an Act to amend and reenact section 5-0318 of the North Dakota Revised Code of 1943 and sections 5-0210 and 5-0509 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the sale of alcoholic beverages to Indians and other persons.

Introduction, first reading, 64.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 213.  
 Second reading, 263.  
 Passed, 264, clincher.  
 To Senate, 277.  
 Returned to House, 416.  
 Enrolled, 436.  
 Signed by Speaker, 465.  
 Sent to Senate, 475.  
 Received from Senate, 489.  
 Message to Governor, 493.  
 Approved by Governor, 492.

**House Bill No. 570—(Reps. Brooks, Langseth and Gefreh)**

**House Bill No. 570.** A Bill for an Act providing for a lien in favor of persons performing labor or furnishing material or services in relation to the drilling or operating of oil or gas wells or in the construction of pipelines or in constructing or repairing of any material used or employed therein, and providing for the filing, perfection and enforcement of said lien.

Introduction, first reading, 64.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 177.  
 Amendments adopted, 198.  
 Engrossed, 251.  
 Re-engrossed, 993.  
 Second reading, 215, 993.  
 Passed, 216, 994.  
 To Senate, 260.  
 Senate amendments, 975.  
 Returned to House, (amended), 975.  
 House concurs, 1026.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 571—(Rep. Brown)**

**House Bill No. 571.** A Bill for an Act to amend and reenact section 34-01091 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to maximum hours of work of fire department employees in any city with a population of eighteen thousand or more inhabitants.

Introduction, first reading, 64.  
 Referred to Committee on Labor Relations.  
 Reported back, (do pass), 142.  
 Second reading, 172.  
 Lost, 173.



**House Bill No. 572—(Rep. Brown)**

**House Bill No. 572.** A Bill for an Act to amend and reenact section 18-0105 of the North Dakota Revised Code of 1943, relating to reporting fires and losses by fire insurance companies to state fire marshal.

Introduction, first reading, 65.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 136.  
 Second reading, 155.  
 Passed, 156.  
 To Senate, 168.  
 Returned to House, 737.  
 Enrolled, 738.  
 Signed by Speaker, 740.  
 Sent to Senate, 760.  
 Received from Senate, 761.  
 Message to Governor, 783.  
 Approved by Governor, 819.

**House Bill No. 573—(Rep. Brown)**

**House Bill No. 573.** A Bill for an Act to amend and reenact subsection 6 of section 26-0340 of the 1953 Supplement, North Dakota Revised Code of 1943, relating to a standard fire insurance policy.

Introduction, first reading, 65.  
 Referred to Committee on Industry and Business.  
 Rereferred to Committee on Industry and Business, 162.  
 Reported back, (amended, do pass), 136, 222.  
 Amendments adopted, 250.  
 Engrossed, 296.  
 Second reading, 285.  
 Passed, 286.  
 To Senate, 300.  
 Returned to House, 835.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 574—(Rep. Beede)**

**House Bill No. 574.** A Bill for an Act to amend and reenact section 18-0115 of the North Dakota Revised Code of 1943, relating to abatement of conditions dangerous to persons.

Introduction, first reading, 70.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 42.  
 Second reading, 104.  
 Passed, 104.  
 To Senate, 113.  
 Returned to House, (indefinitely postponed), 1093.

**House Bill No. 575—(Reps. Brooks and Wicks)**

**House Bill No. 575.** A Bill for an Act to repeal sections 14-0304, 14-0305, 14-0326 and 14-0327 of the North Dakota Revised Code of 1943 relating to miscegenation.

Introduction, first reading, 70.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 162.  
 Second reading, 181.  
 Passed, 182.  
 To Senate, 207.  
 Returned to House, 280.  
 Enrolled, 296.  
 Signed by Speaker, 339.  
 Sent to Senate, 349.  
 Received from Senate, 391.  
 Message to Governor, 406.  
 Approved by Governor, 492.

**House Bill No. 576—(Reps. Leet and Hegge)**

**House Bill No. 576.** A Bill for an Act to provide for the regulation of propagation, taking, catching, destroying, and disposing of fish in this state; to provide for the regulation of bait vendors; to provide for the regulation of construction and maintenance of fishways; providing a penalty; and to repeal sections 20-0316, 20-0317, 20-0601, 20-0602, 20-0603, 20-0606, 20-0607, 20-0608, 20-0609, 20-0610, 20-0612, 20-0613, 20-0614, and 20-0615 of the North Dakota Revised Code of 1943, and to repeal sections 20-0314, 20-0315, 20-0604, 20-0605, 20-0611, and 20-0616 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 73.  
 Referred to Committee on Natural Resources.  
 Reported back, (amended, do pass), 364.  
 Amendments adopted, 378.  
 Engrossed, 436.  
 Re-engrossed, 959.  
 Second reading, 418, 959.  
 Passed, 419, 960.  
 To Senate, 442.  
 Returned to House, (amended), 943.  
 House concurs, 959, 984.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 577—(Rep. Rohde)**

**House Bill No. 577.** A Bill for an Act to amend and reenact section 21-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against a county.

Introduction, first reading, 74.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 117.  
 Second reading, 131.  
 Passed, 132.  
 To Senate, 141.  
 Returned to House, 1093.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.

Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 578—(Reps. Leet and Vinje)**

**House Bill No. 578.** A Bill for an Act levying a tax upon alcoholic and carbonated soft drink beverages sold in disposable containers and providing for the distribution thereof.

Introduction, first reading, 74.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 350.

**House Bill No. 579—(Reps. Benson and Wicks)**

**House Bill No. 579.** A Bill for an Act relating to basic data on agriculture, to amend and reenact section 4-0104 of the North Dakota Revised Code of 1943, and to appropriate moneys for the publication and distribution of annual county reports.

Introduction, first reading, 74.  
 Referred to Committee on Agriculture.  
 Reported back, (indefinitely postponed), 192.

**House Bill No. 580—(Reps. Renfrow and Heller)**

**House Bill No. 580.** A Bill for an Act to create a lien upon crops in favor of any person who furnishes motor fuel to be used in the production of such crops.

Introduction, first reading, 74.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 162.  
 Second reading, 182.  
 Passed, 183.  
 To Senate, 207.  
 Returned to House, (indefinitely postponed), 533.

**House Bill No. 581—(Reps. Power and Overbo)**

**House Bill No. 581.** A Bill for an Act to amend and reenact sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the cutting of weeds and grasses adjoining county and township high-ways.

Introduction, first reading, 74.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, 612; (indefinitely postponed), 612.  
 Reconsidered, 656.  
 Re-engrossed, 1098.  
 Second reading, 657.  
 Passed, 657, clincher.  
 To Senate, 679.  
 Senate amendments, 1077.  
 Returned to House, 1077.  
 House concurs, 1097.  
 Final passage, 1098.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 582—(Reps. Thompson of McLean, Power, Sorlie and Fine)**

**House Bill No. 582.** A Bill for an Act providing for a state game and fish department controlled and supervised by a state game and fish board and for officers of the department; prescribing duties, powers, and compensation; amending and reenacting subsection 1 and 2 of section 20-0101, sections 20-0201, 20-0202, 20-0204 and 20-0205 of the North Dakota Revised Code of 1943, and section 20-0203 of the 1953 Supplement to the North Dakota Revised Code of 1943, and repealing sections 20-0207, 20-0209 and 20-0212 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 75.

Referred to Committee on Natural Resources.

Reported back, (amended, do pass), 389.

Sixth Order of Business, 391.

Reprinted, 391.

Amendments adopted, 410.

Engrossed, 405.

Second reading, 592.

Passed, 593; clincher.

To Senate, 620.

Returned to House, (indefinitely postponed), 1092.

**House Bill No. 583—(Rep. Fristad)**

**House Bill No. 583.** A Bill for an Act relating to agricultural research, imposing a tax upon agricultural products to carry on agricultural research, creating an agricultural research commission, imposing a penalty, and making an appropriation.

Introduction, first reading, 75.

Referred to Committee on Agriculture.

Reported back, (indefinitely postponed), 192.

**House Bill No. 584—(Reps. Hegge and Dunlop)**

**House Bill No. 584.** A Bill for an Act to amend and reenact section 39-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, to remove the requirement for printing the license number on the side of state-owned motor vehicles, and declaring an emergency.

Introduction, first reading, 75.

Referred to Committee on General Affairs.

Returned to Committee on General Affairs, 117.

Reported back, (amended, do pass), 117, 348.

Sixth Order of Business, 341.

Amendments adopted, 367.

Engrossed, 405.

Second reading, 381.

Passed, 382.

Emergency carried, 382.

To Senate, 412.

Returned to House, 835.

Enrolled, 905.

Signed by Speaker, 903.

Sent to Senate, 914.

Received from Senate, 942.

Message to Governor, 955.

Approved by Governor, 972.

**House Bill No. 585—(Reps. Erickson of Burke-Divide, Link, Gagnum and Homelvig)**

**House Bill No. 585.** A Bill for an Act to amend and reenact sections 26-2229 and 26-2230 of the North Dakota Revised Code of 1943 relating to levies for hail indemnity taxes, and declaring an emergency.

Introduction, first reading, 80.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 350.  
 Sixth Order of Business, 350.  
 Amendments adopted, 373.  
 Engrossed, 405.  
 Second reading, 393.  
 Passed, 394.  
 Emergency carried, 394.  
 To Senate, 412.  
 Returned to House, 942.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 586—(Committee on Education)**

**House Bill No. 586.** A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

Introduction, first reading, 80.  
 Referred to Committee on Education.  
 Rereferred to Committee on Education, 162.  
 Reported back, (do pass), 127, 528.  
 Second reading, 156, 671.  
 Passed, 157, 671.  
 Reconsidered, 162.  
 To Senate, 733.  
 Returned to House, 975.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 587—(Committee on Education)**

**House Bill No. 587.** A Bill for an Act to amend and reenact section 15-4701 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to school ages.

Introduction, first reading, 80.  
 Referred to Committee on Education.  
 Reported back, (do pass), 127.  
 Second reading, 157.  
 Passed, 158.  
 To Senate, 168.  
 Returned to House, 975.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.

Sent to Senate, 1188.  
Received from Senate, 1195.  
Message to Governor, 1221.

**House Bill No. 588—(Committee on Education)**

**House Bill No. 588.** A Bill for an Act to amend and reenact Section 15-4727 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to renewal of teachers' contracts.

Introduction, first reading, 80.  
Referred to Committee on Education.  
Reported back, (do pass), 127.  
Second reading, 158.  
Passed, 158.  
To Senate, 168.  
Returned to House, 975.  
Enrolled, 1108.  
Signed by Speaker, 1187.  
Sent to Senate, 1188.  
Received from Senate, 1195.  
Message to Governor, 1221.

**House Bill No. 589—(Committee on Education)**

**House Bill No. 589.** A Bill for an Act to amend and reenact Section 15-3412 of the North Dakota Revised Code of 1943, relating to vehicular school transportation.

Introduction, first reading, 80.  
Referred to Committee on Education.  
Reported back, (do pass), 127.  
Second reading, 159.  
Passed, 159.  
To Senate, 168.  
Returned to House, 975.  
Enrolled, 1109.  
Signed by Speaker, 1187.  
Sent to Senate, 1188.  
Received from Senate, 1195.  
Message to Governor, 1221.

**House Bill No. 590—(Rep. Larson, by request)**

**House Bill No. 590.** A Bill for an Act authorizing the board of administration to expend the sum of ten thousand dollars for connecting the water and sewage system of the capitol building to the mains of the city of Bismarck and re-appropriating such sum for that purpose and declaring an emergency.

Introduction, first reading, 81.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 415.  
Second reading, 463.  
Passed, 464.  
Emergency carried, 464.  
To Senate, 475.  
Returned to House, 836.  
Enrolled, 905.  
Signed by Speaker, 903.  
Sent to Senate, 914.

Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 591—(Reps. Snortland, Kloster and Olson)**

**House Bill No. 591.** A Bill for an Act making an appropriation for the purpose of refunding to Steele County amounts erroneously paid by such county for the care of a patient at the state hospital.

Introduction, first reading, 81.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 438.  
 Second reading, 478.  
 Passed, 479.  
 To Senate, 499.  
 Returned to House, 1077.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 592—(Reps. Wicks and Haugland)**

**House Bill No. 592.** A Bill for an Act relating to county welfare boards, providing for their functions to be administered by county commissioners sitting as county welfare boards, and repealing sections 50-0107 and 50-0110 of the North Dakota Revised Code of 1943 and 50-0108 of the 1953 Supplement thereto, relating to membership of county welfare boards.

Introduction, first reading, 91.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed), 259.

**House Bill No. 593—(Reps. Beede, Dahlund, Einarson, Rhode, Scott, Sortland and Frank)**

**House Bill No. 593.** A Bill for an Act relating to motor fuel excise taxes, providing for the coloring of tax exempt fuel and making such fuel tax exempt.

Introduction, first reading, 91.  
 Referred to Committee on Transportation.  
 Rereferred to Committee on Industry and Business, 162.  
 Reported back, (do pass), 510.  
 Rereferred to Committee on Finance and Taxation.  
 General Orders, 510.  
 Amendments adopted, 532, 624.  
 Reprinted, 533.  
 Engrossed, 732.  
 General Orders, 547; to head of Calendar, 694.  
 Second reading, 694.  
 Passed, 694, clincher.  
 To Senate, 733.  
 Returned to House, (indefinitely postponed), 975.

**House Bill No. 594—(Reps. Rhode and Mollet)**

**House Bill No. 594.** A Bill for an Act to amend and

reenact section 54-3601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the Indian Affairs Commission.

Introduction, first reading, 91.  
 Referred to Committee on Social Welfare.  
 Reported back, (amended, do pass), 214.  
 Amendments adopted, 242.  
 Second reading, 267.  
 Passed, 268.  
 To Senate, 277.  
 Returned to House, 737.  
 Enrolled, 738.  
 Signed by Speaker, 740.  
 Sent to Senate, 760.  
 Received from Senate, 761.  
 Message to Governor, 783.  
 Approved by Governor, 819.

**House Bill 595—(Rep. Brooks)**

**House Bill No. 595.** A Bill for an Act to amend and reenact section 27-0818 of the North Dakota Revised Code of 1943, relating to court reporters in county courts of increased jurisdiction.

Introduction, first reading, 91.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 178.  
 Re-engrossed, 792.  
 Second reading, 203, 792.  
 Passed, 204, 793.  
 To Senate, 222.  
 Returned to House, (amended), 760.  
 House concurs, 792, 796.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 596—(Reps. Nygaard and Dick)**

**House Bill No. 596.** A Bill for an Act exempting cigarettes given to soldiers' home from state cigarette taxes, and declaring an emergency.

Introduction, first reading, 93.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, 327.  
 On Calendar, 327.  
 Second reading, 345.  
 Passed, 346.  
 Emergency lost.  
 To Senate, 373.  
 Returned to House, 737.  
 Enrolled, 738.  
 Signed by Speaker, 740.  
 Sent to Senate, 760.  
 Received from Senate, 761.  
 Message to Governor, 783.  
 Approved by Governor, 819.



**House Bill No. 597—(Reps. Nygaard and Dick)**

**House Bill No. 597.** A Bill for an Act to require the state board of administration to advertise for bids for coal and other supplies for the soldiers' home, upon the request of the board of trustees thereof, and declaring an emergency.

Introduction, first reading, 93.

Referred to Committee on Veterans and Military Affairs.

Reported back, (do pass), 117.

Second reading, 132.

Passed, 133.

Emergency carried, 133.

To Senate, 141.

Returned to House, 280.

Enrolled, 296.

Signed by Speaker, 339.

Sent to Senate, 349.

Received from Senate, 391.

Message to Governor, 406.

Approved by Governor, 403.

**House Bill No. 598—(Rep. Brown)**

**House Bill No. 598.** A Bill for an Act to amend and reenact section 39-0446 of the North Dakota Revised Code of 1943, relating to registration of motor vehicles in this state by non-residents, and declaring an emergency.

Introduction, first reading, 98.

Referred to Committee on Transportation.

Reported back, (amended, do pass), 373.

Amendments adopted, 393.

Engrossed, 473.

Re-engrossed, 1093.

Second reading, 445.

Passed, 446.

Emergency carried, 446, 1094.

To Senate, 475.

Returned to House, (amended), 1036.

House concurs, 1093.

Final passage, 1093.

Enrolled, 1222.

Signed by Speaker, 1245.

Sent to Senate, 1247.

Received from Senate, 1250.

Message to Governor, 1254.

**House Bill No. 599—(Rep. Langseth, by request)**

**House Bill No. 599.** A Bill for an Act amending and reenacting sections 20-0313 and 20-0321 of the North Dakota Revised Code of 1943 relating to game and fish license fees and providing for the retention of one-half of the proceeds thereof by counties for the propagation of game and fish.

Introduction, first reading, 99.

Referred to Committee on Natural Resources.

Reported back, (indefinitely postponed), 391.

**House Bill No. 600—(Reps. Beede and Schmalenberger)**

**House Bill No. 600.** A Bill for an Act relating to contracts for fire protection in unorganized townships or in school

districts comprising unorganized townships and authorizing a tax for the payment thereof.

Introduction, first reading, 99.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 174.  
 Second reading, 187.  
 Passed, 188.  
 To Senate, 207.  
 Returned to House, 975.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 601—(Rep. Brown)**

**House Bill No. 601.** A Bill for an Act to create and enact subsection 6 of section 39-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to powers of local authorities in traffic regulation.

Introduction, first reading, 99.  
 Referred to Committee on Transportation.  
 Reported back, (do pass), 350.  
 Sixth Order of Business, laid over, 374.  
 Second reading, 397.  
 Passed, 398.  
 To Senate, 412.  
 Returned to House, 975.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 602—(Reps. Baldwin and Laske)**

**House Bill No. 602.** A Bill for an Act to authorize the board of county commissioners of any county, or the governing body of any municipal corporation or of any public library in this state to furnish rooms in public buildings for the use of the historical society of the county, and to authorize such board of county commissioners to make an annual appropriation from the general fund of the county for the promotion of the work of such historical society.

Introduction, first reading, 99.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 240.  
 Second reading, 268.  
 Passed, 269.  
 To Senate, 277.  
 Returned to House, (indefinitely postponed), 1093.

**House Bill No. 603—(Rep. Brooks)**

**House Bill No. 603.** A Bill for an Act to amend and reenact section 12-2119 of the North Dakota Revised Code of 1943, relating to the hours in which public dancing shall be prohibited.

Introduction, first reading, 103.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed), 213.

**House Bill No. 604—(Reps. Vinje and Engen)**

**House Bill No. 604.** A Bill for an Act to amend and reenact subsection 15 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

Introduction, first reading, 103.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (indefinitely postponed), 274.

**House Bill No. 605—(Rep. Erickson of Burke-Divide)**

**House Bill No. 605.** A Bill for an Act to validate certain estate tax determinations made by the state tax commissioner.

Introduction, first reading, 108.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 174.  
 Second reading, 188.  
 Passed, 189.  
 To Senate, 207.  
 Returned to House, (indefinitely postponed), 975.

**House Bill No. 606—(Reps. Poling, Erickson of Burke-Divide, and Homelvig)**

**House Bill No. 606.** A Bill for an Act to amend and reenact section 26-2211 of the North Dakota 1953 Supplement to the North Dakota Revised Code of 1943, relating to crops insurable; dates when coverage on insured crops commences and terminates.

Introduction, first reading, 108.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 471.  
 Sixth Order of Business, 472.  
 Amendments adopted, 499.  
 Engrossed, 608.  
 Second reading, 600.  
 Passed, 601.  
 To Senate, 620.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 607—(Reps. Engen, Rose, Thompson of Burleigh and Benson)**

**House Bill No. 607.** A Bill for an Act providing for licensing funeral establishments and inspection thereof; providing for prescribing of minimum standards, rules and regulations by State Department of Health; providing for requirement of embalming or preparation room in every funeral establishment, with exceptions; providing for issuance, denial,

suspension or revocation of licenses by the State Health Officer and appeal therefrom to the District Court; and providing a penalty for the violation of the provisions of this Act.

Introduction, first reading, 108.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 213.  
 Second reading, 264.  
 Passed, 265.  
 To Senate, 277.  
 Returned to House, (indefinitely postponed), 727.

**House Bill No. 608**—(Reps. Engen, Rose, Thompson of Burleigh and Benson)

**House Bill No. 608.** A Bill for an Act providing for the conduct of a funeral service, interment or graveside service by a duly licensed embalmer in the State of North Dakota, with certain exceptions and providing a penalty for violations thereof.

Introduction, first reading, 108.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass, indefinitely postponed), 214.

**House Bill No. 609**—(Reps. Larson and Adamsen)

**House Bill No. 609.** A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Introduction, first reading, 108.  
 Referred to Committee on Industry and Business.  
 Reported back, 350.  
 On Calendar, 350; laid over, 367.  
 Second reading, 399.  
 Lost, 400, clincher.

**House Bill No. 610**—(Reps. Saumur and Wolf)

**House Bill No. 610.** A Bill for an Act to provide for the licensing and bonding of Mobile Home Dealers; to provide for the licensing of Mobile Homes; to provide for safety devices and regulations in the operation of Mobile Homes; to provide for the size of Mobile Homes; to provide for the suspension and revocation of Dealer's Licenses and for penalties; and repealing all Acts in conflict herewith.

Introduction, first reading, 118.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 519.  
 Sixth Order of Business, 520.  
 Amendments adopted, 543, 678.  
 Engrossed, 732.  
 Re-engrossed, 678.  
 Second reading, 647, 680.  
 Passed, 648, 680.

To Senate, 733.  
 Returned to House, 942.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 611—(Reps. Rose and Lindberg)**

**House Bill No. 611.** A Bill for an Act to amend and reenact section 11-3201 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to World War memorials; providing for maintenance of such memorials, authorizing agreements with public or private non-profit agencies or corporations for such purpose, and declaring an emergency.

Introduction, first reading, 118.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (amended, do pass), 514.  
 Sixth Order of Business, 515.  
 Amendments adopted, 543.  
 Engrossed, 658.  
 Second reading, 644.  
 Passed, 645.  
 Emergency carried, 645.  
 To Senate, 679.  
 Returned to House, 1093.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 611—(Reps. Scott, Sortland and McLain)**

**House Bill No. 612.** A Bill for an Act to amend and reenact section 36-2301 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to inspections by the livestock sanitary board.

Introduction, first reading, 118.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass), 197.  
 Second reading, 214.  
 Passed, 215.  
 To Senate, 260.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 613—(Rep. Powers)**

**House Bill No. 613.** A Bill for an Act relating to the payment of publication costs in school district reorganization proceedings.

Introduction, first reading, 118.

Referred to Committee on Education.  
 Reported back, (do pass), 249.  
 Second reading, 286.  
 Passed, 287.  
 To Senate, 300.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 614**—(Reps. Schuler, Schmalenberger, Rhode, Mollet and Lynch)

**House Bill No. 614.** A Bill for an Act making an appropriation for the purpose of paying a deficiency in the operating fund of the state hail insurance department for the period beginning January 1, 1955, and ending June 30, 1955, and declaring an emergency.

Introduction, first reading, 118.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 391.  
 Second reading, 419.  
 Passed, 420.  
 Emergency carried, 420.  
 To Senate, 442.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 615**—(Reps. Anderson of Eddy-Foster, Currie and Erickson of Burke-Divide)

**House Bill No. 615.** A Bill for an Act to amend and reenact section 26-2214 of the North Dakota Revised Code of 1943 relating to applications to county auditors and agents of insurance commissioner; duties of auditor, and declaring an emergency.

Introduction, first reading, 118.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 350.  
 Sixth Order of Business, 351.  
 Amendments adopted, 373.  
 Engrossed, 405.  
 Second reading, 394.  
 Passed, 395, clincher.  
 Lost, 395.  
 To Senate, 412.  
 Returned to House, (indefinitely postponed), 920.

**House Bill No. 616**—(Reps. Baldwin, Simonson, 9th, and Brooks)

**House Bill No. 616.** A Bill for an Act to amend and reenact subsection 9 of section 65-0102 of the North Dakota Revised Code of 1943, providing that any condition or im-

pairment of health of municipal paid firemen in the state of North Dakota caused by tuberculosis, hypertension, or heart disease, resulting in total or partial disability, shall be presumed to have been suffered in line of duty.

Introduction, first reading, 119.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 222.  
 Second reading, 269.  
 Passed, 270.  
 To Senate, 277.  
 Returned to House, (indefinitely postponed), 800.

**House Bill No. 617—(Rep. Poling)**

**House Bill No. 617.** A Bill for an Act to amend and reenact section 57-0210 of the North Dakota Revised Code of 1943, relating to lands exempt from taxation, and declaring an emergency.

Introduction, first reading, 119.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 174.  
 Second reading, 189.  
 Passed, 190.  
 To Senate, 207.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 618—(Rep. Brooks)**

**House Bill No. 618.** A Bill for an Act relating to negligent homicide, defining the crime, and providing for a penalty and revocation of driving privilege.

Introduction, first reading, 119.  
 Referred to Committee on Judiciary.  
 Second reading, 204.  
 Passed, 205.  
 To Senate, 222.  
 Returned to House, (indefinitely postponed), 975.

**House Bill No. 619—(Reps. Brown and Sorlie)**

**House Bill No. 619.** A Bill for an Act to amend and reenact subsection 3 of section 11-1010 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to salaries of county officers and declaring an emergency and making the provision of this Act retroactive to January 1, 1955.

Introduction, first reading, 128.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (amended, do pass), 240.  
 Amendments adopted, 250.  
 Engrossed, 296.  
 Second reading, 287.  
 Passed, 288.  
 Emergency carried, 288.

To Senate, 300.  
 Returned to House, 942.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 620—(Reps. Davis and Mueller)**

**House Bill No. 620.** A Bill for an Act to amend and reenact section 27-0740 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to filing fees in county courts.

Introduction, first reading, 128.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 274.  
 Sixth Order of Business, 274.  
 Amendments adopted, 297.  
 Engrossed, 342.  
 Second reading, 332.  
 Passed, 332.  
 To Senate, 348.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 621—(Reps. Snortland and Baker)**

**House Bill No. 621.** A Bill for an Act to amend and reenact section 15-2508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to employment of teachers.

Introduction, first reading, 128.  
 Referred to Committee on Education.  
 Reported back, 249; (indefinitely postponed), 276.  
 General Orders, 249.

**House Bill No. 622—(Reps. Saugstad, Bratcher and Einarson)**

**House Bill No. 622.** A Bill for an Act providing for the control of weeds; creating a state weed commission within the department of agriculture and labor; providing for municipal, township, district, and county organization and expenditure of money for control and eradication of noxious weeds; fixing responsibility for weed control on public lands and roads; providing for enforcement of the weed program and appropriation to the state weed board; and repealing all sections of chapters 63-01 and 63-02 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto, except section 63-0116 of the 1953 Supplement.

Introduction, first reading, 128.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass), 434.  
 Second reading, 479.  
 Lost and clincher, 480.



**House Bill No. 623—(Reps. Hofstrand and Fine)**

**House Bill No. 623.** A Bill for an Act to amend and reenact section 15-3409 of the North Dakota Revised Code of 1943, relating to transportation or maintenance of pupils on discontinuance of a high school, and authorizing a levy for such purposes.

- Introduction, first reading, 128.
- Referred to Committee on Education.
- Reported back, (do pass), 162.
- Second reading, 183.
- Passed, 184.
- To Senate, 207.
- Returned to House, 1009.
- Enrolled, 1108.
- Signed by Speaker, 1187.
- Sent to Senate, 1188.
- Received from Senate, 1195.
- Message to Governor, 1221.

**House Bill No. 624—(Rep. Hegge)**

**House Bill No. 624.** A Bill for an Act relating to the establishment and operation of conciliation and small debtors courts.

- Introduction, first reading, 128.
- Rereferred to Committee on Judiciary, 440.
- Reported back, (do pass), 403, 520; (indefinitely postponed), 520.

**House Bill No. 625—(Rep. Erickson of Burke-Divide)**

**House Bill No. 625.** A Bill for an Act limiting the meaning of mineral rights or royalties when used in instruments of conveyance or lease.

- Introduction, first reading, 128.
- Referred to Committee on Industry and Business.
- Reported back, (amended, do pass), 351.
- Sixth Order of Business, 351.
- Amendments adopted, 374.
- Engrossed, 405.
- Re-engrossed, 824.
- Second reading, 395, 824.
- Passed, 396, 825.
- To Senate, 412.
- Returned to House, (amended), 800.
- House concurs, 824, 916.
- Enrolled, 905.
- Signed by Speaker, 903.
- Sent to Senate, 914.
- Received from Senate, 942.
- Message to Governor, 955.
- Approved by Governor, 972.

**House Bill No. 626—(Reps. Anderson of Eddy-Foster and Roen)**

**House Bill No. 626.** A Bill for an Act to amend and reenact sections 36-0108, 36-1513, 36-1514, and 36-1515 of the North Dakota Revised Code of 1943, relating to bang's disease and to provide for bang's disease vaccination by technicians and owners.

Introduction, first reading, 129.  
 Referred to Committee on Agriculture.  
 Reported back, 440.  
 Withdrawn.

**House Bill No. 627—(Reps. Larson and Thompson of Burleigh)**

**House Bill No. 627.** A Bill for an Act to vacate the plat of Capitol Park platted by the Capitol Commission by virtue of the provisions of Chapter 104, Laws of Dakota Territory for 1883, said plat being a plat of the present Capitol grounds, providing for a limitation of time for all claimants to object to such vacation and providing for the repeal of any act or part of any act in conflict herewith.

Introduction, first reading, 129.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended, do pass), 327.  
 Sixth Order of Business, 328.  
 Amendments adopted, 343.  
 Engrossed, 378.  
 Second reading, 368.  
 Passed, 369.  
 To Senate, 392.  
 Returned to House, 1027.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 628—(Reps. Sortland, Scott and Strand)**

**House Bill No. 628.** A Bill for an Act to authorize county commissioners to provide for or furnish clerical assistance to supervisors of soil conservation districts.

Introduction, first reading, 129.  
 Referred to Committee on State and Federal Government.  
 Second reading, 208.  
 Passed, 208.  
 To Senate, 222.  
 Returned to House, 942.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 629—(Reps. Beede and Gefreh)**

**House Bill No. 629.** A Bill for an Act to provide for appeal from orders of the Insurance Commissioner and declaring an emergency.

Introduction, first reading, 135.  
 Referred to Committee on Judiciary.  
 Second reading, 205.  
 Passed, 206.  
 To Senate, 222.  
 Returned to House, 942.  
 Enrolled, 988.

Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 630—(Reps. Saugstad, Balerud and Simonson, 9th)**

**House Bill No. 630.** A Bill for an Act to amend and reenact section 16-1008 of the North Dakota Revised Code of 1943 relating to nomination and appointment of judges of elections.

Introduction, first reading, 135.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 408.  
 Amendments adopted, 437.  
 Second reading, 480.  
 Lost, 481.

**House Bill No. 631—(Rep. Adamsen)**

**House Bill No. 631.** A Bill for an Act to amend and reenact Section 57-2226 of the North Dakota Revised Code of 1943, relating to deduction of personal property taxes from salaries and claims against public funds.

Introduction, first reading, 135.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 295.  
 Placed on Calendar, 343, laid over, 369.  
 Second reading, 330, 398.  
 Passed, Lost, 330.  
 Reconsidered, 343.  
 Pass, 399.  
 To Senate, 412.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 632—(Rep. Adamsen)**

**House Bill No. 632.** A Bill for an Act to amend and reenact Section 48-0214 of the North Dakota Revised Code of 1943, relating to retention of money on public contracts.

Introduction, first reading, 135.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 192.  
 Second reading, 209.  
 Passed, 209.  
 To Senate, 222.  
 Returned to House, (indefinitely postponed), 1093.

**House Bill No. 633—(Rep. Adamsen)**

**House Bill No. 633.** A Bill for an Act to amend and reenact Section 43-0712 of the North Dakota Revised Code of 1943, relating to bids, licenses of contractors, and issuance of contracts, and providing for voidance of contracts for violation.

Introduction, first reading, 135.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 364.  
 Second reading, 382.  
 Passed, 383.  
 To Senate, 412.  
 Returned to House, (indefinitely postponed), 836.

**House Bill No. 634—(Reps. Rohde, Mollet and Baldwin)**

**House Bill No. 634.** A Bill for an Act to amend and reenact section 40-1904 of the North Dakota Revised Code of 1943 relating to the compensation of village assessors.

Introductions, first reading, 142.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 365.  
 General Order, 384.  
 Amended, 406.  
 Engrossed, 473.  
 Re-engrossed, 896.  
 Second reading, 383, 446, 896.  
 Lost, 384; reconsidered, 384.  
 Pass, 447.  
 To the Senate, 475.  
 Returned to House, (amended), 877.  
 House concurs, 896, 916.  
 Final passage, 897.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 635—(Reps. Rhode and Baldwin)**

**House Bill No. 635.** A Bill for an Act to amend and reenact section 57-5005 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to motor vehicle fuel tax refunds to the state and political subdivisions.

Introductions, first reading, 142.  
 Referred to Committee on Finance and Taxation.  
 Rereferred to Committee on Finance and Taxation, 331.  
 Reported back, (do pass), 295, 612; (indefinitely postponed), 612.

**House Bill No. 636—(Reps. Nygaard and Paulson)**

**House Bill No. 636.** A Bill for an Act to authorize the state fire marshal to prescribe uniform regulations for safety in the design, construction, location, installation and operation of equipment for storing, handling, transporting by tank-truck or tank-trailer and the utilizing of liquefied petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquefied petroleum gas containers and to prohibit the refilling or use of such containers without authorization by the owner thereof; providing for licensing of dealers; making an appropriation, and providing for penalty.

Introductions, first reading, 142.

Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 365.  
 Amendments adopted, 378.  
 Engrossed, 436.  
 Second reading, 420.  
 Passed, 421.  
 To Senate, 442.  
 Returned to House, (indefinitely postponed), 876.

**House Bill No. 637—(Committee on State and Federal Government)**

**House Bill No. 637.** A Bill for an Act to repeal chapter 36-03 of the North Dakota Revised Code of 1943, relating to the registration of stallions.

Introductions, first reading, 142.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 328.  
 Second reading, 346.  
 Passed, 347.  
 Emergency carried, 347.  
 To Senate, 373.  
 Returned to House, 800.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 638—(Reps. Nygaard, Paulson and Bye)**

**House Bill No. 638.** A Bill for an Act relating to licensing and regulation of transient merchants doing business by auction or otherwise, and repealing chapter 51-04 of the North Dakota Revised Code of 1943 and sections 51-0401 and 51-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 143.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 365.  
 Second reading, 384.  
 Passed, 385.  
 To Senate, 412.  
 Returned to House, 942.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 639—(Reps. Hofstrand and Link)**

**House Bill No. 639.** A Bill for an Act to amend and reenact sections 15-5314 and 15-5316 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to reorganization of school districts.

Introduction, first reading, 143.  
 Referred to Committee on Education.

Reported back, (do pass), 275.  
 Second reading, 297.  
 Passed, 298.  
 To Senate, 333.  
 Returned to House, (indefinitely postponed), 942.

**House Bill No. 640—(Reps. Larson, Hofstrand and Leet)**

**House Bill No. 640.** A Bill for an Act to prohibit the offering or giving of commissions, fees or rewards to the agent of any school or school district for or on account of the purchase of any school books, furniture or other supplies for the use of such school, school district, employees thereof, or students, and to provide a penalty.

