

STATE OF NORTH DAKOTA

---

**Journal of the Senate**

of the

**Thirty-fifth Session**

of the

**Legislative Assembly**

---

Begun and Held at the Capitol Building at Bismarck,  
January 8 to March 8, 1957, Inclusive

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CLYDE DUFFY

Devils Lake, North Dakota  
President of the Senate

VIC GILBREATH

Mott, North Dakota  
Secretary of the Senate



BISMARCK TRIBUNE

66250

## SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Grant Trenbeath	Neché
2.	Pt. Ward	Glenn R. Dolan	Kenmare
3.	Pt. Walsh	Mrs. Harry O'Brien	Park River
4.	Pt. Walsh	Clyde Kieley	Grafton
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	George Saumur	Grand Forks
7.	Pt. Grand Forks	George Longmire	Grand Forks
8.	Traill	Harvey B. Knudson	Mayville
9.	Pt. Cass	Lee F. Brooks	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	Alex Miller	Michigan
18.	Cavalier	O. S. Johnson	Langdon
19.	Rolette	Philip Berube	Belcourt
20.	Benson	John Leier	Esmond
21.	Ramsey	Ralph J. Erickstad	Devils Lake
22.	Towner	H. B. Baeverstad	Cando
23.	Stutsman	R. E. Meidinger	Jamestown
24.	LaMoure	Emil T. Nelson	Edgeley
25.	Dickey	C. G. Kee	Ellendale
26.	Emmons	Steve Thomas	Linton
27.	Burleigh	Guy Larson	Bismarck
28.	Bottineau	Duncan Fraser	Willow City
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	Aloys Wartner, Jr.	Harvey
34.	McHenry	Emil Torno	Towner
35.	Kidder-Sheridan	H. W. George	Steele
36.	McIntosh-Logan	Gail H. Hernet	Ashley
37.	Pt. Richland	Kenneth Morgan	Walcott
38.	Pt. Barnes	Selmer Gilbertson	Nome
39.	Billings-Bowman- Golden Valley and Slope	Leland Roen	Bowman
40.	Burke-Divide	Ralph Dewing	Columbus
41.	McKenzie	John O. Garaas	Watford City
42.	Pierce	Eugene Tuff	Barton
43.	Renville	Raymond G. Vendsel	Carpio
44.	Mountrail	Axel Olson	Parshall
45.	Williams	Frank A. Wenstrom	Williston
46.	McLean	Walter R. Fiedler	Ryder
47.	Grant-Sioux	Fred Krause, Jr.	Carson
48.	Mercer-Oliver and Dunn	John Kusler	Beulah
49.	Adams-Hettinger	Lloyd M. Erickson	Hettinger

# HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Albert J. Christopher	Pembina
		F. M. Einarson	Mountain
		Don Halcrow	Drayton
2.	Pt. Ward	Walter Dahlund	Kenmare
3.	Pt. Walsh	Isaac Isakson	Edinburg
		George R. Berntson	Edinburg
4.	Pt. Walsh	Wilfred Collette	Grafton
5.	Pt. Grand Forks	Howard Bye	Gilby
6.	Pt. Grand Forks	Kenneth C. Lowe	Grand Forks
7.	Pt. Grand Forks	Targie Trydahl	Thompson
8.	Traill	H. W. McInnes	Kelso
		Oscar J. Sorlie	Buxton
		Harvey G. Wambheim	Hatton
9.	Pt. Cass	C. Hilleboe	Fargo
		Jacque Stockman	Fargo
		Gordon S. Aamoth	Fargo
		Murray A. Baldwin	Fargo
		K. A. Fitch	Fargo
10.	Pt. Cass	A. J. Anderson	Fargo
		Carl G. Simenson	Kindred
11.	Pt. Cass	Russell Idso	Amenia
		Alex Watt	Leonard
12.	Pt. Richland	Vernon Anderson	Dwight
		A. B. Burvee	Fairmount
13.	Sargent	Chas. O. Dewey	Forman
		Roger T. Melroe	Gwinner
14.	Ransom	Lawrence Dick	Englevale
		Hjalmer C. Nygaard	Enderlin
15.	Pt. Barnes	Roland F. Harding	Valley City
16.	Griggs-Steele	Raymond Andre	Hope
		Kenneth Gronhovd	Hatton
		Gillman C. Olson	Cooperstown
17.	Nelson	Abraham Thal	Lakota
		Lester Larson	Brocket
18.	Cavalier	Harry G. Renfrow	Calvin
		Carl G. Tollefson	Osnabrock
		Dan Power	Langdon
19.	Rolette	Owen A. Solberg	Agate
		Gerhart Wilkie	Rolla
20.	Benson	C. H. Hofstrand	Leeds
		Willard A. Rice	Maddock
21.	Ramsey	Raymond Lee	Devils Lake
		Louis Leet	Webster
		Nels Overbo	Hampden
22.	Towner	Jack M. Currie	Cando
		Harry H. Heller	Calvin
23.	Stutsman	C. L. Lindberg	Jamestown
		John Neukircher	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

Dist.	County	Name	Address
27.	Burleigh	Fay Brown	Bismarck
		James W. Johnston	Bismarck
		R. W. Wheeler	Bismarck
28.	Bottineau	Martin E. Vinje	Bottineau
		Ingval Bjerkan	Lansford
		Oliver Magnuson	Souris
29.	Pt. Ward	Bert A. Balerud	Minot
		Brynhild Haugland	Minot
		Stanley Saugstad	Minot
		Bruce M. Van Sickle	Minot
30.	Morton	C. G. (Gus) Fristad	Mandan
		Carl O. Knudson	Almont
		Matt M. Schmidt	Flasher
31.	Stark	George Gress	Dickinson
		Norbert Muggli	Dickinson
		Albert Schmalenberger	Hebron
32.	Eddy-Foster	Kenneth L. Anderson	New Rockford
		Don Nicolson	Carrington
33.	Wells	Gorden Paulson	Harvey
		S. Bryce Streibel	Fessenden
34.	McHenry	Floyd E. Ettetstad	Drake
		Bencer N. Kjos	Drake
		Carl A. Miller	Towner
35.	Kidder-Sheridan	Gottlieb Frank	Kief
		Robert D. Mosal	Goodrich
36.	McIntosh-Logan	T. E. Schuler	Streeter
		Ben J. Wolf	Zeeland
		Eldon L. Goebel	Lehr
37.	Pt. Richland	Charles E. Herman	Wyndmere
		H. A. Petterson	Lidgerwood
38.	Pt. Barnes	Arthur C. Sortland	Litchville
39.	Billings-Bowman- Golden Valley and Slope	Don L. Short	Medora
		Roy M. Snow	Beach
		M. C. Tescher	Sentinel Butte
		Gunnar Gagnum	Bowbells
40.	Burke-Divide	R. H. Lynch	Fortuna
		Martin L. Olsen	Fortuna
		Arthur A. Link	Alexander
41.	McKenzie	Halvor Rolfsrud	Watford City
		Peter Hornstein	Rugby
42.	Pierce	Harold O. Ostrem	Rugby
		Orville P. Witteman	Mohall
43.	Renville	Orville P. Witteman	Mohall
44.	Mountrail	E. O. Sjaastad	Tagus
		Harold Skaar	New Town
45.	Williams	Lloyd Esterby	Appam
		Walter O. Burk	Williston
		Clarence Poling	Grenora
46.	McLean	Richard J. Thompson	Underwood
		Harry C. Scholl	Washburn
		Henry P. Mautz, Jr.	Garrison
47.	Grant-Sioux	Ralph Beede	Elgin
		Joseph Menz	Fort Yates
48.	Mercer-Oliver and Dunn	Walter Kitzmann	Hannover
		Clarence P. Loewen	Hazen
		Howard F. Doherty	Killdeer
49.	Adams-Hettinger	Herbert Halverson	Regent
		I. E. Bratcher	Mott

## OFFICERS AND EMPLOYEES

Clyde L. Duffy	Devils Lake	President
Emil Torno	Towner	President Pro Tem
Vic Gilbreath	Mott	Secretary of the Senate
Dagny Olson	Devils Lake	Desk Reporter
Oswald Kruisk	Rock Lake	Sergeant at Arms
Arthur A. Herk	Fingal	Assistant Sec'y. of Senate
Donna D. Murry	Bismarck	Secretary to Lt. Governor
Mrs. Marjorie E. Daner	Bismarck	Bill Clerk
Mrs. P. J. Curtis	Bismarck	Enr. & Engr. and Payroll
Mrs. Anton A. Knoll	Bismarck	Enrolling and Engrossing
Mrs. Marjorie Torkelson	Bismarck	Stenographer
Angeline M. Azar	Bismarck	Stenographer
Della Erickson	Bismarck	Calendar Clerk
Fred Lewis	Bimford	Messenger to the Governor
Elmer M. Sundlie	Forman	Chart Room
Emery J. Cote	Willow City	Chart Room
E. L. Christensen	Kensal	Chart Room
Mrs. Ella Steichen	Enderlin	Committee Clerk
Marvin M. Thompson	Fairmount	Committee Clerk
Judith Edwards Greenagel	Bismarck	Committee Clerk
Grace Kathleen Leifur	Bismarck	Committee Clerk
E. Wilson Willoughby	Grace City	Cloak Room Attendant
Mrs. Beryl I. Roberson	Bismarck	Telephone Attendant
Martin Kilwein	Dickinson	Bill Room Clerk
Edwin Fischer	Streeter	Bill Room Clerk
Embrick O. Haugen	Wheelock	Mailing Room Clerk
R. Bartsch	Esmond	Mailing Room Clerk
Albert Homelvig	Amidon	Doorkeeper
Iver Kval	Lisbon	Parking Lot Attendant
William A. Besant	Grand Forks	Supply Room Attendant
Oscar G. Olson	Milnor	Night Watchman
Mrs. Calvin R. Larson	Bismarck	Chief Page
Ronald O. Johnson	Pembina	Page
Edna Mae Leno	Bismarck	Page
Susan Jacobsen	Bismarck	Page
S. K. Haugsjaa	Pekin	Doorkeeper
Jacob Albrecht	Steele	Doorkeeper
John Lindemann	Golden Valley	Com. Room Attendant
Norin Korsmo	Northwood	Com. Room Attendant
Miss Effie Hamry	Bismarck	Postmistress
Dorothy M. Tighe	Bismarck	Stenographer
Christ Geier	Hazelton	Mailing Clerk
Melvin Forthun	Columbus	Mailing Clerk
Reuben Olson	Parshall	Messenger to the House
Joe Davis	Belcourt	Committee Room Attendant
Mrs. Mildred Klinger	Bismarck	Stenographer
Mrs. G. J. Steinert	Bismarck	Committee Clerk
Gus Wog	Belfield	Doorkeeper
Mrs. Marcia A. Steckman	Bismarck	Stenographer
George W. Harmon	Wing	Proofreader
Henry Lundene	Adams	Chief Proofreader
George Anderson	Wing	Proofreader
Allan B. Romsas	Fargo	Asst. Sergeant at Arms
Myrtle Steen	Bismarck	Appropriation Comm. Clk.
Robert H. Lundberg	Bismarck	Judiciary Committee Clerk
J. Phillip Schaeffer	Dickinson	Page
Miles Nelson	Rugby	Chief Mailing Clerk