Introduction, first reading, 143.  
 Referred to Committee on Education.  
 Reported back, (do pass), 249.  
 Re-engrossed, 1062.  
 Second reading, 288.  
 Passed, 289.  
 To Senate, 300.  
 Senate amendments, 1009.  
 Returned to House, 1009.  
 House concurs, 1062.  
 Final passage, 1063.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 641—(Reps. Power and Langseth)**

**House Bill No. 641.** A Bill for an Act to amend and reenact section 4-0227 of the North Dakota Revised Code of 1943, relating to county fair associations and tax levies therefor.

Introduction, first reading, 143.  
 Referred to Committee on Finance and Taxation.  
 Rereferred to Committee on Finance and Taxation, 339.  
 Reported back, (amended, do pass, indefinitely postponed, 295, 376.  
 Laid over one Legislative day, 410.  
 Amendments adopted, 442.  
 Reprinted, 498.  
 Engrossed, 517.  
 Second reading, 677.  
 Passed, 678.  
 To Senate, 733.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 642—(Reps. Roen, Snow and Homelvig)**

**House Bill No. 642.** A Bill for an Act to amend and reenact subsection 2 of section 10-1520 of the North Dakota Revised Code of 1943, relating to increase of permissive sur-

plus of corporations organized under provisions of chapter 10-15 of the North Dakota Revised Code of 1943, as amended.

Introduction, first reading, 143.

Referred to Committee on General Affairs.

Reported back, 478.

Withdrawn, 478.

**House Bill No. 643—(Reps. Strand, Isakson and Berntson)**

**House Bill No. 643.** A Bill for an Act relating to levy of taxes in reorganized school districts, and permitting adjustment of the tax burden equitably between merged rural and urban areas.

Introduction, first reading, 143.

Referred to Committee on Finance and Taxation.

Rereferred to Committee on Education, 162.

Reported back, (do pass), 377.

Second reading, 421.

Passed, 421.

To Senate, 442.

Returned to House, 1009.

Enrolled, 1108.

Signed by Speaker, 1187.

Sent to Senate, 1188.

Received from Senate, 1195.

Message to Governor, 1221.

**House Bill No. 644—(Reps. Lynch and Leet)**

**House Bill No. 644.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a secondary highway system.

Introduction, first reading, 143.

Referred to Committee on Transportation.

Reported back, (amended, do pass), 275.

General Orders, 389.

Amendments adopted, 297; (amended), 406.

Engrossed, 473.

Second reading, 447.

Passed, 448.

To Senate, 475.

Returned to House, 942.

Enrolled, 987.

Signed by Speaker, 985.

Sent to Senate, 985.

Received from Senate, 1027.

Message to Governor, 1037.

Approved by Governor, 1032.

**House Bill No. 645—(Reps. Langseth and Vinje)**

**House Bill No. 645.** A Bill for an Act to require a full market value reappraisal of real property at least once every five years.

Introduction, first reading, 144.

Referred to Committee on Finance and Taxation.

Reported back, (indefinitely postponed), 275.

**House Bill No. 646—(Reps. Sorlie, Bye and Baldwin)**

**House Bill No. 646.** A Bill for an Act to amend and reenact sections 36-0510 and 36-2203 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees for livestock brand inspection.

Introduction, first reading, 162.

Referred to Committee on Agriculture.

Reported back, (indefinitely postponed), 340.

**House Bill No. 647—(Reps. Larson and Adamsen)**

**House Bill No. 647.** A Bill for an Act to provide a method of enforcement of the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as measure No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Introduction, first reading, 162.

Referred to Committee on Industry and Business.

Reported back, (do pass), 510.

Second reading, 601.

Passed, 602, clincher.

To Senate, 620.

Returned to House, (indefinitely postponed), 1093.

**House Bill No. 648—(Reps. Larson and Adamsen)**

**House Bill No. 648.** A Bill for an Act to amend and reenact the Initiated Measure which appeared on the ballot at the primary election held in the State of North Dakota on the 29th day of June, 1954, and identified as No. 2 on the said ballot, prohibiting members of the Legislative Assembly and their spouses, and partnerships, corporations, and associations in which such members or spouses have a specified interest, from doing business with the State of North Dakota or its subdivisions under certain conditions, and providing penalties.

Introduction, first reading, 163.

Referred to Committee on Industry and Business.

Reported back, (without recommendation), 365.

General Orders, 365.

Recommend passage, 379.

Second reading, 421.

Lost, 422.

**House Bill No. 649—(Reps. Hofstrand, Engen and Link)**

**House Bill No. 649.** A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to transportation in reorganized school districts.

Introduction, first reading, 163.

Referred to Committee on Education.

Reported back, (do pass), 377.

Second reading, 425.

Passed, 426.



To Senate, 442.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 650—(Reps. Baldwin and Simonson, 9th)**

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-2608 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the liability of municipalities for deficiencies in special improvement funds.

Introduction, first reading, 163.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (amended, do pass), 365.  
 Amendments adopted, 378.  
 Engrossed, 436.  
 Re-engrossed, 793.  
 Second reading, 426, 793.  
 Passed, 427, 794.  
 To Senate, 442.  
 Senate amendments, 782.  
 Returned to House, 782.  
 House concurs, 793, 796.  
 Enrolled, 834.  
 Signed by Speaker, 871.  
 Sent to Senate, 872.  
 Received from Senate, 902.  
 Message to Governor, 905.  
 Approved by Governor, 921.

**House Bill No. 651—(Reps. Miller, Sortland, Engen and McLain)**

**House Bill No. 651.** A Bill for an Act to amend and reenact section 24-0619 of the North Dakota Revised Code of 1943, relating to the expenditure of township road funds.

Introduction, first reading, 163  
 Referred to Committee on Transportation.  
 Reported back, (do pass), 351.  
 Second reading, 374.  
 Passed, 375.  
 To Senate, 392.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 652—(Reps. Frank and George)**

**House Bill No. 652.** A Bill for an Act defining the term "other suitable recognition" as used in sections 11-3201 and 11-3203 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to memorials.

Introduction, first reading, 163  
 Reported to Committee on Veterans and Military Affairs.  
 Reported back, (indefinitely postponed), 515.

**House Bill No. 653—(Reps. Frank and George)**

**House Bill No. 653.** A Bill for an Act to amend and reenact section 63-0116 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to noxious weed seed.

Introduction, first reading, 163

Referred to Committee on State and Federal Government.

Reported back, (indefinitely postponed), 328.

**House Bill No. 654—(Rep. Leet)**

**House Bill No. 654.** A Bill for an Act to provide for the collection of fees commensurate with costs for services rendered to private persons by county auditors and for the disposition of such fees.

Introduction, first reading, 164.

Referred to Committee on Political Subdivisions.

Reported back, (indefinitely postponed), 520.

**House Bill No. 655—(Reps. Erickson of Burke-Divide, Currie and Schuler)**

**House Bill No. 655.** A Bill for an Act to amend and reenact section 26-2216 of the North Dakota Revised Code of 1943, relating to compensation of assessors, county auditors and agents of the insurance commissioner for taking applications, and declaring an emergency.

Introduction, first reading, 164.

Referred to Committee on Industry and Business.

Reported back, (amended, do pass), 351.

Sixth Order of Business, 351.

Amendments adopted, 374.

Engrossed, 405.

Second reading, 396.

Passed, (clinch), 397.

Emergency lost, 397.

To Senate, 412.

Returned to House, (indefinitely postponed), 920.

**House Bill No. 656—(Reps. Langseth, Laske and Dunlop)**

**House Bill No. 656.** A Bill for an Act relating to the cost of burial in county welfare cases, and amending and reenacting subsection 5 of section 23-0603 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 164.

Referred to Committee on Social Welfare.

Reported back, (do pass), 214.

Second reading, 265.

Passed, 266.

To Senate, 277.

Senate amendments, 1010.

Returned to House, 1010.

Conference Committee, 1102.

Senate adopts Conference Committee report, 1190.

Conference Committee report, 1194.

House adopts Conference Committee report, 1195.

Enrolled, 1223.

Signed by Speaker, 1245.

Sent to Senate, 1247.

Received from Senate, 1250.

Message to Governor, 1254.

**House Bill No. 657—(Rep. Langseth)**

**House Bill No. 657.** A Bill for an Act to amend and reenact section 46-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to distribution of session laws, compilations, and codifications to county officers.

Introduction, first reading, 164.

Referred to Committee on Judiciary.

Reported back, (indefinitely postponed), 403.

**House Bill No. 658—(Reps. Rose, Hofstrand, Fleenor and Schuler)**

**House Bill No. 658.** A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, relating to hog cholera virus.

Introduction, first reading, 164.

Referred to Committee on Agriculture.

Reported back, (do pass), 296.

Re-engrossed, 1064.

Second reading, 331.

Passed, 331.

To Senate, 348.

Senate amendments, 1010.

Returned to House, 1010.

House concurs, 1064.

Final passage, 1064.

Enrolled, 1222.

Signed by Speaker, 1245.

Sent to Senate, 1247.

Received from Senate, 1250.

Message to Governor, 1254.

**House Bill No. 659—(Reps. Power, Scott, Spitzer and Renfrow)**

**House Bill No. 659.** A Bill for an Act to amend and reenact section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to organization of annual or special township meetings and providing for five o'clock p.m. closing.

Introduction, first reading, 164.

Referred to Committee on Political Subdivisions.

Reported back, (do pass), 365.

Second reading, 385.

Passed, 386.

To Senate, 412.

Returned to House, 1077.

Enrolled, 1222.

Signed by Speaker, 1245.

Sent to Senate, 1247.

Received from Senate, 1250.

Message to Governor, 1254.

**House Bill No. 660—(Reps. Rhode, Gumeringer and Frank)**

**House Bill No. 660.** A Bill for an Act to repeal Section 34-0114 of the 1953 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, 164.  
 Referred to Committee on Labor Relations.  
 Reported back, 406; (indefinitely postponed), 408.

**House Bill No. 661—(Reps. Haugland, Solberg, Nygaard, Saumur and Schuler)**

**House Bill No. 661.** A Bill for an Act to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing; designating the state board to administer the provisions of this Act; and making an appropriation.

Introduction, first reading, 164.  
 Referred to Committee on Social Welfare.  
 Rereferred to Committee on Appropriations.  
 Reported back, (do pass), 342, 438.  
 Second reading, 481.  
 Passed, 482.  
 To Senate, 499.  
 Returned to House, 1077.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 662—(Reps. Sortland, Engen and Miller)**

**House Bill No. 662.** A Bill for an Act to amend and reenact Section 15-2515 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to compensation for clerks in common school districts.

Introduction, first reading, 165.  
 Referred to Committee on Education.  
 Reported back, (do pass), 275.  
 Amendments adopted, 299.  
 Engrossed, 329.  
 Second reading, 298.  
 Passed, 299.  
 To Senate, 333.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1195.  
 Message to Governor, 1221.

**House Bill No. 663—(Reps. Brooks, Baldwin, Simonson and Stockman)**

**House Bill No. 663.** A Bill for an Act to provide for the joint exercise of powers of two or more governmental units or municipal corporations, including every city, village, county, town, park district, school district, and states and United States Governments and departments of each thereof; and also to provide that two or more of such governmental units, by agreement entered into through action of their governing bodies, may jointly or cooperatively exercise any of their respective separate powers or any power common to such contracting parties or any similar powers; to provide for disbursements from public funds, including funds already raised

to buy real estate for public buildings and other proper funds or properties already on hand; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

Introduction, first reading, 179.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 328.  
 Re-engrossed, 1193.  
 Second reading, 352.  
 Emergency carried, 1194.  
 To Senate, 373.  
 Senate amendments, 975.  
 Returned to House, (amended), 975.  
 Conference Committee, 999, 1027, 1035, 1102.  
 House concurs, 1192.  
 House does not concur, 1027.  
 Senate adopts Conference Committee report, 1190.  
 House adopts Conference Committee report, 1195.  
 Final passage, 1193.  
 Enrolled, 1229.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 664—(Reps. Stockman and Wicks)**

**House Bill No. 664.** A Bill for an Act to protect the health, safety and welfare of the people of the State of North Dakota; defining terms used in this Act; prescribing regulations for the practice of massage and the conduct of massage establishments; providing for the creation of a Board of Masseurs and defining the powers and duties of such Board; providing for the inspection of all massage establishments and requiring the registration of all who practice massage; license fee, appropriating the proceeds thereof to accomplish the purposes of this Act, and providing penalties for the violation of any provisions of this Act.

Introduction, first reading, 179.  
 Referred to Committee on General Affairs.  
 Referred to Committee on Social Welfare, 343.  
 Rereferred to Committee on General Affairs, 411.  
 Reported back, 341, 544; (indefinitely postponed), 544.  
 Reconsider, 343.

**House Bill No. 665—(Reps. Isakson and Adamsen)**

**House Bill No. 665.** A Bill for an Act to amend and reenact section 12-1006 of the North Dakota Revised Code of 1943, relating to personal interest in contract by public officer.

Introduction, first reading, 180.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 328.  
 Second reading, 353.  
 Passed, 354.  
 To Senate, 373.  
 Returned to House, 876.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.

Received from Senate, 991.  
Message to Governor, 1037.  
Approved by Governor, 1032.

**House Bill No. 666**—(Reps. Gefreh, Stockman, Beede and Brooks)

**House Bill No. 666.** A Bill for an Act to amend and reenact section 28-1301 of the North Dakota Revised Code of 1943, relating to affidavits of prejudice in district court.

Introduction, first reading, 180.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 275.  
Second reading, 299.  
Passed, 300.  
To Senate, 333.  
Returned to House, 836.  
Enrolled, 905.  
Signed by Speaker, 903.  
Sent to Senate, 914.  
Received from Senate, 942.  
Message to Governor, 955.  
Approved by Governor, 972.

**House Bill No. 667**—(Rep. Nygaard)

**House Bill No. 667.** A Bill for an Act to amend and reenact section 15-2512 of the North Dakota Revised Code of 1943 and section 15-5602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to common school districts and providing for agreements between boards of districts of residence and boards of districts of enrollment, and determining the district of enrollment of elementary pupils and the credit for tuition therefor.

Introduction, first reading, 180.  
Referred to Committee on Education.  
Reported back, (amended, do pass), 494.  
Sixth Order of Business, 494.  
Amendments adopted, 523.  
Engrossed, 658.  
Second reading, 637.  
Passed, 638.  
To Senate, 679.  
Returned to House, 1009.  
Enrolled, 1108.  
Signed by Speaker, 1187.  
Sent to Senate, 1188.  
Received from Senate, 1194.  
Message to Governor, 1221.

**House Bill No. 668**—(Reps. Langseth, Wolf, George and Olson)

**House Bill No. 668.** A Bill for an Act to restrict political activities by licensing inspectors or investigators employed by the state of North Dakota and to provide a penalty.

Introduction, first reading, 180.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 329.  
Second reading, 354.

Passed, 354.  
 To Senate, 373.  
 Returned to House, (indefinitely postponed), 836.

**House Bill No. 669—(Rep. Baker)**

**House Bill No. 669.** A Bill for an Act to amend and reenact section 52-0909 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Rate of Contributions and subsection 5 of section 52-0920 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Introduction, first reading, 180.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 615.  
 Sixth Order of Business, 616.  
 Amendments adopted, 660.  
 Engrossed, 732.  
 Second reading, 715.  
 Passed, 716.  
 To Senate, 733.  
 Returned to House, 1009.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1194.  
 Message to Governor, 1221.

**House Bill No. 670—(Rep. Brown)**

**House Bill No. 670.** A Bill for an Act relating to restrictions on the powers of police magistrates and municipal justices of the peace, and providing a penalty, and declaring an emergency.

Introduction, first reading, 180.  
 Referred to Committee on Judiciary; rereferred, 297.  
 Reported back, (amended, do pass), 275, 434.  
 Sixth Order of Business, 435.  
 Amendments adopted, 473.  
 Engrossed, 608.  
 Second reading, 570.  
 Passed, (clincher), 571.  
 To Senate, 620.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 671—(Rep. Beede)**

**House Bill No. 671.** A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of hail insurance indemnity and when losses allowed and declaring an emergency.

Introduction, first reading, 180.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 472.  
 Second reading, 579.  
 Passed, 580.

**House Bill No. 672—(Reps. Brooks, Stockman, Gefre and Beede)**

**House Bill No. 672.** A Bill for an Act relating to creation,

organization, reorganization, operation, powers, purposes, reports, fees, franchise taxes and charges, and dissolution of domestic and foreign profit corporations organized or operating within this state for any lawful purpose, providing certain penalties for violation of certain sections of this Act, and repealing Chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17, and Subdivisions 4, 5, 8 and 9 of section 54-0904 of the North Dakota Revised Code of 1943, and the 1953 Supplement thereto.

Introduction, first reading, 181.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 552.  
 Sixth Order of Business, 555.  
 Amendments adopted, 623.  
 To Head of Calendar, 692.  
 Engrossed, 732.  
 Second reading, 692.  
 Passed, 693.  
 To Senate, 733.  
 Returned to House (indefinitely postponed), 975.

**House Bill No. 673—(Reps. Power and Lee)**

**House Bill No. 673.** A Bill for an Act relating to bees and bee equipment, their control and regulation, amending sections 4-1204, 4-1209, 4-1212, 4-1220, and creating subsections 4 and 5 of section 4-1201 of the North Dakota Revised Code of 1943 and repealing sections 4-1214, 4-1218 and 4-1219 thereof.

Introduction, first reading, 198.  
 Referred to Committee on Agriculture.  
 Reported back, (amended, do pass), 404.  
 Amendments adopted, 437.  
 Engrossed, 493.  
 Second reading, 482.  
 Passed, (clincher), 483.  
 To Senate, 499.  
 Returned to House, 1093.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1250.  
 Message to Governor, 1254.

**House Bill No. 674—(Reps. Link and Rolfsrud)**

**House Bill No. 674.** A Bill for an Act relating to eradication of noxious weeds, and prescribing functions of the extension service of the North Dakota agricultural college with reference thereto; providing for appointment of a commissioner of noxious weeds and deputy commissioner in each county commissioner district and in a city, village, township or irrigation district; prescribing their powers and duties and fixing their compensation, providing for a tax levy to cover compensation and expenses of such commissioner and deputy commissioner of noxious weeds, providing penalties for violation of this Act; repealing chapter 63-02 of the North Dakota Revised Code of 1943 and declaring an emergency.

Introduction, first reading, 198.  
 - Referred to Committee on State and Federal Government.



Rereferred to Committee on Agriculture, 216.  
 Reported back, (amended, do pass), 536.  
 Sixth Order of Business, 537.  
 Amendments adopted, 565.  
 General Orders, 666.  
 Reported back, (pass as amended), 678.  
 Engrossed, 732.  
 Re-engrossed, 1065.  
 Second reading, 724.  
 Passed, 725.  
 Emergency carried, 725.  
 To Senate, 733.  
 Senate amendments, 1010.  
 Returned to House, 1010.  
 House concurs, 1065.  
 Final passage, 1066.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 675—(Reps. Engen, Miller, Scott and Langseth)**

**House Bill No. 675.** A Bill for an Act to amend and reenact subsection 67 of section 40-0501 and section 40-3301 of the North Dakota Revised Code of 1943, relating to the acquisition and operation of municipal utilities and authorizing municipalities to construct and operate natural or artificial gas transmission lines, plants, and distribution systems.

Introduction, first reading, 198.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 510.  
 Second reading, 602.  
 Passed, 603.  
 To Senate, 620.  
 Returned to House, 975.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1196.  
 Message to Governor, 1221.

**House Bill No. 676—(Reps. Saugstad, Magnuson, Power and Berntson)**

**House Bill No. 676.** A Bill for an Act to amend and reenact section 20-0302 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 20-0310 of the North Dakota Revised Code of 1943, relating to game and fish licenses.

Introduction, first reading, 198.  
 Referred to Committee on Natural Resources.  
 Reported back, (amended, do pass), 515.  
 Sixth Order of Business, 515.  
 Amendments adopted, 543.  
 Engrossed, 658.  
 Re-engrossed, 897.  
 Second reading, 645, 897.

Passed, 646, 898.  
 To Senate, 679.  
 Returned to House, (amended), 877.  
 House concurs, 897, 916.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 677—(Reps. Hofstrand, Fine, Berntson and Isakson)**

**House Bill No. 677.** A Bill for an Act to amend and reenact section 57-15141 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to levies for support of county agricultural and training schools.

Introduction, first reading, 198.  
 Referred to Committee on Education.  
 Reported back, 498; withdrawn, 498.

**House Bill No. 678—(Reps. Sticka, Gress and Schmalenberger)**

**House Bill No. 678.** A Bill for an Act to amend and reenact sections 23-1002, 23-1003, 23-1004, 23-1005, 23-1006, 23-1008, 23-1010, 23-1011 and 23-1012 of the North Dakota Revised Code of 1943, dealing with motor and trailer courts and to repeal sections 23-1001, 23-1007 and 23-1009 and declaring an emergency.

Introduction, first reading, 199.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 515.  
 Engrossed, 658.  
 Second reading, 628.  
 Passed, 628.  
 Emergency carried, 628.  
 To Senate, 679.  
 Returned to House, 942.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 679—(Reps. Erickson of Bottineau, Mollet and Rhode)**

**House Bill No. 679.** A Bill for an Act to amend and reenact section 47-1409 of the North Dakota Revised Code of 1943, relating to usury and maximum contract rates of interest.

Introduction, first reading, 199.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass, indefinitely postponed), 472.

**House Bill No. 680—(Reps. Erickson of Bottineau, Power, Magnuson, Sommer and Vinje)**

**House Bill No. 680.** A Bill for an Act under which the

State Forester will provide for fire prevention, detection and suppression in the forested areas of North Dakota.

Introduction, first reading, 199.  
Referred to Committee on Natural Resources.  
Reported back, (do pass), 515.  
Second Reading, 629.  
Passed, 629.  
To Senate, 679.  
Returned to House, 1009.  
Enrolled, 1222.  
Signed by Speaker, 1245.  
Sent to Senate, 1247.  
Received from Senate, 1252.  
Message to Governor, 1254.

**House Bill No. 681—(Reps. Brooks, Haugland, Heimes and Simonson)**

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 50-0921 and 50-0922 of the North Dakota Revised Code of 1943, relating to payments of assistance to unmarried mothers or to the dependent children of unmarried mothers.

Introduction, first reading, 199.  
Referred to Committee on Social Welfare.  
Reported back, (do pass), 342.  
Second reading, 369.  
Passed, 370.  
To Senate, 392.  
Returned to House, 782.  
Enrolled, 784.  
Signed by Speaker, 820.  
Sent to Senate, 820.  
Received from Senate, 835.  
Approved by Governor, 857.

**House Bill No. 682—(Committee on Transportation)**

**House Bill No. 682.** A Bill for an Act relating to the registration of driveaway transporters of vehicles, providing for in-transit plates and fees, providing penalties, and declaring an emergency.

Introduction, first reading, 199.  
Referred to Committee on Transportation.  
Rereferred to Committee on Transportation, 375.  
Reported back, (amended, do pass), 351, 393.  
Sixth Order of Business, 393.  
Amendments adopted, 374, 437.  
Engrossed, 493.  
Second reading, 483.  
Passed, 484.  
Emergency carried, 484.  
To Senate, 499.  
Returned to House, 1009.  
Enrolled, 1222.  
Signed by Speaker, 1245.  
Sent to Senate, 1247.  
Received from Senate, 1252.  
Message to Governor, 1254.

**House Bill No. 683—(Reps. Brooks and Gefreh)**

**House Bill No. 683.** A Bill for an Act to amend and reenact section 27-0831 of the North Dakota Revised Code of 1943, relating to Assignment of counsel for indigent defendants in county courts having increased jurisdiction and compensation thereof.

Introduction, first reading, 199.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 275.  
 Second reading, 319.  
 Passed, 320.  
 To Senate, 333.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 684—(Reps. Brooks and Gefreh)**

**House Bill No. 684.** A Bill for an Act to amend and reenact section 29-0127 of the North Dakota Revised Code of 1943, relating to compensation and limitation of assignment of counsel for indigent defendants.

Introduction, first reading, 199.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 276.  
 Second reading, 320.  
 Passed, 320.  
 To Senate, 333.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 685—(Reps. Haugland, Simonson, Saugstad, Brooks and Baldwin)**

**House Bill No. 685.** A Bill for an Act to amend and reenact section 27-0812 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Clerks of the County Court with increased jurisdiction, their appointment and salary.

Introduction, first reading, 200.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 276.  
 Amendments adopted, 297.  
 Engrossed, 342.  
 Second reading, 334.  
 Passed, 335.  
 To Senate, 348.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.

Received from Senate, 942.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 686—(Reps. Haugland, Saugstad, Simonson, Brooks and Baldwin)**

**House Bill No. 686.** A Bill for an Act to amend and reenact section 16-1016 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to election officers and their compensation.

Introduction, first reading, 200.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 276.  
 Second reading, 321.  
 Passed, 321.  
 To Senate, 333.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 687—(Reps. Brooks and Gefreh)**

**House Bill No. 687.** A Bill for an Act to amend and reenact Section 31-0203 of the North Dakota Revised Code of 1943 relating to the examination of adverse parties before trial and declaring an emergency.

Introduction, first reading, 200.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 276.  
 Amendments adopted, 297.  
 Engrossed, 342.  
 Second reading, 335.  
 Passed, 336.  
 Emergency carried, 336.  
 To Senate, 348.  
 Returned to House, 836.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 688—(Reps. Poling and Gefreh)**

**House Bill No. 688.** A Bill for an Act to amend and reenact Sections 43-1301, 43-1307, 43-1308, 43-1317, and 43-1320 relating to Optometrists.

Introduction, first reading, 200.  
 Referred to Committee on General Affairs.  
 Reported back, (amended, do pass), 341.  
 Sixth Order of Business, 341.  
 Amendments adopted, 367.  
 Engrossed, 405.  
 Re-engrossed, 1094, 1229.

Second reading, 386.  
 Passed, 387.  
 To Senate, 412.  
 Senate amendments, 1043, 1228.  
 Returned to House, (amended), 1043.  
 House concurs, 1094, 1229, 1251.  
 Senate requests return, 1200.  
 Returned to Senate, 1216.  
 Returned to House, (amended), 1228.  
 Final passage, 1094, 1236.  
 Signed by Speaker, 1250.  
 Sent to Senate, 1251.  
 Received from Senate, 1253.  
 Message to Governor, 1253.

**House Bill No. 689—(Committee on Appropriations)**

**House Bill No. 689.** A Bill for an Act to appropriate and transfer moneys out of the funds available for aid to dependent children and to make such moneys available for expenditure by the Public Welfare Board for crippled children services during the remainder of the biennium ending June 30, 1955; and declaring an emergency.

Introduction, first reading, 200.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 341.  
 Second reading, 400.  
 Passed, 401.  
 Emergency carried, 401.  
 To Senate, 412.  
 Returned to House, 760.  
 Enrolled, 784.  
 Signed by Speaker, 820.  
 Sent to Senate, 820.  
 Received from Senate, 835.  
 Approved by Governor, 857.

**House Bill No. 690—(Reps. Link and Rolfsrud)**

**House Bill No. 690.** A Bill for an Act to provide for a township tax levy of five mills to be used in cooperation with a county in the construction and maintenance of federal aid farm to market roads on the county highway system within such township, and providing for notification.

Introduction, first reading, 200.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (amended, do pass), 537.  
 Sixth Order of Business, 537.  
 Amendments adopted, 565.  
 Second reading, 666.  
 Passed, 667.  
 To Senate, 733.  
 Returned to House, 836.  
 Enrolled, 906.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 942.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 691—(Reps. Brown, Baldwin and Thompson of Burleigh)**

**House Bill No. 691.** A Bill for an Act to amend and reenact Subsection 8 of Section 57-3822 of the 1943 Revised Code relating to deductions allowed in computing net income.

Introduction, first reading, 200.  
 Referred to Committee on Finance and Taxation.  
 Rereferred to Committee on Finance and Taxation, 427.  
 Reported back, (amended, do pass), 377, 538.  
 Sixth Order of Business, 538.  
 Amendments adopted, 565.  
 Re-engrossed, 898.  
 Second reading, 667, 898.  
 Passed, 668, 899.  
 To Senate, 733.  
 Returned to House, (amended), 877.  
 House concurs, 898, 916.  
 Final passage, 898, 899.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 692—(Reps. Gefreh and Gress)**

**House Bill No. 692.** A Bill for an Act to amend and reenact section 40-0911 of the North Dakota Revised Code of 1943, relating to meetings of boards of city commissioners.

Introduction, first reading, 201.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass), 366.  
 Second reading, 387.  
 Passed, 388.  
 To Senate, 412.  
 Returned to House, 836.  
 Enrolled, 906.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 693—(Reps. Christopher, Einarson and Gefreh)**

**House Bill No. 693.** A Bill for an Act to amend and reenact sections 40-0808, 40-0816 and 40-0910 of the North Dakota Revised Code of 1943, relating to vacancies in city offices.

Introduction, first reading, 201.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended, do pass), 366.  
 Amendments adopted, 378.  
 Engrossed, 436.  
 Re-engrossed, 1095.  
 Second reading, 427.  
 Passed, 428.  
 To Senate, 442.

Senate amendments, 1043.  
 Returned to House, (amended), 1043.  
 House concurs, 1095.  
 Final passage, 1095.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 694—(Reps. Link, Rolfsrud, Knutson, Davis, Mueller and Rickford)**

**House Bill No. 694.** A Bill for an Act amending and reenacting subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the definition of assessed valuation, and declaring an emergency.

Introduction, first reading, 201.  
 Referred to Committee on Education.  
 Reported back, (do pass), 377.  
 Second reading, 428.  
 Passed, 429.  
 Emergency carried, 429.  
 To Senate, 442.  
 Returned to House, 1009.  
 Enrolled, 1222.  
 Signed by Speaker, 1223.  
 Sent to Senate, 1223.  
 Message to Governor, 1230.

**House Bill No. 695—(Reps. Simonson, Hofstrand and Brooks)**

**House Bill No. 695.** A Bill for an Act to amend and reenact subsection 5 of Section 43-0442 of the North Dakota Revised Code of 1943; relating to increase in renewal fee for barber's certificate. Membership in North Dakota Barber Association.

Introduction, first reading, 201.  
 Referred to Committee on State and Federal Government.  
 Rereferred, 471.  
 Reported back, (amended, do pass, indefinitely postponed), 438, 510.  
 Reconsider, 471.  
 Sixth Order of Business, 510.  
 Amendments adopted, 543.  
 Engrossed, 658.  
 Re-engrossed, 1082.  
 Second reading, 641.  
 Passed, 642.  
 To Senate, 679.  
 Senate amendments, 1017.  
 Returned to House, (indefinitely postponed), 975.  
 House concurs, 1082.  
 Senate requests return, 995.  
 Returned to Senate, 995.  
 Returned to House, (amended), 1017.  
 Final passage, (lost, clincher), 1083.



**House Bill No. 696—(Rep. Erickson of Burke-Divide)**

**House Bill No. 696.** A Bill for an Act to repeal chapter 125 of the North Dakota Session Laws of 1953, relating to investment in farm loans by the board of university and school lands.

Introduction, first reading, 201.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 329.  
 Second reading, 355.  
 Passed, 355.  
 To Senate, 373.  
 Returned to House, 836.  
 Enrolled, 906.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 955.  
 Approved by Governor, 972.

**House Bill No. 697—(Reps. Gefreh and Adamsen)**

**House Bill No. 697.** A Bill for an Act to amend and reenact section 11-1512 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sheriff's mileage.

Introduction, first reading, 201.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 329.  
 Second reading, 355.  
 Passed, 356.  
 To Senate, 373.  
 Returned to House, 876.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 698—(Reps. Saugstad, Haugland, Balerude and Dahlund)**

**House Bill No. 698.** A Bill for an Act authorizing the industrial commission to make payments to certain school districts subject to appropriation.

Introduction, first reading, 216.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 329.  
 Re-engrossed, 1078.  
 Second reading, 356.  
 Passed, 357.  
 To Senate, 373.  
 Senate amendments, 1010.  
 Returned to House, 1010.  
 House concurs, 1078.  
 Final passage, 1079.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 699—(Reps. Wolf and Schmalenberger)**

**House Bill No. 699.** A Bill for an Act to amend and reenact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, prohibiting sale of alcoholic beverages at certain times.

Introduction, first reading, 217.

Referred to Committee on Judiciary.

Amended, 545.

On calendar without recommendation, 545.

Sixth Order of Business, 545.

Indefinitely postponed, 619.

**House Bill No. 700—(Reps. Leet, Lee and Overbo)**

**House Bill No. 700.** A Bill for an Act prohibiting, except in the case of drains established under the jurisdiction of a county board of drain commissioners or drains constructed by a township, the draining into a water course or natural drainway the waters of a pond, slough or lake, which impounds waters gathered or drained from a watershed or drainage area comprising 80 acres or more, unless a permit to do so is granted by the state water conservation commission or by a board of commissioners of a water conservation and flood control district; and prescribing a penalty for violation of this Act.

Introduction, first reading, 217.

Referred to Committee on Natural Resources.

Reported back, (amended, do pass), 538.

Sixth Order of Business, 540.

Amendments adopted, 565.

Engrossed, 608.

Placed at foot of calendar, 668.

Second reading, 711.

Lost, (clinch), 712.

**House Bill No. 701—(Reps. Christopher, Einarson and Sommer)**

**House Bill No. 701.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Introduction, first reading, 217.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 377, 439; (indefinitely postponed), 439.

Second reading, 429.

Passed, 430.

**House Bill No. 702—(Committee on Education)**

**House Bill No. 702.** A Bill for an Act to amend and reenact section 15-6004 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the limitations of purposes and amount expended from the school construction fund.

Introduction, first reading, 217.

Referred to Committee on Education.

Reported back, (do pass), 377.

General Orders, 448.

Amended, 474.  
 Engrossed, 609.  
 Second reading, 580.  
 Passed, 581.  
 To Senate, 621.  
 Returned to House, 1009.  
 Enrolled, 1108.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1196.  
 Message to Governor, 1221.

**House Bill No. 703—(Rep. Wicks)**

**House Bill No. 703.** A Bill for an Act to amend and reenact section 26-2240 of the North Dakota Revised Code of 1943, relating to hail taxes.

Introduction, first reading, 217.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 472.  
 Second reading, 581.  
 Passed, 582.  
 To Senate, 621.  
 Returned to House, (indefinitely postponed), 800.

**House Bill No. 704—(Reps. Nygaard, Beede, Thompson of McLean, Haugland, Brown and Rosberg)**

**House Bill No. 704.** A Bill for an Act to authorize the industrial commission to deal with the federal government or its agencies in the disposition and utilization of government owned properties at Riverdale, North Dakota, to designate the industrial commission as a state agency authorized to co-operate under the Housing Act of 1954, authorizing the commission to apply for, receive and disburse planning funds and making an appropriation therefor.

Introduction, first reading, 217.  
 Referred to Committee on State and Federal Government.  
 Rereferred to Committee on Appropriations, 585.  
 Reported back, (do pass), 476, 612.  
 Second reading, 683.  
 Passed, 684.  
 To Senate, 733.  
 Returned to House, 1043.  
 Enrolled, 1222.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 705—(Reps. Wolf, Sticka, Lee, Gress, Roen, Schmalenberger, Snow, Homelvig, Petterson, Brown, Larson, Bratcher, Strege, Hegge and Poling)**

**House Bill No. 705.** A Bill for an Act to amend and reenact subsection 2 of section 12-2115 of the North Dakota Revised Code of 1943, relating to acts of Sabbath breaking, and declaring an emergency.

Introduction, first reading, 217.  
 Referred to Committee on State and Federal Government.

Reported back, (do pass), 329.  
 Re-engrossed, 1079.  
 Second reading, 357.  
 Passed, (clincher), 358.  
 Emergency carried, 1080.  
 To Senate, 373.  
 Senate amendments, 1011.  
 Returned to House, 1011.  
 House concurs, 1079.  
 Final passage, (clincher), 1080.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 706—(Committee on Appropriations)**

**House Bill No. 706.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

Introduction, first reading, 218.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 555.  
 Sixth Order of Business, 555.  
 Amendments adopted, 623.  
 Engrossed, 732.  
 Second reading, 702.  
 Passed, (clincher), 703.  
 To Senate, 733.  
 Returned to House, (indefinitely postponed), 1092.  
 Senate requests return, 1228.  
 Returned to Senate, 1231.  
 Returned to House, (indefinitely postponed), 1271.

**House Bill No. 707—(Rep. Hofstrand)**

**House Bill No. 707.** A Bill for an Act to amend and reenact sections 36-1505, 36-1508 and 36-1509 of the North Dakota Revised Code of 1943, relating to diseased animals.

Introduction, first reading, 218.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass), 341.  
 Re-engrossed, 1080.  
 Second reading, 370.  
 Passed, 371.  
 To Senate, 392.  
 Senate amendments, 1011.  
 Returned to House, 1011.  
 House concurs, 1080.  
 Final passage, (clincher), 1080.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 708—(Committee on Education)**

**House Bill No. 708.** A Bill for an Act to amend and reenact sections 15-4019, 15-5803, subsections 1, 2, and 3

of section 57-1514, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county high school equalization fund tax levy and payments, limitations in school districts, and determination of sums due county tuition funds and county high school equalization funds.

Introduction, first reading, 218.  
 Referred to Committee on Education.  
 Reported back, (do pass), 377.  
 Re-engrossed, 1081.  
 Second reading, 448.  
 Passed, 449.  
 To Senate, 475.  
 Senate amendments, 1011.  
 Returned to House, 1011.  
 House concurs, 1081.  
 Final passage, 1081.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 709—(Reps. Erickson of Burke-Divide, Hammer and Wicks)**

**House Bill No. 709.** A Bill for an Act relating to minimum wages.

Introduction, first reading, 218.  
 Referred to Committee on Labor Relations.  
 Reported back, (amended, do pass, indefinitely postponed, clincher), 408.

**House Bill No. 710—(Rep. Baker)**

**House Bill No. 710.** A Bill for an Act providing for the licensing and regulating by the state department of health of the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; fixing the license fees; providing for the issuance of permits by health officers of cities, towns, counties, and health districts, fixing the fees for such permits; authorizing local and district health officers to regulate within their jurisdictions; and providing penalties for violation of any provision of this Act.

Introduction, first reading, 218.  
 Referred to Committee on Social Welfare.  
 Reported back, 516, 564; (amended, do pass), 564.  
 Sixth Order of Business, 516.  
 General Orders, 543.  
 Re-engrossed, 899.  
 Second reading, 664, 899.  
 Passed, 665, 900.  
 To Senate, 733.  
 Returned to House, (amended), 877.  
 House concurs, 899, 916.  
 Final passage, 899, 900.  
 Enrolled, 956.  
 Signed by Speaker, 981.  
 Sent to Senate, 981.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 711—(Reps. Bye, Trydahl and Wambheim)**

**House Bill No. 711.** A Bill for an Act prohibiting the issuance of retail beer or liquor licenses to new establishments by county commissioners without written consent of township supervisors; and declaring an emergency.

Introduction, first reading, 218.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (amended, do pass), 494.  
 Sixth Order of Business, 495.  
 Amendments adopted, 523.  
 Engrossed, 658.  
 Second reading, 638.  
 Passed, 639.  
 Emergency carried, 639.  
 To Senate, 679.  
 Returned to House, (indefinitely postponed), 1231.  
 Senate requests return, 1231.  
 Returned to Senate, 1244.

**House Bill No. 712—(Reps. Leet, and Erickson of Burke-Divide)**

**House Bill No. 712.** A Bill for an Act to amend and reenact section 36-0406 of the 1953 Supplement to the North Dakota Revised Code of 1943, Relating to Bonds of Livestock Dealers.

Introduction, first reading, 218.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 521.

**House Bill No. 713—(Reps. Fristad, Schmidt, Knudson, Simonson, Heimes, Leet, Lee and Anderson of Cass)**

**House Bill No. 713.** A Bill for an Act to amend and reenact sections 61-1602, 61-1605, 61-1615 and section 61-1620 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to water conservation and flood control districts.

Introduction, first reading, 219.  
 Referred to Committee on Natural Resources.  
 Reported back, (amended, do pass), 516.  
 Sixth Order of Business, 516.  
 Amendments adopted, 543.  
 Engrossed, 658.  
 Second reading, 646.  
 Passed, 647.  
 To Senate, 679.  
 Returned to House, 999.  
 Enrolled, 1109.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1196.  
 Message to Governor, 1221.

**House Bill No. 714—(Reps. Frank and Thompson of McLean)**

**House Bill No. 714.** A Bill for an Act to amend and reenact subdivisions 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees and mileage for jurors.

Introduction, first reading, 219.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 555.  
 Sixth Order of Business, 556.  
 Amendments adopted, 623; (reprinted), 623.  
 Engrossed, 732.  
 Second reading, 703.  
 Passed, 704.  
 To Senate, 733.  
 Returned to House, 836.  
 Enrolled, 906.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 715—(Rep. Lynch)**

**House Bill No. 715.** A Bill for an Act to amend and reenact section 47-1007 and 47-1905 of the North Dakota Revised Code of 1943, relating to the requirement that the post office address of each grantee be shown in documents describing real estate.

Introduction, first reading, 219.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 404.  
 Sixth Order of Business, 404.  
 Amendments adopted, 437.  
 Engrossed, 493.  
 Second reading, 484.  
 Passed, 485.  
 To Senate, 499.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 716—(Rep. Gefreh)**

**House Bill No. 716.** A Bill for an Act to amend and reenact section 20-0117 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to hunting game on posted land and taking of fur-bearing animals on private land.

Introduction, first reading, 219.  
 Referred to Committee on Natural Resources.  
 Reported back, 527; (indefinitely postponed), 528.  
 On calendar, 528.

**House Bill No. 717—(Committee on Education)**

**House Bill No. 717.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to elementary per pupil payments from the county tuition fund.

Introduction, first reading, 219.  
 Referred to Committee on Education.  
 Reported back, (amended, do pass), 378, 438.  
 General Orders, 411.  
 Engrossed, 493.  
 Re-engrossed, 1055.  
 Second reading, 485, 1055.

Passed, 486, 1056.  
 To Senate, 499.  
 Senate amendments, 999.  
 Returned to House, (amended), 999.  
 House concurs, 1055.  
 Final passage, (clincher), 1056.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 718—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)**

**House Bill No. 718.** A Bill for an Act to amend and reenact section 15-3926 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the teacher's insurance and retirement fund.

Introduction, first reading, 219.  
 Referred to Committee on Education.  
 Rereferred to Committee on Industry and Business, 374.  
 Reported back, (do pass), 612.  
 Second reading, 684.  
 Lost, (clincher), 685.

**House Bill No. 719—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)**

**House Bill No. 719.** A Bill for an Act to amend and reenact section 26-2210 of the North Dakota Revised Code of 1943, relating to investment of the hail insurance fund.

Introduction, first reading, 219.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 612.  
 Second reading, 685.  
 Lost, 686.

**House Bill No. 720—(Reps. Nygaard, Tollefson and Erickson of Burke-Divide)**

**House Bill No. 720.** A Bill for an Act requiring sellers of bulk petroleum fuels to equip fuel meters with devices for stamping amount of fuel metered on sales receipt.

Introduction, first reading, 220.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 510.  
 Second reading, 603.  
 Passed, (clincher), 604.  
 To Senate, 621.  
 Returned to House, (indefinitely postponed), 876.

**House Bill No. 721—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)**

**House Bill No. 721.** A Bill for an Act to amend and reenact section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the North Dakota workmen's compensation fund.

Introduction, first reading, 220.



Referred to Committee on Industry and Business.  
Reported back, (do pass), 612; (indefinitely postponed), 686.

**House Bill No. 722**—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)

**House Bill No. 722.** A Bill for an Act to amend and reenact section 26-2303 of the North Dakota Revised Code of 1943, relating to investment of the state bonding fund.

Introduction, first reading, 220.

Referred to Committee on Industry and Business.

Reported back, (do pass), 612; (indefinitely postponed), 686.

**House Bill No. 723**—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)

**House Bill No. 723.** A Bill for an Act to amend and reenact subsection B of section 52-0906 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of the old age and survivors' insurance trust fund.

Introduction, first reading, 220.

Referred to Committee on Industry and Business.

Reported back, (do pass), 612; (indefinitely postponed), 686.

**House Bill No. 724**—(Reps. Gefreh, Thompson of Burleigh, Gress and Larson)

**House Bill No. 724.** A Bill for an Act to amend and reenact section 26-2407 of the North Dakota Revised Code of 1943, relating to the state fire and tornado fund.

Introduction, first reading, 220.

Referred to Committee on Industry and Business.

Reported back, (do pass), 613; (indefinitely postponed), 686.

**House Bill No. 725**—(Reps. Christopher, Einarson, Currie, Saumur, Saugstad, Schmidt, Leet and Lee)

**House Bill No. 725.** A Bill for an Act making an appropriation to the state water conservation commission for aid in drainage, irrigation, and flood control programs.

Introduction, first reading, 220.

Referred to Committee on Appropriations.

Reported back, (amended, do pass), 439.

Sixth Order of Business, 439.

Amendments adopted, 473.

Engrossed, 609.

Second reading, 582.

Passed, 583.

To Senate, 621.

Returned to House, 836.

Enrolled, 906.

Signed by Speaker, 903.

Sent to Senate, 914.

Received from Senate, 944.

Message to Governor, 956.

Approved by Governor, 972.

**House Bill No. 726**—(Reps. Poling, Homelvig, Lee, Hegge, Bratcher, Roen and Schmalenberger)

**House Bill No. 726.** A Bill for an Act to amend and reenact Sections 38-09013, 38-09014, and 38-09015 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to reservations of minerals; providing that where the state sells lands to the person from whom the state's title was derived, or to the spouse or lineal descendant of such person, the sale shall be made free of any reservation of minerals, providing for the release of reservations made subsequent to March 12, 1939, and providing for the allocation of revenue.

Introduction, first reading, 220.

Referred to Committee on Judiciary.

Reported back, (amended, do pass, indefinitely postponed), 521.

**House Bill No. 727**—(Rep. Larson)

**House Bill No. 727.** A Bill for an Act to amend and reenact Section 15-4803 of the North Dakota Revised Code of 1943, relating to school elections.

Introduction, first reading, 221.

Referred to Committee on Education.

Reported back, (do pass), 378.

Second reading, 449.

Passed, 450.

To Senate, 475.

Returned to House, 999.

Enrolled, 1108.

Signed by Speaker, 1187.

Sent to Senate, 1188.

Received from Senate, 1196.

Message to Governor, 1221.

**House Bill No. 728**—(Reps. Simonson and Wolf)

**House Bill No. 728.** A Bill for an Act to amend and reenact section 57-3835 of the North Dakota Revised Code of 1943, relating to payment of state income taxes.

Introduction, first reading, 221.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 409.

Second reading, 450.

Passed, 451.

To Senate, 475.

Returned to House, (indefinitely postponed), 727.

**House Bill No. 729**—(Reps. Simonson and Balerud)

**House Bill No. 729.** A Bill for an Act to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to allowable deductions from net income for state income tax computation, and requiring use of the depreciation schedules used for federal income tax.

Introduction, first reading, 221.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 409.

Second reading, 451.

Passed, 452.

To Senate, 475.

Returned to House, (indefinitely postponed), 727.

**House Bill No. 730—(Rep. Stockman)**

**House Bill No. 730.** A Bill for an Act to amend and reenact Section 26-2407 of the North Dakota Revised Code of 1943, relating to the investment of excess moneys in the state fire and tornado fund.

Introduction, first reading, 226.

Referred to Committee on Industry and Business.

Reported back, (withdrawn), 512.

**House Bill No. 731—(Rep. Stockman)**

**House Bill No. 731.** A Bill for an Act to amend and reenact Section 6-0909 of the North Dakota Revised Code of 1943, relating to funds deposited to the credit of the Bank of North Dakota.

Introduction, first reading, 226.

Referred to Committee on Industry and Business.

Reported back, (withdrawn), 512.

**House Bill No. 732—(Rep. Stockman)**

**House Bill No. 732.** A Bill for an Act to amend and reenact Section 7-0501 of the North Dakota Revised Code of 1943, relating to fees for examination of building or savings and loan associations.

Introduction, first reading, 226.

Referred to Committee on Industry and Business.

Reported back, (indefinitely postponed), 528.

**House Bill No. 733—(Rep. Stockman)**

**House Bill No. 733.** A Bill for an Act to amend and reenact section 26-2303 of the North Dakota Revised Code of 1943, relating to the investment of excess moneys in the state bonding fund.

Introduction, first reading, 226.

Referred to Committee on Industry and Business.

Reported back, (withdrawn), 512.

**House Bill No. 734—(Rep. Stockman)**

**House Bill No. 734.** A Bill for an Act to amend and reenact section 26-2210 of the North Dakota Revised Code of 1943, relating to the investment of moneys in the state hail insurance fund.

Introduction, first reading, 226.

Referred to Committee on Industry and Business.

Reported back, (withdrawn), 512.

**House Bill No. 735—(Reps. Langseth, Kitzmann and Strand)**

**House Bill No. 735.** A Bill for an Act to amend and reenact section 15-2508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to employment of teachers.

Introduction, first reading, 226.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed), 495.

**House Bill No. 736—(Reps. Gumeringer, Hammer, Wolf, Leet and Saumur)**

**House Bill No. 736.** A Bill for an Act to provide for the coverage under the Old Age and Survivors Insurance provisions of title II of the Federal Social Security Act, as amended, of all officers and employees of the state of North Dakota and political subdivisions within the state who are under the provisions of Chapter 52-09, entitled, Old Age and Survivors Insurance, or who may by election come under the provisions of such chapter, and of all officers and employees of political subdivisions who are under locally administered retirement systems, and making an appropriation for administration.

Introduction, first reading, 226.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended, do pass), 616.  
 Sixth Order of Business, 617.  
 Amendments adopted, 660; (amended), 673.  
 General Orders, 672.  
 Engrossed, 732.  
 Re-engrossed, 1184.  
 Second reading, 717.  
 Passed, 718.  
 To Senate, 733.  
 Senate amendments, 1176.  
 Returned to House, 999.  
 House concurs, 1184.  
 Senate requests return, 1129.  
 Returned to Senate, 1135.  
 Returned to House, (amended), 1176.  
 Final passage, 1184.  
 Enrolled, 1229.  
 Signed by Speaker, 1245.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 737—(Reps. Hammer, Gumeringer, Wolf, Leet and Saumur)**

**House Bill No. 737.** A Bill for an Act to create sections 52-0928 to 52-0932, inclusive, of the North Dakota Revised Code of 1943, as amended, to provide for the uses of federal old age and survivors insurance as made available under title II of the Federal Social Security Act, as amended, separate from and in addition to the insurance protection and benefits created and existing by and in accordance with sections 52-0901 to 52-0927, inclusive, of the North Dakota Revised Code.

Introduction, first reading, 227.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 617.  
 Placed at foot of calendar, 698.  
 Indefinitely postponed, 714.

**House Bill No. 738—(Reps. Sommer, Christopher, Einarson and Rosberg)**

**House Bill No. 738.** A Bill for an Act to amend and reenact sections 50-0736, 50-0827, 50-0912 and 50-10A34 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the availability to taxpayers of confidential records on old age assistance, aid to the needy blind, aid to dependent children, and aid to the permanently and totally disabled.

Introduction, first reading, 227.

Referred to Committee on Social Welfare.

Reported back, (indefinitely postponed), 529.

**House Bill No. 739—(Reps. Baldwin and Simonson of 9th)**

**House Bill No. 739.** A Bill for an Act to amend and reenact section 16-0102 of the North Dakota Revised Code of 1943, relating to opening and closing of polls at primary and general elections and providing for extension of polling hours in any precinct upon resolution of the governing body of the city, village, or township in which such precinct is located.

Introduction, first reading, 227.

Referred to Committee on Judiciary.

Reported back, (do pass), 404.

Amendments adopted, 437.

Engrossed, 493.

Second reading, 486.

Passed, 487.

To Senate, 499.

Enrolled, 905.

Signed by Speaker, 903.

Sent to Senate, 914.

Received from Senate, 944.

Message to Governor, 956.

Approved by Governor, 972.

**House Bill No. 740—(Reps. Baldwin and Simonson of 9th)**

**House Bill No. 740.** A Bill for an Act legalizing and validating proceedings taken by certain cities for the creation of improvement districts, notwithstanding certain defects in such proceedings, authorizing the levy of special assessments and taxes for payment of the municipal share of the cost of such improvements and the issuance of warrants in anticipation of the collection thereof, and declaring an emergency.

Introduction, first reading, 227.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 377.

Second reading, 452.

Passed, 453.

Emergency carried, 453.

To Senate, 475.

Returned to House, 999.

Enrolled, 1109.

Signed by Speaker, 1187.

Sent to Senate, 1188.

Received from Senate, 1196.

Message to Governor, 1221.

**House Bill No. 741—(Reps. Fristad and McLain)**

**House Bill No. 741.** A Bill for an Act to amend and reenact Section 49-1810 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to special common motor carriers, and providing restrictions.

Introduction, first reading, 227.

Referred to Committee on Transportation.

Reported back, (indefinitely postponed), 495.

**House Bill No. 742—(Reps. Goebel and Ettestad)**

**House Bill No. 742.** A Bill for an Act providing for credit or refund of fees or taxes upon destruction of licensed or taxed motor vehicles, and providing for an appropriation for refunds.

Introduction, first reading, 228.

Referred to Committee on Transportation.

Reported back, (amended, do pass), 366.

Amendments adopted, 378.

Engrossed, 473.

Re-engrossed, 1056.

Second reading, 453.

Passed, 454.

To Senate, 475.

Senate amendments, 1000.

Returned to House, (amended), 1000.

House concurs, 1056.

Final passage, (clincher), 1057.

Enrolled, 1222.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Received from Senate, 1253.

Message to Governor, 1254.

**House Bill No. 743—(Rep. Hegge)**

**House Bill No. 743.** A Bill for an Act requiring railroads to construct and maintain overhead or underpass crossings in municipalities under certain conditions, providing for supervision, and declaring an emergency.

Introduction, first reading, 228.

Referred to Committee on Transportation.

Reported back, (indefinitely postponed), 495.

**House Bill No. 744—(Committee on Political Subdivisions)**

**House Bill No. 744.** A Bill for an Act relating to the Destruction of Noxious Weeds on Railroad Rights-of-way; Penalty.

Introduction, first reading, 228.

Referred to Committee on Political Subdivisions.

Reported back, (amended, do pass), 556.

Sixth Order of Business, 556.

Amendments adopted, 623.

Engrossed, 732.

Second reading, 704.

Passed, 705.

To Senate, 733.

Returned to House, (indefinitely postponed), 1092.

**House Bill No. 745—(Reps. Leet, Poling, Overbo and Lee)**

**House Bill No. 745.** A Bill for an Act to amend and reenact subsection 1 of section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Introduction, first reading, 228.

Referred to Committee on Finance and Taxation.

Reported back, (withdrawn), 343.

**House Bill No. 746—(Rep. Brown, by request)**

**House Bill No. 746.** A Bill for an Act providing that real property within the corporate limits shall not be subject to any special assessment, nor special tax for improvements, unless directly benefited. Recovery of tax paid. Declaring void city and village ordinances in conflict with Act.

Introduction, first reading, 228.

Referred to Committee on Political Subdivisions.

Reported back, (indefinitely postponed), 495.

**House Bill No. 747—(Reps. Hegge, Poling, Roen, Sticka, Bratcher and Homelvig)**

**House Bill No. 747.** A Bill for an Act relating to electric cooperative corporations, providing for certification, inspection, and record of bylaws adopted, amended, or repealed; amending section 10-1313 of the North Dakota Revised Code of 1943, relating to amendment, repeal, or adoption of bylaws, and repealing section 10-1308 of the North Dakota Revised Code of 1943.

Introduction, first reading, 228.

Referred to Committee on Industry and Business.

Reported back, (indefinitely postponed), 521.

**House Bill No. 748—(Reps. Berntson, Saumur and Tollefson)**

**House Bill No. 748.** A Bill for an Act to amend and reenact subsection (d) of section 4-10A06 and subsection (a) of section 4-10A08 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the regulatory powers of the North Dakota Potato Development Commission.

Introduction, first reading, 228.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 476.

Second reading, 586.

Passed, 587.

To Senate, 621.

Returned to House, 999.

Enrolled, 1222.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Received from Senate, 1252.

Message to Governor, 1254.

**House Bill No. 749—(Reps. Hammer, Kjos and Ettetstad)**

**House Bill No. 749.** A Bill for an Act to amend and reenact Sections 15-2511 and 15-29082 of the 1953 Supple-

ment to the North Dakota Revised Code of 1943, relating to the approval by the county superintendent of elementary non-resident pupils.

Introduction, first reading, 229.  
 Referred to Committee on Education.  
 Reported back, (do pass), 510.  
 General Orders, 529.  
 Amendments adopted, 532.  
 Engrossed, 609.  
 Re-engrossed, 1057.  
 Second reading, 572.  
 Passed, 572.  
 To Senate, 621.  
 Senate amendments, 1000.  
 Returned to House, (amended), 1000.  
 House Concurs, 1057.  
 Final passage, 1058.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 750—(Rep. Rohde)**

**House Bill No. 750.** A Bill for an Act designating the North Dakota state board of chiropractic examiners to administer this act, providing for chiropractic preparation scholarships for qualified residents of the state of North Dakota who express an intent to prepare for chiropractic practice in this state, and making an appropriation.

Introduction, first reading, 229.  
 Referred to Committee on General Affairs.  
 Reported back, (indefinitely postponed), 511.

**House Bill No. 751—(Reps. Wicks and Goebel)**

**House Bill No. 751.** A Bill for an Act to require that the purchase of any automobile, truck, or item of equipment costing five hundred dollars or more by any state agency, department, or institution be made by the state purchasing agent from the lowest and best bidder and from a resident seller when such item is readily available in this state, providing for the procedure to be followed in such bidding, and declaring contracts void if not let as provided by this Act

Introduction, first reading, 229.  
 Referred to Committee on State and Federal Government.  
 Reported back, 511.  
 Placed on Calendar, 511.  
 Second reading, 604.  
 Lost, 605.

**House Bill No. 752—(Reps. Rohde, Mollet, Fine, Saugstad, Dahlund, Rolfsrud, Link and Simonson of 9th)**

**House Bill No. 752.** A Bill for an Act relating to sale and purchase of alcoholic beverages; providing for permits for purchase and for administration, enforcement, fees and penalty.



Introduction, first reading, 229.  
 Referred to Committee on Industry and Business.  
 Rereferred to Committee on Finance and Taxation, 362.  
 Reported back, (indefinitely postponed), 540.  
 Reconsider, 564.  
 On calendar, 565.  
 Second reading, 708.  
 Lost, 709.

**House Bill No. 753—(Reps. Thompson of Burleigh, and Brown)**

**House Bill No. 753.** A Bill for an Act relating to the sale or distribution of certain enumerated poisons and requiring a permit as a condition therefor.

Introduction, first reading, 229.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed), 556.

**House Bill No. 754—(Reps. Sticka, Brooks, Nygaard and Gefreh)**

**House Bill No. 754.** A Bill for an Act to amend and reenact section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable corporations.

Introduction, first reading, 229.  
 Referred to Committee on General Affairs.  
 Reported back, (amended, do pass), 511.  
 Amendments adopted, 543.  
 Engrossed, 658.  
 Re-engrossed, 1183.  
 Second reading, 642.  
 Passed, 643.  
 To Senate, 679.  
 Senate amendments, 1163.  
 Returned to House, (amended), 1163.  
 House concurs, 1183.  
 Final passage, 1183.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 755—(Reps. Lindberg and Bye)**

**House Bill No. 755.** A Bill for an Act providing for permissive requirement by the adjutant general of a bidder's bond in lieu of certified check from a contractor.

Introduction, first reading, 230.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (do pass), 516.  
 Second reading, 630.  
 Passed, 630.  
 To Senate, 679.  
 Returned to House, 1043.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.

Sent to Senate, 1247.  
 Received from Senate, 1252.  
 Message to Governor, 1254.

**House Bill No. 756—(Reps. Lindberg and Bye)**

**House Bill No. 756.** A Bill for an Act authorizing the transfer of title of national guard motor storage buildings to cities for armory purposes.

Introduction, first reading, 230.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (do pass), 516.  
 Second reading, 631.  
 Passed, 631.  
 To Senate, 679.  
 Returned to House, 1043.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 757—(Reps. Sticka, Brooks, Nygaard and Gefreh)**

**House Bill No. 757.** A Bill for an Act to repeal Section 10-0807 of the North Dakota Revised Code of 1943 as amended by Section 10-0807 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to real estate holdings of religious and charitable organizations.

Introduction, first reading, 230.  
 Referred to Committee on General Affairs.  
 Withdrawn, 547.

**House Bill No. 758—(Reps. Paulson and Einarson)**

**House Bill No. 758.** A Bill for an Act to amend and reenact section 24-0609 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to contracts by the board of supervisors of a township for construction, improvement, or repairing of township roads and bridges.

Introduction, first reading, 230.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (indefinitely postponed), 495.

**House Bill No. 759—(Rep. Fine)**

**House Bill No. 759.** A Bill for an Act to amend and reenact sections 16-1804 and 16-1805 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absent voter ballots and application therefore.

Introduction, first reading, 230.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed), 435.

**House Bill No. 760—(Reps. Frank, George and Mollet)**

**House Bill No. 760.** A Bill for an Act to require persons, copartnerships, associations, or corporations that buy grain

from producers for resale, to determine dockage and screenings and make payment to seller for such dockage and screenings.

Introduction, first reading, 230.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 472.

**House Bill No. 761**—(Reps. Sticka, Anderson of Richland, Paulson, Strege, Brown, Larson and Leet)

**House Bill No. 761.** A Bill for an Act providing for the construction and equipping of an executive mansion on the capitol grounds and providing for an appropriation.

Introduction, first reading, 230.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 415.  
 Re-engrossed, 1058.  
 Second reading, 464.  
 Passed, clincher, 465.  
 To Senate, 475.  
 Senate amendments, 1000.  
 Returned to House, (amended), 1000.  
 House concurs, 1058.  
 Final passage, 1059.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 762**—(Reps. Scott and Snortland)

**House Bill No. 762.** A Bill for an Act authorizing the Public Service Commission to appoint grain elevator weighmasters; prescribing qualifications; authorizing the Public Service Commission to prescribe fees; providing for remuneration of weighmasters, revocation of license and providing a penalty, and declaring an emergency.

Introduction, first reading, 230.  
 Referred to Committee on State and Federal Government.  
 Rereferred to Committee on General Affairs, 378, 529.  
 Reported back, (amended, do pass), 521, 545.  
 Sixth Order of Business, 521, 546, 624.  
 General Orders, 619.  
 Amendments adopted, 624.  
 Engrossed, 732.  
 Re-engrossed, 1083.  
 Second reading, 700.  
 Passed, 701.  
 Emergency carried, 701.  
 To Senate, 733.  
 Senate amendments, 1017.  
 Returned to House, (amended), 1017.  
 House concurs, 1083.  
 Final passage, (clincher), 1084.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 763**—(Reps. Hornbacker, Simenson, 10th, Langseth, Link and Rosberg)

**House Bill No. 763.** 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, 231.

Referred to Committee on Industry and Business.

Reported back, (indefinitely postponed), 529.

**House Bill No. 764**—(Reps. Solberg and Rolfsrud)

**House Bill No. 764.** A Bill for an Act to amend and reenact section 28-2021 of the North Dakota Revised Code of 1943, relating to renewal of judgments.

Introduction, first reading, 231.

Referred to Committee on Judiciary.

Reported back, (withdrawn), 513.

**House Bill No. 765**—(Reps. Langseth and Wolf)

**House Bill No. 765.** A Bill for an Act to amend and reenact subsections 3, 4 and 5 of Section 43-1502 and Section 43-1514 of the North Dakota Revised Code of 1943, relating to the sale of certain drugs, medicines and chemicals and for other purposes.

Introduction, first reading, 231.

Referred to Committee on Industry and Business.

Reported back, (do pass, indefinitely postponed), 511.

Second reading, 605.

Passed, indefinitely postponed, clincher.

**House Bill No. 766**—(Reps. Schuler, Currie, Thompson of McLean and Hofstrand)

**House Bill No. 766.** A Bill for an Act to provide for protein test to be made of all wheat delivered grain warehouse, providing for appeal and providing for a penalty.

Introduction, first reading, 231.

Referred to Committee on State and Federal Government.

Reported back, (amended, do pass), 617.

General orders, 618; (amended), 672.

Laid over, 625.

Second reading, 722.

Lost, 723.

**House Bill No. 767**—(Rep. Link)

**House Bill No. 767.** A Bill for an Act to provide for the promotion of courses in vocational agriculture, industrial arts and home economics by providing assistance therefor, and making an appropriation.

Introduction, first reading, 231.

Referred to Committee on Appropriations.

Reported back, (indefinitely postponed), 530.

**House Bill No. 768**—(Reps. Fristad and Sticka)

**House Bill No. 768.** A Bill for an Act relating to the size of containers in which beer or ale can be sold at wholesale and retail in this State; and providing a penalty.

Introduction, first reading, 231.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 521.

**House Bill No. 769**—(Reps. Fristad, Knudson of Morton, Schmidt and Baldwin)

**House Bill No. 769.** A Bill for an Act to amend and reenact section 5-0206 of the North Dakota Revised Code of 1943, with reference to the establishment and licensing of breweries within the state.

Introduction, first reading, 231.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 511.

**House Bill No. 770**—(Reps. Fristad, Knudson of Morton, Schmidt and Baldwin)

**House Bill No. 770.** A Bill for an Act to amend and reenact sections 40-2907, 40-2908, and 40-2909 of the North Dakota Revised Code of 1943, relating to sidewalk construction in municipalities; providing for advertising for bids, awarding of contracts, and extension of assessments.

Introduction, first reading, 232.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 495.  
 Second reading, 594.  
 Passed, 595.  
 To Senate, 621.  
 Returned to House, 999.  
 Enrolled, 1108.  
 Signed by Speaker, 1188.  
 Sent to Senate, 1188.  
 Received from Senate, 1196.  
 Message to Governor, 1221.

**House Bill No. 771**—(Reps. Baldwin, Fristad, Knutson of Morton and Schmidt)

**House Bill No. 771.** A Bill for an Act to amend and reenact section 40-4608 of the North Dakota Revised Code of 1943, relating to investment of city employees' pension funds.

Introduction, first reading, 232.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 613.  
 Second reading, 686.  
 Passed, 687.  
 To Senate, 733.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 772**—(Reps. Baldwin, Fristad, Knutson of Morton and Schmidt)

**House Bill No. 772.** A Bill for an Act to amend and

reenact section 40-4506 of the North Dakota Revised Code of 1943, relating to investment of policemen's pension funds.

Introduction, first reading, 232.

Referred to Committee on Industry and Business.

Reported back, (do pass), 613.

Second reading, 691.

Passed, 692.

To Senate, 733.

Enrolled, 905.

Signed by Speaker, 903.

Sent to Senate, 914.

Received from Senate, 944.

Message to Governor, 956.

Approved by Governor, 972.

**House Bill No. 773—(Reps. Anderson of Richland and Roen)**

**House Bill No. 773.** A Bill for an Act to amend and reenact Section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the exemption from registration fees of certain motor vehicles and the authorization of reciprocal agreements.

Introduction, first reading, 243.

Referred to Committee on Transportation.

Reported back, 498.

Withdrawn, 498.

**House Bill No. 774—(Rep. Baldwin)**

**House Bill No. 774.** A Bill for an Act to provide for the rehabilitation, clearance, and redevelopment of slums and blighted areas; to define the duties, liabilities, exemptions and powers of cities and towns in undertaking such activities, and declaring an emergency.

Introduction, first reading, 243.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 476.

Second reading, 587.

Passed, 588.

To Senate, 621.

Returned to House, 1093.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Received from Senate, 1253.

Message to Governor, 1254.

**House Bill No. 775—(Reps. Solberg and Dunlop)**

**House Bill No. 775.** A Bill for an Act to amend and reenact section 39-0411 of the North Dakota Revised Code of 1943, relating to motor vehicle license plates.

Introduction, first reading, 243.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 476.

Re-engrossed, 1059.

Second reading, 588.

Passed, 588.

To Senate, 621.

Senate amendments, 1000.

Returned to House, (amended), 1000.  
 House concurs, 1059.  
 Final passage, 1060.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 776—(Reps. Solberg and Isakson)**

**House Bill No. 776.** A Bill for an Act defining the term "total disability" in insurance policies.

Introduction, first reading, 243.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 522.

**House Bill No. 777—(Reps. Solberg and Baldwin)**

**House Bill No. 777.** A Bill for an Act to promote industrial development within municipalities of this state; to authorize municipalities to acquire or construct, but not to operate, production facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and providing for separability of sections.

Introduction, first reading, 243.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 556.  
 Second reading, 654.  
 Passed, 655.  
 To Senate, 679.  
 Returned to House, 1043.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 778—(Rep. Beede)**

**House Bill No. 778.** A Bill for an Act to amend and reenact section 30-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to summary administration of small estates and providing for assignment of such estates to the surviving spouse or minor children.

Introduction, first reading, 244.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 405.  
 Second reading, 454.  
 Passed, 455.  
 To Senate, 475.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 779—(Reps. Sticka and Roen)**

**House Bill No. 779.** A Bill for an Act to amend and reenact section 40-4910 of the North Dakota Revised Code of 1943, relating to board of park commissioners.

Introduction, first reading, 244.

Referred to Committee on Political Sub-Divisions.

Reported back, (do pass), 496.

Placed on Calendar, 496.

Second reading, 595.

Passed, 596.

To Senate, 620.

Returned to House, 1043.

Enrolled, 1222.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Received from Senate, 1253.

Message to Governor, 1254.

**House Bill No. 780—(Reps. Langseth and Ettestad)**

**House Bill No. 780.** A Bill for an Act to amend and reenact Section 6-0816 of the North Dakota Revised Code of 1943 and section 12-3807 of the 1953 Supplement thereto, relating to the use of a check or other order for payment of money where insufficient funds are available or as being a false token, and providing for discretionary reduction of penalty where restitution is made.