## MEMBERS OF THE SENATE, 1957

Dist.	Name	Address	Business or Occupation	Marital Status	Member During Session of
	Lt. Gov. Clyde Duffy	Devils Lake	Lawyer	Married	
1	Grant Trenbeath	Neche	Farmer	Married	1957
2	Glenn R. Dolan	Kenmare	Dry Cleaner	Married	1955, 57
3	Mrs. Harry O'Brien	Park River	Newspaper Publisher	Married	1953, 55, 57
4	Clyde Kielely	Grafton	Electrical Contractor	Married	1955, 57
5	Oliver Bilden	Northwood	Drug Store Owner	Married	1937, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57
6	George Saumur	Grand Forks	Farmer	Married	1957
7	George Longmire	Grand Forks	Lawyer	Married	1957
8	Harvey B. Knudson	Mayville	Lawyer	Married	1951, 53, 55, 57
9	Lee F. Brooks	Fargo	Lawyer	Married	1957
10	John E. Yunker	Durbin	Farmer	Married	1955, 57
11	Harry W. Wadeson	Alice	Farmer	Married	1953, 55, 57
12	A. W. Luick	Fairmount	Farmer	Married	1951, 53, 55, 57
13	Gilman A. Klefstad	Forman	Farmer, Banker	Married	1953, 55, 57
14	Donald C. Holand	Lisbon	Lawyer	Married	1955, 57
15	P. L. Foss	Valley City	Druggist	Married	1941, 43, 45, 47, 49, 51, 53, 55, 57
16	L. A. Sayer	Cooperstown	Banking, Loans, Insurance	Married	1953, 55, 57
17	Alex Miller	Michigan	Farmer	Married	1957
18	O. S. Johnson	Langdon	Real Estate, Insurance	Married	1955, 57
19	Philip A. Berube	Belcourt	Farmer	Married	1953, 55, 57
20	John Leier	Esmond	Farmer	Married	1955, 57
21	Ralph J. Erickstad	Devils Lake	Lawyer	Married	1957
22	H. B. Baeverstad	Cando	Farm Manager	Married	1951, 53, 55, 57
23	R. E. Meidinger	Jamestown	Business	Married	1953, 55, 57
24	Emil T. Nelson	Edgeley	Farmer	Married	1955, 57
25	C. G. Kee	Ellendale	Implement Dealer	Married	1957

## MEMBERS OF THE SENATE, 1957 — (Continued)

Dist.	Name	Address	Business or Occupation	Marital Status	Member During Session of
26	Steve Thomas	Linton	Creamery Manager	Married	1951, 53, 55, 57
27	Guy Larson	Bismarck	Music Store Owner	Married	1957
28	Duncan Fraser	Willow City	Farmer	Married	1949, 51, 53, 55, 57
29	Ernest C. Livingston	Minot	Farmer	Married	1953, 55, 57
30	Richard E. Wolf	New Salem	Farmer, Contractor	Married	1947, 49, 55, 57
31	Amos Freed	Dickinson	Merchant	Married	1949, 51, 53, 55, 57
32	C. W. Schrock	New Rockford	Chiropractor	Married	1943, 45, 47, 49, 51, 53, 55, 57
33	Aloys Wartner, Jr.	Harvey	Lawyer	Married	1957
34	Emil Torno	Towner	County Judge, retired	Married	1947, 49, 51, 53, 55, 57
35	H. W. George	Steele	Banker, Rancher	Married	1957
36	Gail H. Hernetz	Ashley	Banker	Married	1955, 57
37	Kenneth Morgan	Walcott	Farmer	Married	1957
38	Selmer Gilbertson	Nome	Farmer	Married	1955, 57
39	Leland Roen	Bowman	Farmer	Married	1957
40	Ralph Dewing	Columbus	Farmer	Married	1951, 53, 55, 57
41	John O. Garaas	Watford City	Lawyer	Married	1957
42	Eugene Tuff	Barton	Farmer	Married	1955, 57
43	Raymond G Vendsel	Carpio	Farmer, Rancher	Married	1957
44	Axel Olson	Parshall	Farmer	Married	1937, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57
45	Frank Wenstrom	Williston	Banker	Married	1957
46	Walter R. Fiedler	Ryder	Farmer	Married	1955, 57
47	Fred Krause, Jr.	Carson	Retired Merchant	Single	1957
48	John Kusler	Beulah	Farmer	Married	1951, 53, 55, 57
49	Lloyd M. Erickson	Hettinger	Farmer	Single	1957

TUESDAY, JANUARY 8, 1957

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"Buy Dakota Maid Flour"

# Journal of the Senate



## Thirty-fifth Legislative Assembly

### FIRST DAY

Bismarck, January 8, 1957

At the hour of twelve o'clock noon of the eighth day of January 1957, according to the Constitution of the State of North Dakota, the Legislative Assembly of the State of North Dakota, the hold-over members and members elected to the Senate of the Thirty-fifth Legislative Assembly, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, were called to order by Edward Leno, Secretary of the Thirty-fourth Legislative Assembly of the State of North Dakota.

The following communication was received from the Secretary of State:

STATE OF NORTH DAKOTA  
Department of State  
Bismarck

January 8, 1957

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

Dear Sir:

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

Dist.	County	Name	Address
1.	Pembina.....	Grant Trenbeath.....	Neche
3.	Pt. Walsh.....	Mrs. Harry O'Brien.....	Park River
5.	Pt. Grand Forks.....	Oliver Bilden.....	Northwood
6.	Pt. Grand Forks.....	George Saumur.....	Grand Forks
7.	Pt. Grand Forks.....	George Longmire.....	Grand Forks
9.	Pt. Cass.....	Lee F. Brooks.....	Fargo
11.	Pt. Cass.....	Harry W. Wadeson.....	Alice
13.	Sargent.....	Gilman A. Klefstad.....	Forman
15.	Pt. Barnes.....	P. L. Foss.....	Valley City
17.	Nelson.....	Alex Miller.....	Michigan
19.	Rolette.....	Philip Berube.....	Belcourt
21.	Ramsey.....	Ralph J. Erickstad.....	Devils Lake
23.	Stutsman.....	R. E. Meidinger.....	Jamestown



Dist.	County	Name	Address
25.	Dickey.....	C. G. Kee.....	Ellendale
27.	Burleigh.....	Guy Larson.....	Bismarck
29.	Pt. Ward.....	Ernest C. Livingston.....	Minot
31.	Stark.....	Amos Freed.....	Dickinson
33.	Wells.....	Aloys Wartner, Jr.....	Harvey
35.	Kidder-Sheridan.....	H. W. George.....	Steele
37.	Pt. Richland.....	Kenneth Morgan.....	Walcott
39.	Billings-Bowman- Golden Valley and Slope.....	Leland Roen.....	Bowman
41.	McKenzie.....	John O. Garaas.....	Watford City
43.	Renville.....	Raymond G. Vendsel.....	Carpio
45.	Williams.....	Frank A. Wenstrom.....	Williston
47.	Grant-Sioux.....	Fred Krause, Jr.....	Carson
49.	Adams-Hettinger.....	Lloyd M. Erickson.....	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 8th day of January, A. D., 1957.

BEN MEIER  
Secretary of State for  
North Dakota

STATE OF NORTH DAKOTA  
Department of State

Bismarck, January 8, 1957

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

Dear Sir:

I hereby certify that the following is, according to the record of my office, a true and correct list of the names and addresses of the hold-over Senators, elected at the General Election in 1954, and duly qualified by the Thirty-fourth Legislative Assembly:

Dist.	County	Name	Address
2.	Pt. Ward.....	Glenn R. Dolan.....	Kenmare
4.	Pt. Walsh.....	Clyde Kieley.....	Grafton
8.	Traill.....	Harvey B. Knudson.....	Mayville
10.	Pt. Cass.....	John E. Yunker.....	Durbin
12.	Pt. Richland.....	A. W. Luick.....	Fairmount
14.	Ransom.....	Donald C. Holand.....	Lisbon
16.	Griggs-Steele.....	L. A. Sayer.....	Cooperstown
18.	Cavalier.....	O. S. Johnson.....	Langdon
20.	Benson.....	John Leier.....	Esmond
22.	Towner.....	H. B. Baeverstad.....	Cando
24.	LaMoure.....	Emil T. Nelson.....	Edgeley
26.	Emmons.....	Steve Thomas.....	Linton
28.	Bottineau.....	Duncan Fraser.....	Willow City
30.	Morton.....	Richard E. Wolf.....	New Salem
32.	Eddy-Foster.....	C. W. Schrock.....	New Rockford

Dist.	County	Name	Address
34.	McHenry.....	Emil Torno.....	Towner
36.	McIntosh-Logan.....	Gail H. Hernettt.....	Ashley
38.	Pt. Barnes.....	Selmer Gilbertson.....	Nome
40.	Burke-Divide.....	Ralph Dewing.....	Columbus
42.	Pierce.....	Eugene Tuff.....	Barton
44.	Mountrail.....	Axel Olson.....	Parshall
46.	McLean.....	Walter R. Fiedler.....	Ryder
48.	Mercer-Oliver and Dunn.....	John Kusler.....	Beulah

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 8th day of January, A. D., 1957.

**BEN MEIER**  
Secretary of State for  
North Dakota

Senator Luick moved that a committee of three be appointed by the Secretary to escort the Lieutenant Governor to the rostrum to be sworn in as President of the Senate, which motion prevailed.

The secretary appointed as such committee Senators Luick, Dewing and Livingston.

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

The secretary appointed as such committee Senators Tuff, Knudson and Holand.

Chief Justice Grimson then administered the oath of office to Lieutenant Governor Clyde Duffy, who thereupon took charge of the proceedings.

Chief Justice Grimson then administered the oath of office to 26 of the newly elected Senators, Senator Morgan being unable to take the oath at such time due to the fact that he was busy presiding at the opening of the House of Representatives, he having been Chief Clerk of the House during the Thirty-fourth Legislative Assembly.

Prayers by Chaplain A. E. Smith, St. George's Episcopal, Bismarck.

**ROLL CALL**

Those present were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff

Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker

Those absent were:

Morgan

Senator Sayer: Mr. President, I rise to a point of special privilege. I hold in my hand a gavel which is the property of and one of the most prized possessions of our former Lt. Governor C. P. Dahl. This gavel has been used by Lt. Gov. Dahl in presiding over five sessions of this Senate, and has been used to open every session since 1945.

It was loaned to the Honorable Ray Schnell at the opening of the 1951 session by Mr. Dahl when he was serving as a member of this body from the 16th District, which I now represent. I requested permission from the Honorable Mr. Dahl to bring this with me and present it to you Mr. President.

This gavel was made from wood used in the construction of our capitol building. It is engraved with the owner's name as well as the years in which he served our state, as Lt. Governor.

I am now presenting this to you Mr. President for your use until such time as it can be replaced by one of your own, at which time I wish to have it returned to me so I can return it to its owner, whom I trust we all honor as a great Republican and an outstanding presiding officer.