Introduction, first reading, 244.

Referred to Committee on Judiciary.

Reported back, (indefinitely postponed), 522.

**House Bill No. 781—(Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella)**

**House Bill No. 781.** A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing soil testing services for irrigable or potentially irrigable land.

Introduction, first reading, 244.

Referred to Committee on Appropriations.

Reported back, (do pass) 557.

Second reading, 655.

Passed, 656.

To Senate, 679.

Returned to House, (indefinitely postponed), 1087.

**House Bill No. 782—(Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella)**

**House Bill No. 782.** A Bill for an Act establishing a revolving fund for the increase of new or improved varieties of agricultural seeds, and making an appropriation.

Introduction, first reading, 244.

Referred to Committee on Appropriations.

Reported back, (do pass), 557.

Second reading, 660.

Passed, 661.

To Senate, 733.

Returned to House, (indefinitely postponed), 1087.



**House Bill No. 783**—(Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella)

**House Bill No. 783.** A Bill for an Act making an appropriation to the agricultural college experiment station for the purpose of providing general soil testing service.

Introduction, first reading, 244.

Referred to Committee on Appropriations.

Reported back, (do pass), 557.

Second reading, 661.

Passed, 662.

To Senate, 733.

Returned to House, (indefinitely postponed), 1087.

**House Bill No. 784**—(Reps. Einarson, Leet, Fitch, Brown, Nygaard, Sticka, Engen and Bjella)

**House Bill No. 784.** A Bill for an Act making an appropriation for a laboratory addition to Morrill Hall at the agricultural college for the purpose of soil testing and other agricultural experimentation and laboratory purposes.

Introduction, first reading, 245.

Referred to Committee on Appropriations.

Reported back, (do pass, indefinitely postponed), 557.

Reconsidered, 618.

On Calendar, 618.

Second reading, 698.

Passed, 699.

To Senate, 733.

Returned to House, (indefinitely postponed), 1087.

**House Bill No. 785**—(Reps. Adamsen, Baldwin, Roen, Wicks, Nygaard, Sticka, Engen and Bjella)

**House Bill No. 785.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, relating to salaries of county officers, and repealing subsection 4 of section 11-1010 of the North Dakota Revised Code of 1943 and section 11-10102 of the 1953 Supplement thereto.

Introduction, first reading, 245.

Referred to Committee on State and Federal Government.

Reported back, (amended, do pass), 476.

Sixth Order of Business, 477, 499.

Reprinted, 477.

Engrossed, 517.

Re-engrossed, 682.

Second reading, 680, 682.

Passed, 681, 683.

To Senate, 733.

Returned to House, 999.

Enrolled, 1108.

Signed by Speaker, 1188.

Sent to Senate, 1188.

Received from Senate, 1196.

Message to Governor, 1221.

**House Bill No. 786**—(Committee on Appropriations)

**House Bill No. 786.** 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 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 245.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 540.  
 Re-engrossed, 1137, 1229.  
 Second reading, 652.  
 Passed, 652.  
 Emergency carried, 652.  
 To Senate, 679.  
 Senate amendments, 1117, 1228.  
 Returned to House, (amended), 1115.  
 House concurs, 1137, 1151, 1229, 1251.  
 Senate requests return, 1200.  
 Returned to Senate, 1216.  
 Returned to House, (amended), 1228.  
 Final passage, 1137, 1236.  
 Signed by Speaker, 1251.  
 Sent to Senate, 1251.  
 Received from Senate, 1253.  
 Message to Governor, 1253.

**House Bill No. 787—(Reps. Langseth, Schuler and Laske)**

**House Bill No. 787.** A Bill for an Act to amend and reenact sections 5-0211 and 5-0213 of the North Dakota Revised Code of 1943, relating to wholesalers and distributors authorized to distribute beer and ale; licenses to residents only, license fees and restrictions; prohibiting transfer of licenses and exceptions.

Introduction, first reading, 245.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, indefinitely postponed), 613, 660.  
 Sixth Order of Business, 613.  
 Amendments adopted, 660.

**House Bill No. 788—(Reps. Snow, Gress, and Knudson of Morton)**

**House Bill No. 788.** A Bill for an Act providing for the termination of stock districts established under the herd law.

Introduction, first reading, 245.  
 Referred to Committee on General Affairs.  
 Reported back, (do pass), 341.  
 Re-engrossed, 900.  
 Second reading, 371, 900.  
 Passed, 372, 901.  
 To Senate, 392.  
 Returned to House, (amended), 877.  
 House concurs, 900, 916.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 789—(Reps. Rolfsrud, Gress, Roen and Link)**

**House Bill No. 789.** A Bill for an Act to amend and reenact section 24-0628 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to obstruction of section lines.

Introduction, first reading, 245.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 439.  
 Second reading, 487.  
 Passed, 488.  
 To Senate, 499.  
 Returned to House, 876.  
 Enrolled, 956.  
 Signed by Speaker, 981.  
 Sent to Senate, 981.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 802—(Reps. Nygaard, Brown and Baker)**

**House Bill No. 802.** A Bill for an Act making an appropriation to the state board of administration for the construction and purchase of a ward building and equipment for the state hospital for the insane at Jamestown.

Introduction, first reading, 247.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 540.  
 Second reading, 652.  
 Passed, (clincher), 653.  
 To Senate, 679.  
 Senate amendments, 1163.  
 Returned to House (amended), 1163.  
 Conference Committee, 1185, 1197.  
 House does not concur, 185.  
 Returned to Senate, 1279.

**House Bill No. 803—(Rep. Roen)**

**House Bill No. 803.** A Bill for an Act to amend and reenact section 14-0310 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to marriage licenses.

Introduction, first reading, 247.  
 Referred to Committee on Social Welfare.  
 Reported back, (indefinitely postponed), 516.

**House Bill No. 804—(Reps. Fristad, Link, Hofstrand, Wolf and Knudson of Morton)**

**House Bill No. 804.** A Bill for an Act providing for and establishing the maximum cost and price for public printing furnished to political subdivisions, and declaring an emergency.

Introduction, first reading, 247.  
 Referred to Committee on State and Federal Government.  
 Reported back, 439.  
 On Calendar, 439.  
 Second reading, 489.  
 Passed, (clincher), 490.  
 Emergency carried, lost.

To Senate, 499.  
Returned to House, 999.  
Enrolled, 1108.  
Signed by Speaker, 1188.  
Sent to Senate, 1188.  
Received from Senate, 1194.  
Message to Governor, 1221.

**House Bill No. 805—(Reps. Fristad and Saugstad)**

**House Bill No. 805.** A Bill for an Act to amend and reenact sections 16-1802, 16-1815 and 16-1817 of the North Dakota Revised Code of 1943, relating to absent voters' ballots.

Introduction, first reading, 247.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 405.  
Amendments adopted, 523.  
Second reading, 455.  
Passed, 456.  
To Senate, 475.  
Returned to House, (indefinitely postponed), 1092.

**House Bill No. 806—(Reps. Fristad and Saugstad)**

**House Bill No. 806.** A Bill for an Act to amend and reenact section 16-1706 of the North Dakota Revised Code of 1943, relating to certificates of election for precinct committeemen.

Introduction, first reading, 248.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 405.  
Second reading, 456.  
Passed, 456.  
To Senate, 475.  
Returned to House, (indefinitely postponed), 1092.

**House Bill No. 807—(Reps. Fristad and Saugstad)**

**House Bill No. 807.** A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943, relating to publishing of constitutional amendments and initiated and referred measures.

Introduction, first reading, 251.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed), 472.

**House Bill No. 808—(Committee on Political Subdivisions)**

**House Bill No. 808.** A Bill for an Act to amend and reenact section 63-0301 of the North Dakota Revised Code of 1943 and to repeal sections 63-0302 and 63-0304 of the North Dakota Revised Code of 1943 and to repeal sections 63-0305, 63-0306 and 63-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to weeds on highways, and to provide a levy for costs of destroying such weeds, and declaring an emergency.

Introduction, first reading, 251.  
Referred to Committee on Political Sub-Divisions.  
Reported back, (amended, do pass), 496.

Sixth Order of Business, 496.  
 Second reading, 639.  
 Lost, (clincher), 640.

**House Bill No. 809—(Reps. Brekke, Link, Erickson of Bottineau and Davis)**

**House Bill No. 809.** A Bill for an Act making an appropriation to the state school construction fund.

Introduction, first reading, 251.  
 Referred to Committee on Appropriations.  
 Rereferred to Committee on Education, 440.  
 Rereferred to Committee on Appropriations, 496.  
 Reported back, (do pass), 496, 540.  
 Second reading, 653.  
 Passed, (clincher), 654.  
 To Senate, 679.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 810—(Reps. Gress and Sticka)**

**House Bill No. 810.** A Bill for an Act to amend and reenact subsection 4, 5, and 6 of section 57-4006 of the North Dakota Revised Code of 1943 relating to and extending the time for filing returns required under the use tax law and relating to and extending the time for the payment of the tax due thereunder.

Introduction, first reading, 251.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 409.  
 Second reading, 457.  
 Passed, 457.  
 To Senate, 475.  
 Returned to House, 999.  
 Enrolled, 1109.  
 Signed by Speaker, 1188.  
 Sent to Senate, 1188.  
 Received from Senate, 1194.  
 Message to Governor, 1221.

**House Bill No. 811—(Reps. Gress and Sticka)**

**House Bill No. 811.** 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, 252.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 540.  
 Amended, 673.  
 Placed at head of Calendar, 710.  
 Engrossed, 732.  
 Second reading, 710.  
 Passed, 711.  
 To Senate, 733.

Senate amendments, 1164.  
 Returned to House, (amended), 1164.  
 Conference Committee, 1174, 1179, 1197, 1219, 1228, 1240,  
 1260, 1263.  
 Conference Committee report, 1190, 1190, 1219, 1240.  
 House does not concur, 1172, 1257.  
 House concurs, 1219.  
 Senate adopts report of Conference Committee, 1197, 1227,  
 1233.  
 House adopts report of Conference Committee, 1251.  
 Senate does not adopt report of Conference Committee,  
 1260.  
 House does adopt report of Conference Committee, 1263.  
 Returned to Senate, 1279.  
 Enrolled, 1285.  
 Signed by Speaker, 1285.  
 Sent to Senate, 1285.  
 Received from Senate, 1284, 1286.  
 Message to Governor, 1287.

**House Bill No. 790—(Reps. Snow, Rolfsrud, Gress, Knudson  
 of Morton and Link)**

**House Bill No. 790.** A Bill for an Act to amend and reenact sections 24-1001 and 24-1002 of the North Dakota Revised Code of 1943, relating to cattle guards across county and township roads.

Introduction, first reading, 245.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 439.  
 Second reading, 488.  
 Passed, 489.  
 To Senate, 499.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 791—(Reps. Knudsen, Sticka, Schuler and  
 Davis)**

**House Bill No. 791.** A Bill for an Act to amend and reenact section 43-1535 of the North Dakota Revised Code of 1943, relating to the requirements for issuance of permits to operate pharmacies.

Introduction, first reading, 246.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 530.

**House Bill No. 792—(Reps. Einarson, Christopher and Sort-  
 land)**

**House Bill No. 792.** A Bill for an Act to provide for the transfer of all excess balances in the equalization fund over and above eight million dollars and all excess balances in the public welfare fund over and above six million dollars to the general fund.

Introduction, first reading, 246.  
 Referred to Committee on Finance and Taxation.  
 Reported back, 613; (indefinitely postponed), 614.

**House Bill No. 793**—(Reps. Langseth, Hofstrand, Rolfsrud,  
 Leet and Einarson)

**House Bill No. 793.** A Bill for an Act to provide for a consolidated primary election ballot and to repeal sections 16-0415 and 16-0420 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 246.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 522.  
 Second reading, 634.  
 Passed, (clincher), 635.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 794**—(Reps. Saugstad, Bratcher and Einarson)

**House Bill No. 794.** A Bill for an Act making an appropriation for the purpose of paying salaries, clerkhire, and general expenses for operation of a state weed commission.

Introduction, first reading, 246.  
 Referred to Committee on Appropriations.  
 Reported back, 478.  
 Withdrawn, 478.

**House Bill No. 795**—(Rep. Leet)

**House Bill No. 795.** A Bill for an Act to provide for the destruction of certain public records by a clerk of court and to amend and reenact section 12-1301 of the North Dakota Revised Code of 1943, relating to the crime of destroying public records.

Introduction, first reading, 246.  
 Referred to Committee on Judiciary.  
 Reported back, (withdrawn), 512.

**House Bill No. 796**—(Reps. Beede and Nygaard)

**House Bill No. 796.** A Bill for an Act providing for the transfer of state health department funds of the division of vital statistics, representing deposits where no refunds have been requested; time limit; continuing policy.

Introduction, first reading, 246.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 496.  
 Second reading, 596.  
 Passed, 597.  
 To Senate, 620.  
 Returned to House, 876.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 797**—(Reps. Trydahl, Snow, Homelvig, Roen and Simenson, 10th)

**House Bill No. 797.** A Bill for an Act to amend and reenact section 10-1520 of the North Dakota Revised Code of 1943, relating to accumulations in reserve funds of cooperative associations, by including stock credits for accumulation, and renumbering the subsections.

Introduction, first reading, 246.

Referred to Committee on Industry and Business.

Rereferred to Committee on General Affairs, 349.

Reported back, (do pass), 472.

To Senate, 620.

Returned to House, (indefinitely postponed), 920.

**House Bill No. 798**—(Reps. Roen and Wicks)

**House Bill No. 798.** A Bill for an Act to amend and reenact section 15-0410 of the North Dakota Revised Code of 1943, relating to the leasing of original grant school and other public lands for agricultural purposes.

Introduction, first reading, 247.

Referred to Committee on Agriculture.

Reported back, (indefinitely postponed), 477.

**House Bill No. 799**—(Rep. Sticka)

**House Bill No. 799.** A Bill for an Act to amend and reenact section 40-3703 of the North Dakota Revised Code of 1943, relating to the authorization for a levy and expenditure of funds for band purposes by municipalities.

Introduction, first reading, 247.

Referred to Committee on Industry and Business.

Reported back, (do pass), 511.

Engrossed, 609.

Second reading, 605.

Passed, 606.

To Senate, 620.

Returned to House, 999.

Enrolled, 1108.

Signed by Speaker, 1188.

Sent to Senate, 1188.

Received from Senate, 1194.

Message to Governor, 1221.

**House Bill No. 800**—(Reps. Nygaard, Brown and Baker)

**House Bill No. 800.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

Introduction, first reading, 247.

Referred to Committee on Appropriations.

Reported back, (indefinitely postponed), 546.

**House Bill No. 801**—(Reps. Nygaard, Brown and Baker)

**House Bill No. 801.** A Bill for an Act making an appropriation for the construction of a new building and purchasing equipment therefor for the Grafton state school.

Introduction, first reading, 247.

Referred to Committee on Appropriations.



Reported back, (do pass), 614.  
 Second reading, 693.  
 Passed, 693.  
 To Senate, 733.  
 Senate amendments, 1163.  
 Returned to House, (amended), 1163.  
 Conference Committee, 1185, 1197.  
 House does not concur, 1185.  
 Returned to Senate, 1279.

**House Bill No. 812—(Reps. Roen and Anderson of Richland)**

**House Bill No. 812.** A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal sections 39-0447 and 39-0448 of the North Dakota Revised Code of 1943, relating to exemptions from registration and reciprocal use of highways, and declaring an emergency.

Introduction, first reading, 252.  
 Referred to Committee on Transportation.  
 Reported back (amended, do pass), 496.  
 Sixth Order of Business, 496.  
 Amendments adopted, 523.  
 Engrossed, 658.  
 Second reading, 648.  
 Passed, 649.  
 To Senate, 679.  
 Returned to House, 999.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 813—(Reps. Poling and Solberg)**

**House Bill No. 813.** A Bill for an Act making an emergency appropriation to eliminate the deficiency in the funds appropriated to operate the elevator department of the Public Service Commission caused by its investigation into storage practices of North Dakota grain warehousemen.

Introduction, first reading, 252.  
 Referred to Committee on Appropriations.  
 Reported back, (indefinitely postponed), 440.

**House Bill No. 814—(Reps. Anderson of Richland and Engen)**

**House Bill No. 814.** A Bill for an Act to provide for the coverage of the employees of those institutions of higher learning under the administration and control of the state board of higher education under the old age and survivors' insurance provisions of Title II of the Federal Social Security Act as amended, and declaring an emergency.

Introduction, first reading, 252.  
 Referred to Committee on State and Federal Government.  
 Reported back, (indefinitely postponed), 618.

**House Bill No. 815—(Rep. Vinje)**

**House Bill No. 815.** A Bill for an Act to amend and reenact section 16-1803, and to repeal section 16-1804 of the

1953 Supplement to the North Dakota Revised Code of 1943, relating to absent voters' ballots.

Introduction, first reading, 252.

Referred to Committee on Judiciary.

Reported back, (indefinitely postponed), 405.

**House Bill No. 816—(Reps. Strand, Brooks and Sorlie)**

**House Bill No. 816.** A Bill for an Act to amend and reenact Section 52-0627 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Judicial Review of Decision; Petition For; Filing Petition.

Introduction, first reading, 252.

Referred to Committee on Judiciary.

Reported back, (do pass), 435.

Second reading, 571.

Passed, 571.

To Senate, 620.

Returned to House, 876.

Enrolled, 1109.

Signed by Speaker, 1188.

Sent to Senate, 1188.

Received from Senate, 1194.

Message to Governor, 1221.

**House Bill No. 817—(Rep. Brooks)**

**House Bill No. 817.** A Bill for an Act creating and enacting subsection 4 of section 46-0410 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to distribution of copies of state law to the National conference of commissioners on uniform state laws.

Introduction, first reading, 253.

Referred to Committee on Judiciary.

Reported back, (do pass), 435.

Second reading, 572.

Passed, 573.

To Senate, 620.

Enrolled, 905.

Signed by Speaker, 903.

Sent to Senate, 914.

Received from Senate, 944.

Message to Governor, 956.

Approved by Governor, 972.

**House Bill No. 818—(Rep. Anderson of Eddy-Foster)**

**House Bill No. 818.** A Bill for an Act relating to unfair methods of competition and unfair and deceptive acts and practices in the business of insurance.

Introduction, first reading, 253.

Referred to Committee on Industry and Business.

Reported back, (do pass), 614.

Second reading, 695.

Passed, 695.

To Senate, 733.

Returned to House, (indefinitely postponed), 1115.

Senate requests return, 1135.

Returned to Senate, 1135.

Returned to House, (indefinitely postponed), 1172.

**House Bill No. 819—(Reps. Erickson of Bottineau and Link)**

**House Bill No. 819.** A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-2221 of the North Dakota Revised Code of 1943, relating to the making of delinquent personal property taxes a lien upon real estate of the tax debtor.

Introduction, first reading, 253.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 522.  
 Second reading, 635.  
 Lost, 636.

**House Bill No. 820—(Reps. Fristad, Hegge, Wicks and Rohde)**

**House Bill No. 820.** A Bill for an Act providing for reinsurance of risks carried by the state fire and tornado fund, and providing for the premium for such reinsurance.

Introduction, first reading, 253.  
 Referred to Committee on Industry and Business.  
 Reported back, (indefinitely postponed), 522.  
 Reconsidered, 529; rereferred, 529.  
 Indefinitely postponed, 614.

**House Bill No. 821—(Reps. Baldwin and Brooks)**

**House Bill No. 821.** A Bill for an Act authorizing the use of voting machines in election precincts upon county and city authorization and agreement; providing for standards of construction and operation of such machines, for procedure in use, for application of other election laws and for penalties; amending and reenacting sections 16-1103, 16-1104, 16-1105, 16-1109, 16-0901, and 16-0902 of the North Dakota Revised Code of 1943.

Introduction, first reading, 253.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 540.  
 Second reading, 668.  
 Passed, 669.  
 To Senate, 733.  
 Returned to House, 999.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 822—(Reps. Rosberg, Schmalenberger and Dahlund)**

**House Bill No. 822.** A Bill for an Act authorizing the State of North Dakota Aeronautics Commission to have notice of the erection of certain buildings, structures, towers and hazards within the State of North Dakota and providing for penalties.

Introduction, first reading, 253.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended, do pass), 511.  
 Sixth Order of Business, 512.  
 Reprinted, 512.

Amendments adopted, 543.  
 Engrossed, 609.  
 Second reading, 643.  
 Passed, 644.  
 To Senate, 679.  
 Returned to House, 876.  
 Enrolled, 926.  
 Signed by Speaker, 971.  
 Sent to Senate, 973.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 823—(Rep. Bratcher)**

**House Bill No. 823.** A Bill for an Act to repeal Section 65-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, same being Section 65-1001 of Chapter 342 of the Laws of North Dakota 1951, and to amend and reenact Section 65-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, same being Chapter 344 of the Laws of North Dakota, 1951, relating to appeals from decisions and awards of the workmen's compensation bureau.

Introduction, first reading, 253.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed), 540.

**House Bill No. 824—(Rep. Bratcher)**

**House Bill No. 824.** A Bill for an Act to provide for the Supreme Court to render an opinion in its decision on a petition for a rehearing.

Introduction, first reading, 254.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed), 541.

**House Bill No. 825—(Reps. Vinje, Roen, Gefreh, Schuler, Langseth, Brooks and Haugland)**

**House Bill No. 825.** A Bill for an Act relating to the prohibition of the buying, selling, distribution, designing or disseminating in any way, of obscene writings and pictures and providing for the enforcement and administration of this Act and penalties for its violation; and to repeal Sections 12-2107, 12-2109 and 12-2111 of the North Dakota Revised Code of 1943.

Introduction, first reading, 254.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 557.  
 Sixth Order of Business, 559.  
 Amendments adopted, 559, 623.  
 Reprinted, 623.  
 Engrossed, 732.  
 Second reading, 705.  
 Passed, 706.  
 To Senate, 733.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.

Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 826—(Reps. Brown, Roen and Baker)**

**House Bill No. 826.** A Bill for an Act to amend and reenact subsections 4, 6, 7, 8, 15, 16, 18, 22, 27, 29, 30, 39, 41, 46, 48 and 49 of section 54-0301 of the North Dakota Revised Code of 1943, relating to state legislative apportionment.

Introduction, first reading, 254.  
 Referred to Committee on Judiciary.  
 Reported back, (indefinitely postponed), 541.

**House Bill No. 827—(Reps. Lindberg and Mueller)**

**House Bill No. 827.** A Bill for an Act creating and enacting subsection 20 of section 57-0208 of the North Dakota Revised Code of 1943, relating to property exempt from taxation.

Introduction, first reading, 254.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (amended, do pass), 409.  
 Sixth Order of Business, 409; (amended), 673.  
 Amendments adopted, 437.  
 General Orders, 628.  
 Engrossed, 732.  
 Second reading, 723.  
 Passed, 723.  
 To Senate, 733.  
 Enrolled, 905.  
 Signed by Speaker, 903.  
 Sent to Senate, 914.  
 Received from Senate, 944.  
 Message to Governor, 956.  
 Approved by Governor, 972.

**House Bill No. 828—(Reps. Nygaard, Langseth, Dunlop, Rohde, Gefreh and Haugland)**

**House Bill No. 828.** A Bill for an Act to assist in the control of tuberculosis; providing for transfer of tubercular persons committed to or confined in state or county institutions to the state tuberculosis sanatorium or other appropriate institutions.

Introduction, first reading, 254.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 541.  
 Placed at foot of Calendar, 669.  
 Second reading, 712.  
 Passed, 713.  
 To Senate, 733.  
 Returned to House, 876.  
 Enrolled, 987.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 829—(Reps. Nygaard, Langseth, Dunlop, Rohde, Gefreh and Haugland)**

**House Bill No. 829.** A Bill for an Act providing for the control of tuberculosis and protection of public health; creating county tuberculosis boards; authorizing compulsory care, treatment, isolation and quarantine at the state sanatorium or other appropriate institution, and the placing of persons having active, infectious tuberculosis dangerous to public health in the custody of the state board of administration for such purposes; and prescribing procedures.

Introduction, first reading, 254.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 541.  
 Placed at foot of Calendar, 669.  
 Re-engrossed, 1060.  
 Second reading, 713.  
 Passed, 714.  
 To Senate, 734.  
 Senate amendments, 1000.  
 Returned to House, (amended), 1000.  
 House concurs, 1060.  
 Final passage, 1061.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 830—(Reps. Wicks, Saumur, Brown and Nygaard)**

**House Bill No. 830.** A Bill for an Act to prohibit any insurance company or other insurance entity which is financially owned or financially controlled by any foreign government outside the United States or the territories of the United States from doing any kind of insurance business in the State of North Dakota, and to provide penalties for the violation of this Act, and declaring an emergency.

Introduction, first reading, 255.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 512.  
 Re-engrossed, 992.  
 Second reading, 606, 992.  
 Passed, (clincher), 607, 993.  
 Emergency carried, 607, 993.  
 To Senate, 679.  
 Senate amendments, 985.  
 Returned to House, (amended), 985.  
 House concurs, 992, 1026.  
 Enrolled, 1187.  
 Signed by Speaker, 1187.  
 Sent to Senate, 1188.  
 Received from Senate, 1194.  
 Message to Governor, 1221.

**House Bill No. 831—(Reps. Larson, Fristad, Davis, Brekke, Saugstad and Leet)**

**House Bill No. 831.** A Bill for an Act to amend and reenact Section 15-2102 of the 1953 Supplement to the North

Dakota Revised Code of 1943, relating to salary and expenses of the superintendent of public instruction.

Introduction, first reading, 255.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 477.  
 Second reading, 588.  
 Passed, 589.  
 To Senate, 620.  
 Returned to House, (indefinitely postponed), 876.  
 Senate requests return, 909.  
 Returned to Senate, 911.  
 Returned to House, (indefinitely postponed), 1093.

**House Bill No. 832—(Reps. Larson, Fristad, Davis, Brekke, Saugstad and Leet)**

**House Bill No. 832.** A Bill for an Act providing for the payment of expenses to the superintendent of public instruction, making an appropriation and declaring an emergency.

Introduction, first reading, 255.  
 Referred to Committee on State and Federal Government.  
 Rereferred to Committee on Appropriations, 477.  
 Reported back, (do pass), 477, 615.  
 Sixth Order of Business, 615.  
 Second reading, 695.  
 Passed, 696.  
 Emergency carried, 696.  
 To Senate, 734.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 833—(Reps. Currie, Rose, Roen, Leet and Anderson of Richland)**

**House Bill No. 833.** A Bill for an Act relating to development and utilization of wheat grown in North Dakota; creating a state wheat growers committee and prescribing its powers, duties and jurisdiction; providing funds by a tax on product affected; accepting funds; providing penalties for violation; to make refunds, and making an appropriation to the North Dakota wheat growers committee and providing for the repayment of such appropriation.

Introduction, first reading, 255.  
 Referred to Committee on Agriculture.  
 Reported back, 497; (indefinitely postponed), 497.

**House Bill No. 834—(Rep. Rohde)**

**House Bill No. 834.** A Bill for an Act to provide for the licensing, regulation and practice of osteopathic physicians and surgeons and to repeal Chapter 43-14 of the North Dakota Revised Code of 1943.

Introduction, first reading, 255.  
 Referred to Committee on General Affairs.  
 Reported back, 522; (indefinitely postponed), 522.

**House Bill No. 835—(Reps. Laske, Rose, Leet, Bratcher, Hegge and Roen)**

**House Bill No. 835.** A Bill for an Act to amend and

reenact section 54-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the salary of the governor.

Introduction, first reading, 255.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 477.  
 Second reading, 589.  
 Passed, 590.  
 To Senate, 620.  
 Returned to House( indefinitely postponed), 876.

**House Bill No. 836—(Reps. Rohde, Langseth and George)**

**House Bill No. 836.** A Bill for an Act making it unlawful for any broadcasting or television station within the boundaries of the State of North Dakota to broadcast or televise any advertisement of beer or other intoxicating liquor, prescribing a penalty for violation of this Act, and repealing all acts or parts of acts in conflict herewith.

Introduction, first reading, 255.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 559.  
 Placed on Calendar, 640.  
 Second reading, 640.  
 Passed, (clincher), 641.  
 To Senate, 679.  
 Returned to House, (indefinitely postponed), 920.

**House Bill No. 837—(Reps. Roen, Rose, Laske and Fleenor)**

**House Bill No. 837.** A Bill for an Act relating to unfair trade practices in the dairy industry.

Introduction, first reading, 256.  
 Referred to Committee on Agriculture.  
 Reported back, (do pass), 435.  
 Second reading, 574.  
 Re-engrossed, 1086.  
 Passed, 574.  
 To Senate, 620.  
 Senate amendments, 1015.  
 Returned to House, (amended), 1015.  
 House concurs, 1086.  
 Final passage, 1087.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 838—(Reps. Roen, Ettetstad, Rose and Fleenor)**

**House Bill No. 838.** A Bill for an Act to amend and reenact sections 19-0601, 19-0602, 19-0603, 19-0604, 19-0605 and 19-0606 of the North Dakota Revised Code of 1943, relating to the sale of imitation ice cream.

Introduction, first reading, 256.  
 Referred to Committee on Social Welfare.  
 Reported back, (amended, do pass), 546.  
 Sixth Order of Business, 546.  
 Amendments adopted, 619.



Engrossed, 732.  
Re-engrossed, 1260.  
Second reading, 699.  
Passed, 700.  
To Senate, 734.  
Senate amendments, 1260.  
Returned to House, 1027.  
House concurs, 1260, 1262.  
Senate requests return, 1233.  
Returned to Senate, 1252.  
Returned to House, (amended), 1260.  
Final passage, 1260.  
Enrolled, 1109.  
Signed by Speaker, 1188.  
Sent to Senate, 1188.  
Received from Senate, 1194.  
Message to Governor, 1221.  
House requests return from Governor, 1244.

**House Bill No. 839—(Reps. Stockman and Frank)**

**House Bill No. 839.** A Bill for an Act to amend and reenact Section 52-0201 of the North Dakota Revised Code of 1943; relating to the United States Government or Federal Social Security Board matching compensation by North Dakota Workmen's Compensation Bureau Commissioners.

Introduction, first reading, 256.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 441.  
Second reading, 574.  
Lost, (clincher), 575.

**House Bill No. 840—(Reps. Gefreh and Beede)**

**House Bill No. 840.** A Bill for an Act providing for bail pending determination of habeas corpus proceedings in extradition cases.

Introduction, first reading, 256.  
Referred to Committee on Judiciary.  
Reported back, (amended, do pass), 435.  
Sixth Order of Business, 435.  
Amendments adopted, 473.  
Engrossed, 609.  
Second reading, 583.  
Passed, 584.  
To Senate, 620.  
Enrolled, 905.  
Signed by Speaker, 903.  
Sent to Senate, 914.  
Received from Senate, 944.  
Message to Governor, 956.  
Approved by Governor, 972.

**House Bill No. 841—(Rep. Erickson of Burke-Divide)**

**House Bill No. 841.** A Bill for an Act to provide for compensation of surface owners of land damaged or destroyed in drilling, mining, excavating or quarrying and fixing the measure of damages.

Introduction, first reading, 256.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 615.  
 Second reading, 696.  
 Passed, 697.  
 To Senate, 734.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 842—(Reps. Scott, Goebel, Schuler, Power and Magnuson)**

**House Bill No. 842.** A Bill for an Act to amend and reenact section 20-0201 of the North Dakota Revised Code of 1943 relating to the State Game and Fish Commissioner's office, appointment, term and removal.

Introduction, first reading, 256.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass), 517.  
 Second reading, 631.  
 Lost, 632.

**House Bill No. 843—(Rep. Fristad)**

**House Bill No. 843.** A Bill for an Act relating to premium payments prohibiting deducting for remaining installments.

Introduction, first reading, 256.  
 Referred to Committee on Industry and Business.  
 Reported back, 615; (indefinitely postponed), 676.  
 On the Calendar, 615; to head of Calendar, 676.

**House Bill No. 844—(Rep. Fristad)**

**House Bill No. 844.** A Bill for an Act relating regulating interest rates on insurance policy loans.

Introduction, first reading, 257.  
 Referred to Committee on Industry and Business.  
 Reported back, 615.  
 On Calendar, 615.  
 Second reading, 676.  
 Lost, (clincher), 677.

**House Bill No. 845—(Rep. Fristad)**

**House Bill No. 845.** A Bill for an Act establishing an agricultural research commission and providing for an appropriation for the promotion of agricultural research.

Introduction, first reading, 257.  
 Referred to Committee on Agriculture.  
 Referred to Committee on Appropriations, 478.  
 Reported back, (do pass, indefinitely postponed), 477, 615, 615.

**House Bill No. 846—(Reps. Ziegler and Rosberg)**

**House Bill No. 846.** A Bill for an Act to amend and reenact subsections 2, 4, and 5 of section 57-4001, section 57-4002, subsection 2 of section 57-4003, and section 57-4010 of the North Dakota Revised Code of 1943 relating to definitions, imposition of the excise tax, exemptions, and credit for taxes paid in other states, and to create and enact sub-

section 10 of section 57-4001 of the North Dakota Revised Code of 1943 relating to definitions of "purchased at retail", and to create and enact subsection 8 of section 57-4003 of the North Dakota Revised Code of 1943 relating to exemptions.

Introduction, first reading, 257.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 409.  
 Re-engrossed, 1084.  
 Second reading, 457.  
 Passed, 458.  
 To Senate, 475.  
 Senate amendments, 1017.  
 Returned to House, (amended), 1017.  
 House concurs, 1084.  
 Final passage, 1085.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 847—(Reps. Thompson of McLean and Rosenberg)**

**House Bill No. 847.** A Bill for an Act providing for the destruction of Motor Vehicle Fuel Tax Refund Claims, Invoices, and other items attached to such refund claims and repealing Section 57-4133 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction, first reading, 257.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 478.  
 Second reading, 590.  
 Passed, 591.  
 To Senate, 620.  
 Returned to House, 1027.  
 Enrolled, 1108.  
 Signed by Speaker, 1188.  
 Sent to Senate, 1188.  
 Received from Senate, 1194.  
 Message to Governor, 1221.

**House Bill No. 848—(Reps. Fine, Snortland and Link)**

**House Bill No. 848.** A Bill for an Act making an appropriation and providing for a continuing and extensive program of research, investigation and public education in the field of taxation and the study of the distribution of the tax burden among the various economic groups in the State of North Dakota.

Introduction, first reading, 257.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 559.  
 Second reading, 662.  
 Passed, 663.  
 To Senate, 734.  
 Returned to House, (indefinitely postponed), 1092.

**House Bill No. 849—(Rep. Snortland)**

**House Bill No. 849.** A Bill for an Act to amend and reenact Section 15-4101 of the North Dakota Revised Code of 1943, relating to public high schools.

Introduction, first reading, 257.

Referred to Committee on Education.

Reported back, (amended, do pass, indefinitely postponed), 497, 541.

Sixth Order of Business, 498.

Returned to Committee on Education, 512.

**House Bill No. 850—(Reps. Thompson of McLean, Rosberg and Ziegler)**

**House Bill No. 850.** A Bill for an Act providing for the licensing of Chauffeurs; defining chauffeurs; fixing fee to be paid; providing for examinations; providing for suspension or revocation of license; making disposition of fees collected; providing for penalty for violating Act; making an appropriation.

Introduction, first reading, 257.

Referred to Committee on General Affairs.

Reported back, (amended, do pass, indefinitely postponed), 513, 546, 546.

Referred to Committee on Transportation.

**House Bill No. 851—(Reps. Anderson of Cass and Simenson)**

**House Bill No. 851.** A Bill for an Act to amend and reenact Section 58-0516 of the North Dakota Revised Code of 1943 relating to vacancies in township offices, the manner of filling the same, the term of office, and repealing Section 44-0206 of the North Dakota Revised Code of 1943.

Introduction, first reading, 258.

Referred to Committee on Political Sub-Divisions.

Reported back, (do pass), 498.

Second reading, 597.

Passed, 598.

To Senate, 620.

Returned to House, 1043.

Enrolled, 1222.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Received from Senate, 1253.

Message to Governor, 1254.

**House Bill No. 852—(Reps. Anderson of Cass and Simenson)**

**House Bill No. 852.** A Bill for an Act to amend and reenact Section 24-0630 of the North Dakota Revised Code of 1943 relating to the removal of fences along public highways, notification to owner of adjacent property, removal of fences by Board of County Commissioners or by Board of Township Supervisors and assessment of costs therefor against property.

Introduction, first reading, 258.

Referred to Committee on Political Sub-Divisions.

Reported back, (do pass), 498.

Second reading, 598.

Passed, 599.

To Senate, 620.  
Returned to House, 1043.  
Enrolled, 1222.  
Signed by Speaker, 1246.  
Sent to Senate, 1247.  
Received from Senate, 1253.  
Message to Governor, 1254.

**House Bill No. 853—(Reps. Anderson of Cass and Simenson)**

**House Bill No. 853.** A Bill for an Act to amend and reenact Section 12-1006 of the North Dakota Revised Code of 1943 relating to personal interest in contracts by public officer, and providing a penalty.

Introduction, first reading, 258.  
Referred to Committee on Political Subdivisions.  
Withdrawn, 367.

**House Bill No. 854—(Committee on Delayed Bills)**

**House Bill No. 854.** A Bill for an Act making an additional appropriation for the per diem employees of the Thirty-fourth Legislative Assembly, and declaring an emergency.

Introduction, first reading, 437.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 541.  
Second reading, 669.  
Passed, 670.  
To Senate, 734.  
Returned to House, 737.  
Enrolled, 738.  
Signed by Speaker, 740.  
Sent to Senate, 760.  
Received from Senate, 761.  
Message to Governor, 783.  
Approved by Governor, 819.

**House Bill No. 855—(Committee on Delayed Bills)**

**House Bill No. 855.** A Bill for an Act relating to brucellosis vaccination of calves.

Introduction, first reading, 437.  
Referred to Committee on Agriculture.  
Reported back, (do pass), 514.  
Second reading, 627.  
Passed, 627.  
To Senate, 679.  
Returned to House, 1043.  
Enrolled, 1222.  
Signed by Speaker, 1246.  
Sent to Senate, 1247.  
Received from Senate, 1253.  
Message to Governor, 1254.

**House Bill No. 856—(Committee on Delayed Bills)**

**House Bill No. 856.** A Bill for an Act authorizing a special ten mill levy for certain county agricultural high schools for building fund purposes, and declaring an emergency.

Introduction, first reading, 437.

Referred to Committee on Education.  
 Returned to Committee on Education, 547.  
 Reported back, (amended, do pass), 530, 559.  
 Sixth Order of Business, 530, 560.  
 Amendments adopted, 547, 560, 624.  
 Reprinted, 624.  
 Engrossed, 732.  
 Second reading, 706.  
 Passed, 707.  
 Emergency carried, 707.  
 To Senate, 734.  
 Returned to House, 1027.  
 Enrolled, 1109.  
 Signed by Speaker, 1188.  
 Sent to Senate, 1188.  
 Received from Senate, 1194.  
 Message to Governor, 1221.

**House Bill No. 857—(Committee on Delayed Bills)**

**House Bill No. 857.** A Bill for an Act to amend and reenact section 40-0511 of the North Dakota Revised Code of 1943 relating to powers of foreign municipalities.

Introduction, first reading, 478.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 560.  
 Second reading, 663.  
 Passed, 663.  
 To Senate, 734.  
 Returned to House, 1115.  
 Enrolled, 1222.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1247.  
 Received from Senate, 1253.  
 Message to Governor, 1254.

**House Bill No. 858—(Committee on Delayed Bills)**

**House Bill No. 858.** A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county mutual insurance companies.

Introduction, first reading, 478.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 615.  
 Re-engrossed, 862.  
 Second reading, 697, 862.  
 Passed, 698, 863.  
 To Senate, 734.  
 Returned to House, (amended), 836.  
 House concurs, 862, 916.  
 Enrolled, 956.  
 Signed by Speaker, 981.  
 Sent to Senate, 981.  
 Received from Senate, 991.  
 Message to Governor, 1037.  
 Approved by Governor, 1032.

**House Bill No. 859—(Committee on Delayed Bills)**

**House Bill No. 859.** A Bill for an Act to amend and re-

enact sections 40-1501 and 40-1505 of the North Dakota Revised Code of 1943, relating to officers to be appointed and elected in commission cities.

Introduction, first reading, 518.

Referred to Committee on State and Federal Government.  
Withdrawn, 547.

**House Bill No. 860—(Committee on Delayed Bills)**

**House Bill No. 860.** A Bill for an Act making an appropriation jointly to the North Dakota Legislative Research Committee and the North Dakota OASIS for the purpose of making an actuarial study of the North Dakota OASIS and maintaining the necessary expenses connected therewith.

Introduction, first reading, 565.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 615.

General Orders, 615; (amended), 673.

Laid over, 625.

Engrossed, 732.

Re-engrossed, 1219.

Second reading, 716.

Passed, 717.

To Senate, 734.

Senate amendments, 1164.

Returned to House, (amended), 1164.

Conference Committee, 1184, 1197.

Conference Committee report, 1219.

Conference Committee report adopted, 1219.

House concurs, 1219.

House does not concur, 1184.

House adopts Conference Committee report, 1223.

Senate adopts Conference Committee report, 1229.

Returned to House, 1264.

Final passage, 1220.

Enrolled, 1255.

Signed by Speaker, 1270.

Sent to Senate, 1270.

Message to Governor, 1270.

**House Bill No. 861—(Committee on Delayed Bills)**

**House Bill No. 861.** A Bill for an Act to amend and reenact subsections A., E., and F., of Section 52-0920, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions.

Introduction, first reading, 566.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 618.

Placed at foot of Calendar, 698.

Re-engrossed, 1085.

Second reading, 714.

Passed, 715.

To Senate, 734.

Senate amendments, 1018.

Returned to House, 1018.

House concurs, 1085.

Final passage, 1086.

Enrolled, 1222.

Signed by Speaker, 1246.

Sent to Senate, 1247.  
Received from Senate, 1253.  
Message to Governor, 1254.

**House Bill No. 862—(Committee on Delayed Bills)**

**House Bill No. 862.** A Bill for an Act to amend and reenact section 38-0205 of the North Dakota Revised Code of 1943 providing for alternative methods of locating mining claims in lieu of sinking discovery shafts, and declaring an emergency.

Introduction, first reading, 659.  
Referred to Committee on Natural Resources.  
Reported back, (do pass), 672.  
Second reading, 721.  
Passed, 722.  
To Senate, 734.  
Returned to House, 1028.  
Enrolled, 1222.  
Signed by Speaker, 1246.  
Sent to Senate, 1247.  
Received from Senate, 1253.  
Message to Governor, 1254.

**House Bill No. 863—(Committee on Delayed Bills)**

**House Bill No. 863.** A Bill for an Act making an appropriation for salaries and expenses of the livestock dealer's division.

Introduction, first reading, 687.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 703.  
Second reading, 725.  
Passed, 725.  
To Senate, 734.  
Returned to House, 1028, 1043.  
Enrolled, 1222.  
Signed by Speaker, 1246.  
Sent to Senate, 1247.  
Received from Senate, 1253.  
Message to Governor, 1254.

**House Bill No. 864—(Committee on Delayed Bills)**

**House Bill No. 864.** A Bill for an Act relating to tuition payments for high school students.

Introduction, first reading, 709.  
Reported back, 709.  
Placed at the head of Calendar, 709.  
Second reading, 709.  
Passed, 710.  
To Senate, 734.  
Enrolled, 1109.  
Signed by Speaker, 1188.  
Sent to Senate, 1188.  
Received from Senate, 1194.  
Message to Governor, 1222.



# HOUSE CONCURRENT RESOLUTIONS

## House Concurrent Resolution "A"—(Legislative Research Committee)

**House Concurrent Resolution "A".** A Resolution directing and authorizing the legislative research committee, in cooperation with the North Dakota state bar association, to formulate and organize an orientation program for legislators.

Introduction, first reading, 15.

Adopted, 15.

To Senate, 16.

Returned to House, (recommend pass unchanged), 39.

Enrolled, 60.

Signed by Speaker, 62.

Sent to Senate, 62.

Received from Senate, 69.

To Secretary of State, 72.

## House Concurrent Resolution "A-1"—(Reps. Hammer, Erickson of Bottineau and Erickson of Burke-Divide)

**House Concurrent Resolution "A-1".** A House Concurrent Resolution directing the legislative research committee to study the provisions of Article 54 of the amendments to the Constitution of the state of North Dakota.

Introduction, first reading, 438.

Referred to Committee on State and Federal Government.

Returned to Committee on State and Federal Government, 542.

Reported back, (indefinitely postponed), 514.

Held over, 514.

Returned to House without recommendation, 547.

## House Concurrent Resolution "A-2"—(Rep. Fristad)

**House Concurrent Resolution "A-2".** A Concurrent Resolution directing the legislative research committee to study the feasibility of the adoption of the "port of entry system" for the exemption of personal property while in transit.

Introduction, first reading, 1007.

Adopted, 1007.

Printed in Journal, 1007.

To Senate, 1033.

Returned to House, (indefinitely postponed), 1156.

## House Concurrent Resolution "B"—(Reps. Nygaard and Beede)

**House Concurrent Resolution "B".** A Concurrent Resolution commending county, state and national organizations of the foundation for infantile paralysis and the march of dimes campaign.

Introduction, first reading, 47.

Adopted, 48.

Engrossed, 48.

To Senate, 48.

Returned to House, 62.  
 Enrolled, 72.  
 Signed by Speaker, 74.  
 Sent to Senate, 80.  
 Returned to House, 113.  
 Delivered to Secretary of State, 117.

**House Concurrent Resolution "B-1"**—(Reps. Rolfsrud, Erickson of Burke-Divide and Esterby)

**House Concurrent Resolution "B-1"**. A Concurrent Resolution directing the legislative research committee to study the operation of section 186 of the Constitution of the state of North Dakota.

Introduction, first reading, 438.  
 Referred to Committee on State and Federal Government.  
 Returned to Committee on State and Federal Government, 542.  
 Reported back, 514.  
 Laid over, 514.  
 Adopted, 547.  
 To Senate, 620.  
 Returned to House, (indefinitely postponed), 1175.

**House Concurrent Resolution "B-2"**—(Reps. Sticka, Lindberg, Ettestad, Anderson of Eddy-Foster, Kjos, Knutsen, Leet, Hammer, Bratcher, Hegge, Snortland and Baker)

**House Concurrent Resolution "B-2"**. A Concurrent Resolution authorizing the payment of five dollars per day additional expense allowance to each member of the Legislative Assembly.

Introduction, first reading, 1011.  
 Rules suspended and placed on final passage, 1011.  
 Adopted, (clincher), 1012.  
 Printed in Journal, 1013.  
 To Senate, 1015.  
 Returned to House, 1285.  
 Enrolled, 1285.  
 Signed by Speaker, 1285.  
 Sent to Senate, 1285.  
 Returned to House, 1286.  
 Delivered to Secretary of State, 1286.

**House Concurrent Resolution "C"**—(Reps. Rolfsrud, Rohde, Lynch and Mollet)

**House Concurrent Resolution "C"**. A concurrent resolution urging that the new Sanish bridge be renamed the "Four Bears Bridge".

Introduction, first reading, 62.  
 Referred to Committee on General Affairs.  
 Reported back, (recommmend amended, do pass), 117.  
 Amendments adopted, 127.  
 Engrossed, 138.  
 Adopted, 159.  
 To Senate, 168.  
 Returned to House, 222.  
 Enrolled, 241.  
 Signed by Speaker, 243

To Senate, 260.  
 Returned to House, 280.  
 To Governor, 296.  
 Message to Governor, 296.

**House Concurrent Resolution "C-1"—(Rep. Lee)**

**House Concurrent Resolution "C-1".** A Concurrent Resolution authorizing and directing the legislative research committee to examine and review all current statutes and introduce bills to eliminate obsolete and outmoded statutes.

Introduction, first reading, 478.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 523.  
 Second reading, 637.  
 Adopted, 637.  
 To Senate, 679.  
 Returned to House, (indefinitely postponed), 1092.

**House Concurrent Resolution "C-2"—(Reps. Sticka, Leet and Lindberg)**

**House Concurrent Resolution "C-2".** A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota relating to the compensation of members of the legislative assembly.

Introduction, first reading, 1044.  
 Adopted, 1045.  
 Clincher, 1045.  
 Printed in Journal, 1046.  
 To Senate, 1054.  
 Returned to House, 1177.  
 Enrolled, 1223.  
 Senate request return, 1228.  
 To Senate, 1231.  
 Returned to House, (amended), 1237.  
 Senate amendments, 1238.  
 House concurs, 1241, 1251.  
 Adopted, 1242.  
 Signed by Speaker, 1251.  
 Sent to Senate, 1251.  
 Returned from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "D"—(Committee on Veterans and Military Affairs)**

**House Concurrent Resolution "D".** A Concurrent Resolution providing for the issuance, sale and delivery of the bonds of the State of North Dakota not to exceed the sum of \$9,000,000.00 to be used in the payment of an adjusted compensation to North Dakota veterans of the Korean Conflict who served in the Armed Forces of the United States or any of its allies between June 25, 1950 and July 27, 1953.

Introduction, first reading, 74.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (do pass), 329.  
 Re-engrossed, 922.  
 Second reading, 358.  
 Adopted, 359.

To Senate, 373.  
 Returned to House, (amended), 761.  
 Conference Committee, 794, 835.  
 Conference committee report, (adopted), 956.  
 House concurs, 921; amended, 922, 974.  
 Final passage, 922, 923.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Delivered to Secretary of State, 1038.

**House Concurrent Resolution "D-1"**—(Reps. Rohde, Mollet, Fine and Gagnum)

**House Concurrent Resolution "D-1".** A Concurrent Resolution directing the legislative research committee to make a study of certain legal and other aspects of law enforcement problems on Indian reservations and in Indian reservation counties.

Introduction, first reading, 542.  
 Referred to Committee on State and Federal Government.  
 Adopted, 627.  
 To Senate, 679.  
 Returned to House, (indefinitely postponed), 1175.

**House Concurrent Resolution "D-2"**—(Reps. Hegge, Sticka, Baker, Hammer, Renfrow and Snortland)

**House Concurrent Resolution "D-2".** A Concurrent Resolution authorizing the payment of two dollars per day additional expense allowance to each employee of the Legislative Assembly.

Introduction, first reading, 1047.  
 Adopted, 1048.  
 Printed in Journal, (clincher), 1048.  
 To Senate, 1055.  
 Returned to House, (indefinitely postponed), 1156.  
 Senate requests return, 1190.  
 To Senate, 1191.  
 Returned to House, 1284.  
 Enrolled, 1285.  
 Signed by Speaker, 1285.  
 Sent to Senate, 1285.  
 Returned to House, 1286.  
 Delivered to Secretary of State, 1286.

**House Concurrent Resolution "E"**—(Reps. Roen, Langseth and Brown)

**House Concurrent Resolution "E".** A Concurrent Resolution allowing use of the Memorial Hall for Legislative Dances.

Introduction, first reading, 81.  
 To Senate, 87.  
 Returned to House, 124.  
 Enrolled, 126.  
 Signed by Speaker, 129.  
 Sent to Senate, 134.  
 Received from Senate, 144.  
 To Secretary of State, 162.

**House Concurrent Resolution "E-1"—(Reps. Fine, Hofstrand and Rohde)**

**House Concurrent Resolution "E-1".** A Concurrent Resolution urging Congress to reimburse the state of North Dakota and Benson County for expenses of law enforcement upon the Fort Totten Indian reservation.

Introduction, first reading, 547.  
 Referred to Committee on State and Federal Government.  
 Request return, 548.  
 Second reading, 548.  
 Passed, 548.  
 Adopted, 548.  
 Printed in Journal, 548.  
 To Senate, 620.  
 Returned to House, 1175.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Delivered to Governor, 1255.

**House Concurrent Resolution "E-2"—(Joint Committee on Employment)**

**House Concurrent Resolution "E-2".** 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, 1049.  
 Passed, (clincher), 1050.  
 Printed in Journal, 1050.  
 To Senate, 1055.  
 Returned to House, 1177.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Returned from Senate, 1253.  
 Delivered to Governor, 1255.

**House Concurrent Resolution "F"—(Rep. Brown and Speaker Fitch)**

**House Concurrent Resolution "F".** A Concurrent Resolution extending an invitation to General Alfred M. Gruenther to attend and address a joint session of the Thirty-fourth Legislative Assembly of the State of North Dakota.

Introduction, first reading, 97.  
 Adopted, 98.  
 Engrossed, 98.  
 Printed in Journal, 98.  
 To Senate, 98.  
 Returned to House, 113.  
 Enrolled, 114.  
 Signed by Speaker, 123.  
 To Senate, 123.  
 Returned to House, 135.  
 Delivered to Secretary of State, 138.

**House Concurrent Resolution "F-1"**—(Committee on Social Welfare)

**House Concurrent Resolution "F-1".** A Concurrent Resolution supporting the passage of legislation by the Congress of the United States to prohibit the transportation in interstate commerce of advertisements of alcoholic beverages.

Introduction, first reading, 549.

Second reading, 549.

Adopted, 549.

Printed in Journal, 549.

To Senate, 620.

Returned to House, (indefinitely postponed), 1175.

**House Concurrent Resolution "F-2"**—(Joint Committee on Employment)

**House Concurrent Resolution "F-2".** A Concurrent Resolution providing for the retaining of certain employees of the Senate and House after the legislative session for the purpose of completing legislative work.

Introduction, first reading, 1050.

Adopted, (clincher), 1051.

Printed in Journal, 1052.

To Senate, 1055.

Returned to House, 1177.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1248.

Returned from Senate, 1253.

Delivered to Governor, 1255.

**House Concurrent Resolution "G"**—(Reps. Christopher, Einarson and Sommer)

**House Concurrent Resolution "G".** A House Concurrent Resolution urging Congress to take favorable action upon measures for flood control in the Red River Valley watershed area.

Introduction, first reading, 109.

Referred to Committee on Political Subdivisions.

Reported back, (do pass), 241.

Second reading, 270.

Final passage, 271.

To Senate, 277.

Returned to House, 1176.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1247.

Returned from Senate, 1253.

Message to Governor, 1255.

**House Concurrent Resolution "G-1"**—(Reps. Link, Baker, Beede and Nygaard)

**House Concurrent Resolution "G-1".** A Concurrent Resolution memorializing Congress to authorize the payment of one hundred per cent of the cost of acquisition of right-of-way, construction, and maintenance of military highways in North Dakota.

Introduction, first reading, 566.

Referred to Committee on Transportation.  
 Printed in Journal, 566.  
 Reported back, (do pass), 730.  
 Second reading, 829.  
 Adopted, 830.  
 To Senate, 871.  
 Returned to House, 1175.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "G-2"—(Joint Committee on Employment)**

**House Concurrent Resolution "G-2".** A Concurrent Resolution providing for the completion of the legislative journals of the House and Senate.

Introduction, first reading, 1053.  
 Adopted, (clincher), 1054.  
 Printed in Journal, 1054.  
 To Senate, 1055.  
 Returned to House, 1177.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Returned from Senate, 1253.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "H"—(Employment Committee)**

**House Concurrent Resolution "H".** A Concurrent Resolution providing and designating House and Senate Employees and naming and fixing their salaries.

Introduction, first reading, 109.  
 Adopted, 122.  
 Clincher, 123.  
 Printed in Journal, 111.  
 To Senate, 124.  
 House requests return, 134.  
 Returned by Senate, 136.  
 Amended, 136.  
 Re-engrossed, 136.  
 Adopted, 137.  
 Clincher, 137.  
 Engrossed, 138.  
 To Senate, 141.  
 Returned by Senate, 153.  
 Enrolled, 161.  
 Signed by Speaker, 167.  
 To Senate, 167.  
 Returned to House, 175.

**House Concurrent Resolution "H-1"—(Reps. Fitch and Hegge)**

**House Concurrent Resolution "H-1".** A Concurrent Resolution authorizing and directing the board of administration to

take necessary action to improve the air conditioning and ventilation of the legislative chambers.

Introduction, first reading, 621.  
Referred to Committee on State and Federal Government.  
Printed in Journal, 621.  
Reported back, (do pass), 819.  
Second reading, 874.  
Adopted, 875.  
To Senate, 915.  
Returned to House, 1175.  
Enrolled, 1223.  
Signed by Speaker, 1246.  
Sent to Senate, 1248.  
Received from Senate, 1253.  
Message to Governor, 1255.

**House Concurrent Resolution "H-2"**—(Reps. Fine and Hofstrand)

**House Concurrent Resolution "H-2".** A Concurrent Resolution urging Congress and the Bureau of Indian Affairs to establish tribal courts or courts of Indian offenses for the Fort Totten Indian Reservation.

Introduction, first reading, 1150.  
Adopted, 1151.  
Printed in Journal, 1151.  
To Senate, 1152.  
Returned to House, 1230.  
Enrolled, 1285.  
Signed by Speaker, 1286.  
Sent to Senate, 1286.  
Returned to House, 1286.  
Delivered to Secretary of State, 1286.

**House Concurrent Resolution "I"**—(Reps. Beede and Nygaard)

**House Concurrent Resolution "I".** A Concurrent Resolution to permit the Bismarck Association for the Handicapped to use memorial hall for the sale of goods manufactured by handicapped persons.

Introduction, first reading, 119.  
Adopted, 119.  
Printed in Journal, 119.  
To Senate, 134.  
Returned to House, 145.  
Enrolled, 161.  
Signed by Speaker, 174.  
To Senate, 191.  
Returned to House, 207.  
Delivered to Secretary of State, 214.

**House Concurrent Resolution "I-1"**—(Committee on Employment)

**House Concurrent Resolution "I-1".** A Concurrent Resolution providing and designating House and Senate Chief Engineer's and Assistant Engineer's salaries.

Introduction, first reading, 622.  
Adopted, 622.



Printed in Journal, 622.  
 To Senate, 624.  
 Returned to House, 1175.  
 Enrolled, 1223.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "I-2"—(Reps. Stockman and Strand)**

**House Concurrent Resolution "I-2".** A Concurrent Resolution relating to the old age and survivor's insurance system.

Introduction, first reading, 1164.  
 Adopted, 1164.  
 Printed in Journal, 1164.  
 To Senate, 1166.  
 Returned to House, 1230.  
 Enrolled, 1285.  
 Signed by Speaker, 1286.  
 Sent to Senate, 1286.  
 Returned to House, 1286.  
 Delivered to Secretary of State, 1286.

**House Concurrent Resolution "J"—(Rep. Erickson of Burke-Divide)**

**House Concurrent Resolution "J".** A Concurrent Resolution memorializing Congress and the Secretary of Agriculture to provide full one hundred per cent parity for products produced on family-type farms.

Introduction, first reading, 168.  
 Printed in Journal, 168.  
 Adopted, 190.  
 To Senate, 207.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Delivered to Secretary of State, 1038.

**House Concurrent Resolution "J-1"—(Rep. Roen)**

**House Concurrent Resolution "J-1".** A Concurrent Resolution requesting Congress to authorize North Dakota, South Dakota, Montana and Wyoming to enter into a compact for an equitable division among the states of the water supply of the Little Missouri River.

Introduction, first reading, 659.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass), 672.  
 Adopted, 726.  
 To Senate, 734.  
 Returned to House, 1175.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "K"—(Rep. Erickson of Bottineau)**

**House Concurrent Resolution "K".** A Concurrent Resolution memorializing and petitioning the governor of the state of South Dakota to take such steps as are necessary to obtain the return of that portion of the remains of the body of Sitting Bull which were wrongfully removed from a grave in Sioux County, North Dakota, and taken to South Dakota by citizens of South Dakota.

Introduction, 170.  
 Printed in Journal, 170.  
 Second reading, 209.  
 Final passage, Lost, 225.

**House Concurrent Resolution "K-1"—(Rep. Erickson of Burke-Divide)**

**House Concurrent Resolution "K-1".** A Concurrent Resolution authorizing and directing the legislative research committee to make a report on the feasibility of adopting the Torrens system of registering land titles in North Dakota.

Introduction, first reading, 659.  
 Referred to Committee on Judiciary.  
 Reported back, 941.  
 Printed in Journal, 941.  
 Second reading, 979.  
 Lost, 980.

**House Concurrent Resolution "L"—(Reps. Homelvig, Roen and Snow)**

**House Concurrent Resolution "L".** A House Concurrent Resolution urging the division of land management of the Department of the Interior to give adjacent landowners preference in leasing lands.

Introduction, first reading, 181.  
 Referred to Committee on General Affairs.  
 Reported back, (recommended, do pass), 530.  
 Second reading, 670.  
 Passed, 670.  
 To Senate, 734.  
 Returned to House, 1176.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Returned from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "L-1"—(Reps. Rohde, Rolfsrud, Dunlop, Magnuson and Wicks)**

**House Concurrent Resolution "L-1".** A Concurrent Resolution relating to the education of Indians.

Introduction, first reading, 740.  
 Adopted, 740.  
 Printed in Journal, 740.  
 To Senate, 795.  
 Returned to House, (indefinitely postponed), 1175.

**House Concurrent Resolution "M"**—(Reps. Sticka, Schmalenberger, Gress, Hegge, Rolfsrud, Link, Bratcher, Homelvig, Snow and Roen)

**House Concurrent Resolution "M"**. A Concurrent Resolution directing the state highway commissioner, with the recommendations of the state historical society and the national park service to cause to be surveyed a possible roadway through the North Dakota Badlands.

Introduction, first reading, 201.

Referred to Committee on Transportation.

Reported back, (do pass), 352.

Adopted, 375.

To Senate, 375.

Returned to House, (indefinitely postponed), 975.

**House Concurrent Resolution "M-1"**—(Rep. Hofstrand)

**House Concurrent Resolution "M-1"**. A Concurrent Resolution directing the agricultural college to investigate the feasibility of establishing a curriculum of property evaluation.

Introduction, first reading, 789.

Referred to Committee on Education.

Reported back, (do pass), 926.

Second reading, 965.

Adopted, 966.

To Senate, 998.

Returned to House, 1173.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1248.

Returned from Senate, 1253.

Message to Governor, 1255.

**House Concurrent Resolution "N"**—(Rep. Stockman)

**House Concurrent Resolution "N"**. A Concurrent Resolution providing for the amendment of the constitution of the state of North Dakota, as amended, relating to the investment of moneys of the permanent school fund and other educational funds.

Introduction, first reading, 232.

Referred to Committee on Industry and Business.

Reported back, (indefinitely postponed), 618.

**House Concurrent Resolution "N-1"**—(Reps. Nygaard, Sortland, Roen, Sticka, Scott, Beede, Hofstrand, Strand, McLain and Miller)

**House Concurrent Resolution "N-1"**. A Concurrent Resolution memorializing the President of the United States and his Commission on Intergovernmental Relations not to approve the reported recommendations of the Committee on Federal Aid to Agriculture relative to transfer of the function of soil conservation technical assistance to the various states.

Introduction, first reading, 790.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 833.

Adopted, 894.

To Senate, 915.

Returned to House, 1175.

Enrolled, 1223.  
Signed by Speaker, 1223.  
Sent to Senate, 1223.  
Delivered to Secretary of State, 1230.

**House Concurrent Resolution "O"—(Reps. Beede and Nygaard)**

**House Concurrent Resolution "O".** A Concurrent Resolution for an amendment of section 14 of the Constitution of the state of North Dakota.

Introduction, first reading, 232.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 522.  
Second reading, 636.  
Adopted, 636.  
To Senate, 679.  
Returned to House, 1175.  
Enrolled, 1223.  
Signed by Speaker, 1246.  
Sent to Senate, 1248.  
Received from Senate, 1253.  
Message to Governor, 1255.

**House Concurrent Resolution "O-1"—(Reps. Beede and Heimes)**

**House Concurrent Resolution "O-1".** A Concurrent Resolution authorizing the payment of the expenses of a select committee appointed pursuant to House Resolution No. 9 of the Thirty-third Legislative Assembly.

Introduction, first reading, 790.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 1004.  
Second reading, 1008.  
Adopted, (clincher), 1009.  
To Senate, 1015.  
Returned to House, 1230.  
Enrolled, 1285.  
Signed by Speaker, 1285.  
Sent to Senate, 1286.  
Returned to House, 1286.  
Delivered to Secretary of State, 1286.

**House Concurrent Resolution "P"—(Reps. Beede and Nygaard)**

**House Concurrent Resolution "P".** A Concurrent Resolution providing for examination by the statutory revisor of all enrolled bills before signing by the President of the Senate or Speaker of the House.

Introduction, first reading, 248.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 435.  
Second reading, 575.  
Passed, 576.  
To Senate, 620.  
Returned to House, (indefinitely postponed), 1092.

**House Concurrent Resolution "P-1"—(Committee on Labor Relations)**

**House Concurrent Resolution "P-1".** A House Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

Introduction, first reading, 790.

Printed in Journal, 790.

Adopted, 790.

To Senate, 835.

Returned to House, (indefinitely postponed), 1176.

**House Concurrent Resolution "Q"—(Committee on Transportation)**

**House Concurrent Resolution "Q".** A Concurrent Resolution opposing repeal of long and short haul clause of section four of the Interstate Commerce Act.

Introduction, first reading, 248.

Referred to Committee on Transportation.

Reported back, (do pass), 366.

Second reading, 388.

Adopted, 389.

To Senate, 412.

Returned to House, 1175.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1248.

Received from Senate, 1253.

Message to Governor, 1255.

**House Concurrent Resolution "Q-1"—(Reps. Rohde, Hofstrand, Fine, Thompson of McLean, Solberg and Beede)**

**House Concurrent Resolution "Q-1".** A Concurrent Resolution relating to law enforcement problems upon Indian reservations.

Introduction, first reading, 822.

Adopted, 822.

To Senate, 871.

Senate amendments, 1176.

Returned to House, (amended), 1176.

House concurs, 1185.

Adopted, 1185.

Enrolled, 1223.

Signed by Speaker, 1246.

Sent to Senate, 1248.

Returned from Senate, 1253.

Message to Governor, 1255.

**House Concurrent Resolution "R"—(Rep. Wicks)**

**House Concurrent Resolution "R".** A Concurrent Resolution urging the congress of the United States to approve legislation authorizing the Department of the Interior of the United States to transfer to the state of North Dakota, the original grave site of Sitting Bull at Fort Yates, North Dakota to be properly marked and designated as a state historic site.

Introduction, first reading, 343.  
 Adopted, 343.  
 Printed in Journal, 343.  
 To Senate, 359.  
 Returned to House, (indefinitely postponed), 1176.

**House Concurrent Resolution "R-1"**—(Reps. Link, Tollefson, Erickson of Burke-Divide, Magnuson and Saugstad)

**House Concurrent Resolution "R-1"**. A Concurrent Resolution directing the legislative research committee to study the vocational agriculture and vocational home economics program within high schools of this state.

Introduction, first reading, 823.  
 Adopted, 823.  
 Printed in Journal, 823.  
 To Senate, 871.  
 Returned to Senate, (indefinitely postponed), 1176.

**House Concurrent Resolution "S"**—(Reps. Nygaard and Beede)

**House Concurrent Resolution "S"**. A Concurrent Resolution memorializing the President of the United States to continue service of Northwest Airlines to Honolulu.

Introduction, first reading, 349.  
 Adopted, 349.  
 Printed in Journal, 349.  
 To Senate, 359.  
 Returned to House, 359.  
 Enrolled, 366.  
 Signed by Speaker, 391.  
 Sent to Senate, 391.  
 Received from Senate, 413.  
 To Secretary of State, 436.

**House Concurrent Resolution "S-1"**—(Reps. Erickson of Bottineau, Wolf and Baker)

**House Concurrent Resolution "S-1"**. A Concurrent Resolution providing for the amendment of section 173 of the Constitution of the state of North Dakota.

Introduction, first reading, 907.  
 Referred to Committee on Judiciary.  
 Printed in Journal, 907.  
 Reported back, (do pass), 962.  
 Second reading, 1021.  
 Adopted, 1022.  
 To Senate, 1033.  
 Returned to House, (indefinitely postponed), 1156.

**House Concurrent Resolution "T"**—(Reps. Nygaard, Baker and Beede)

**House Concurrent Resolution "T"**. A Concurrent Resolution declaring the policy of the states of North Dakota and South Dakota relative to the education and training of the blind, and providing a procedure to be followed in the establishment of joint educational and training facilities.

Introduction, first reading, 359.  
 Printed in Journal, 359.  
 Adopted, 375.  
 To Senate, 375.  
 Returned to House, 500.  
 Enrolled, 517.  
 Signed by Speaker, 524.  
 Sent to Senate, 519.  
 Received from Senate, 524.  
 To Secretary of State, 527.

**House Concurrent Resolution "T-1"**—(Reps. Bjella, Esterby, Link, Poling and Rolfsrud)

**House Concurrent Resolution "T-1".** A Concurrent Resolution for an amendment to section 216 of the Constitution of the state of North Dakota, and directing the legislative assembly to establish an educational institution at Williston.

Introduction, first reading, 908.  
 Placed in General Orders, 1027.  
 Committee of the whole, (amended), 1041.  
 Second reading, 1100.  
 Lost, 1100.  
 Reconsidered, 1101.  
 Adopted, (clincher), 1102.  
 Engrossed, 1108.  
 To Senate, 1109.  
 Returned to House, 1177.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Returned from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "U"**—(Reps. Lindberg and Hegge)

**House Concurrent Resolution "U".** A Concurrent Resolution authorizing and requesting the Governor to appoint a committee to select a suitable emblem to serve as a coat of arms for the state of North Dakota.

Introduction, first reading, 379.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (do pass), 517.  
 Second reading, 632.  
 Passed, 633.  
 To Senate, 679.  
 Returned to House, 1176.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "U-1"**—(Reps. Solberg and Rolfsrud)

**House Concurrent Resolution "U-1".** A Concurrent Resolution directing the legislative research committee to study means for providing display space for early models of farm

**machinery and vehicles used in the early development in the state of North Dakota.**

Introduction, first reading, 926.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 987.  
 Printed in Journal, 927.  
 Passed, (clincher), 1098.  
 To Senate, 1109.  
 Returned to House, (indefinitely postponed), 1156.

**House Concurrent Resolution "V"—(Reps. Rohde, Wicks, Fine and Dunlop)**

**House Concurrent Resolution "V".** A Concurrent Resolution petitioning the Congress of the United States to enact legislation authorizing a study and investigation into the feasibility of establishing additional manufacturing enterprises adjacent to Indian reservations in this state.