Mr. Dahl extends to you his greetings and congratulations Mr. President and his wish that your tenure of office will be a very happy and successful one, that you will receive the cooperation of all and harmony will prevail throughout the session.

Mr. President: I deeply appreciate receiving this and I trust that I may wield it with the same impartiality and same ability in active practice as it has been wielded during numerous sessions by Mr. Dahl. I am sure that all of us who have served in the Senate during the time he was presiding have a great respect for his knowledge of parliamentary law, and eminent fairness, and willingness to assist the newer members of the Senate, which I will not be able to do, but perhaps I will learn as they will before the end of the sixty days.

Senator Luick moved that the remarks of Senator Sayer and President Duffy be printed in the journal, which motion prevailed.

Senator Bilden moved that Vic Gilbreath of Hettinger County be elected Secretary of the Senate.

#### ROLL CALL

The question being on the selection of Vic Gilbreath as Secretary of the Senate, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson

Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker

Absent and not voting:  
Morgan

Vic Gilbreath was declared elected as Secretary of the Senate.

The Chief Justice then administered the oath of office to the Secretary of the Senate-elect.

Senator Leier moved that Dangy Olson of Ramsey County be elected as Desk Reporter.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Dagny Olson was declared elected as Desk Reporter.

The Chief Justice then administered the oath of office to the Desk Reporter-elect.

Senator Thomas moved that Oswald Kruisk of Towner County be elected Sergeant-At-Arms of the Senate.

#### ROLL CALL

The question being on the election of Oswald Kruisk as Sergeant-At-Arms of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson

Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Oswald Kruisk was declared elected as Sergeant-at-arms.

The Chief Justice then administered the oath of office to the Sergeant-at-arms.

The President announced that Senator Morgan, who was absent at the time of the administration of oaths, was now present, and Senator Morgan was asked to come forward and Chief Justice Grimson administered the oath of office to Senator Morgan.

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

The President appointed as such committee, Senators George, Meidinger and Foss.

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

The President appointed as such Committee Senators Klefstad, Wadeson and Schrock.

Senator Freed moved that the Rules of the Senate of the Thirty-fourth Legislative Assembly be adopted for the temporary rules of the Senate of the Thirty-fifth Legislative Assembly, with the exception that all standing committees except the Appropriations Committee be reduced by two in number, and with the further exception that Senate Rule number 31 be changed to conform with the changes proposed by the Legislative Research Committee.

Senate Rule No. 31 was read from the desk by the Secretary.

Proposed amendment for Senate Rule No. 31 and House Rule No. 32.

#### SENATE RULE NO. 31

“31. Form of Bills, Number of Copies.

Every bill, memorial or resolution, requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota, shall be in typewritten form and eight copies thereof shall be filed with the Secretary of the Senate. Each such bill, memorial or resolution shall have endorsed

thereon its title and the name of the member, or committee introducing the same. The enacting clause shall be as follows: 'Be it enacted by the Legislative Assembly of the State of North Dakota.' No bill shall embrace more than one subject, which shall be expressed in its title. If the bill amends a present statute, the portion thereof constituting the amendment or amendments shall be underscored. Any matter contained in the present statute but deleted in the proposed amended statute shall be contained in the typewritten bill but shall be set off from the remainder of the text by two or more parentheses at the beginning and end of such deleted matter. Where Legislative Research Committee sponsored bills do not use the above device of parentheses and underscoring, such bills must be accompanied by appropriate explanatory notations outlining the changes to be effected. The lines of the typewritten copies shall be numbered and such lines shall not exceed sixty-five spaces in length. One of such copies shall be delivered to the Chairman of the Committee to which the measure is referred, one copy to the Chairman of the Enrolled and Engrossed Bills Committee, one shall remain in the custody of the Secretary until otherwise directed by the Senate, one shall be delivered to the printer having the contract for the printing of bills, one shall be delivered to the printer having the contract for printing the Senate Journal for use in setting of bill title and three copies shall be available for newspaper representatives."

The question was on the motion of Senator Freed to adopt the Rules of the Senate of the Thirty-fourth Legislative Assembly for the temporary Rules of the Senate of the Thirty-fifth Legislative Assembly with the exceptions stated by Senator Freed, which motion prevailed.

Senator Klefstad reported that the Committee appointed to notify the House that the Senate was organized and ready to transact business, had completed their work and requested the discharge of the committee, which motion prevailed.

Senator George reported that the Committee appointed to notify the Governor that the Senate was organized and ready to receive messages, had completed their work and requested the discharge of the committee, which prevailed.

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

The President appointed Senators Foss, Leier, Hernett, Knudson, O'Brien and Dewing.

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

The President appointed Senators Dolan, Yunker and Nelson.

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

The President appointed as such committee Senators Sayer, Fraser and Kieley.

Senator Baeverstad moved that the President appoint a committee of three to act with a like committee from the House of Representatives for the purpose of arranging for a joint session of the houses, which motion prevailed.

The President appointed as such committee Senators Baeverstad, Leier and O'Brien.

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

The President appointed as such Committee Senators Wadson, Klefstad, Larson, Thomas and Berube.

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

The President appointed Senators Hernettt, O'Brien and Longmire.

Senator Meidinger moved that the President appoint a temporary committee of nine members on Rules of the Senate, this committee to be named by the President, which motion prevailed.

The President announced that he had not been provided with the names of the nine members to the Rules Committee and asked that he be given a little time to make the announcement, stating that the report would be made when the Senate convenes after recess tomorrow.

Senator Meidinger moved that a committee be appointed to arrange for a committee room at the Patterson Hotel, room 200 or whatever room they may enter a contract for for the Appropriations Committee.

The President announced that this matter of arranging for a committee room for the Appropriations Committee to be taken care of by the Committee appointed previously to arrange for committee rooms.

#### ROLL CALL

The question being on arranging for a Committee Room for the Appropriations Committee, the roll was called and there were ayes, 49; nays, 0; absent and not voting 0.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel

Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

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

The Senate reconvened at the expiration of the recess.

Senator Meidinger moved that a committee of two be appointed to serve as a committee to arrange for chaplain service.

#### ROLL CALL

The question being on a committee to arrange for chaplain service, the roll was called and there were ayes, 48; nays, 0; absent and not voting 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Saumur

So the motion was declared carried.

The President appointed as such Committee Senators Baeverstad and Dewing.

Senator Meidinger moved that the President appoint a committee of three to arrange for telephone service for the Senate.

#### ROLL CALL

The question being on the committee to arrange for telephone service, the roll was called and there were ayes, 48; nays, 0; absent and not voting 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen



Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Saumur

So the motion was declared carried.

The President appointed as such committee Senators Olson, Brooks and Tuff.

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

The President appointed as such committee Senators Freed, Krause and Bilden.

#### MESSAGE FROM THE HOUSE

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

Senator Meidinger moved that the next order of business be the election of President Pro Tem.

The President announced that nominations were in order for President Pro Tem.

Sen. Baeverstad: I would like to present to the Senate the name of a very fine Senator, a seat mate of mine for a number of sessions, like to present the name of Senator Torno.

Sen. Foss: I would like to make a few remarks in regard to my good friend, Mr. Torno. He has been a faithful worker and to the best of my knowledge a fine example of an American Citizen. It gives me the greatest pleasure to second the nomination of Senator Torno.

Sen. O'Brien: I would like to place in nomination for the office of President Pro Tem of the Senate the name of a man who is now in his fifth session here, and well respected by all of you, and who could do the job very well—like to place in nomination the name of Senator Duncan Fraser.

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

#### ROLL CALL

The question being on the election of President Pro Tem, the roll was called, and Torno received 34 votes; Fraser, 15 votes; absent and not voting, 0.

Those voting for Torno were:

Baeverstad	Kee	Morgan
Bilden	Kieley	Nelson

Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
George	Luick	Wenstrom
Hernett	Meidinger	
Holand	Miller	

Those voting for Fraser were:

Berube	Johnson	Torno
Dewing	Kusler	Tuff
Fiedler	O'Brien	Vendsel
Garaas	Olson	Wolf
Gilbertson	Schrock	Yunker

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

The President appointed Senator Baeverstad and Senator Fraser as a committee to escort Senator Torno to the rostrum.

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

Senator Torno was presented to the Senate and invited to address the Senate.

Senator Torno: I haven't got much to say except wish to thank you very kindly for the honor you have bestowed upon me, and I shall do the best I know how, and I hope that the Lieutenant Governor never vacates that chair. Thank you.

Senator Knudson moved that the remarks of Senator Torno be printed in the journal, which motion prevailed.

## REPORT OF COMMITTEE

January 8, 1957

The following announcement is made by the Committee on Joint Session:

No persons other than members of the Legislature and employees will be allowed on the House Floor during the Inaugural Ceremonies except those who have a yellow ticket signed by a member of the Legislature. Yellow tickets may be procured at the Clerk's desk in the House and at the Secretary's desk in the Senate.

There are also a small number of reserved seats in the balcony for legislator's wives. Admission will be by blue ticket and can be procured from the Chief Clerk of the House and at the Secretary's desk in the Senate.

There are only a limited number of tickets due to limited space. Members are asked to confine their requests to accommodations for their immediate families or close friends coming from out of town.

House members are asked to save room for the Senator from their respective district.

The regular courtesy tickets for legislators to provide for their friends will not be issued until after the Joint Session.

Senator H. B. Baeverstad  
Chairman

FIRST READING OF SENATE RESOLUTION

Senators Baeverstad, Leier and O'Brien introduced:

SENATE CONCURRENT RESOLUTION "A"

Introduced by Senators Baeverstad, Leier, and O'Brien.

A concurrent resolution authorizing the broadcasting and telecasting of the joint legislative session for the inauguration of state officials.

- 1 WHEREAS, the House of Representatives and the  
1a Senate  
2 of the State of North Dakota will meet in joint session on  
3 Wednesday, January 9, 1957, for the inauguration of state  
4 officials; and  
5 WHEREAS, such joint session and inauguration is of  
6 great interest to the citizens of the State of North  
6a Dakota;  
7 NOW, THEREFORE, BE IT RESOLVED BY THE  
7a SENATE OF THE  
8 STATE OF NORTH DAKOTA, THE HOUSE OF  
8a REPRESENTATIVES  
9 CONCURRING THEREIN:  
10 That the committee on arrangements for such joint  
11 session and inauguration is hereby authorized to permit  
12 the broadcasting and telecasting of the joint session and  
13 inauguration under such limitations or conditions as it  
14 may deem necessary and desirable.

Which resolution was adopted.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "A"

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

VIC GILBREATH, Secretary.

Mr. President: I want to call the attention of the Senate to the fact that a notice of contest has been filed with the Secretary of State and by him transmitted to the President of the Senate. The contest is by John Coghlan of Rolla against Senator Berube of Rolette County, and accompanying the notice of contest are certain affidavits with reference to the irregularities charged in connection with the election. I might say that I find from looking over the precedents of the Senate and from reading the books on legislative procedure that the customary method in the past seems to be to have the matter referred to the Election Committee, which Election Committee has now been eliminated from the committees of the Senate, or to appoint a special committee to make the investigation with reference to the contest and to report back

for final action by the members of the Senate. What is the pleasure of the Senate with reference to the contest?"

Senator Meidinger moved that the President appoint a committee of five to determine the procedure with respect to the election contest and to submit to the Senate such resolution or other proceedings as they may deem necessary and proper, which motion carried.

The President appointed as such committee Senators Dolan, Erickstad, Wartner, Yunker and Garaas.

Senator Meidinger moved that the Senate recess until 1:00 p.m., January 9, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

## FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 9, 1957

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

## REPORTS OF SELECT COMMITTEES

Senator Wadeson: The Employment Committee recommends the following employees:

Arthur A. Herk.....	Assistant Secretary of Senate
Donna D. Murry.....	Secretary to Lieutenant Governor
Mrs. Marjorie E. Daner.....	Bill Clerk
Mrs. P. J. Curtis.....	Enrolling and Engrossing and Payroll
Mrs. Anton A. Knoll.....	Enrolling and Engrossing
Mrs. Marjorie Torkelson.....	Stenographer
Angeline M. Azar.....	Stenographer
Della Erickson.....	Calendar Clerk
Fred Lewis.....	Messenger to the Governor
Elmer M. Sundlie.....	Chart Room
Emery J. Cote.....	Chart Room
E. L. Christensen.....	Chart Room
Mrs. Ella Steichen.....	Committee Clerk
Marvin M. Thompson.....	Committee Clerk
Judith Edwards Greenagel.....	Committee Clerk
Grace Kathleen Leifur.....	Committee Clerk
E. Wilson Willoughby.....	Cloak Room Attendant
Mrs. Buryl I. Roberson.....	Telephone Attendant
Martin Kilwein.....	Bill Room Clerk
Edwin Fischer.....	Bill Room Clerk
Embrick O. Hougen.....	Mailing Room Clerk
Iver Kval.....	Parking Lot Attendant
William A. Besant.....	Supply Room Attendant
Oscar G. Olson.....	Night Watchman
Mrs. Calvin R. Larson.....	Chief Page
Ronald O. Johnson.....	Page
Edna Mae Leno.....	Page
Susan Jacobson.....	Page
S. K. Haugsjaa.....	Doorkeeper
Jacob Albrecht.....	Doorkeeper
Miss Effie Hamry.....	Postmistress
Dorothy M. Tighe.....	Stenographer

Senator Wadeson moved that the report be adopted.

## ROLL CALL

The question being on the selection of employees, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Gilbertson      Vendsel

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

Senator Sayer: Your committee on committee rooms report that arrangements have been made for Room 200 at the Patterson Hotel for the session, and that the charge will be the same as it was in previous sessions.

Senator Sayer moved that the report be adopted.

## ROLL CALL

The question being on adoption of the report of the Committee on Committee Rooms in regard to Room 200 at the Patterson Hotel for the Appropriations Committee, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

So the motion of Senator Sayer prevailed and the report was declared adopted.

Mr. President: Your Committee to whom was referred the question of telephone installations has had the same under consideration and recommends that the telephone installation be the same as in the Thirty-fourth Legislative Assembly.

Senator Olson moved that the report be adopted.

#### ROLL CALL

The question being on the adoption of the report of the Committee on Telephone service for the Senate, the roll was called and there were: ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

So the motion of Senator Olson prevailed and the report was declared adopted.

Senator Dolan: Your Committee on Election Contest reports that said committee has met and the findings of said committee will be submitted to the Senate in the form of Senate Resolution No. 1.

#### FIRST READING OF SENATE RESOLUTION

##### SENATE RESOLUTION No. 1

Introduced by Senators Dolan, Erickstad, Wartner, Garaas, and Yunker

A resolution relating to the election contest in the 19th Legislative District.

1 WHEREAS, John Coghlan of Rolette County has filed  
 2 with the Secretary of State a notice of contest of election  
 3 of Philip Berube of the 19th Legislative District; and  
 4 WHEREAS, such notice of contest of election has been  
 5 forwarded to the Senate, and the Senate, pursuant  
 5a thereto  
 6 has appointed a special committee upon procedure to  
 6a make  
 7 recommendations in regard to the investigation and the  
 8 procedure to be followed in relation to investigating the  
 9 charges contained in such notice of contest; and  
 10 WHEREAS, the charges contained in said notice of  
 11 contest should be investigated by the Senate;  
 12 NOW, THEREFORE, BE IT RESOLVED BY THE  
 13 SENATE OF THE THIRTY-FIFTH LEGISLATIVE  
 13a ASSEMBLY:

14 That the President of the Senate appoint a special  
 15 Senate Election Committee of five members for the  
 15a purpose  
 16 of conducting an investigation into the charges  
 16a contained  
 17 in the said notice of contest of election by the said  
 18 John Coghlan;  
 19 BE IT FURTHER RESOLVED that such committee  
 19a shall  
 20 have all power and authority necessary to investigate  
 21 the charges contained in such notice of contest, which  
 22 shall specifically include the following powers and  
 22a authority:

- 23 1. Authority to subpoena witnesses;
- 24 2. Subpoena public and private records;
- 25 3. To administer oaths or affirmations to all  
 26 witnesses;
- 27 4. To apply to the Senate for the punishment of any  
 28 witnesses for contempt or for any disobedience of a  
 29 subpoena, a refusal to be sworn, or to answer as a  
 30 witness;
- 31 5. To reduce the testimony to writing as the  
 31a committee  
 32 deems it advisable;
- 33 6. To conduct such hearing at such place or places as  
 34 the committee may deem necessary or convenient;
- 35 7. That the committee be authorized to employ such  
 36 personnel or other assistance as they may deem  
 37 necessary;

38 BE IT FURTHER RESOLVED that the expenses of  
 38a such  
 39 investigation as are authorized by the committee be paid  
 40 from legislative funds, including subpoena fees and the  
 41 mileage and fees of subpoenaed witnesses at the rates  
 42 provided for witnesses of the district courts.

Senator Dolan moved the adoption of Senate Resolution No. 1.

ROLL CALL

The question being on the motion of Senator Dolan to adopt Senate Resolution No. 1, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	



Absent and not voting:

Gilbertson

Passed:

Berube

So the resolution was declared adopted.

Senator Meidinger moved that Senate Resolution No. 1 be printed in the Journal, which motion prevailed.

The president announced that pursuant to Senate Resolution No. 1 relating to the election contest the same committee that was appointed for the purpose of preparing the resolution and procedure will conduct the hearing, to-wit: Senators Dolan, Erickstad, Wartner, Garaas and Yunker.

The President announced that the Committee on Rules would be as follows: Senators Meidinger, chairman; Dewing, vice chairman; Knudson, Holand, Garaas, O'Brien, Brooks, Freed and Klefstad.

#### MOTIONS

Senator Leier moved that the courtesy of the floor be extended to the wives of the Senators, which motion prevailed, and the President announced that the wives of the Senators would be welcomed to the Senate chambers.

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

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

VIC GILBREATH, Secretary.

#### SECOND DAY

Bismarck, January 9, 1957

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

Prayer by Chaplain A. E. Smith, St. George's Episcopal, Bismarck.

Roll Call: All Senators present except Senators Freed, Gilbertson, Hernet, Kee, Knudson, Larson, Nelson, Roen, Saumur, Wolf and Yunker.

The President declared a quorum present.

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

Page 3, line 33 strike out the words "C. P. Dahl" and insert in lieu thereof the words "Clyde Duffy".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be approved, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 9, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "A"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

WEDNESDAY, JANUARY 9, 1957

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A committee from the House was received and announcement was made that the House was ready to receive the Senate in joint session.

Senator Meidinger moved that the Senate do now recess until 1:00 p.m., January 10, 1957, which motion prevailed.  
VIC GILBREATH, Secretary.

## SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 10, 1957

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

## COMMUNICATIONS

A communication was presented from Gordon Caldis, President of the Grand Forks Chamber of Commerce inviting the Members of the Senate to visit Grand Forks on January 18 and 19 to acquaint the Senate with the growth of the community of Grand Forks.

Senator Saumur announced that arrangements had been made to route the buses through Devils Lake in order that anyone who wished to visit the Inventors' Convention might do so.

Senator Trenbeath: I rise to a point of personal privilege. At this time I would like to thank all the members of the Senate for the courtesies and special privileges they have extended to me. I think that I can get along on my own now and I think that such courtesies should cease. Thank you.

## MOTIONS

Senator Wadeson moved that the names of Nick Neisch, Sr., John Lindemann, R. Bartsch, and Norin Korsmo be stricken from the report of the employment committee as printed in the Journal of the First Day after recess and the Second Day as these employees were not present and the oath of office was not administered to these employees. This action is necessary as the salary of all employees commences as of the date of the administration of the oath of office. When these employees arrive our committee will submit their names for the approval of the Senate at a later time, which motion prevailed.

The President announced that the Senate would be at ease until the call of the chair.

The Senate was called to order by the President.

## REPORT OF SELECT COMMITTEE

Senator Wadeson: The Employment Committee recommends the following employees:

Christ Geier .....	Mailing Clerk
Melvin Forthun .....	Mailing Clerk
Reuben L. Olson .....	Messenger to the House
Joe Davis .....	Committee Room Attendant
John Lindemann .....	Committee Room Attendant

Norin Korsmo ..... Committee Room Attendant  
 Mrs. Mildred M. Klinger ..... Stenographer  
 Mrs. G. J. Steinert ..... Committee Clerk  
 Gus Wog ..... Doorkeeper  
 Mrs. Marcia A. Steckman ..... Stenographer  
 George W. Harmon ..... Proofreader  
 George Anderson ..... Proofreader  
 Romaldus Bartsch ..... Mailing Room

Senator Wadson moved that the report be adopted.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kieley	Olson
Bilden	Klefstad	Saumur
Brooks	Knudson	Sayer
Dewing	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

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

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

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

VIC GILBREATH, Secretary

THIRD DAY

Bismarck, January 10, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Roy E. Wiegand, First Baptist Church, Bismarck.

Roll Call: All Senators present except Senators Kee and Larson.

The President declared a quorum present.

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

On page 18, line 5, correct the spelling of the word "the".

On page 19, line 30, delete the figure "1:00" and insert in lieu thereof the figure "2:00".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

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

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

VIC GILBREATH, Secretary.

## FOURTH DAY

Bismarck, January 11, 1957

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

Prayer by Chaplain Rev. Roy E. Wiegand, First Baptist Church, Bismarck.

Roll call: All Senators present except Senators Berube, Brooks, Fiedler, Fraser, Freed, Gilbertson, Kee, Kieley, Klefstad, Kusler, Livingston, Longmire, Luick, Nelson, O'Brien, Schrock, Thomas, Tuff, Vendsel.

The President declared a quorum present.

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

GLENN R. DOLAN, Chairman.