Introduction, first reading, 379.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 441.  
 Second reading, 576.  
 Adopted, 577.  
 To Senate, 620.  
 Returned to House, 876.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Delivered to Secretary of State, 1038.

**House Concurrent Resolution "V-1"—(Reps. Brown, Wicks, Roen and Rolfsrud)**

**House Concurrent Resolution "V-1".** A Concurrent Resolution urging the Federal Power Commission to deny applications for the importation of foreign natural gas into the North Central area while a surplus of gas exists in this area.

Introduction, first reading, 957.  
 Adopted, 957.  
 Printed in Journal, 957.  
 To Senate, 998.  
 Returned to House, (indefinitely postponed), 1179.  
 Senate requests return, 1228.  
 To Senate, 1230.  
 Returned to House, 1233.  
 Enrolled, 1285.  
 Signed by Speaker, 1286.  
 Sent to Senate, 1286.  
 Returned to House, 1286.  
 Delivered to Secretary of State, 1286.

**House Concurrent Resolution "W"—(Reps. Roen and Snow)**

**House Concurrent Resolution "W".** A Concurrent Resolution directing the legislative research committee to revise and modernize the statutes of North Dakota governing the taking up and disposal of stray animals.

Introduction, first reading, 379.  
 Referred to Committee on Agriculture.



Reported back, (do pass), 436.  
 Second reading, 577.  
 Adopted, 578.  
 To Senate, 620.  
 Returned to House, 1176.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Received from Senate, 1253.  
 Message to Governor, 1255.

**House Concurrent Resolution "W-1"**—(Committee on Appropriations)

**House Concurrent Resolution "W-1".** A Concurrent Resolution directing the legislative research committee to study the licensing and inspection activities of the public service commission.

Introduction, first reading, 980.  
 Referred to Committee on Appropriations.  
 Printed in Journal, 981.  
 Reported back, (do pass), 1004.  
 Adopted, 1127.  
 To Senate, 1149.  
 Returned to House, 1230.  
 Enrolled, 1285.  
 Signed by Speaker, 1286.  
 Sent to Senate, 1286.  
 Returned to House, 1286.  
 Delivered to Secretary of State, 1286.

**House Concurrent Resolution "X"**—(Reps. Heimes, Baker and Haugland)

**House Concurrent Resolution "X".** A Concurrent Resolution authorizing and directing the board of administration to transfer patients from overcrowded conditions at the Grafton state school to vacant facilities at the State Tuberculosis Sanatorium.

Introduction, first reading, 401.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 517.  
 Withdrawn, 633.

**House Concurrent Resolution "X-1"**—(Reps. Nygaard and Beede)

**House Concurrent Resolution "X-1".** A Concurrent Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

Introduction, first reading, 989.  
 Printed in Journal, 989.  
 On Calendar, 989.  
 Adopted, 1024.  
 To Senate, 1033.  
 Returned to House, (indefinitely postponed, 1156.

**House Concurrent Resolution "Y"**—(Rep. Leet)

**House Concurrent Resolution "Y".** A Concurrent Resolution authorizing and directing the board of administration

to take necessary action to improve the lighting in the legislative chambers.

Introduction, first reading, 401.  
 Referred to Committee on State and Federal Government.  
 Reported back, (do pass), 441.  
 Second reading, 578.  
 Adopted, 579.  
 To Senate, 620.  
 Returned to House, 876.  
 Enrolled, 988.  
 Signed by Speaker, 985.  
 Sent to Senate, 985.  
 Received from Senate, 1027.  
 Delivered to Secretary of State, 1038.

**House Concurrent Resolution "Y-1"**—(Reps. Beede, Nygaard, Langseth, Erickson of Burke-Divide and Gefreh)

**House Concurrent Resolution "Y-1".** A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the North Dakota State Bar Association, to formulate and organize an orientation program for the North Dakota Thirty-fifth Legislative Assembly.

Introduction, first reading, 1004.  
 Rules suspended and final action, 1004.  
 Resolution adopted, 1005.  
 Printed in Journal, 1005.  
 To Senate, 1033.  
 Returned to House, (indefinitely postponed), 1156.  
 Senate requests return, 1190.  
 Returned to Senate, 1191.  
 Returned to House, (indefinitely postponed), 1230.

**House Concurrent Resolution "Z"**—(Reps. Erickson of Burke-Divide, Frank and Gagnum)

**House Concurrent Resolution "Z".** A Concurrent Resolution directing the legislative research committee to study the feasibility of a state operated health and accident insurance system.

Introduction, first reading, 437.  
 Referred to Committee on Industry and Business.  
 Reported back, 522; (indefinitely postponed), 542.  
 Laid over, 523.

**House Concurrent Resolution "Z-1"**—(Reps. Einarson, Anderson of Cass, Leet and Power)

**House Concurrent Resolution "Z-1".** A Concurrent Resolution urging that import restrictions upon Selkirk wheat be eased.

Introduction, first reading, 1006.  
 Adopted, 1006.  
 Printed in Journal, 1006.  
 To Senate, 1033.  
 Returned to House, 1177.  
 Enrolled, 1223.  
 Signed by Speaker, 1246.  
 Sent to Senate, 1248.  
 Returned from Senate, 1253.  
 Message to Governor, 1255.

# HOUSE MEMORIAL RESOLUTIONS

**House Memorial Resolution No. 1—(Reps. Thompson of McLean, Rosberg and Ziegler)**

**House Memorial Resolution No. 1. A Memorial Resolution in honor of the late Senator Stucke.**

Introduction, first reading, 86.  
Adopted, 86.  
Printed in Journal, 86.  
Enrolled, 88.  
Signed by Speaker, 92.  
Delivered to Secretary of State, 106.

**House Memorial Resolution No. 2—(Rep. Nygaard)**

**House Memorial Resolution No. 2. A Memorial Resolution extending condolences to Representative Lawrence Dick upon the death of his brother.**

Introduction, 144.  
Adopted, 144.  
Printed in Journal, 144.  
Signed by Speaker, 167.  
Delivered to the Governor, 178.

**House Memorial Resolution No. 3—(Reps. Fristad and Knutson)**

**House Memorial Resolution No. 3. A Memorial Resolution extending condolences to Representative Matt M. Schmidt upon the death of his brother.**

Introduction, first reading, 618.  
Adopted, 618.  
Printed in Journal, 618.  
Enrolled, 659.  
Signed by Speaker, 624.  
Delivered to Secretary of State, 658.

**House Memorial Resolution No. 4—(Committee on Memorial Resolutions)**

**House Memorial Resolution No. 4. A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.**

Introduction, first reading, 768.  
Adopted, 769.  
Enrolled, 988.  
Signed by Speaker, 1030.  
Delivered to Secretary of State, 1038.

# HOUSE RESOLUTIONS

## House Resolution No. 1—(Rep. Leet)

**House Resolution No. 1.** A Resolution providing copies of the 1953 Supplement to the North Dakota Revised Code of 1943 and of the 1953 Session Laws for the use of the various committees of the House of Representatives.

Introduction, first reading, 43.

Adopted, 44.

Engrossed, 60.

Signed by Speaker, 62.

Delivered to Secretary of State, 106.

## House Resolution No. 2—(Reps. Leet, Beede, Nygaard and Hofstrand)

**House Resolution No. 2.** A Resolution requesting the state board of higher education to conduct open and public hearings upon all matters relating to the controversy over academic freedom and tenure at the agricultural college.

Introduction, first reading, 75.

Printed in Journal, 76.

Adopted, 87.

Enrolled, 87.

Copy sent to Board of Higher Education, 87.

Signed by Speaker, 92.

Enrolled, 161.

## House Resolution No. 3—(Reps. Thompson of Burleigh, Scott, and Erickson of Burke-Divide)

**House Resolution No. 3.** A Resolution to appoint an official photographer for the House of Representatives of the Thirty-fourth Legislative Assembly of the State of North Dakota.

Introduction, first reading, 99.

Adopted, 99.

Enrolled, 106.

Passed, 100.

Printed in Journal, 100.

Signed by Speaker, 111.

Delivered to Secretary of State, 117.

## House Resolution No. 4—(Reps. Wicks, Fristad and Rohde)

**House Resolution No. 4.** A House Resolution recommending an investigation of the conditions of the North Dakota State Penitentiary.

Introduction, first reading, 165.

Printed in Journal, 165.

Adopted, 165.

Enrolled, 179.

Signed by Speaker, 212.

Delivered to Secretary of State, 242.

## House Resolution No. 5—(Rep. Rosberg)

**House Resolution No. 5.** A House Resolution calling for immediate hearing for ousted professors and all parties concerned, relative to the North Dakota Agricultural College controversy.

Introduction, first reading, 290.  
 Referred to Committee on State and Federal Government.  
 Rereferred to House General Affairs, 411.  
 On Calendar, 412.  
 Lost, 416.

**House Resolution No. 6—(Rep. Wambheim)**

**House Resolution No. 6.** A House Resolution relating to chaplain service.

Introduction, first reading, 410.  
 Adopted, 411.  
 Enrolled, 436.  
 Signed by Speaker, 465.  
 Delivered to Secretary of State, 473.

**House Resolution No. 7—(Rep. Rosberg)**

**House Resolution No. 7.** A House Resolution empowering the Appropriation Committee to subpoena transcript of testimony in possession of the Board of Higher Education.

Introduction, first reading, 518.  
 Referred to Committee on State and Federal Government.  
 Printed in Journal, 518.  
 Reported back, (indefinitely postponed), 845.

**House Resolution No. 8—(Rep. Brown)**

**House Resolution No. 8.** A Resolution directing and authorizing the Speaker of the House of Representatives to appoint a five man committee to investigate the gas refund system in the State Auditor's Office.

Introduction, first reading, 523.  
 Adopted, 523.  
 Enrolled, 527, 834.  
 Signed by Speaker, 527.  
 Delivered to Secretary of State, 545.  
 Report on Select Committee, 938.

**House Resolution No. 9—(Reps. Adamsen, Baker, Balerud, Engen, Esterby, Ettestad, Fine, Gagnum, Haugland, Heller, Hofstrand, Isakson, Kjos, Lee, Leet, Lynch, McLain, Miller, Mollet, Overbo, Poling, Power, Renfrow, Rohde, Saugstad, Saumur, Tollefson, Trydahl and Vinje)**

**House Resolution No. 9.** A Resolution to the Honorable Dwight D. Eisenhower, President of the United States; to the Congress of the United States; to the Honorable Sinclair Weeks, Secretary of the Department of Commerce; to the Honorable Charles E. Wilson, Secretary of Defense; to the Honorable C. D. Curtiss, Chief of Administration for the Bureau of Public Roads; to the Honorable Milton R. Young and the Honorable William Langer, United States Senators from the state of North Dakota; to the Honorable Otto Krueger and the Honorable Usher L. Burdick, Congressmen from the state of North Dakota; requesting a re-allocation and increased strategic mileage in the Federal Aid Highway Act

of 1944 to add United States Highway Two to the National Interstate Highway System.

Introduction, first reading, 560.

Printed in Journal, 561.

Adopted, 626.

Enrolled, 739.

Signed by Speaker, 740.

Delivered to Secretary of State, 741.

**House Resolution No. 10—(Committee on Industry and Business)**

**House Resolution No. 10.** A Resolution commending the Select Committee on Mill and Grain Storage appointed by the Thirty-third Legislative Session of the House of Representatives, and directing the Legislative Research Committee to study the laws of North Dakota relating to mill storage of grain, and to confer with surrounding states on the problems of mill storage.

Introduction, first reading, 788.

Adopted, 788.

Printed in Journal, 788.

Enrolled, 988.

Signed by Speaker, 1030.

Delivered to Secretary of State, 1038.

**House Resolution No. 11—(Reps. Einarson and Leet)**

**House Resolution No. 11.** A Resolution directing the state highway department to post notices of weight, width, height, and length limitations on motor vehicles.

Introduction, first reading, 988.

Adopted, 988.

Printed in Journal, 988.

Enrolled, 1108.

Signed by Speaker, 1187.

Delivered to Secretary of State, 1229.

**House Resolution No. 12—(Reps. Gefreh, Saumur, Mueller, Hofstrand and Wicks)**

**House Resolution No. 12.** A Resolution authorizing the payment of expenses incurred in the investigation of conditions at the North Dakota State Penitentiary.

Introduction, first reading, 1013.

Printed in Journal, 1014.

Adopted, 1047.

Enrolled, 1223.

Signed by Speaker, 1246.

Delivered to Secretary of State, 1248.

**House Resolution No. 13—(Reps. Bye, Currie and Adamsen)**

**House Resolution No. 13.** A House Resolution declaring the policy of the House of Representatives in regard to employees of the state seed department participating in the production of agricultural seed.

Introduction, first reading, 1014.

Adopted, 1014.

Printed in Journal, 1014.

Enrolled, 1109.  
Signed by Speaker, 1187.  
Delivered to Secretary of State, 1229.

**House Resolution No. 14—(Committee on Industry and Business)**

**House Resolution No. 14.** A Resolution authorizing the North Dakota Industrial Commission to direct the Bank of North Dakota to redeposit funds in North Dakota.

Introduction, first reading 1149.  
Adopted, 1149.  
Printed in Journal, 1149.  
Enrolled, 1223.  
Signed by Speaker, 1246.  
Delivered to Secretary of State, 1248.

**House Resolution No. 15—(Committee on Natural Resources)**

**House Resolution No. 15.** A Resolution authorizing and directing the legislative research committee to make a study of the feasibility and advisability of the state adopting a commission form of game management.

Introduction, first reading, 1150.  
Adopted, 1150.  
Printed in Journal, 1150.  
Enrolled, 1223.  
Signed by Speaker, 1246.  
Delivered to Secretary of State, 1248.

**House Resolution No. 16—(Reps. Nygaard and Beede)**

**House Resolution No. 16.** A Resolution designating the period between Memorial Day and Labor Day of 1955 as a "Slow Down and Live" campaign period.

Introduction, first reading, 1189.  
Adopted, 1189.  
Printed in Journal, 1189.  
Enrolled, 1223.  
Signed by Speaker, 1246.  
Delivered to Secretary of State, 1248.

# RECORD OF SENATE BILLS IN THE HOUSE

## Senate Bill No. 1

**Senate Bill No. 1.** A Bill for an Act to appropriate money for the expenses of the executive, legislative and judicial departments of the State Government, and for 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, and declaring an emergency.

Received from Senate, 727.  
Introduction, first reading, 741.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 1067.  
Sixth Order of Business, 1068.  
Amendments adopted, 1091.  
Passed, 1168.  
Emergency carried, 1169.  
House amendments, 1066.  
Conference Committee, 1199 (2).  
Conference Committee report, 1255.  
Senate does not concur, 1199.  
Senate adopts report of Conference Committee, 1260.  
Returned to Senate, (amended), 1173.  
House adopts report of Conference Committee, 1272.  
Final passage, 1271.  
Sent to Senate, 1287.  
Received from Senate, 1287.

## Senate Bill No. 2

**Senate Bill No. 2.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment, of the School for the Deaf at Devils Lake, North Dakota.

Received from Senate, 392.  
Introduction, first reading, 430.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 968.  
Sixth Order of Business, 969.  
Amendments adopted, 995.  
Passed, 1118.  
To Senate, (amended), 1130.  
Senate concurs, 1195.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

## Senate Bill No. 3

**Senate Bill No. 3.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the School for the Blind at Bathgate, North Dakota.



Received from Senate, 124.  
 Introduction, first reading, 193.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 969.  
 Amendments adopted, 996.  
 Passed, 1119.  
 To Senate, (amended), 1130.  
 Senate concurs, 1195.  
 Returned to House, 1227.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 4

**Senate Bill No. 4.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and new buildings and special projects for the Grafton State School at Grafton, North Dakota, and declaring an emergency.

Received from Senate, 392.  
 Introduction, first reading, 430.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 969.  
 Sixth Order of Business, 969.  
 Amendments adopted, 996.  
 Passed, 1120.  
 Emergency carried, 1121.  
 To Senate, (amended), 1130.  
 Senate concurs, 1195.  
 Returned to House, 1227.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 5

**Senate Bill No. 5.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and special projects for the Tuberculosis Sanatorium at San Haven, North Dakota.

Received from Senate, 372.  
 Introduction, first reading, 402.  
 Referred to Committee on Appropriations.  
 Second reading, 855.  
 Passed, 856.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 6

**Senate Bill No. 6.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and new buildings and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Received from Senate, 413.  
 Introduction, first reading, 465.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 1003.

Sixth Order of Business, 1003.  
Amendments adopted, 1076.  
Passed, 1153.  
Conference Committee, 1199 (2).  
Conference Committee report, 1224.  
Senate does not concur.  
House adopts report of Conference Committee, 1227.  
Senate adopts report of Conference Committee, 1229  
Returned to Senate, (amended), 1173.  
Returned to House, 1244.  
Final passage, 1225.  
Signed by Speaker, 1251.  
Sent to Senate, 1251.

#### Senate Bill No. 7

**Senate Bill No. 7.** A Bill for an Act making an appropriation for the general maintenance, improvement and repairs, equipment, miscellaneous expenses, and new buildings and special projects for the State Training School at Mandan, North Dakota.

Received from Senate, 372.  
Introduction, first reading, 402.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 1001.  
Committee of the Whole, (amended), 1041.  
Passed, 1143.  
To Senate, (amended), 1149.  
Senate concurs, 1189.  
House requests return, 1271.  
Reconsidered, 1272.  
House does not adopt amendments, 1272.  
Returned to House, 1227, 1271.  
Final passage, 1273.  
Signed by Speaker, 1248.  
Sent to Senate, 1249, 1274, 1287.  
Senate adopts amendments, 1283.  
Received from Senate, 1287.

#### Senate Bill No. 8

**Senate Bill No. 8.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, and new building of the State Penitentiary.

Received from Senate, 413.  
Introduction, first reading, 465.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 1001.  
Sixth Order of Business, 1001.  
Amendments adopted, 1076.  
Passed, (clincher), 1147.  
To Senate, (amended), 1149.  
Senate concurs, 1189.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

**Senate Bill No. 9**

**Senate Bill No. 9.** A Bill for an Act making an appropriation for the general maintenance and operation of the North Dakota State Farm, Bismarck, North Dakota.

Received from Senate, 124.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 831.  
Second reading, 888.  
Final passage, 889.  
Returned to Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1033.

**Senate Bill No. 10**

**Senate Bill No. 10.** A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant and the Coffin Factory at the State Penitentiary.

Received from Senate, 124.  
Introduction, first reading, 293.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 831.  
Second reading, 889.  
Passage, 890.  
Returned to Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1033.

**Senate Bill No. 11**

**Senate Bill No. 11.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota Twine and Cordage Plant at the State Penitentiary.

Received from Senate, 124.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 831.  
Sixth Order of Business, 832.  
Amendments adopted, 860.  
Second reading, 910.  
Passed, 911.  
Returned to Senate, (amended), 938.  
Senate concurs, 956.  
Returned to House, 1028.  
Signed by Speaker, 1032.  
Sent to Senate, 1033.

**Senate Bill No. 12**

**Senate Bill No. 12.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

Received from Senate, 124.  
Introduction, first reading, 294.

Referred to Committee on Appropriations.  
 Reported back, (do pass), 1001.  
 Passed, 1124.  
 To Senate, 1148.  
 Returned to House, 1198.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 13

**Senate Bill No. 13.** A Bill for an Act making an appropriation for the enforcement and administration of the Attorney General Licensing Department.

Received from Senate, 531.  
 Introduction, first reading, 688.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 969.  
 Sixth Order of Business, 970.  
 Amendments adopted, 996.  
 Passed, 1121.  
 To Senate, (amended), 1130.  
 Senate concurs, 1195.  
 Returned to House, 1227.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 14

**Senate Bill No. 14.** A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Occupational Information and Guidance, Business Education, and Trade and Industrial Education.

Received from Senate, 145.  
 Introduction, first reading, 193.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 761.  
 Second reading, 796.  
 Passed, 797.  
 To Senate, (passed), 834.  
 Returned to House, 908.  
 Returned to Senate, 937.  
 Signed by Speaker, 936.

#### Senate Bill No. 15

**Senate Bill No. 15.** A Bill for an Act making an appropriation for the purpose of paying the administrative expenses and the state aid of the State Equalization Fund, the administrative expenses and the teaching preparation scholarships of the teacher preparation scholarship plan, and two agricultural schools on the basis of enrollment.

Received from Senate, 301.  
 Introduction, first reading, 339.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 1038.  
 Sixth Order of Business, 1039.  
 Amendments adopted, 1091.  
 Passed, 1165.  
 Senate concurs, 1195.

Returned to Senate, (amended), 1173.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

**Senate Bill No. 16**

**Senate Bill No. 16.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Board of School District Reorganization.

Received from Senate, 134.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 761.  
Sixth Order of Business, 762.  
Amendments adopted, 765.  
Second reading, 797.  
Passed, 798.  
To the Senate, (amended), 835.  
Senate concurs, 876.  
Returned to House, 908.  
Signed by Speaker, 936.  
Returned to Senate, 937.

**Senate Bill No. 17**

**Senate Bill No. 17.** A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

Received from Senate, 134.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 762.  
Sixth Order of Business, 762.  
Amendments adopted, 765.  
Second reading, 798.  
Passed, 799.  
To the Senate, (amended), 835.  
Senate concurs, 876.  
Returned to House, 908.  
Signed by Speaker, 936.  
Returned to Senate, 938.

**Senate Bill No. 18**

**Senate Bill No. 18.** A Bill for an Act making an appropriation for the use of special education of exceptional children.

Received from Senate, 301.  
Introduction, first reading, 339.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 1001.  
Sixth Order of Business, 1001.  
Amendments adopted, 1076.  
Passed, 1152.  
Senate concurs, 1195.  
Returned to Senate, (amended), 1173.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

**Senate Bill No. 19**

**Senate Bill No. 19.** A Bill for an Act making an appropriation for operation and maintenance of the Auto Transportation Division.

Received from Senate, 124.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 1039.  
Sixth Order of Business, 1039.  
Amendments adopted, 1091.  
Passed, 1166.  
Returned to Senate, (amended), 1173.  
Senate does not concur, 1199.  
Conference Committee, 1199 (2).  
Senate concurs, 1216.  
House adopts report, 1217.  
Senate adopts report of Conference Committee, 1229.  
Returned to House, 1244.  
Signed by Speaker, 1251.  
Sent to Senate, 1251.

**Senate Bill No. 21**

**Senate Bill No. 21.** A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

Received from Senate, 413.  
Introduction, first reading, 465.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 1003.  
Sixth Order of Business, 1003.  
Amendments adopted, 1076.  
Passed, 1154.  
Senate concurs, 1195.  
Returned to Senate, (amended), 1173.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

**Senate Bill No. 22**

**Senate Bill No. 22.** A Bill for an Act making an appropriation to carry out the provisions of chapter 6-07 of the 1953 Supplement to the North Dakota Revised Code of 1943 for the Closed Bank Fund.

Received from Senate, 134.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, 762.  
Second reading, 799.  
Passed, 800.  
To the Senate, (passed), 834.  
Returned to House, 908.  
Signed by Speaker, 937.  
Returned to Senate, 938.

**Senate Bill No. 23**

**Senate Bill No. 23.** A Bill for an Act making appropriations for the Divisions of Vocational Rehabilitation and Vocational Education, and declaring an emergency.

Received from Senate, 190.  
 Introduction, first reading, 294.  
 Referred to Committee on Appropriations.  
 Reported back, (amended, do pass), 762.  
 Sixth Order of Business, 762.  
 Amendments adopted, 765.  
 Second reading, 800.  
 Passed, 801.  
 Emergency carried, 801.  
 To Senate, 835.  
 Senate concurs, 876.  
 Returned to House, 908.  
 Signed by Speaker, 937.  
 Sent to Senate, 938.

#### Senate Bill No. 24

**Senate Bill No. 24.** A Bill for an Act making an appropriation for the purpose of paying a bounty on wolves, coyotes, foxes, bobcats and magpies.

Received from Senate, 145.  
 Introduction, first reading, 193. -  
 Referred to Committee on Appropriations.  
 Reported back, (indefinitely postponed), 970.  
 Returned to Senate, (indefinitely postponed), 998.

#### Senate Bill No. 25

**Senate Bill No. 25.** A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

Received from Senate, 190.  
 Introduction, first reading, 294.  
 Referred to Committee on Appropriations.  
 Reported back, (do pass), 762.  
 Second reading, 801.  
 Passed, 802.  
 To Senate, (passed), 834.  
 Returned to House, 908.  
 Signed by Speaker, 937.  
 Sent to Senate, 938.

#### Senate Bill No. 26

**Senate Bill No. 26.** A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Received from Senate, 190.  
 Introduction, first reading, 294.  
 Referred to Committee on Appropriations.  
 Second reading, 852.  
 Passed, 853.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 To Senate, 974.

**Senate Bill No. 27**

**Senate Bill No. 27.** A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Received from Senate, 174.  
Introduction, first reading, 193.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 762.  
Second reading, 802.  
Passed, 803.  
To Senate, 834.  
Returned to House, 908.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 28**

**Senate Bill No. 28.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Received from Senate, 145.  
Introduction, first reading, 194.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 763.  
Second reading, 803.  
Passed, 804.  
To Senate, 834.  
Returned to House, 908.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 29**

**Senate Bill No. 29.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Received from Senate, 134.  
Introduction, first reading, 194.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 763.  
Second reading, 804.  
Passed, 805.  
To the Senate, 834.  
Returned to House, 908.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 30**

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the High School Correspondence Study.

Received from Senate, 301.  
Introduction, first reading, 339.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 1002.  
Passed, 1171.  
To Senate, 1173.



Returned to House, 1198.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

#### Senate Bill No. 31

**Senate Bill No. 31.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Bank of North Dakota.

Received from Senate, 124.  
Introduction, first reading, 294.  
Referred to Committee on Appropriations.  
Reported back. (amended, do pass), 1039.  
Sixth Order of Business, 1040.  
Amendments adopted, 1091.  
Passed, 1167.  
Returned to Senate, 1173.  
Senate concurs, 1195.  
Returned to House, 1227.  
Signed by Speaker, 1248.  
Sent to Senate, 1249.

#### Senate Bill No. 32

**Senate Bill No. 32.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State of North Dakota doing business as the North Dakota Mill and Elevator Association.

Received from Senate, 124.  
Introduction, first reading, 194.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 970.  
Second reading, 1023.  
Passed, 1024; (clincher), 1032.  
Returned to Senate, 1033.  
To House, 1157.  
Signed by Speaker, 1174.  
Sent to Senate, 1174.

#### Senate Bill No. 33

**Senate Bill No. 33.** A Bill for an Act relating to drainage projects; providing for the establishment of drainage boards and drainage districts and the operations thereof; and providing a penalty; and repealing chapter 61-21 of the North Dakota Revised Code of 1943, as amended.

Received from Senate, 334.  
Introduction, first reading, 363.  
Referred to Committee on Agriculture.  
Reported back, (do pass), 821.  
Second reading, 875.  
Passed, (clincher), 876.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1033.

#### Senate Bill No. 34

**Senate Bill No. 34.** A Bill for an Act to amend and reenact subdivisions 5b3 and 5c and subsection 6 of section

65-0102; and sections 65-0109, 65-0201, 65-0205, 65-0425, 65-0427, 65-0505, 65-0511, 65-0512, 65-0513, 65-0517, 65-0801, 65-0518, 65-1001, and 65-1103 of the North Dakota Revised Code of 1943 as amended; and to repeal section 10 of chapter 344 of the North Dakota Session Laws of 1951 relating to Workmen's Compensation.

Received from Senate, 733.

Introduction, first reading, 741.

Referred to Committee on Industry and Business.

Reported back, (amended, do pass), 1068.

Sixth Order of Business, 1076.

Amendments adopted, 1091.

Passed, 1169.

House amendments, 1068.

Conference Committee, 1198 (2).

Senate does not concur, 1198.

Senate adopts report of Conference Committee, 1231, 1238.

House adopts report of Conference Committee, 1252.

Returned to Senate, (amended), 1173.

Returned to House, 1259.

Final passage, (clincher), 1239.

Signed by Speaker, 1270.

Sent to Senate, 1270.

#### Senate Bill No. 35

**Senate Bill No. 35.** A Bill for an Act relating to the admission, custody, and release of patients at the state hospital, amending and reenacting section 25-0309 of the North Dakota Revised Code of 1943 and section 25-03071 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the admission of alcoholics, drug addicts, and persons suffering from mental illness, and repealing section 25-0308 of the North Dakota Revised Code of 1943.

Received from Senate, 190.

Introduction, first reading, 294.

Referred to Committee on Social Welfare.

Reported back, (do pass), 727.

Second reading, 743.

Passed, 743.

Returned to Senate, 795.

To House, 852.

Signed by Speaker, 870.

Returned to Senate, 872.

#### Senate Bill No. 36

**Senate Bill No. 36.** A Bill for an Act to correct clerical typographical or printing errors in sections of the North Dakota Revised Code of 1943 or the 1953 Supplement thereto, and amending sections 26-2315, 35-2302, 40-0105, 40-2501, of the North Dakota Revised Code of 1943, and section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from Senate, 145.

Introduction, first reading, 194.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 817.

Second reading, 863.

Passed, 864.

To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

**Senate Bill No. 37**

**Senate Bill No. 37.** A Bill for an Act to amend and reenact section 12-5313 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to imposition and suspension of sentences in certain criminal cases.

Received from Senate, 124.  
Introduction, first reading, 194.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 728.  
Second reading, 744.  
Passed, 744.  
Returned to Senate, 795.  
To House, 852.  
Signed by Speaker, 870.  
Returned to Senate, 872.

**Senate Bill No. 38**

**Senate Bill No. 38.** A Bill for an Act to amend and reenact section 54-2601 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the state census.

Received from Senate, 134.  
Introduction, first reading, 194.  
Referred to Committee on State and Federal Government.  
Reported back, 817.  
Second reading, 864.  
Passed, 865.  
Returned to the Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

**Senate Bill No. 39**

**Senate Bill No. 39.** A Bill for an Act to amend and reenact section 57-1516 and subsection 1 of section 57-1517 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax levies for building funds in school districts and the use thereof.

Received from Senate, 145.  
Introduction, first reading, 194.  
Referred to Committee on Finance and Taxation.  
Reported back, (indefinitely postponed), 962.  
Returned to Senate, (indefinitely postponed), 998.

**Senate Bill No. 40**

**Senate Bill No. 40.** A Bill for an Act to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to petitions to place the names of candidates for precinct committeemen on the ballot.

Received from Senate, 372.  
Introduction, first reading, 402.

Referred to Committee on Judiciary.  
Reported back, (do pass), 739.  
Second reading, 805.  
Passed, 806.  
To Senate, 834.  
Returned to House, 908.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 42**

**Senate Bill No. 42.** A Bill for an Act to repeal chapter 57-49 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to mineral rights privilege tax.

Received from Senate, 145.  
Introduction, first reading, 194.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 728.  
Second reading, 744.  
Passed, 745.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 43**

**Senate Bill No. 43.** A Bill for an Act to amend and reenact section 54-1404 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to claims against the state of North Dakota.

Received from Senate, 134.  
Introduction, first reading, 194.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 817.  
Second reading, 865.  
Passed, 866.  
To the Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 44**

**Senate Bill No. 44.** A Bill for an Act to amend and reenact section 30-1933 of the North Dakota Revised Code of 1943 relating to orders to mortgage by county courts.

Received from Senate, 145.  
Introduction, first reading, 194.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 728.  
Second reading, 745.  
Passed, 746.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 45**

**Senate Bill No. 45.** A Bill for an Act to amend and

reenact section 20-0125 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the management of lands in the Heart Butte area and the expenditure of revenue derived therefrom.

Received from Senate, 124.  
Introduction, first reading, 195.  
Referred to Committee on Natural Resources.  
Reported back, (do pass), 857.  
Second reading, 909.  
Passed, 910.  
Returned to Senate, 937.  
Returned to House, 1028.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

#### Senate Bill No. 46

**Senate Bill No. 46.** A Bill for an Act authorizing the game and fish commissioner to cooperate with the army corps of engineers in planting replacement cover along the Garrison Dam reservoir, and declaring an emergency.

Received from Senate, 334.  
Introduction, first reading, 363.  
Referred to Committee on Natural Resources.  
Reported back, (amended, do pass), 857.  
Sixth Order of Business, 858.  
Second reading, 933.  
Passed, 934.  
Emergency carried, 934.  
To Senate, (amended), 973.  
Senate concurs, 999.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

#### Senate Bill No. 48

**Senate Bill No. 48.** A Bill for an Act to amend and reenact Subsection 3 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to length limitations on vehicles; exceptions.

Received from Senate, 393.  
Introduction, first reading, 430.  
Referred to Committee on Transportation.  
Reported back, (do pass), 728.  
Second reading, 746.  
Passed, (clincher), 747.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

#### Senate Bill No. 50

**Senate Bill No. 50.** A Bill for an Act to amend and reenact subsection 1 of section 39-04A06 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to exceptions to the additional fee for motor vehicles engaged in the transportation of property.

Received from Senate, 207.  
Introduction, first reading, 293.  
Referred to Committee on Transportation.  
Reported back, (do pass), 860.  
Second reading, 912.  
Passed, 913.  
Returned to Senate, 937.  
Returned to House, 1028.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

**Senate Bill No. 51**

**Senate Bill No. 51.** A Bill for an Act to amend and reenact subdivisions b and i of subsection 2 of section 57-3711 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to terminable interests and interests in property considered as passing from a decedent, and declaring an emergency.

Received from Senate, 174.  
Introduction, first reading, 195.  
Referred to Committee on Judiciary.  
Reported back, (amended, do pass), 763.  
Sixth Order of Business, 763.  
Amendments adopted, 765.  
Second reading, 806.  
Passed, 807.  
Emergency carried, 807.  
To Senate, (amended), 835.  
Senate concurs, 909.  
Returned to House, 943.  
Signed by Speaker, 971.  
To Senate, 974.

**Senate Bill No. 52**

**Senate Bill No. 52.** A Bill for an Act to amend and reenact section 21-0607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment by political subdivisions of surplus fund moneys in government bonds.

Received from Senate, 145.  
Introduction, first reading, 195.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 818.  
Second reading, 866.  
Passed, 867.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

**Senate Bill No. 53**

**Senate Bill No. 53.** A Bill for an Act to amend and reenact sections 43-2201, 43-2202, 43-2205, 43-2206 and 43-2208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to registration of oil, gas or mineral brokers, and certification of their employees and agents, and declaring an emergency.

Received from Senate, 174.  
 Introduction, first reading, 195.  
 Referred to Committee on Industry and Business.  
 Rereferred to Committee on Industry and Business, 916.  
 Reported back, (amended, do pass), 883, 953.  
 Sixth Order of Business, 884, 954.  
 Amendments adopted, 995.  
 Final passage, 1106; (clincher), 1108.  
 Emergency carried, 1107.  
 To Senate, (amended), 1110.  
 Senate concurs, 1201.  
 Returned to House, 1226.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 56

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 31-1206 of the North Dakota Revised Code of 1943 relating to the application of Chapter 31-12 where other provision is made by the decedent.