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

## REPORTS OF SELECT COMMITTEE

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

## SCHEDULE FOR CHAPLAINCY

Thirty-fifth Legislative Assembly

State of North Dakota

January 8 to March 8, 1957

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

SENATE	DATE
A. E. Smith, (CA3-1136).....	Jan. 8, 9
St. Geo. Episcopal, Bismarck	
Roy E. Wiegand, (CA3-2921).....	Jan. 10, 11
1st Baptist, Bismarck	
James P. Martin, (CA3-6489).....	Jan. 12, 13
1st Presbyterian, Bismarck	

Carsten F. Brien, (2683).....	Jan. 14, 15
1st Lutheran, Mandan	
F. V. Tannehill, (CA3-1975).....	Jan. 16, 17
McCabe Methodist, Bismarck	
Magnus P. Lutness, (CA3-3560).....	Jan. 18, 19
Trinity Lutheran, Bismarck	
Kenneth E. Olson, (CA3-2599).....	Jan. 20, 21
Assemblies of God, Bismarck	
A. J. Galowitch, (657).....	Jan. 22, 23
St. Joseph's, Mandan	
John E. Grygo, (CA3-8361).....	Jan. 24, 25
Bismarck Baptist, Bismarck	
G. Schmaidt, (CA3-4600).....	Jan. 26, 27
American Lutheran, Bismarck	
Glenn Field, (CA3-4733).....	Jan. 28, 29
1st Southern Baptist, Bismarck	
Lt. Spicer, (2271).....	Jan. 30, 31
Salvation Army, Mandan	
William F. Garvin, (CA3-1033).....	Feb. 1, 2
Cathedral, Bismarck	
E. S. Hedgebeth, (CA3-7135).....	Feb. 3, 4
Congre.-Christian, Bismarck	
Warren K. Johnson, (CA3-9446).....	Feb. 5, 6
1st Lutheran, Bismarck	
Earl O. Grunstead, (3350).....	Feb. 7, 8
Burns Methodist, Mandan	
Robert H. Feind, (CA3-4401).....	Feb. 9, 10
Evangelical U. B., Bismarck	
John Heidinger, (8631).....	Feb. 11, 12
Messiah Lutheran, Mandan	
Harold F. Hofstad, (CA3-8099).....	Feb. 13, 14
Lutheran, of the Cross, Bismarck	
Harold Bauman, (3759).....	Feb. 15, 16
Assemblies of God, Mandan	
Paul F. Keil, (CA3-8541).....	Feb. 17, 18
Church of God, Bismarck	
Robert Feehan, (CA3-5562).....	Feb. 19, 20
St. Mary's, Bismarck	
Norman E. Brauer, (CA3-8286).....	Feb. 21, 22
Zion Lutheran, Bismarck	
Robert H. Strutz, (3421).....	Feb. 23, 24
Evangelical U. B., Mandan	
R. J. Sausoman, (CA3-9008).....	Feb. 25, 26
Wesleyan Methodist, Bismarck	
Capt. H. Armitage, (CA3-1885).....	Feb. 27, 28
Salvation Army, Bismarck	
Marvin H. Olson, (CA3-2202).....	March 1, 2
House of Prayer, Lutheran, Bismarck	
John G. Holton, (8466).....	March 3, 4
Christ's Episcopal, Mandan	
Edward R. Kimball, (CA3-6271).....	March 5, 6
1st Evangelical Free, Bismarck	
Gordon Sandau, (8368).....	March 7, 8
Mandan Baptist, Mandan	

**INSTRUCTIONS:**

It is understood that each chaplain will present himself to the presiding officer a few minutes before 2:00 p. m. He will hand the Lt. Governor or the Speaker of the House, his card, or slip of paper with his name and the name of his congregation, listed.

Please give only a prayer. Do not take a guest minister, or special music. Our place is to offer an invocation.

If you cannot be present on the days assigned to you, then **IT IS UP TO YOU** to trade with some other man on the list. Do not ask an outside minister to come in and take your place. **AND DO NOT FAIL** to be present. This is an important job.

**FRANCIS V. TANNEHILL**, Chairman.

James P. Martin, Magnus P. Lutness

Warren Johnson

Senator Baeverstad moved that the report adopted.

**ROLL CALL**

The question being on selection of Chaplains for the Session, the roll was called and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Bilden	Knudson	Saumur
Dewing	Krause	Sayer
Dolan	Larson	Torno
Erickson	Leier	Trenbeath
Erickstad	Longmire	Wadeson
Foss	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Olson	Yunker
Holand		

Absent and not voting:

Berube	Kee	Nelson
Brooks	Kieley	O'Brien
Fiedler	Klefstad	Schrock
Fraser	Kusler	Thomas
Freed	Luick	Tuff
Gilbertson	Livingston	Vendsel

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

Mr. President: Your Committee on Committees recommend that the following standing committees be appointed to serve in the 35th Legislative Assembly.

**COMMITTEE ON AGRICULTURE (13)**—Wadeson, Chairman; Fraser, Vice Chairman; Baeverstad, Berube, Erickson, Gilbertson, Kusler, Livingston, Luick, Morgan, Nelson, Roen, Tuff.

**COMMITTEE ON APPROPRIATIONS (17)**—Foss, Chairman; Luick, Vice Chairman; Dewing, Erickstad, Fiedler, Freed, Johnson, Kee, Keiley, Knudson, Leier, Livingston, Olson, Saumur, Vendsel, Wadeson, Wolf.

**COMMITTEE ON EDUCATION (13)**—Sayer, Chairman; Dolan, Vice Chairman; Berube, Bilden, Fraser, Holand, Keiley, Kusler, Larson, Meidinger, O'Brien, Schrock, Trenbeath.



COMMITTEE ON FINANCE & TAXATION (13)—Bae-verstad, Chairman; Hernet, Vice Chairman; Dewing, Dolan, George, Johnson, Krause, Larson, Olson, Schrock, Wolf, Foss, Wenstrom.

COMMITTEE ON JUDICIARY (13)—Knudson, Chairman; Holand, Vice Chairman; Brooks, Erickstad, Freed, Garaas, Klefstad, Longmire, Meidinger, O'Brien, Thomas, Wartner, Yunker.

COMMITTEE ON STATE & FEDERAL GOVERNMENT (13)—Hernet, Chairman; Leier, Vice Chairman; Brooks, Saumur, Garaas, Gilbertson, Longmire, Miller, Sayer, Tuff, Yunker, Wartner, Thomas.

COMMITTEE ON GENERAL AFFAIRS (11)—Livingston, Chairman; Bae-verstad, Vice Chairman; Berube, Fraser, Gilbertson, Krause, Miller, Morgan, Saumur, Tuff, Thomas.

COMMITTEE ON INDUSTRY & BUSINESS (11)—Freed, Chairman; Klefstad, Vice Chairman; Berube, George, Hernet, Kee, Kruase, Kusler, Meidinger, Sayer Trenbeath.

COMMITTEE ON LABOR RELATIONS (11) —Thomas, Chairman; Livingston, Vice Chairman; Kieley, Vendsel, Fiedler, Foss, Holand, Longmire, Luick, Wolf, Brooks.

COMMITTEE ON NATURAL RESOURCES (11) — Leier, Chairman; Dolan, Vice Chairman; Erickson, Fraser, Krause, Longmire, O'Brien, Trenbeath, Wenstrom, Yunker, Wartner.

COMMITTEE ON POLITICAL SUBDIVISIONS (11)—Klefstad, Chairman; Wolf, Vice Chairman; Brooks, Dolan, Erickstad, Garaas, George, Holand, Knudson, Schrock, Tuff.

COMMITTEE ON SOCIAL WELFARE (11)—Bilden, Chairman; O'Brien, Vice Chairman; Fiedler, Larson, Miller, Nelson, Roen, Schrock, Sayer, Thomas, Torno.

COMMITTEE ON TRANSPORTATION (11)—Luick, Chairman; Freed, Vice Chairman; Bae-verstad, Dewing, Johnson, Leier, Nelson, Olson, Roen, Wadeson, Hernet.

COMMITTEE ON VETERANS AND MILITARY AFFAIRS (11)—Nelson, Chairman; Torno, Vice Chairman; Bilden, Dewing, Erickson, Fiedler, Morgan, Kee, Vendsel, Wartner, Erickstad.

COMMITTEE ON DELAYED BILLS (5)—Holand, Chairman; Meidinger, Kusler, Dewing, Saumur.

COMMITTEE ON REVISION & CORRECTION OF JOURNAL (3)—Dolan, Chairman; Nelson, Yunker.

COMMITTEE ON RULES (9) — Meidinger, Chairman; Dewing, Vice Chairman; Knudson, Holand, Johnson, Olson, Brooks, Freed, Klefstad.

COMMITTEE ON EMPLOYMENT (5)—Wadeson, Chairman; Berube, Klefstad, Larson, Thomas.

COMMITTEE ON ENROLLING AND ENROSSING (5) —Kieley, Chairman; Torno, O'Brien, Bilden, Gilbertson.

COMMITTEE ON MILEAGE AND PER DIEM (3)—Freed, Chairman; Bilden, Krause.

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

## FIRST READING OF SENATE BILLS

The Committee on Appropriations introduced:

**Senate Bill No. 1.** 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:

**Senate Bill No. 2.** A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapter 306 of the 1955 Session Laws pertaining to social security coverage of public employees.

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

The Committee on Appropriations introduced:

**Senate Bill No. 3.** A Bill for an Act making an appropriation 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:

**Senate Bill No. 4.** 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:

**Senate Bill No. 5.** 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:

**Senate Bill No. 6.** 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:

**Senate Bill No. 7.** 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.

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

The Committee on Appropriations introduced:

**Senate Bill No. 8.** A Bill for an Act making an appropriation 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.

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

The Committee on Appropriations introduced:

**Senate Bill No. 9.** A Bill for an Act making an appropriation for the 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:

**Senate Bill No. 10.** 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:

**Senate Bill No. 11.** A Bill for an Act making an appropriation of 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:

**Senate Bill No. 12.** 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:

**Senate Bill No. 13.** 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:

**Senate Bill No. 14.** 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:

**Senate Bill No. 15.** A Bill for an Act making an appropriation for inquest and burial of penal inmates, and action to release insane.

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

The Committee on Appropriations introduced:

**Senate Bill No. 16.** A Bill for an Act making an appropriation for salaries, 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:

**Senate Bill No. 17.** A Bill for an Act making an appropriation for the use of the North Dakota Research Foundation.

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

The Committee on Appropriations introduced:

**Senate Bill No 18.** 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:

**Senate Bill No. 19.** 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; planning and surveying projects; expenses of state compacts; and for organizing water conservation and irrigation districts for conservation and development.

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

The Committee on Appropriations introduced:

**Senate Bill No. 20.** A Bill for an Act making an appropriation for 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:

**Senate Bill No. 21.** 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:

**Senate Bill No. 22.** 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 person, 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:

**Senate Bill No. 23.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 54-36 of the 1953 Supplement to the North Dakota Revised Code of 1943, and for a study of the feasibility of establishing additional manufacturing enterprises adjacent to Indian Reservations.

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

The Committee on Appropriations introduced:

**Senate Bill No. 24.** A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its subdivisions, of the State of North Dakota, designating and appropriating the funds from which paid; providing for the payment of said collection into the Special Fund in the State Treasury; providing for the repeal of acts.

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

The Committee on Appropriations introduced:

**Senate Bill No. 25.** A Bill for an Act making an appropriation for the purpose of 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:

**Senate Bill No. 26.** 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:

**Senate Bill No. 27.** A Bill for an Act making an appropriation out of 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:

**Senate Bill No. 28.** A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmens' Compensation Bureau.

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

The Committee on Appropriations introduced:

**Senate Bill No. 29.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

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

The Committee on Appropriations introduced:

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

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

The Committee on Appropriations introduced:

**Senate Bill No. 31.** A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

The Committee on Appropriations introduced:

**Senate Bill No. 32.** A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing.

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

The Legislative Research Committee introduced:

**Senate Bill No. 33.** A Bill for an Act to amend and reenact section 46-0305 of the North Dakota Revised Code of 1943 as amended, relating to printing of bills and resolutions.

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

The Legislative Research Committee introduced:

**Senate Bill No. 34.** A Bill for an Act relating to estrays and to amend and reenact chapter 36-13, sections 35-2316 and 58-1304 of the North Dakota Revised Code of 1943, and to repeal sections 36-2201, 36-2204, 36-2205, 36-2206, 36-2207 and 36-2208 of the 1953 Supplement thereto, and providing a penalty.

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

The Legislative Research Committee introduced:

**Senate Bill No. 35.** A Bill for an Act to repeal chapter 17-02 of the North Dakota Revised Code of 1943, relating to fences in stock districts.

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

The Legislative Research Committee introduced:

**Senate Bill No. 36.** A Bill for an Act to amend and reenact sections 60-0301, 60-0303 and 60-0304 of the North Dakota Revised Code of 1943, relating to roving grain buyers.

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

The Legislative Research Committee introduced:

**Senate Bill No. 37.** 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 labora-

tories department; amending and reenacting sections 53-0406, 53-0604, and 53-0605 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 sections 53-0601, 53-0602, 53-0603, 53-0606, 53-0607, 53-0608, 53-0609, 53-0610 and 53-0611 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:

**Senate Bill No. 38.** A Bill for an Act to amend and reenact section 23-0911 of the North Dakota Revised Code of 1943, relating to the inspection of hotels, lodgingshouses, restaurants, and boarding houses.

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

The Legislative Research Committee introduced:

**Senate Bill No. 39.** A Bill for an Act to amend and reenact sections 36-0403, 36-0404, 36-0409, 36-0410, 36-0411, 36-0412, 36-0413, 36-0414, 36-0415, 36-0416, 36-0417, 36-0418, 36-0419, and 36-0420 of the North Dakota Revised Code of 1943, and sections 36-0405, 36-0406, and 36-0407 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 36-0401 of the North Dakota Revised Code of 1943 as amended by chapter 223 of the North Dakota Session Laws of 1955, relating to livestock dealers.

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

The Legislative Research Committee introduced:

**Senate Bill No. 40.** A Bill for an Act to amend and reenact section 49-1845 of the North Dakota Revised Code of 1943 relating to the enforcement of motor carrier laws, and making an appropriation.

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

The Legislative Research Committee introduced:

**Senate Bill No. 41.** A Bill for an Act transferring the weight enforcement functions of the state highway department to the highway patrol, providing for capital expenditures, waiver of age, and physical standards of patrolmen, training courses, federal social security, and providing for the effective date of this Act.

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

The Legislative Research Committee introduced:

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

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

The Legislative Research Committee introduced:

**Senate Bill No. 43.** A Bill for an Act providing for the appointment and removal of inspectors of the state laboratories department, and for an appropriation to the state laboratories department.

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

Senator Meidinger moved that the Senate do now recess until 1:45 p. m. January 12, 1957, which motion prevailed.

VIC GILBREATH, Secretary.



## FOURTH DAY AFTER RECESS

Bismarck, January 12, 1957

The Senate convened at 1:45 p.m., pursuant to recess taken, the President presiding.

## FIRST READING OF SENATE BILL

Senator Leier introduced:

**Senate Bill No. 46.** A Bill for an Act authorizing the transfer of certain property, in trust, to the county as a condition of general aid from the county poor relief fund, providing for the statute of limitations as it applies to certain claims of the state of North Dakota, and to repeal section 50-0103 of the North Dakota Revised Code of 1943.

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

## COMMUNICATIONS

A communication was presented from the Joint Legislative Committee of Baton Rouge, Louisiana, enclosing a Resolution of Interposition, which resolution was unanimously adopted by the Legislature of Louisiana relative to segregation, which communication was referred to the Committee on Judiciary.

## MOTIONS

Senator Dewing moved that the Senate do now recess until the call of the chair, which motion prevailed.

VIC GILBREATH, Secretary.

FOURTH DAY AFTER RECESS, FIFTH DAY  
AND SEVENTH DAY

Bismarck, January 14, 1957

The Senate convened at 1:00 p. m. at the call of the chair, the President presiding.

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

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

VIC GILBREATH, Secretary.

FIFTH DAY

Bismarck, January 14, 1957

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

Prayers by Chaplain Rev. James P. Martin, 1st Presbyterian Church, Bismarck.

Roll Call: All Senators present except Senators Fraser, Holand, Roen, Sayer, Tuff and Vendsel.

A quorum was declared by the President.

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

On page 25, line 17, correct the spelling of the word "Journal".

On page 25, line 26, correct the spelling of the word "Ministerial".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

COMMUNICATIONS

A resolution was presented from the Board of Education at Fargo, North Dakota, relative to salaries of faculty members at institutions of higher learning, which communication was referred to the Committee on Education.

A resolution was presented from the General Drivers Union Local No. 123 relative to additional tax on trucks,

which communication was referred to the Committee on Transportation.

#### FIRST READING OF SENATE RESOLUTION

Senators Baeverstad and Dewing introduced:

**Senate Resolution No. 2.** A resolution relating to chaplain service.

Was read the first time.

Senator Baeverstad moved that the rules be suspended and that Senate Resolution No. 2 be printed in the journal, and placed on second reading and final passage.

#### SENATE RESOLUTION No. 2

Introduced by Senators Baeverstad and Dewing.

A resolution relating to chaplain service.

**BE IT RESOLVED BY THE SENATE OF THE THIRTY-FIFTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

- 1 The scedule of chaplaincy for the senate of the
- 2 thirty-fifth legislative assembly as set forth in the
- 3 journal of the senate on pages 25 and 26 is agreed to
- 4 and the employment of chaplains in accordance with such
- 5 schedule at six dollars per diem, to be paid as legisla-
- 6 tive expense, is hereby authorized.

Senate Resolution No. 2 was read the second time.

**Senate Resolution No. 2.** A resolution relating to chaplain service.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Bilden	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Fraser	Sayer	Vendsel
Holand	Tuff	

So the resolution was declared adopted.

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

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

VIC GILBREATH, Secretary.

SEVENTH DAY

Bismarck, January 14, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Carsten F. Brien, 1st Lutheran Church, Mandan.

Roll call: All Senators present except Senators Fraser, Holand, Sayer, Tuff and Vendsel.

A quorum was declared by the President.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fourth Day after recess and find the same correct.

GLENN R. DOLAN, Chairman.

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

FIRST READING OF SENATE BILLS

Senators Leier and Baeverstad introduced:

Senate Bill No. 47. A Bill for an Act to amend and reenact section 16-0415 and 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to primary election ballots and precinct committeemen, and to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 160 of the 1955 Session Laws, relating to precinct committeemen ballot.

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

Senator Leier introduced:

Senate Bill No. 48. A Bill for an Act relating to interest, charges, and insurance on installment and conditional sales contracts, and providing a penalty.

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

Senator Erickstad introduced:

Senate Bill No. 49. A Bill for an Act to authorize the sale of unclaimed automobiles in the possession of law enforcement agencies in political subdivisions.

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

Senator Erickstad introduced:

Senate Bill No. 50. A Bill for an Act to amend and reenact section 27-1603 of the North Dakota Revised Code of 1943 as amended by chapter 202 of the North Dakota Session Laws of 1955, relating to juvenile commissioners and their compensation.

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

REPORT OF STANDING COMMITTEE

Mr. President: The Employment Committee recommends the following employees:

Allan B. Romsas.....Assistant Sergeant-at-Arms  
Myrtle Steen.....Committee Clerk (Appropriations)

Robert H. Lundberg.....	Committee Clerk (Judiciary)
Albert Homelvig.....	Doorkeeper
J. Phillip Schaeffer.....	Page

Senator Wadeson moved that the report be adopted.

#### ROLL CALL

The question being on the selection of employees, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Kee	Nelson
Bilden	Kieley	O'Brien
Brooks	Klefstad	Olson
Dewing	Knudson	Roen
Dolan	Krause	Saumur
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Holand	Tuff
Fraser	Sayer	Vendsel

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

Senator Meidinger moved that the Seante do now recess until 1:30 p.m., January 15, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

**SEVENTH DAY AFTER RECESS AND  
EIGHTH DAY**

Bismarck, January 15, 1957

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

**COMMUNICATIONS**

A communication was presented from the Secretary of State relative to the filing of oaths of office of the newly elected Senators.

Senator Meidinger moved that the communication from the Secretary of State be printed in the journal, which motion prevailed.

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

Dear Sir:

This is to notify you that the Oaths of Office for Senators in the Thirty-fifth Legislative Assembly of the State of North Dakota from Districts Number 1, 3, 5, 6, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47 and 49 have been filed in this office.

Very truly yours,  
**BEN MEIER**  
Secretary of State

**REPORT OF STANDING COMMITTEE**

Mr. President: Your Committee on Mileage & Per Diem have had the same under consideration and recommend the mileage and per diem be allowed as follows:

Dist. No.	Mileage
1 Frank Trenbeath—Neché.....	730
2 Glen R. Dolan—Kenmare.....	330
3 Rosemond O'Brien—Park River.....	672
4 Clyde Kieley—Grafton.....	640
5 Oliver Bilden—Northwood.....	540
6 George Saumur—Grand Forks.....	570
7 George Longmire...—Grand Forks.....	560
8 Harvey B. Knudson—Mayville.....	500
9 Leo F. Brooks—Fargo.....	400
10 John Yunker—Durbin.....	375
11 Harry Wadeson—Alice.....	400
12 A. W. Luick—Fairmont.....	530

13 Gilman Klefstad—Forman.....	440
14 Donald Holand—Lisbon.....	398
15 P. L. Foss—Valley City.....	280
16 L. A. Sayer—Cooperstown.....	346
17 Alex Miller—Michigan.....	504
18 O. S. Johnson—Langdon.....	752
19 Philip Berube—Belcourt.....	510
20 John Leier—Esmond.....	294
21 Ralph Erickstad—Devils Lake.....	408
22 H. B. Baeverstad—Cando.....	468
23 R. E. Meidinger—Jamestown.....	204
24 Emil T. Nelson—Edgeley.....	300
25 C. G. Kee—Ellendale.....	340
26 S. C. Thomas—Linton.....	132
27 Guy Larson—Bismarck.....	2
28 Duncan Fraser—Willow City.....	560
29 E. C. Livingston—Minot.....	394
30 Richard Wolf—New Salem.....	70
31 Amos Freed—Dickinson.....	212
32 C. W. Schrock—New Rockford.....	324
33 Aloys Wartner, Jr.—Harvey.....	376
34 Emil Torno—Towner.....	466
35 H. W. George—Steele.....	100
36 Gail Hernet—Ashley.....	240
37 Ken Morgan—Walcott.....	430
38 Selmer Gilbertson—Nome.....	340
39 Leland Roen—Bowman.....	372
40 Ralph Dewing—Columbus.....	440
41 John O. Garaas—Watford City.....	400
42 Eugene Tuff—Barton.....	420
43 Raymond Vendsel—Carpio.....	310
44 Axel Olson—Parshall.....	300
45 Frank Wenstrom—Williston.....	544
46 Walter Fiedler—Ryder.....	210
47 Fred Krause—Carson.....	130
48 John Kusler—Beulah.....	155
49 L. M. Erickson—Hettinger.....	260

#### AMOS FREED, Chairman.

Senator Freed moved that the report be adopted.