Received from Senate, 251.  
 Introduction, first reading, 293.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 739.  
 Second reading, 807.  
 Passed, 807.  
 To Senate, 834.  
 Returned to House, 909.  
 Signed by Speaker, 937.  
 Sent to Senate, 938.

#### Senate Bill No. 57

**Senate Bill No. 57.** A Bill for an Act to amend and reenact sections 6-0125, 11-2501, 15-2113, 15-2526, subsection 5 of section 15-2912, sections 21-0101, 21-0102, 40-0101 by creating subsection 6, 40-1705, and 54-2709 of the North Dakota Revised Code of 1943, and section 40-1706 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the preparation and issuance of warrants by the state of North Dakota and its political subdivisions.

Received from Senate, 251.  
 Introduction, first reading, 293.  
 Referred to Committee on State and Federal Government.  
 Reported back, (amended, do pass), 832.  
 Sixth Order of Business, 832.  
 Amendments adopted, 860.  
 Second reading, 951.  
 Passed, 951.  
 To Senate, (amended), 973.  
 Senate concurs, 1035.  
 Returned to House, 1157.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Bill No. 58

**Senate Bill No. 58.** A Bill for an Act authorizing the state board of higher education to convey to the Dickinson

School District, Number One, Stark County, North Dakota, five acres, more or less, of a tract of land situated in the northwest quarter of section four, township one hundred thirty-nine north, range ninety-six west of the fifth principal meridian, in the city of Dickinson, Stark County, North Dakota.

Received from Senate, 552.  
 Introduction, first reading, 688  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 989.  
 Passed, (clincher), 1103.  
 To Senate, (amended), 1110.  
 Senate concurs, 1199.  
 Returned to House, 1227.  
 Signed by Speaker, 1248.  
 Sent to Senate, 1249.

#### Senate Bill No. 59

**Senate Bill No. 59.** A Bill for an Act to amend and reenact sections 26-1203, 26-1220, and 26-1228 of the North Dakota Revised Code of 1943, section 26-1219 of the 1953 Supplement to the North Dakota Revised Code of 1943, and to repeal section 26-1221 of the North Dakota Revised Code of 1943, relating to fraternal benefit societies.

Received from Senate, 207.  
 Introduction, first reading, 293.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 728.  
 Second reading, 747.  
 Passed, 748.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 61

**Senate Bill No. 61.** A Bill for an Act to amend and reenact section 19-0311 of the North Dakota Revised Code of 1943, relating to the professional use of narcotic drugs.

Received from Senate, 251.  
 Introduction, first reading, 293.  
 Referred to Committee on General Affairs.  
 Reported back, (amended, do pass), 728.  
 Second reading, 808.  
 Passed, 808.  
 To Senate, (amended), 835.  
 Senate concurs, 909.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 62

**Senate Bill No. 62.** A Bill for an Act relating to property transferred to municipalities for park purposes by the counties, validating certain transfers thereof, and providing for the disposition thereof, and declaring an emergency.

Received from Senate, 334.  
 Introduction, first reading, 363.



Referred to Committee on Political Sub-Divisions.  
Reported back, (do pass), 821.  
Second reading, 877.  
Passed, 878.  
Emergency carried, 878.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

**Senate Bill No. 63**

**Senate Bill No. 63.** A Bill for an Act establishing a live-stock claim fund of the Game and Fish Department, making an appropriation therefor, providing for the disbursement thereof, and providing a penalty.

Received from Senate, 413.  
Introduction, first reading, 465.  
Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed), 923, (clinch), 923.  
Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 64**

**Senate Bill No. 64.** A Bill for an Act to amend and reenact section 33-1234 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to procedure in criminal actions in justice and police magistrate courts.

Received from Senate, 207.  
Introduction, first reading, 293.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed), 940.  
Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 65**

**Senate Bill No. 65.** A Bill for an Act to require all persons having construction contracts with the state of North Dakota or any of its political subdivisions, to file a statement with the motor vehicle registrar if he is using trucks not registered in this state, and providing a penalty.

Received from Senate, 207.  
Introduction, first reading, 293.  
Referred to Committee on Transportation.  
Reported back, (do pass), 728.  
Second reading, 748.  
Passed, 749.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 66**

**Senate Bill No. 66.** A Bill for an Act to amend and reenact section 11-1803 of the North Dakota Revised Code of 1943 relating to instruments entitled to record without regard to taxes.

Received from Senate, 222.  
Introduction, first reading, 292.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 739.  
Second reading, 809.  
Passed, 809.  
To Senate, 834.  
Returned to House, 909.  
Signed by Speaker, 937.  
Sent to Senate, 938.

#### Senate Bill No. 67

**Senate Bill No. 67.** A Bill for an Act creating the Garrison Diversion Conservancy District in order to facilitate the establishment, construction and maintenance of the Garrison Diversion Unit of the Missouri River Basin Project and defining its purposes, functions, powers and duties and repealing Chapter 61-24 of the 1953 Supplement to the North Dakota Revised Code for 1943.

Received from Senate, 585.  
Introduction, first reading, 688.  
Referred to Committee on Natural Resources.  
Second reading, 934.  
Passed, (clincher), 935.  
To Senate, 973.  
Returned to House, 1066.  
Returned to Senate, 1091.

#### Senate Bill No. 68

**Senate Bill No. 68.** A Bill for an Act making an appropriation for the purpose of constructing a highway bridge across the Little Beaver Creek in Slope County at the city of Marmarth, North Dakota.

Received from Senate, 552.  
Introduction, first reading, 688.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 1002.  
Passed, 1125.  
To Senate, 1148.  
Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

#### Senate Bill No. 70

**Senate Bill No. 70.** A Bill for an Act to amend and reenact subsection 2 of Section 52-0101 and subdivision a. of subsection 11 of section 52-0101, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to definitions; Section 52-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to Standard Rate of Contributions; Subdivisions a. and b. of subsection 1, and subsection 4 of Section 52-0406 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to contributions; Section 52-0504, North Dakota Revised Code of 1943, relating to termination of coverage; Section 52-0604 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the amount of benefits, qualifying wage

and definitions; Section 52-0633 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to recovery and recoupment.

Received from Senate, 280.  
Introduction, first reading, 324.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 832.  
Second reading, 890.  
Passed, 891.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

#### Senate Bill No. 71

**Senate Bill No. 71.** A Bill for an Act relating to allowable deductions for state income tax purposes, creating and enacting subsections 13 and 14 of section 57-3822 of the North Dakota Revised Code of 1943, as amended.

Received from Senate, 190.  
Introduction, first reading, 292.  
Referred to Committee on Finance and Taxation.  
Reported back, (indefinitely postponed), 784.  
Returned to Senate, (indefinitely postponed), 834.

#### Senate Bill No. 72

**Senate Bill No. 72.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, correcting a clerical error in chapter 8, section 1, 1953 Session Laws of North Dakota, and declaring an emergency.

Received from Senate, 174.  
Introduction, first reading, 195.  
Referred to Committee on Appropriations.  
Reported back, (amended, do pass), 970.  
Sixth Order of Business, 970.  
Amendments adopted, 996.  
Passed, 1122.  
To Senate, (amended), 1130.  
Senate concurs, 1199.  
Returned to House, 1227.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

#### Senate Bill No. 73

**Senate Bill No. 73.** A Bill for an Act relating to county zoning regulations, and empowering counties to establish zoning districts, to impose regulations and restrictions within such districts, and to establish county planning commissions to secure the orderly development of the county, for the purpose of promoting health, safety, morals and the general public welfare, and declaring an emergency.

Received from Senate, 222.  
Introduction, first reading, 292.  
Referred to Committee on Political Sub-Divisions.  
Reported back, (do pass), 736, 1034.  
Rereferred to Committee on Political Sub-Divisions, 749.

Second reading, 1129.  
Passed, (clincher), 1130.  
To Senate, 1148.  
Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

**Senate Bill No. 74**

**Senate Bill No. 74.** A Bill for an Act to amend and reenact section 20-0502 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the taking of deer.

Received from Senate, 222.  
Introduction, first reading, 292.  
Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed), 858.  
Returned to Senate, (indefinitely postponed), 915.

**Senate Bill No. 75**

**Senate Bill No. 75.** A Bill for an Act relating to refunds of motor fuel tax where the motor fuel has been used for agricultural or industrial purposes, and allowing the buyer to assign his claim for refund to a dealer selling such fuel to him on open account.

Received from Senate, 334.  
Introduction, first reading, 363.  
Referred to Committee on General Affairs.  
Reported back, (do pass), 736.  
Placed at foot of Calendar, 749.  
Second reading, 809.  
Passed, 810.  
To Senate, 834.  
Returned to House, 909.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 80**

**Senate Bill No. 80.** A Bill for an Act to amend and reenact Section 6-0307, of North Dakota Revised Code of 1943, relating to Investment of State Banking Associations in Banking House, Bank Premises, Furniture and Fixtures.

Received from Senate, 251.  
Introduction, first reading, 292.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 728.  
Second reading, 749.  
Passed, 750.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 82**

**Senate Bill No. 82.** A Bill for an Act Providing for the Advancement of Funds by Banks or other Mortgagee to Protect Liens.

Received from Senate, 280.  
 Introduction, first reading, 324.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 729.  
 Second reading, 750.  
 Passed, 751.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 83

**Senate Bill No. 83.** A Bill for an Act to Permit the Giving of Chattel Mortgages to Secure Existing or Contemporaneous Debts and Future Advances, and to Establish the Priority and Extent of the Lien Thereof.

Received from Senate, 251.  
 Introduction, first reading, 292.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 729.  
 Second reading, 751.  
 Passed, 752.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 84

**Senate Bill No. 84.** A Bill for an Act with Respect to the Investment of Trust Funds by a Corporate Trustee.

Received from Senate, 251.  
 Introduction, first reading, 292.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 729.  
 Second reading, 752.  
 Passed, 753.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 85

**Senate Bill No. 85.** A Bill for an Act to amend and reenact section 40-1803 of the North Dakota Revised Code of 1943, relating to police magistrates and justices of the peace.

Received from Senate, 207.  
 Introduction, first reading, 291.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 960.  
 Sixth Order of Business, 961.  
 Amendments adopted, 995.  
 Passed, 1111.  
 To Senate, (amended), 1130.  
 Senate concurs, 1201.  
 Returned to House, 1226.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1249.

**Senate Bill No. 86**

**Senate Bill No. 86.** A Bill for an Act to amend and reenact sections 21-0605 and 21-0606 of the North Dakota Revised Code of 1943, relating to the destruction of documents.

Received from Senate, 207.  
Introduction, first reading, 291.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784.  
Second reading, 830.  
Passed, 831.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 87**

**Senate Bill No. 87.** A Bill for an Act to amend and reenact section 28-0611 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to service of process upon non-resident highway users.

Received from Senate, 207.  
Introduction, first reading, 291.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784.  
Second reading, 836.  
Passed, 837.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 88**

**Senate Bill No. 88.** A Bill for an Act appropriating four hundred and four thousand dollars for armory purposes and providing for the disbursement thereof, and declaring an emergency.

Received from Senate, 552.  
Introduction, first reading, 688.  
Referred to Committee on Appropriations.  
Reported back, (do pass), 763.  
Second reading, 810.  
Passed, 811.  
To Senate, 834.  
Signed by Speaker, 937.  
Sent to Senate, 938.

**Senate Bill No. 90**

**Senate Bill No. 90.** A Bill for an Act to amend and reenact section 35-2013 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to house mover's liens.

Received from Senate, 280.  
Introduction, first reading, 324.  
Referred to Committee on Judiciary.  
Reported back, (amended, do pass), 961.  
Sixth Order of Business, 961.

Amendments adopted, 995.  
Passed, 1112.  
To Senate, (amended), 1130.  
Senate concurs, 1201.  
Returned to House, 1226.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

**Senate Bill No. 92**

**Senate Bill No. 92.** A Bill for an Act to amend and reenact sections 15-5903, 15-5904 and 15-5905, and to repeal section 15-5902 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the program of special education of exceptional children.

Received from Senate, 552.  
Introduction, first reading, 688.  
Referred to Committee on Education.  
Reported back, (do pass), 1034.  
Passed, 1138.  
To Senate, 1148.

**Senate Bill No. 93**

**Senate Bill No. 93.** A Bill for an Act to amend and reenact subsections 3 and 4 of section 59-0302 of the North Dakota Revised Code of 1943 relating to restrictions on the purposes for which express trusts may be created.

Received from Senate, 251.  
Introduction, first reading, 291.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 729.  
Second reading, 753.  
Passed, 754.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 94**

**Senate Bill No. 94.** A Bill for an Act amending and reenacting section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 58-0605 of the North Dakota Revised Code of 1943, relating to meetings of the board of township supervisors.

Received from Senate, 372.  
Introduction, first reading, 402.  
Referred to Committee on Political Sub-Divisions.  
Reported back, (indefinitely postponed), 923.  
Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 95**

**Senate Bill No. 95.** A Bill for an Act to amend and reenact subsection 3 of section 20-0126 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the operation of watercraft.

Received from Senate, 372.  
Introduction, first reading, 402.

Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed), 923.  
Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 96**

**Senate Bill No. 96.** A Bill for an Act repealing section 44-0610 of the North Dakota Revised Code of 1943, to remove the prohibition upon a notary public acting officially where he changes county residence.

Received from Senate, 251.  
Introduction, first reading, 291.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784.  
Second reading, 837.  
Passed, 838.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 98**

**Senate Bill No. 98.** A Bill for an Act to amend and reenact section 53-0105 of the North Dakota Revised Code of 1943, relating to compensation of the boxing and wrestling commissioner and secretary of the state athletic commission.

Received from Senate, 251.  
Introduction, first reading, 292.  
Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed), 832.  
To Senate, (indefinitely postponed), 872.

**Senate Bill No. 99**

**Senate Bill No. 99.** A Bill for an Act to repeal chapter 54-38 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the state commission on alcoholism.

Received from Senate, 688.  
Introduction, first reading, 726.  
Referred to Committee on Social Welfare.  
Reported back, (indefinitely postponed, clincher), 873.  
Returned to Senate, (indefinitely postponed), 915.

**Senate Bill No. 100**

**Senate Bill No. 100.** A Bill for an Act to amend and reenact Section 1 of Chapter 277 of the North Dakota Session Laws of 1953, being Section 47-1636 of the 1953 Cumulative Supplement to the North Dakota Revised Code of 1943, and declaring an emergency.

Received from Senate, 251.  
Introduction, first reading, 292.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 739.  
Second reading, 811.  
Passed, 812.  
Emergency carried, 812.  
To Senate, 834.



Returned to House, 909.  
Signed by Speaker, 937.  
Sent to Senate, 938.

#### Senate Bill No. 101

**Senate Bill No. 101.** A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support under chapter 14-12, and amending sections 14-1207, 14-1208, 14-1210, 14-1211, 14-1212, and 14-1218 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to reciprocal enforcement of duties of support.

Received from Senate, 251.  
Introduction, first reading, 290.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784.  
Second reading, 838.  
Passed, 839.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

#### Senate Bill No. 103

**Senate Bill No. 103.** A Bill for an Act relating to cooperative associations or corporations, providing for their period of existence, making those heretofore organized under chapter 43 of the North Dakota Session Laws of 1921 be governed by the provisions of chapter 10-15 of the North Dakota Revised Code of 1943, making those heretofore organized under chapter 44 of the North Dakota Sessions Laws of 1921 be governed by the provisions of chapter 4-07 of the North Dakota Revised Code of 1943, and amending and reenacting sections 4-0710, 4-0713, 10-1504, 10-1508 and 10-1515 of the North Dakota Revised Code of 1943 and section 4-07121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to amendment of articles of incorporation of cooperatives, adoption and amendment of their bylaws, voting by mail, calling of their regular and special meetings and quorum at meetings.

Received from Senate, 413.  
Introduction, first reading, 466.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 818.  
Second reading, 867.  
Passed, 868.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1033.  
Sent to Senate, 1034.

#### Senate Bill No. 104

**Senate Bill No. 104.** A Bill for an Act to prevent the abandoning or discarding of ice-boxes, refrigerators, or ice chests which have latch lids or doors and to provide a penalty.

Received from Senate, 251.  
Introduction, first reading, 291.  
Referred to Committee on Social Welfare.

Reported back, (do pass), 729.  
Second reading, 754.  
Passed, 755.  
To Senate, 795.  
Returned to House, 852.  
Signed by Speaker, 870.  
Sent to Senate, 872.

**Senate Bill No. 105**

**Senate Bill No. 105.** A Bill for an Act to amend and reenact section 44-0612 of the North Dakota Revised Code of 1943, relating to endorsements and matters following notary public's signature to jurat or certificate of acknowledgment.

Received from Senate, 251.  
Introduction, first reading, 291.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 940.  
Second reading, 976.  
Passed, 976.  
To Senate, 999.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 106**

**Senate Bill No. 106.** A Bill for an Act amending and reenacting section 35-0410 of the North Dakota Revised Code of 1943, relating to renewal and limitation of chattel mortgages.

Received from Senate, 280.  
Introduction, first reading, 324.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784.  
Second reading, 839.  
Passed, 840.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 107**

**Senate Bill No. 107.** A Bill for an Act validating deeds, mortgages, or assignments of mortgage not containing the post office address of the grantee, recorded prior to the effective date of this Act.

Received from Senate, 280.  
Introduction, first reading, 325.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 784  
Second reading, 840.  
Passed, 841.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 109**

**Senate Bill No. 109.** A Bill for an Act relating to exemption of mobile homes from execution.

Received from Senate, 500.

Introduction, first reading, 525.

Referred to Committee on Judiciary.

Reported back, (defer action until reprinted), 841, 784.

On calendar, 784.

Second reading, 944.

Lost, 945.

Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 110**

**Senate Bill No. 110.** A Bill for an Act to amend and reenact section 40-0706 of the North Dakota Revised Code of 1943 relating to compensation of village trustees.

Received from Senate, 372.

Introduction, first reading, 402.

Referred to Committee on Political Subdivisions.

Reported back, (do pass), 736.

Second reading, 755.

Passed, 755.

To Senate, 795.

Returned to House, 852.

Signed by Speaker, 870.

Sent to Senate, 872.

**Senate Bill No. 112**

**Senate Bill No. 112.** A Bill for an Act to amend and reenact section 57-3844 of the North Dakota Revised Code of 1943 relating to income tax as a personal debt by adding thereto a provision relating to limitations of actions in those instances of failure to make a return as required by the income tax law.

Received from Senate, 372.

Introduction, first reading, 402.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 785.

Second reading, 841.

Passed, 842.

To Senate, 871.

Returned to House, 943.

Signed by Speaker, 971.

Sent to Senate, 974.

**Senate Bill No. 113**

**Senate Bill No. 113.** A Bill for an Act to amend and reenact section 57-3849 of the North Dakota Revised Code of 1943, relating to the filing and recording of income tax liens and to the payment of fees therefore.

Received from Senate, 280.

Introduction, first reading, 325.

Referred to Committee on Finance and Taxation.

Reported back, (do pass), 785.

Second reading, 842.

Passed, 843.

To Senate, 871.

Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 114**

**Senate Bill No. 114.** A Bill for an Act to create new subsections 18 and 19 to section 57-3801 of the North Dakota Revised Code of 1943 and the 1953 Supplement thereto and to amend and reenact section 57-3805, subsection 6 of section 57-3809, subsection 1 of section 57-3827, section 57-3835, section 57-3836, and subsections 1 and 3 of section 57-3842 of the North Dakota Revised Code of 1943, relating to definitions, deductions, exemptions, payment of tax, and information at the source, and for purposes of clarifying existing income tax laws.

Received from Senate, 413.  
Introduction, first reading, 466.  
Referred to Committee on Finance and Taxation.  
Reported back, (do pass), 785.  
Second reading, 843.  
Passed, 844.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 115**

**Senate Bill No. 115.** A Bill for an Act to provide for rules affecting sanitation and shelter for railroad employees.

Received from Senate, 280.  
Introduction, first reading, 325.  
Referred to Committee on Labor Relations.  
Reported back, (amended, do pass), 730.  
Delayed until Monday, 761.  
Amendments adopted, 761, 765.  
Second reading, 812.  
Passed, (clincher), 813.  
Returned to Senate, (amended), 835.  
Senate concurs, 909.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 116**

**Senate Bill No. 116.** A Bill for an Act authorizing political subdivisions to carry liability insurance and eliminating the defense of governmental immunity to insurers furnishing such insurance.

Received from Senate, 392.  
Introduction, first reading, 430.  
Referred to Committee on Industry and Business.  
Reported back, (amended, do pass), 884.  
Sixth Order of Business, 885.  
Amendments adopted, 916.  
Second reading, 945.  
Passed, 946.  
To Senate, (amended), 973.

Senate concurs, 1035.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Bill No. 118

**Senate Bill No. 118.** A Bill for an Act to amend and reenact section 20-1001 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the seizure or confiscation of property by the game and fish commissioner and his agents.

Received from Senate, 608.  
 Introduction, first reading, 689.  
 Referred to Committee on Natural Resources.  
 Reported back, (indefinitely postponed), 923.  
 Returned to Senate, (indefinitely postponed), 973.

#### Senate Bill No. 125

**Senate Bill No. 125.** A Bill for an Act to provide for the establishment of the office of county coroner, the duties thereof, the operation of the county coroner system, and repealing subsection 9 of section 11-1002 and chapter 11-19 of the North Dakota Revised Code of 1943, as amended.

Received from Senate, 413.  
 Introduction, first reading, 466.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 923.  
 Amended, 997.  
 Committee of the Whole, (amended), 1041.  
 Passed, (clincher), 1142.  
 To Senate, (amended), 1149.  
 Senate concurs, 1201.  
 Returned to House, 1226.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1249.

#### Senate Bill No. 126

**Senate Bill No. 126.** A Bill for an Act to amend and reenact section 10-1319 of the North Dakota Revised Code of 1943, relating to electric cooperative corporations.

Received from Senate, 334.  
 Introduction, first reading, 363.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 729.  
 Second reading, 755.  
 Passed, 756.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 127

**Senate Bill No. 127.** A Bill for an Act to amend and reenact subsection 4 of section 10-1206 of the North Dakota Revised Code of 1943, relating to mutual aid corporations.

Received from Senate, 372.  
 Introduction, first reading, 402.

Referred to Committee on Industry and Business.  
 Reported back, (do pass), 729.  
 Second reading, 756.  
 Passed, 757.  
 To Senate, 795.  
 Returned to House, 852.  
 Signed by Speaker, 870.  
 Sent to Senate, 872.

#### Senate Bill No. 128

**Senate Bill No. 128.** A Bill for an Act to amend and reenact section 24-0619 of the North Dakota Revised Code of 1943, relating to expenditure of road taxes on township roads.

Received from Senate, 476.  
 Introduction, first reading, 501.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (indefinitely postponed), 821.  
 To Senate, (indefinitely postponed), 872.

#### Senate Bill No. 129

**Senate Bill No. 129.** A Bill for an Act to amend and reenact section 26-2223 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state hail insurance.

Received from Senate, 533.  
 Introduction, first reading, 689  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 903.  
 Second reading, 928.  
 Passed, (clincher), 928.  
 To Senate, 973.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Bill No. 130

**Senate Bill No. 130.** A Bill for an Act to amend and reenact subsection 10 of section 1-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to holidays.

Received from Senate, 392.  
 Introduction, first reading, 430.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, (do pass), 821.  
 Second reading, 878.  
 Passed, 879.  
 To Senate, 915.  
 Returned to House, 991.  
 Signed by Speaker, 1033.  
 Sent to Senate, 1034.

#### Senate Bill No. 131

**Senate Bill No. 131.** A Bill for an Act to amend and reenact subsection E of section 52-0920 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the determination of average monthly wages under the old age and survivor insurance system.

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Received from Senate, 442.  
Introduction, first reading, 490.  
Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed), 818.  
To Senate, (indefinitely postponed), 834.

### Senate Bill No. 133

**Senate Bill No. 133.** A Bill for an Act to amend and reenact Sections 15-5704 and 15-5707 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to teaching scholarships.

Received from Senate, 552.  
Introduction, first reading, 689.  
Referred to Committee on Education.  
Reported back, (do pass), 739.  
Second reading, 813.  
Passed, 814.  
To Senate, 834.  
Returned to House, 909.  
Signed by Speaker, 937.  
Sent to Senate, 938.

### Senate Bill No. 134

**Senate Bill No. 134.** A Bill for an Act to amend and reenact Section 15-2507 of the North Dakota Revised Code of 1943, relating to school libraries.

Received from Senate, 519.  
Introduction, first reading, 689.  
Referred to Committee on Education.  
Reported back, (do pass), 739.  
Second reading, 814.  
Passed, 815.  
To Senate, 835.  
Returned to House, 909.  
Signed by Speaker, 937.  
Sent to Senate, 938.

### Senate Bill No. 135

**Senate Bill No. 135.** A Bill for an Act relating to and providing for judges of the Fourth Judicial District of the state; amending and reenacting subsection 4 of section 27-0501 of the North Dakota Revised Code of 1943.

Received from Senate, 334.  
Introduction, first reading, 363.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 785.  
Second reading, 844.  
Passed, (clincher), 845.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

### Senate Bill No. 136

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 30-0213 of the North Dakota Revised Code of 1943 as amended, relating to notice of foreign heirs.

Received from Senate, 334.  
 Introduction, first reading, 363.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 785.  
 Second reading, 846.  
 Passed, 847.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 138

**Senate Bill No. 138.** A Bill for an Act to amend and reenact section 40-3802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to library funds, levy of taxes therefor, and restricting levy to limitation provided by law.

Received from Senate, 413.  
 Introduction, first reading, 466.  
 Referred to Committee on Finance and Taxation.  
 Rereferred to Committee on Finance and Taxation, 849.  
 Reported back, (amended, do pass), 895, 785.  
 Sixth Order of Business, 895.  
 Amendments adopted, 916.  
 Second reading, 847, 948.  
 Lost, 847; passed, 948.  
 Reconsidered, 849.  
 To Senate, (amended), 973.  
 Senate concurs, 1035.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Bill No. 139

**Senate Bill No. 139.** A Bill for an Act granting the supreme court power to review and reduce sentence imposed in a criminal case, power to consider proof in addition to record, and providing procedure for special appeal from sentence.

Received from Senate, 442.  
 Introduction, first reading, 490.  
 Referred to Committee on Judiciary.  
 Reported back, (amended, do pass), 785.  
 Sixth Order of Business, 786.  
 Amendments adopted, 822.  
 Second reading, 880.  
 Lost, 881.  
 To Senate, (indefinitely postponed), 915.

#### Senate Bill No. 140

**Senate Bill No. 140.** A Bill for an Act to amend and reenact Sections 6-0628, 6-0631, 6-0612, 6-0632, 6-0633, and 6-0634 of the North Dakota Revised Code of 1943 and Sections 6-0103, 6-0602, 6-0604, 6-0608, 6-0612, and 6-0630 of the 1953 Supplement thereto, relating to credit unions, their management, methods of examination, supervision, duties,



election and compensation of officers, voluntary and involuntary liquidation, and to relieve the state examiner of all duties relative to credit unions.

Received from Senate, 413.

Introduction, first reading, 466.

Referred to Committee on Industry and Business.

Reported back, (indefinitely postponed), 923.

Returned to Senate, (indefinitely postponed), 973.

#### Senate Bill No. 141

**Senate Bill No. 141.** A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, relating to annual attorneys' licenses to practice law, the fee therefor, and payment from the state bar fund.

Received from Senate, 533.

Introduction, first reading, 689.

Referred to Committee on Judiciary.

Reported back, (do pass), 739.

Second reading, 815.

Passed, 816.

To Senate, 835.

Returned to House, 909.

Signed by Speaker, 937.

Sent to Senate, 938.

#### Senate Bill No. 142

**Senate Bill No. 142.** A Bill for an Act authorizing the Mayville state teachers college to pledge certain rentals to repay any loan for the purpose of building a new residence for the president thereof and remodeling the old residence into a men's dormitory, and declaring an emergency.

Received from Senate, 334.

Introduction, first reading, 363.

Referred to Committee on State and Federal Government.

Reported back, (do pass), 818.

Second reading, 868.

Passed, 869.

Emergency carried, 869.

To Senate, 915.

Returned to House, 991.

Signed by Speaker, 1033.

Sent to Senate, 1034.

#### Senate Bill No. 143

**Senate Bill No. 143.** A Bill for an Act to amend and reenact section 40-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the Revenue Bond Law so as to include the operation of trailer courts and facilities for house trailers, defining the undertakings for which municipalities may issue revenue bonds to include public transportation systems.

Received from Senate, 413.

Introduction, first reading, 466.

Referred to Committee on Industry and Business.

Reported back, (do pass), 885.

Second reading, 917.

Passed, 917.  
 Emergency carried, 917.  
 Returned to Senate, 937.  
 Returned to House, 1028.  
 Signed by Speaker, 1032.  
 Sent to Senate, 1034.

**Senate Bill No. 144**

**Senate Bill No. 144.** A Bill for an Act to regulate the practice of land surveying; providing for the registration of qualified persons by the state board of registration for professional engineers; prescribing minimum qualifications and other requirements for registration; establishing fees with expiration and renewal requirements; and providing for enforcement and penalties.

Received from Senate, 500.  
 Introduction, first reading, 525.  
 Referred to Committee on General Affairs.  
 Reported back, (amended, do pass), 729.  
 Second reading, 816.  
 Lost, (clinch), 817.  
 To Senate, (indefinitely postponed), 834.

**Senate Bill No. 146**

**Senate Bill No. 146.** A Bill for an Act to repeal subdivision b of subsection 3 of section 57-4001 of the North Dakota Revised Code of 1943, relating to definitions of processing.

Received from Senate, 392.  
 Introduction, first reading, 431.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 786.  
 Second reading, 847.  
 Passed, 848.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

**Senate Bill No. 147**

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 28-1304 of the North Dakota Revised Code of 1943, relating to designation of a trial judge upon the filing of an affidavit of prejudice.

Received from Senate, 476.  
 Introduction, first reading, 501.  
 Referred to Committee on Judiciary.  
 Rereferred to Committee on Judiciary, 789.  
 Reported back, (do pass), 730, 940; (indefinitely postponed), 940.  
 Second reading, 757.  
 Passed, 758.  
 Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 149**

**Senate Bill No. 149.** A Bill for an Act to repeal Section 48-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to materials found, produced, or manufactured in this State from native natural resources.

Received from Senate, 413.  
Introduction, first reading, 467.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 832.  
Second reading, 891.  
Passed, 892.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 150**

**Senate Bill No. 150.** A Bill for an Act to provide that all material produced in the state be given preference for use in public buildings.

Received from Senate, 500.  
Introduction, first reading, 525.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 832.  
Second reading, 892.  
Passed, 893.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 152**

**Senate Bill No. 152.** A Bill for an Act relating to contractors bonds and providing for payment of all taxes due the State of North Dakota or its subdivisions.

Received from Senate, 392.  
Introduction, first reading, 431.  
Referred to Committee on Industry and Business.  
Reported back, (amended, do pass), 835.  
Sixth Order of Business, 885.  
Amendments adopted, 916.  
Second reading, 946.  
Passed, 946.  
To Senate, (amended), 973.  
Senate concurs, 1035.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 153**

**Senate Bill No. 153.** A Bill for an Act to provide for the transfer of insane persons from the state hospital to other institutions licensed to care for and treat the insane.

Received from Senate, 476.  
Introduction, first reading, 501.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 903.  
Second reading, 929.  
Passed, 929.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 154**

**Senate Bill No. 154.** A Bill for an Act relating to the use and furnishing of trading stamps or other similar schemes or devices or substitutes therefor, for or with the sale of goods, wares and merchandise, and prohibiting the same.

Received from Senate, 552.  
Introduction, first reading, 689.  
Referred to Committee on Industry and Business  
Returned to Senate, (indefinitely postponed), 1089.

**Senate Bill No. 155**

**Senate Bill No. 155.** A Bill for an Act to amend and reenact section 19-0310 of the North Dakota Revised Code of 1943, relating to sales by apothecaries.

Received from Senate, 500.  
Introduction, first reading, 525.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 904.  
General Orders, 929.  
Second reading, 1022.  
Passed, 1023; (clincher), 1032.  
Returned to Senate, 1033.  
Returned to House, 1157.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 156**

**Senate Bill No. 156.** A Bill for an Act to amend and reenact Section 10-1313, North Dakota Revised Code of 1943, relating to by-laws of electric cooperative corporations. amendment of by-laws of mutual aid corporations.

Received from Senate, 585.  
Introduction, first reading, 689.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 904.  
Second reading, 930.  
Passed, 930.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 157**

**Senate Bill No. 157.** A Bill for an Act relating to the amendment of by-laws of mutual aid corporations.

Received from Senate, 476.  
Introduction, first reading, 501.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 904.  
Second reading, 930.  
Passed, 931.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 158**

**Senate Bill No. 158.** A Bill for an Act to amend and reenact sections 15-3914, 15-3915, 15-3931, 15-3926 and subsection 1 of section 15-3928 and section 15-3940 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 15-3923 of the North Dakota Revised Code of 1943, all relating to assessments, annuities, reduced annuities, withdrawals, qualifications and investment of funds of the North Dakota teachers' insurance retirement fund.

Received from Senate, 688.  
 Introduction, first reading, 726.  
 Referred to Committee on Education.  
 Rereferred to Committee on Education, 944.  
 Reported back, (amended, do pass), 962.  
 Sixth Order of Business, 962.  
 Amendments adopted, 995.  
 Second reading, 825.  
 Passed, 826.  
 To Senate, 871.  
 Senate concurs, 1201.  
 House requests return, 921, 926.  
 Returned to Senate, (amended), 1130.  
 Returned to House, 944, 1226.  
 Final passage, 1117.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1249.

**Senate Bill No. 159**

**Senate Bill No. 159.** A Bill for an Act to amend and reenact Section 49-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salary of Public Service Commissioner.

Received from Senate, 476.  
 Senate requests return, 482.  
 Senate requests return, 498.  
 Returned to Senate, 498.

**Senate Bill No. 161**

**Senate Bill No. 161.** A Bill for an Act to amend and reenact section 12-5503 of the North Dakota Revised Code of 1943, relating to meetings of the board of pardons.

Received from Senate, 476.  
 Introduction, first reading, 501.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 739.  
 Second reading, 826.  
 Passed, 826.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

**Senate Bill No. 162**

**Senate Bill No. 162.** A Bill for an Act to amend and reenact section 24-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to enforcement of

highway laws controlling vehicle size and weights, and conferring police power on the state highway commissioner and inspectors appointed by him, and declaring an emergency.

Received from Senate, 476.  
 Introduction, first reading, 501.  
 Referred to Committee on Transportation.  
 Reported back, (do pass), 730.  
 Second reading, 758, 826.  
 Lost, 759; passed, 827.  
 Reconsidered, 765; placed at head of calendar, 765.  
 Emergency carried, 827.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 163

Senate Bill No. 163. A Bill for an Act to amend and reenact section 39-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to penalty for violating width, height, length and load limitations upon the highways of this state, and declaring an emergency.

Received from Senate, 476.  
 Introduction, first reading, 501.  
 Referred to Committee on Transportation.  
 Reported back, (do pass). 730.  
 Second reading, 827.  
 Passed, 828.  
 Emergency carried, 828.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 164

Senate Bill No. 164. A Bill for an Act to provide for the impounding of any vehicle operated upon any highway, street or road in this state at weights in excess of the weight limitations as specified under the provisions of section 39-1203 of the North Dakota Revised Code of 1943 or as limited by the provisions of section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to provide for the recovery of charges for extraordinary use of the highways, streets and roads of this state, providing for the weighing of vehicles and the unloading of vehicles carrying excess weights, providing a penalty and declaring an emergency.