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

Senator Wadeson: The Employment Committee recommends the following employee:

Miles Nelson..... Chief Mailing Clerk  
and that his salary be made retroactive to January 8, 1957.

Senator Wadeson moved that the report be adopted.

#### ROLL CALL

The question being on the employment of Miles Nelson as Chief Mailing Clerk the roll was called and there were: Ayes, 46; nay, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Olson
Berube	Johnson	Roen
Bilden	Kee	Saumur
Brooks	Kieley	Schrock
Dewing	Klefstad	Thomas

Dolan	Krause	O'Brien
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Absent and not voting:

Knudson	Luick	Sayer
---------	-------	-------

So the said employee was declared elected to the position of Chief Mailing Clerk, and the President of the Senate administered the oath of office to such employee.

#### MOTIONS

Senator Meidinger moved that a committee of three be appointed to arrange for an official photographer for the Senate for the 35th Legislative Assembly, which motion prevailed.

The President appointed as such committee Senators Thomas, George and Vendsel.

Senator Erickstad moved that the Senate meet with the House of Representatives in a joint session in the House of Representatives Chambers on Thursday, January 17, 1957 at eight o'clock p. m., to hear Mr. Don L. Davis, President of the Invention Industry Association of America, and that in connection therewith the President appoint a committee of two to meet with a like committee from the House to make arrangements for this joint session, which motion prevailed.

The President appointed as such committee Senators Erickstad and Erickson.

#### FIRST READING OF SENATE BILLS

Senators Foss, Freed, Meidinger, Hernett and Baeverstad introduced:

**Senate Bill No. 51.** A Bill for an Act relating to economic development activities of the state, providing an appropriation, and repealing chapter 54-34 of the North Dakota Revised Code of 1943 relating to the North Dakota Research Foundation.

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

Senator Krause introduced:

**Senate Bill No. 52.** A Bill for an Act to amend and reenact section 57-15063 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county road programs.

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

Senators Klefstad and Hernett introduced:

**Senate Bill No. 53.** A Bill for an Act to amend and reenact section 43-0811 of the North Dakota Revised Code of



1943 relating to examination, qualification, and application to practice dentistry in this state.

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

#### FIRST READING OF SENATE RESOLUTION

Senator Olson introduced:

**Senate Concurrent Resolution "B".** A concurrent resolution requesting the Congress of the United States to suspend acreage controls on durum and spring wheat during 1957.

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

#### REPORTS OF STANDING COMMITTEES

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

Senate Resolution No. 2 and find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

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

Senate Resolution No. 1.

Senate Concurrent Resolution "A"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 1

Senate Resolution No. 2

Senate Concurrent Resolution "A"

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

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 15, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "A"

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

VIC GILBREATH, Secretary.

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

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

VIC GILBREATH, Secretary.

EIGHTH DAY

Bismarck, January 15, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayers by Chaplain Rev. Carsten F. Brien, 1st Lutheran Church, Mandan.

Roll call: All Senators present except Senators Sayer and Wenstrom.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fourth day after recess, Fifth Day and Seventh day and recommend that the same be corrected as follows:

On page 39, line 39, insert the word "higher" between the words "of" and "learning".

On page 42, line 32, correct the spelling of the word "Senate".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 15, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "A"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORT OF SELECT COMMITTEE

Senator Dolan: Your Special Committee on Election Contest, pursuant to Senate Resolution No. 1, has met and submit its findings to the Senate in the form of Senate Resolution No. 3.

FIRST READING OF SENATE RESOLUTION

Senators Dolan, Erickstad, Wartner, Garaas and Yunker introduced:

Senate Resolution No. 3. A Resolution relating to the election contest in the nineteenth Legislative District.

Was read the first time.

Senator Dolan moved that the report of the Special Committee on Election Contest in the form of Senate Resolution No. 3 be printed in the journal and action thereon delayed one legislative day, which motion prevailed.

SENATE RESOLUTION No. 3

Introduced by Senators Dolan, Erickstad, Wartner, Garaas and Yunker.

A Resolution relating to the election contest in the nineteenth Legislative District.

- 1 WHEREAS, a Special Senate Election Committee of
- 1a five
- 2 members was appointed by the President of the Senate
- 3 pursuant to Senate Resolution No. 1 of the Thirty-fifth
- 4 Legislative Assembly, consisting of Senators Dolan,

5	Erickstad, Garaas, Wartner and Yunker, to investigate	
5a	the	
6	charges made by John Coghlan of Rolette County; and	
7	WHEREAS, said Special Senate Election committee	
7a	met and	
8	subpoenaed The Honorable Clarence Johnson, Sheriff of	
9	Rolette County, the Honorable W. A. Lawston, County	
9a	Judge	
10	of Rolette County, and the Honorable C. A. Berg, County	
11	Auditor of Rolette County, as well as the ballots, poll	
12	books and tally sheets of the general election held on	
13	November 6, 1956, in Rolette County; and	
14	WHEREAS, the Special Senate Election Committee	
14a	examined	
15	the poll books and tally sheets, and made a recount of the	
16	ballots cast at the general election in the Townships of	
17	Ingebretson and Couture of Rolette County, being the	
17a	ballots	
18	of the precincts in question; and	
19	WHEREAS, the results of said recount were as	
19a	follows:	
20	John Coghlan	INGEBRETSON TOWNSHIP
21	Total Votes .....	63
22	Absent Voters Ballot (not	
	stamped and not initialed .....	5
23	TOTAL LEGAL COGHLAN VOTES .....	58
24	Philip Berube	
25	Total Votes .....	104
26	Absent Voters Ballot (not	
	stamped and not initialed) .....	4
27	TOTAL LEGAL BERUBE VOTES .....	100
28	Additional Information:	
29	Ballots for both .....	8
30	Ballots with no vote for	
	either Coghlan or Berube .....	27
31	Absent Voters ballots not	
	stamped and not initialed	
32	as indicated above .....	9
33	Total Void Ballots .....	44
34	Total Legal Votes .....	158
35	TOTAL BALLOTS .....	202
36	(The above represents the recount as the Special Senate	
37	Investigating Committee determined the votes)	
38	INGEBRETSON TOWNSHIP, POLL BOOK RECORD:	
39	John Coghlan — Legal Votes .....	59
40	Philip Berube — Legal Votes .....	103
41	TOTAL LEGAL VOTES .....	162
42	(As taken from the poll book itself)	
44		COUTURE TOWNSHIP
45	John Coghlan	
46	Total Legal Votes .....	138
47	Philip Berube	
48	Total Legal Votes .....	284
49	Total Legal Votes Cast for	
	both Berube and Coghlan .....	422
50		
51	Additional Information:	
52	Ballots with no votes cast	
	for either Berube or Coghlan .....	90
53	Ballots with votes cast for	

	both Berube and Coghlan .....	12
54	Total Void Ballots .....	102
55	(The above represents the recount as the Special Senate Investigating Committee determined the votes)	
56		
57	COUTURE TOWNSHIP, POLL BOOKS RECORD:	
58	John Coghlan	
59	Total Legal Votes .....	138
60	Philip Berube	
61	Total Legal Votes .....	281
62	Total Legal Votes cast for both Berube and Coghlan .....	419
63	(As taken from poll book itself)	
64		and,
65	WHEREAS, subsequent to said recount and	
65a	examination	
66	Attorney Mack V. Traynor of the law firm of Traynor and	
67	Traynor of Devils Lake, North Dakota, one of the	
67a	attorneys	
68	for contestant, John Coghlan, informed the committee	
68a	that	
69	in light of said recount, the contestant desired to with-	
70	draw his contest of said election and has filed a written	
71	withdrawal of contest, and notice of contest signed by	
72	contestant, John Coghlan;	
73	NOW, THEREFORE BE IT RESOLVED BY THE	
73a	SENATE OF THE	
74	THIRTY-FIFTH LEGISLATIVE ASSEMBLY: that	
74a	all original papers,	
75	as filed with the Special Senate Election Committee, and	
76	the original records of the minutes of said committee be	
77	filed with the Secretary of the Senate;	
78	BE IT FURTHER RESOLVED that the said contest of	
78a	said	
79	election be dismissed, and that the Special Senate Election	
80	Committee be discharged.	

#### MOTIONS

Senator Meidinger moved that the President appoint a Committee to act as a Committee on Printing, which motion prevailed.

The President appointed as such Committee Senators Morgan, Johnson and Saumur.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "A"

Was delivered to the Secretary of State at the hour of 2:00 o'clock p.m., January 15, 1957.

CLYDE KIELEY, Chairman.

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

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

VIC GILBREATH, Secretary.

## NINTH DAY

Bismarck, January 16, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Rev. George A. Henry, A.B., M.A., S.T.B.,  
S.T.M., D.D., of Wesley College, Grand Forks, North Dakota.

Roll Call: All Senators present.

A quorum was declared by the President.

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventh day after recess and Eighth day and recommends that the same be corrected as follows:

Page 44, line 10, correct the spelling of the name "Ralph".

Page 44, line 41, correct the spelling of the word "report".

Page 44, line 48, correct the spelling of the name "Wade-son".

Page 44, line 51, correct the spelling of the word "roll".

Page 44, line 51, after the word "voting" delete the figure "0" and insert in lieu thereof the figure "3".

Page 46, line 22, correct the spelling of the word "Enrollment".

Page 46, line 23, correct the spelling of the word "examined".

Page 46, line 44, correct the spelling of the word "signature".

Page 46, line 49, delete the word "moves" and insert in lieu thereof the word "moved".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

## COMMUNICATIONS

A resolution was presented from the Farmers Liberty League relative to income taxes, agricultural adjustment act, and compulsory social security act, which resolution was referred to the Committee of Agriculture.

## MOTIONS

Senator Freed moved that the report of the Committee on Mileage and Per Diem be laid over one legislative day, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: Your Senate Committee appointed to arrange for a joint session of the House of Representatives and the Senate in the Chambers of the House of Representatives, on Thursday, January 17, 1957 at 8:00 p.m., to hear Don L. Davis, President of the Invention Industry Association of America, co-founder of the Gadget of the Month Club, management consultant, author, lecturer and TV personality, who is to be the featured speaker at the North Dakota Inventors Congress, which is to be held in the Memorial Building in the City of Devils Lake, North Dakota, on January 20, 21, and 22, 1957, has met with a like committee of the House of Representatives.