Received from Senate, 413.  
 Introduction, first reading, 467.  
 Referred to Committee on Transportation.  
 Rereferred to Committee on Transportation, 934.  
 Reported back, (amended, do pass), 861, 986.  
 Sixth Order of Business, 862, 987.  
 Amendments adopted, 1055, 1225.  
 Passed, 1144.  
 Emergency carried, 1145.  
 To Senate, (amended), 1149.  
 Conference Committee, 1199 (2).  
 Senate does not concur, 1199.

House adopts Conference Committee reports, 1227.  
 Senate adopts report of Conference Committee, 1229.  
 House requests return, 1244.  
 Returned to House, 1245.  
 House amends, 1261.  
 Final passage, 1261.  
 Returned to Senate, 1263.  
 Senate does concur, 1270.  
 Signed by Speaker, 1284.  
 Sent to Senate, 1284.  
 Received from Senate, 1284.

#### Senate Bill No. 166

**Senate Bill No. 166.** A Bill for an Act to amend and reenact sub-paragraph e of subsection 2 of section 21-0306 of the North Dakota Revised Code of 1943, to permit municipalities to borrow money and issue general obligation bonds for the purchase or acquisition or establishment of a public transportation system.

Received from Senate, 608.  
 Introduction, first reading, 689.  
 Referred to Committee on Political Subdivisions.  
 Reported back, (do pass), 990.  
 Passed, 1104; (clincher), 1108.  
 To Senate, 1110.  
 Returned to House, 1198.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1249.

#### Senate Bill No. 168

**Senate Bill No. 168.** A Bill for an Act to repeal subsection 3 of section 57-4003 of the North Dakota Revised Code of 1943, pertaining to exemptions under the Use Tax Act.

Received from Senate, 413.  
 Introduction, first reading, 467.  
 Referred to Committee on Finance and Taxation.  
 Reported back, (do pass), 786.  
 Second reading, 848.  
 Passed, 849.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

#### Senate Bill No. 169

**Senate Bill No. 169.** A Bill for an Act to permit municipalities to borrow money and to issue general obligation bonds for part of the cost and revenue bonds for part of the cost of purchasing, acquiring or establishing a public transportation system.

Received from Senate, 586.  
 Introduction, first reading, 689.  
 Referred to Committee on Political Subdivision.  
 Reported back, (do pass), 990.  
 Passed, 1105; (clincher), 1108.  
 To Senate, 1110.

Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

**Senate Bill No. 171**

**Senate Bill No. 171.** A Bill for an Act to provide for reciprocity for licensed electricians.

Received from Senate, 413.  
Introduction, first reading, 467.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 885.  
Second reading, 918.  
Passed, 918.  
Returned to Senate, 937.  
Returned to House, 1028.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 172**

**Senate Bill No. 172.** A Bill for an Act to amend and reenact section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to high school tuition payments from state equalization fund, and declaring an emergency.

Received from Senate, 608.  
Introduction, first reading, 690.  
Referred to Committee on Education.  
Reported back, (amended, do pass), 1028.  
Amendments adopted, 1076.  
Passed, 1157.  
Senate concurs, 1199.  
Returned to Senate, (amended), 1173.  
Returned to House, 1227.

**Senate Bill No. 173**

**Senate Bill No. 173.** A Bill for an Act authorizing clerks of court to destroy certain records.

Received from Senate, 519.  
Introduction, first reading, 690.  
Referred to Committee on Judiciary.  
Reported back, (amended, do pass), 961.  
Sixth Order of Business, 961.  
Amendments adopted, 995.  
Passed, 1113.  
To Senate, (amended), 1130.  
Senate concurs, 1189.  
Returned to House, 1227.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

**Senate Bill No. 174**

**Senate Bill No. 174.** A Bill for an Act to amend and reenact Section 15-3611 of the North Dakota Revised Code of 1943, relating to teachers' certificates.

Received from Senate, 565.  
Introduction, first reading, 690.



Referred to Committee on Education.  
Reported back, (indefinitely postponed), 925.  
Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 175**

**Senate Bill No. 175.** A Bill for an Act to amend and reenact sections 43-0909, 43-0910 and 43-0919 of the North Dakota Revised Code of 1943 and sections 43-0901, 43-0902, 43-0911, 43-0913, 43-0914 and 43-0920 of the 1953 Supplement thereto, relating to electricians.

Received from Senate, 413.  
Introduction, first reading, 467.  
Referred to Committee on Industry and Business.  
Reported back, (amended, do pass), 954.  
Sixth Order of Business, 955.  
Amendments adopted, 995.  
Passed, (clincher), 1107.  
To Senate, (amended), 1110.  
Returned to House, 1198.  
Senate concurs, 1172.  
Signed by Speaker, 1249.  
Sent to Senate, 1249.

**Senate Bill No. 176**

**Senate Bill No. 176.** A Bill for an Act to amend and reenact section 40-2805 of the North Dakota Revised Code of 1943, relating to sewer and water connections assessment funds of municipalities; providing for the issuance and payment of warrants and for contingent liability.

Received from Senate, 727.  
Introduction, first reading, 741.  
Referred to Committee on Political Subdivisions.  
Reported back, (amended, do pass), 924.  
Sixth Order of Business, 924.  
Amendments adopted, 956.  
Second reading, 1018.  
Passed, 1019; (clincher), 1032.  
Returned to Senate, (amended), 1033.  
Returned to House, 1198.  
Senate concurs, 1117.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

**Senate Bill No. 177**

**Senate Bill No. 177.** A Bill for an Act to amend and reenact sections 40-2913 and 40-2914 of the North Dakota Revised Code of 1943, relating to construction, repairing or rebuilding of sidewalks in municipalities; providing for separate funds for such purposes and for contingent liability.

Received from Senate, 727.  
Introduction, first reading, 741.  
Referred to Committee on Political Subdivisions.  
Reported back, (amended, do pass), 924.  
Sixth Order of Business, 924.  
Amendments adopted, 956.  
Second reading, 1019.  
Passed, 1020; (clincher), 1032.

Returned to Senate, (amended), 1033.  
Returned to House, 1198.  
Senate concurs, 1117.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

**Senate Bill No. 178**

**Senate Bill No. 178.** A Bill for an Act to amend and reenact sections 40-3107 and 40-3108 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in municipalities; providing for separate funds for such purposes and for contingent liability.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on Political Subdivisions.  
Reported back, (amended, do pass), 924.  
Sixth Order of Business, 924.  
Amendments adopted, 956.  
Second reading, 1020.  
Passed, 1021; (clincher), 1032.  
Returned to Senate, (amended), 1033.  
Returned to House, 1198.  
Senate concurs, 1117.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

**Senate Bill No. 179**

**Senate Bill No. 179.** A Bill for an Act to amend and reenact section 36-0401 of the 1953 Supplement to the North Dakota Revised Code of 1943 defining livestock, poultry and wool dealers, and declaring an emergency.

Received from Senate, 442.  
Introduction, first reading, 490.  
Referred to Committee on Agriculture.  
Reported back, (do pass), 786.  
Second reading, 849.  
Passed, 850.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 180**

**Senate Bill No. 180.** A Bill for an Act to amend and reenact section 6-0614 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to credit union loans, and credit committee.

Received from Senate, 392.  
Introduction, first reading, 431.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 885.  
Second reading, 949.  
Passed, (clincher), 949.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 183**

**Senate Bill No. 183.** A Bill for an Act to amend and reenact Section 48-0202 of the North Dakota Revised Code of 1943, relating to altering, repairing or constructing public buildings involving more than three thousand dollars, procuring plans, drawings, and specifications therefor from a licensed architect.

Received from Senate, 500.  
Introduction, first reading, 525.  
Referred to Committee on Industry and Business.  
Reported back, (amended, do pass), 904.  
Sixth Order of Business, 904.  
Amendments adopted, 927.  
Second reading, 966.  
Passed, 967.  
Returned to Senate, (amended), 999.  
Senate does not concur, 1035.  
Conference committee, 1035, 1042, 1198 (2).  
Conference committee report, 1093.  
Senate does not concur, 1198.  
Senate adopts report of Conference Committee, 1233.  
House requests return, 1091.  
Senate accedes to House amendments, 1239.  
Reconsidered, 1155.  
House adopts report of Conference Committee, 1252.  
Returned to House, 1102.  
Final passage, 1155.  
Signed by Speaker, 1270.  
Sent to Senate, 1173; (amended), 1270.  
Received from Senate, 1259.

**Senate Bill No. 184**

**Senate Bill No. 184.** A Bill for an Act transferring the unexpended balance of the appropriation for the construction of nurses quarters and classrooms at the state tuberculosis sanitarium to the general fund.

Received from Senate, 392.  
Introduction, first reading, 431.  
Referred to Committee on Appropriations.  
Second reading, 853.  
Passed, 854.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 186**

**Senate Bill No. 186.** A Bill for an Act relating to actions arising out of the use or application of any herbicide, insecticide, fungicide or agricultural chemical by aircraft; provision for filing reports of loss and time limitations.

Received from Senate, 442.  
Introduction, first reading, 490.  
Referred to Committee on General Affairs.  
Rereferred to Committee on General Affairs, 934.  
Reported back, (amended, do pass, 858, 955.  
Sixth Order of Business, 858, 955.  
Amendments adopted, 995.

Passed, (clincher), 1110.  
 To Senate, (amended), 1130.  
 Senate concurs, 1199.  
 Returned to House, 1227.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1250.

**Senate Bill No. 187**

**Senate Bill No. 187.** A Bill for an Act to amend and reenact Section 24-0106 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the authority of the highway commissioner to abandon sections of routes on the state highway system.

Received from Senate, 442.  
 Introduction, first reading, 491.  
 Referred to Committee on Political Subdivisions.  
 Referred to Committee on Political Subdivisions, 925.  
 Reported back, (indefinitely postponed), 924, 1002.  
 Clincher, 1032.  
 Returned to Senate, (indefinitely postponed), 1033.

**Senate Bill No. 189**

**Senate Bill No. 189.** A Bill for an Act providing per pupil payments from the state equalization fund aid program to a special account for the benefit of the state training school, school for the blind and school for the deaf.

Received from Senate, 519.  
 Introduction, first reading, 690.  
 Referred to Committee on Education.  
 Reported back, (indefinitely postponed), 925.  
 Returned to Senate, (indefinitely postponed), 973.

**Senate Bill No. 190**

**Senate Bill No. 190.** A Bill for an Act relating to renewal and cancellation of judgments.

Received from Senate, 476.  
 Introduction, first reading, 502.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 925.  
 Second reading, 963.  
 Passed, 964.  
 To Senate, 999.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

**Senate Bill No. 195**

**Senate Bill No. 195.** A Bill for an appropriation to continue the operation of the North Dakota Civil Defense as provided for by chapter 37-17 of the 1953 Supplement to the North Dakota Revised Code of 1943 and repealing section 37-1712 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from Senate, 608.  
 Introduction, first reading, 690.  
 Referred to Committee on Appropriations.

Second reading, 854.  
 Passed, 855.  
 To Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 Sent to Senate, 974.

**Senate Bill No. 196**

**Senate Bill No. 196.** A Bill for an Act authorizing the board of administration to sell certain lands belonging to the school for the deaf.

Received from Senate, 533.  
 Introduction, first reading, 690.  
 Referred to Committee on State and Federal Government.  
 Returned to Committee on State and Federal Government, 818.  
 Reported back, (amended, do pass), 832, 833.  
 Sixth Order of Business, 833.  
 Amendments adopted, 860.  
 Second reading, 911.  
 Passed, 912.  
 Returned to Senate, (amended), 938.  
 Senate concurs, 956.  
 Returned to House, 1028.  
 Signed by Speaker, 1032.  
 Sent to Senate, 1034.

**Senate Bill No. 197**

**Senate Bill No. 197.** A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943, relating to public waters.

Received from Senate, 533.  
 Introduction, first reading, 690.  
 Referred to Committee on Natural Resources.  
 Second reading, 936.  
 Passed, 936.  
 To Senate, 973.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

**Senate Bill No. 203**

**Senate Bill No. 203.** A Bill for an Act providing for the regulation of information required on sales agreements or contracts made between a buyer and seller of agricultural seeds, when full or partial payment is made to the seller before the seed is delivered to the buyer, providing a penalty and declaring an emergency.

Received from Senate, 442.  
 Introduction, first reading, 491.  
 Referred to Committee on Agriculture.  
 Reported back, (amended, do pass), 786.  
 Sixth Order of Business, 786.  
 Amendments adopted, 822.  
 Second reading, 887.  
 Passed, 888.  
 Emergency carried, 888.

Returned to Senate, (amended), 915.  
Senate concurs, 991.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 204**

**Senate Bill No. 204.** A Bill for an Act to amend and reenact subsection 7 of section 39-03A01 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to highway patrolmen's retirement system.

Received from Senate, 442.  
Introduction, first reading, 491.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 818.  
Second reading, 869.  
Passed, 870.  
To Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 205**

**Senate Bill No. 205.** A Bill for an Act to exempt truck-tractors used only for moving buildings from the payment of registration, gross ton, or truck mile taxes or fees and to provide for an annual house mover's motor vehicle license and to provide a penalty, and declaring an emergency.

Received from Senate, 547.  
Introduction, first reading, 690.  
Referred to Committee on Transportation.  
Reported back, (do pass), 862.  
Second reading, 952.  
Passed, 952.  
Emergency carried, 952.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 209**

**Senate Bill No. 209.** A Bill for an Act to amend and reenact Subsection 3 of Section 64-0201 of the North Dakota Revised Code of 1943 to broaden the definition of "Gasoline pump" contained therein.

Received from Senate, 476.  
Introduction, first reading, 502.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 885.  
Second reading, 919.  
Passed, 919.  
Returned to Senate, 937.  
Returned to House, 1028.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

**Senate Bill No. 210**

**Senate Bill No. 210.** A Bill for an Act to amend and reenact Section 64-0216 of the North Dakota Revised Code of 1943.

Received from Senate, 500.  
 Introduction, first reading, 526.  
 Referred to Committee on Industry and Business.  
 Reported back, (do pass), 904.  
 Second reading, 931.  
 Passed, 932.  
 To Senate, 973.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

**Senate Bill No. 211**

**Senate Bill No. 211.** A Bill for an Act to amend and reenact Section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from Senate, 500.  
 Introduction, first reading, 526.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 904.  
 Sixth Order of Business, 905.  
 Amendments adopted, 927.  
 Second reading, 967.  
 Passed, 968.  
 Returned to Senate, (amended), 999.  
 Senate does not concur, 1035.  
 Conference committee, 1035, 1042.  
 Senate concurs, 1199.  
 Returned to House, 1227.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1250.

**Senate Bill No. 213**

**Senate Bill No. 213.** A Bill for an Act relating to the use of certain types of motor vehicles upon the highways of this state and providing a penalty.

Received from Senate, 733.  
 Introduction, first reading, 742.  
 Referred to Committee on Transportation.  
 Reported back, (amended, do pass), 987.  
 Sixth Order of Business, 987.  
 Amendments adopted, 1055.  
 Lost, (clincher), 1145.  
 To Senate, (indefinitely postponed), 1148.

**Senate Bill No. 217**

**Senate Bill No. 217.** A Bill for an Act to amend and reenact section 47-1822 of the North Dakota Revised Code of 1943, relating to the conveyance of homesteads in case of insanity.

Received from Senate, 500.  
 Introduction, first reading, 524.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 786.

Second reading, 850.  
Passed, 851.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

**Senate Bill No. 220**

**Senate Bill No. 220.** A Bill for an Act to amend and reenact section 35-0506 of the North Dakota Revised Code of 1943 relating to Abstract of Crop Liens.

Received from Senate, 500.  
Introduction, first reading, 524.  
Referred to Committee on Judiciary.  
Rereferred to Committee on Judiciary, 822.  
Reported back, (amended, do pass), 786, 961.  
Sixth Order of Business, 962.  
Amendments adopted, 995.  
Passed, 1114.  
To Senate, (amended), 1130.  
Conference Committee, 1198 (2).  
Senate does not concur, 1198.  
Senate concurs, 1227.  
Senate adopts report of Conference Committee, 1229.  
House adopts report of Conference Committee, 1231.  
Returned to House, 1244.  
Signed by Speaker, 1251.  
Sent to Senate, 1251.

**Senate Bill No. 221**

**Senate Bill No. 221.** A Bill for an Act to amend and reenact Section 33-0312 of the North Dakota Revised Code of 1943, relating to change of venue in justice court.

Received from Senate, 442.  
Introduction, first reading, 491.  
Referred to Committee on Judiciary.  
To Senate, (indefinitely postponed), 834.

**Senate Bill No. 222**

**Senate Bill No. 222.** A Bill for an Act permitting stock dividends.

Received from Senate, 500.  
Introduction, first reading, 525.  
Referred to Committee on Judiciary.  
Reported back, (indefinitely postponed), 940.  
To Senate, (indefinitely postponed), 973.

**Senate Bill No. 223**

**Senate Bill No. 223.** A Bill for an Act relating to cause for divorce.

Received from Senate, 586.  
Introduction, first reading, 690.  
Referred to Committee on Judiciary.  
To Senate, (indefinitely postponed), 834.



**Senate Bill No. 224**

**Senate Bill No. 224.** A Bill for an Act to amend and reenact Section 40-1819 of the North Dakota Revised Code of 1943 relating to appeals from determinations of police magistrate or village justice; Trial; Bail.

Received from Senate, 442.  
 Introduction, first reading, 491.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 940.  
 Second reading, 977.  
 Passed, 977.  
 To Senate, 999.  
 Returned to House, 1110; (amended), 1130.  
 Senate concurs, 1199.  
 House requests return, 1109.  
 Returned to Senate, (amended), 1149.  
 Returned to House, 1227.  
 Final passage, 1131.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1250.

**Senate Bill No. 225**

**Senate Bill No. 225.** A Bill for an Act to tax the issuance and delivery of premium stamps.

Received from Senate, 727.  
 Introduction, first reading, 742.  
 Referred to Committee on Industry and Business.  
 Reported back, (amended, do pass), 886.  
 Sixth Order of Business, 887.  
 Amendments adopted, 916.  
 Second reading, 947.  
 Passed, (clincher), 947.  
 Returned to Senate, (amended), 982.  
 Senate concurs, 991.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

**Senate Bill No. 228**

**Senate Bill No. 228.** A Bill for an Act to amend and reenact section 31-0102 of the North Dakota Revised Code of 1943 relating to competency as a witness of one spouse against the other.

Received from Senate, 442.  
 Introduction, first reading 491.  
 Referred to Committee on Judiciary.  
 Reported back, (do pass), 940.  
 Second reading, 977.  
 Passed, 978.  
 To Senate, 999.  
 Returned to House, 1092.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

**Senate Bill No. 229**

**Senate Bill No. 229.** A Bill for an Act relating to the duties of the County Auditor and to provide for the collection of

fees commensurate with costs for services rendered to private individuals, firms or corporations by county auditors and for the disposition of such fees.

Received from Senate, 500.  
 Introduction, first reading, 525.  
 Referred to Committee on Political Sub-Divisions.  
 Rereferred to Committee on Political Sub-Divisions, 927.  
 Reported back, (amended, do pass), 990.  
 Sixth Order of Business, 991.  
 Amendments adopted, 1055.  
 Passed, 1146.  
 To Senate, (amended), 1149.  
 Senate concurs, 1201.  
 Returned to House, 1226.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1250.

#### Senate Bill No. 235

**Senate Bill No. 232.** A Bill for an Act to amend and reenact Section 34-0912 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to unlawful picketing and violations.

Received from Senate, 500.  
 Introduction, first reading, 525.  
 Referred to Committee on Political Sub-Divisions.  
 Reported back, (do pass), 822.  
 Second reading, 879.  
 Passed, 880.  
 To Senate, 915.  
 Returned to House, 991.  
 Signed by Speaker, 1032.  
 Sent to Senate, 1034.

#### Senate Bill No. 237

**Senate Bill No. 237.** A Bill for an Act to amend and reenact section 35-0902 of the North Dakota Revised Code of 1943, relating to procedure for obtaining a seed lien.

Received from Senate, 392.  
 Introduction, first reading, 431.  
 Referred to Committee on Agriculture.  
 Second reading, 851, 894.  
 Lost, 852.  
 Reconsidered and placed at head of Calendar, 860; pass, (clincher), 895.  
 To Senate, 915.  
 Returned to House, 991.  
 Signed by Speaker, 1032.  
 Sent to Senate, 1034.

#### Senate Bill No. 238

**Senate Bill No. 238.** A Bill for an Act to amend and reenact section 39-0615 of the North Dakota Revised Code of 1943, relating to the appointment of agents to issue motor vehicle operator's licenses.

Received from Senate, 500.  
 Introduction, first reading, 525.  
 Referred to Committee on State and Federal Government.

Reported back, (do pass), 833.  
Second reading, 893.  
Lost, (clincher), 894.  
To Senate, (indefinitely postponed), 915.

**Senate Bill No. 240**

**Senate Bill No. 240.** A Bill for an Act relating to old age assistance and amending and reenacting section 50-0723 of the North Dakota Revised Code of 1943.

Received from Senate, 1035.  
Rules suspended, placed on Calendar, 1036.  
Lost, 1158.  
To Senate, (indefinitely postponed), 1173.  
House requests return, 1226.  
Reconsidered, 1276.  
Returned to Senate, (amended), 1278.  
Returned to House, 1228.  
Final passage, 1277.  
Signed by Speaker, 1284.  
Sent to Senate, 1284.  
Received from Senate, 1284.

**Senate Bill No. 241**

**Senate Bill No. 241.** A Bill for an Act making an appropriation for the purpose of refunding to Richland County amounts erroneously paid to the state of North Dakota by such county for state general property taxes with its October, 1954 report of state taxes collected.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on General Affairs.  
Rereferred to Committee on Appropriations, 858.  
Reported back, (do pass), 858, 1002.  
Passed, 1126.  
To Senate, 1148.  
Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

**Senate Bill No. 242**

**Senate Bill No. 242.** A Bill for an Act to amend and reenact section 15-0704 of the North Dakota Revised Code of 1943, relating to private sale of non-grant lands.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on Judiciary.  
Reported back, (amended, do pass), 970.  
Sixth Order of Business, 971.  
Amendments adopted, 996.  
Passed, 1123.  
To Senate, (amended), 1130.  
Senate does not concur, 1197.  
Conference Committee, 1197 (2).  
Senate concurs, 1225.  
House adopts Conference Committee reports, 1227.  
Senate adopts report of Conference Committee, 1229.

Returned to House, 1244.  
Signed by Speaker, 1251.  
Sent to Senate, 1251.

**Senate Bill No. 243**

**Senate Bill No. 243.** A Bill for an Act relating to claims for adjusted compensation of World War II veterans, creating a board of final review and declaring an emergency.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass), 925.  
Second reading, 964.  
Passed, 964.  
Emergency carried, 964.  
To Senate, 999.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 247**

**Senate Bill No. 247.** A Bill for an Act to amend and reenact subsection 1 of section 10-0330 of the North Dakota Revised Code of 1943, relating to the increasing or diminishing of the capital stock of corporations.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on Industry and Business.  
Reported back, (do pass), 905.  
Second reading, 932.  
Passed, 933.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

**Senate Bill No. 248**

**Senate Bill No. 248.** A Bill for an Act to amend and reenact section 57-1506 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on county tax levies.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on Social Welfare.  
Reported back, (do pass), 895.  
Second reading, 950.  
Passed, 950; (clincher), 951.  
To Senate, 973.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

# SENATE CONCURRENT RESOLUTIONS

## Senate Concurrent Resolution "A"

Senate Concurrent Resolution "A". A Concurrent Resolution for an amendment of section 93 of the Constitution of the state of North Dakota.

Received from Senate, 251.  
Introduction, first reading, 291.  
Referred to Committee on Judiciary.  
Reported back, (do pass), 941.  
Second reading, 978.  
Adopted, 979.  
To Senate, 999.  
Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

## Senate Concurrent Resolution "A-1"

Senate Concurrent Resolution "A-1". A Concurrent Resolution authorizing and directing the legislative research committee to conduct a comparative study of the old age assistance and aid to dependent children programs in the state of North Dakota.

Received from Senate, 1174.  
Introduction, first reading, 1181.  
Adopted, 1181.  
Returned to Senate, 1182.  
Returned to House, 1227.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

## Senate Concurrent Resolution "B"

Senate Concurrent Resolution "B". A Concurrent Resolution memorializing congress to authorize the army corps of engineers to resell surplus lands above the normal pool level of water impoundments in North Dakota to the original land owners.

Received from Senate, 222.  
Introduction, first reading, 291.  
Referred to Committee on Natural Resources.  
Reported back, (do pass), 1036.  
Adopted, 1139.  
To Senate, 1148.  
Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

## Senate Concurrent Resolution "B-1"

Senate Concurrent Resolution "B-1". A Concurrent Resolution relating to the recommendations of the Hoover Commission for the closing of the Minot and Fargo Veterans hospitals.

Received from Senate, 1034.  
Introduction, first reading, 1040.

Adopted, (clincher), 1040, 1041.  
 Returned to Senate, 1042.  
 To House, 1157.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Concurrent Resolution "C"

**Senate Concurrent Resolution "C"**. A Concurrent Resolution requesting the army corps of engineers to provide for the development of recreational areas along the Garrison Dam Reservoir and authorizing the state historical society to explore avenues of cooperation in the management and maintenance of such areas.

Received from Senate, 552.  
 Introduction, first reading, 690.  
 Referred to Committee on Natural Resources.  
 Reported back, (do pass), 1036.  
 Adopted, 1140.  
 To Senate, 1148.  
 Returned to House, 1198.  
 Signed by Speaker, 1249.  
 Sent to Senate, 1250.

#### Senate Concurrent Resolution "C-1"

**Senate Concurrent Resolution "C-1"**. A Concurrent Resolution authorizing and directing the legislative research committee, in cooperation with the state Bar Association and the cooperative corporations of this state, to study and revise the laws of this state governing business corporations and cooperative corporations or associations.

Received from Senate, 1034.  
 Introduction, first reading, 1040.  
 Adopted, 1040.  
 Clincher, 1041.  
 Returned to Senate, 1042.  
 To House, 1157.  
 Signed by Speaker, 1174.  
 Sent to Senate, 1175.

#### Senate Concurrent Resolution "D"

**Senate Concurrent Resolution "D"**. A Concurrent Resolution requesting the secretary of Agriculture of the United States to suspend acreage controls on durum wheat during 1955.

Received from Senate, 113.  
 First reading, 113.  
 Adopted, 113.  
 To Senate, 113.  
 Returned to House, 135.  
 Signed by Speaker, 144.  
 Returned to Senate, 168.

#### Senate Concurrent Resolution "D-1"

**Senate Concurrent Resolution "D-1"**. A Concurrent Resolution creating an interim committee of five members to supervise an investigation of the workmen's compensation bureau and its operation.

Received from Senate, 1034.  
 Introduction, first reading, 1040.  
 Adopted, 1170.  
 To Senate, 1173.  
 Returned to House, 1198.  
 Committee appointed, 1240.  
 Signed by Speaker, 1246.

#### Senate Concurrent Resolution "E"

**Senate Concurrent Resolution "E".** A Concurrent Resolution providing for the amendment of the Constitution of the state of North Dakota relating to election of certain county officers.

Received from Senate, 500.  
 Introduction, first reading, 525.  
 Referred to Committee on State and Federal Government.  
 Reported back, (indefinitely postponed), 819, 860.  
 General orders, 819.  
 To Senate, (indefinitely postponed), 915.

#### Senate Concurrent Resolution "F"

**Senate Concurrent Resolution "F".**

Received from Senate, 124.  
 Introduction, first reading, 291.  
 Referred to Committee on Social Welfare.  
 Reported back, (do pass), 730.  
 Rereferred to Committee on Appropriations, 730.  
 Second reading, 855.  
 Returned to Senate, 871.  
 Returned to House, 943.  
 Signed by Speaker, 971.  
 To Senate, 974.

#### Senate Concurrent Resolution "G"

**Senate Concurrent Resolution "G".** A Senate Concurrent Resolution inviting the Governor and members of the South Dakota Legislative Assembly to meet with similar representatives of the state of North Dakota to explore possibilities of cooperation in the training of the blind.

Received from Senate, 124.  
 First reading, 124.  
 Adopted, 125.  
 Returned to Senate, 125.  
 To House, 145.  
 Signed by Speaker, 160.  
 Returned to Senate, 168.

#### Senate Concurrent Resolution "H"

**Senate Concurrent Resolution "H"** A Concurrent Resolution urging that steps be taken to make available natural gas to the people of North Dakota.

Received from Senate, 207.  
 Introduction, first reading, 261.  
 Referred to Committee on Natural Resources.  
 Amendments adopted, 1141.  
 Adopted, 1141.

To Senate, (amended), 1149.  
Senate concurs, 1199.  
Returned to House, 1226.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

#### Senate Concurrent Resolution "T"

**Senate Concurrent Resolution "T".** A Concurrent Resolution authorizing and directing the board of administration to provide facilities for the installation in the capitol building of a sanitary milk dispenser, or vending machine.

Received from Senate, 207.  
Introduction, first reading, 289.  
Adopted, 289.  
To Senate, 301.  
Returned to House, 391.  
Signed by Speaker, 401.  
Sent to Senate, 412.

#### Senate Concurrent Resolution "J"

**Senate Concurrent Resolution "J".** A Concurrent Resolution expressing the thanks of the members of the legislature of the state of North Dakota, as well as that of all the citizens of the state to a true servant of all the people of the state, and changing the name of the Burlington Project to the "Judge A. M. Christianson Project", in tribute thereto.

Received from Senate, 392.  
Introduction, first reading, 431.  
Referred to Committee on State and Federal Government.  
Reported back, (do pass), 819.  
Second reading, 873.  
Adopted, 874.  
To the Senate, 915.  
Returned to House, 991.  
Signed by Speaker, 1032.  
Sent to Senate, 1034.

#### Senate Concurrent Resolution "L"

**Senate Concurrent Resolution "L".** A Concurrent Resolution designating United States Highway No. 281 through the state of North Dakota as "American Legion Memorial Highway".

Received from Senate, 392.  
Introduction, first reading, 431.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass), 517.  
Second reading, 633.  
Passed, 634.  
To Senate, 795.  
Returned to Senate, 679.  
Returned to House, 763.  
Signed by Speaker, 794.

#### Senate Concurrent Resolution "M"

**Senate Concurrent Resolution "M".** A Concurrent Resolution for an amendment to the Constitution of the state of North Dakota authorizing a bond issue for the construction of highways.



Received from Senate, 547.  
Introduction, first reading, 691.  
Referred to Committee on State and Federal Government.  
Rereferred to Committee on Appropriations, 874.  
Reported back, (do pass), 819.  
Recalled from Committee on Appropriations and placed  
on Calendar, 1008.  
Second reading, 1128.  
Adopted, (clincher), 1129.  
To Senate, 1148.  
Returned to House, 1198.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

#### **Senate Concurrent Resolution "N"**

**Senate Concurrent Resolution "N".** A Concurrent Resolution directing the legislative research committee to study the feasibility of a ton mile tax.

Received from Senate, 688.  
Adopted, 726.  
Passed, 726.  
Returned to Senate, 734.  
Returned to House, 763.  
Returned to Senate, 795.  
Signed by Speaker, 794.  
Sent to Senate, 795.

#### **Senate Concurrent Resolution "O"**

**Senate Concurrent Resolution "O".** A Concurrent Resolution authorizing and directing the legislative research committee to conduct a study of mental health problems in the state, with a view to introducing appropriate legislation.

Received from Senate, 500.  
Introduction, first reading, 526.  
Referred to Committee on Social Welfare.  
Reported back, (do pass), 730.  
Second reading, 828.  
Adopted, 829.  
To Senate, 871.  
Returned to House, 943.  
Signed by Speaker, 971.  
Sent to Senate, 974.

#### **Senate Concurrent Resolution "Q"**

**Senate Concurrent Resolution "Q".** A Concurrent Resolution memorializing the Congress of the United States to enact legislation granting death pensions to surviving widows and orphans of deceased World War II and Korean Conflict veterans, the same as death pensions granted to surviving World War I widows and orphans.

Received from Senate, 500.  
Introduction, first reading, 526.  
Referred to Committee on Veterans and Military Affairs.  
Reported back, (do pass), 925.  
Second reading, 965.  
Adopted, 965.  
To Senate, 999.

Returned to House, 1092.  
Signed by Speaker, 1174.  
Sent to Senate, 1175.

#### Senate Concurrent Resolution "S"

**Senate Concurrent Resolution "S".** A Concurrent Resolution urging the interstate commerce commission to investigate the use of lamps or reflectors as warning devices on railroad cars.

Received from Senate, 1173.  
Introduction, first reading, 1179.  
Adopted, 1179.  
Returned to Senate, 1181.  
Returned to House, 1227.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

#### Senate Concurrent Resolution "T"

**Senate Concurrent Resolution "T".** A Concurrent Resolution memorializing Congress to restrict the importation of crude oil.

Received from Senate, 688.  
Introduction, first reading, 726.  
Referred to Committee on Natural Resources.  
Reported back, (indefinitely postponed), 1036.  
Returned to Senate, (indefinitely postponed), 1089.

#### Senate Concurrent Resolution "U"

**Senate Concurrent Resolution "U".** A Concurrent Resolution authorizing and requesting the state board of higher education to provide for a study and analysis to determine the percentage distribution of consumers' money spent for goods derived from farm products.

Received from Senate, 727.  
Introduction, first reading, 742.  
Referred to Committee on State and Federal Government.  
Reported back, (indefinitely postponed), 833.  
To Senate, (indefinitely postponed), 872.

#### Senate Concurrent Resolution "V"

**Senate Concurrent Resolution "V".** A Concurrent Resolution memorializing Congress, the President, and the Secretary of Agriculture to take appropriate steps to correct unwarranted and unfair discrimination in respect to acreage allotments for hard spring wheat farmers in North Dakota.

Received from Senate, 1174.  
Introduction, first reading, 1180.  
Adopted, 1180.  
Returned to Senate, 1181.  
Returned to House, 1226.  
Signed by Speaker, 1249.  
Sent to Senate, 1250.

#### Senate Concurrent Resolution "W"

**Senate Concurrent Resolution "W".** A Concurrent Resolution for an amendment of paragraph 2 of section 203 of the

Constitution of the state of North Dakota, relating to state jurisdiction over lands of the United States and Indian lands.

Received from Senate, 1173.

Introduction, first reading, 1180.

Adopted, 1180.

Returned to Senate, 1181.

Returned to House, 1226.

Signed by Speaker, 1249.

Sent to Senate, 1250.

**Senate Concurrent Resolution "X"**

**Senate Concurrent Resolution "X".** A Concurrent Resolution memorializing the Congress of the United States to enact legislation which would create an agricultural rating for pilots engaged in the aerial application of agricultural chemicals.

Received from Senate, 1174.

Introduction, first reading, 1181.

Adopted, 1181.

Returned to Senate, 1181.

Returned to House, 1226.

Signed by Speaker, 1249.

Sent to Senate, 1250.