The said committee met with the House of Representatives committee, consisting of Representative Leet and Beede, and made arrangements with Mr. Walter Zellmer, Secretary of the Board of Administration, Mr. Vic Gilbreath, Secretary of the Senate and Mr. Gerald L. Stair, Chief Clerk of the House of Representatives for the joint session in the House of Representatives.

The committee was assured by the Secretary of the Board of Administration that the west door of the Capitol Building will be open. The committee was further assured by the Secretary of the Senate and the Chief Clerk of the House of Representatives that cloak room attendants and some of the necessary employees of both houses would be on hand to care for the needs of the members of the Legislature and their guests.

RALPH J. ERICKSTAD,  
LLOYD M. ERICKSON.

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

Mr. Chairman: Your Committee on Senate Committee Rooms submits the following:

Appropriation .....	Room 200	Patterson Hotel
Agriculture .....	207	
Education .....	G 2	
Finance and Tax .....	G 2	
Judiciary .....	G 1	
State and Federal Government .....	G 2	
General Affairs .....	G 1	
Industry and Business .....	G 2	
Labor Relations .....	211	EB
Natural Resources .....	210	EB
Political Sub-Divisions .....	211	EB
Social Welfare .....	G 3	
Transportation .....	G 3	
Veteran and Military Affairs .....	G 2	

L. A. SAYER, Chairman.

Senator L. A. Sayer moved that the report be adopted, which motion prevailed and the report was adopted.

ANNOUNCEMENTS

The President announced that in addition to the members named to the Committee on Printing yesterday, that the names of Senators O'Brien and Klefstad be added to make a committee of five to conform to the Senate Rules.

## MOTIONS

Senator Dewing moved that the Notice of Contest of Election, Answer to Notice of Contest, and Withdrawal of Contest and Notice of Contest be printed in the Journal, which motion prevailed.

## NOTICE OF CONTEST OF ELECTION

John Coghlan, Contestant,  
 vs.  
 Philip Berube, also known as  
 Philip A. Berube,  
 Contestee.

To Philip Berube, also known as Philip A. Berube, the above named Contestee:

PLEASE TAKE NOTICE, that the above named Contestant, John Coghlan, intends to and does hereby contest the election of Philip Berube, also known as Philip A. Berube, as a member of the Senate of the State of North Dakota for the Nineteenth Legislative District, and which election was held on the 6th day of November, A. D. 1956, wherein said Contestee claims to have been elected to the Senate from said Nineteenth Senatorial District in and for the County of Rolette, and State of North Dakota, and the Contestant specifies the particular grounds upon which he relies:

## I.

That the State of North Dakota is a duly and regularly constituted and organized State within the United States of America, and that the County of Rolette is a legal, duly and regularly established and existing County in the State of North Dakota, and constitutes the Nineteenth Senatorial District of said State.

## II.

That a general election was held in the State of North Dakota on November 6th, 1956, and in part thereof, the said Philip Berube, also known as Philip A. Berube, was a candidate for the office of Senator to represent said Nineteenth Senatorial District, and this Contestant was the other candidate for such office.

## III.

That such election was held in each of the thirty-one precincts of said County, and return thereof made to the County Auditor of said Rolette County, North Dakota; that the canvassing board met to canvass said votes, and determined that said Contestant received fourteen hundred and fifty votes, and that the Contestee received sixteen hundred and ten votes, at said election.

## IV.

That this Contestant was born in said Rolette County, North Dakota, is seventy-three years of age, and has lived in said Rolette County all of his life, so is a resident thereof, and has been a duly qualified elector thereof since he reached the age of twenty-one years.

## V.

That this Contestant bases his contest primarily upon the vote in two Townships, Couture Township and Ingebretson Township. That in the canvass of the votes it was declared that the Contestee received two hundred and eighty-one votes and the Contestant one hundred and thirty-eight votes in said Couture Township; and in Ingebretson Township that the Contestee received one hundred and three votes, and the Contestant, fifty-nine votes.

That this Contestant is informed and verily believes that said two Townships consist largely of Indians, who are Wards of the government, and that many of them were permitted to vote in said Townships at said election, although they were not qualified voters.

That this Contestant is informed and verily believes that there was not a proper count or canvass of the ballots and votes in said two Townships, and that in many cases illegal ballots were counted to be ballots in favor of said Contestee, and that if proper count and canvass had been made of the votes in said two Townships, that there would have been sufficient votes counted properly, for this Contestant, so that he would have been duly elected to such office.

That no proper or sufficient number of booths were furnished in such precincts, and the secrecy of the ballot was destroyed.

That in said Precincts, a number of the ballots were not officially stamped, but, regardless of such defect, which made the ballots void, such ballots were counted for the Contestee.

## VI.

That the school house known as Roussin School, which was used as the voting Precinct in Ingebretson Township, is wholly located on government land, owned by the United States, so that the State of North Dakota would have no jurisdiction over the same, and it was not a proper or lawful place to have for a polling place at such election, not being within the jurisdiction of the State of North Dakota.

## VII.

That this Contestant verily believes that many unqualified voters, being Indians who are Wards of the government, were permitted to vote in these two Precincts, and that if the State Senate of the State of North Dakota will subpoena the ballots and the poll list, and examine and compare the same with the records in the Indian Office at Belcourt, North Dakota, it will be found that sufficient Indians voted who were not qualified to vote, and whose votes were counted for the Contestee, so that in truth and in fact this Contestant was duly elected to such office.

## VIII.

That the voting Precinct of Couture consists of Couture Township, which includes the Village of Belcourt, and that More than five hundred votes were cast in such Precinct, as shown by the canvass of the returns, which showed five hundred and twenty-six votes, which is in violation of Chapter 16-09 of the Compiled Laws of North Dakota for 1943, as Amended by Chapter 159 of the Sesion Laws of 1955.



That there were irregularities in the conduct of such election in said two Precincts, as well as in the counting of the votes in said two Precincts, in that the officials of the election, in some or in many instances, advised the voters that they had to vote a straight Democratic ticket, and could not split their ticket or their vote.

## X.

That this Notice of Contest will be filed directly with the Secretary of State, for transmission to the State Senate of the State of North Dakota, with the request that the State Senate take proper action thereon, and subpoena the poll lists and the ballots in said two Precincts aforesaid. That, however, if the Contestee so demands or desires, that the recount cover the vote in all of the precincts in said Legislative District, this Contestant has no objection thereto, but it is his contention that the entire vote in such two precincts should not be counted, but should be thrown out and disregarded.

Dated this 12th day of December, A. D. 1956.

John Coghlan

State of North Dakota,     )  
  ) ss.  
County of Ramsey.         )

John Coghlan, being first duly sworn on oath, deposes and states that he is the contestant above named. That he has read the above and foregoing Notice of Contest and knows the contents thereof, and that the Statements therein contained are true to the best of his knowledge, information and belief.

John Coghlan

Subscribed and sworn to before me this 12th day of December, A. D. 1956.

MACK V. TRAYNOR

MACK V. TRAYNOR

Mack V. Traynor, Notary Public,

Ramsey County, North Dakota.

My commission expires August 1, 1958.

(SEAL)

BEFORE THE SENATE OF THE STATE OF  
NORTH DAKOTA

ANSWER TO NOTICE OF CONTEST.

John Coghlan, Contestant,     )  
  )  
  ) vs.     )  
  )  
Philip Berube, also known as     )  
Philip A. Berube,                    )  
  ) Contestee.     )

The Contestee, Philip Berube, in the above-entitled proceeding for his Answers to the Notice of Contest of Election therein, alleges as follows:

## I.

The Contestee generally denies each allegation of the Notice of Contest except such as may be hereinafter expressly admitted, qualified or explained.

2.

The Contestee admits paragraphs I, II, III, IV, and X of the notice.

3.

The Contestee does not have sufficient knowledge or information upon which to form an opinion as to whether any persons not qualified to vote were permitted to vote in Couture and Ingebretson townships or whether illegal ballots were counted or whether there was an insufficient number of booths furnished in said precincts or the secrecy of the ballot was impaired or whether there was any ballot not officially stamped as claimed in paragraph V of the Notice, or as to whether the schoolhouse used as a voting precinct in Ingebretson township is not a proper or lawful place for a polling place, or whether there were other irregularities affecting the validity of the voting or the casting of votes as declared in the said notice and, therefore, denies such allegations therein.

4.

That for a further defense, the Contestee alleges that the State Board of Canvassers met on November 26, 1956, and determined the results of the election and confirmed the election of the Contestee to the position of a member of the Senate of the State of North Dakota and that Section 16-1401 R. C. 1943 requires any person who intends to contest the election of a member of the Legislative Assembly to serve a written notice to the member whose seat he desires to contest within ten days after the result of the election and that written notice herein was served upon the Contestee at least twenty-five days late.

5.

That the Contestee further alleges that the said Notice of Election Contest was not properly verified in accordance with court procedure.

6.

That the said Notice is insufficient and indefinite in that it does not state, as required by law, in what particulars the ballots in Couture and Ingebretson townships were illegal, the number of voting booths insufficient, or what, if anything, was lacking in the official stamping of the said ballots.

7.

That there are Indian voters in all or nearly all of the thirty-one precincts of Rolette County and if any Indian voters were permitted to vote in Couture and Ingebretson townships, which should not have been allowed to vote and who were disqualified, that the same practices probably prevailed in other precincts of the county and if there is to be a recount of the votes in the said Couture and Ingebretson townships, there should be a recount in the entire county as to the vote given the Contestant and the Contestee and in the event a recount is made of all the votes in the county, the Contestee is informed and believes that he received the majority of the legal votes cast for the position of State Senator from Rolette County, constituting the 19th Senatorial District, and the Contestee asks that a recount be held as to all the precincts in the county if any are recounted.

That the schoolhouse known as the Roussin School, referred to in paragraph VI of the Notice, has been used for many

elections as the voting precinct in Ingebretson township, and so far as the Contestee has been informed and believes, there has been no previous objection on the part of any candidate or other person that the same is not a proper lawful place for use as a polling place for the said township.

WHEREFORE, the Contestee prays that the said contest be dismissed, but if the same is not dismissed then he prays that there may be a recount and examination of all the votes cast at the November, 1956, election for the office of State Senator herein contested.

Dated this 8th day of January, 1957.

PHILIP BERUBE, Contestee.

STATE OF NORTH DAKOTA )  
  )ss.  
COUNTY OF BURLEIGH )

Philip Berube, being first duly sworn on oath, says that he is the Contestee named in the above and foregoing Answer; that he has read the said Answer and knows the contents thereof and that the statements therein set forth are true except those stated therein upon information and belief and as to such matters he believes the same to be true.

PHILIP BERUBE.

Subscribed and sworn to before me this 8th day of January, 1957.

A. C. BAKKEN, JR.  
A. C. Bakken, Jr., Notary Public,  
Burleigh County, North Dakota,  
My Commission expires Jan. 10, 1961.

(SEAL)

BEFORE THE SENATE OF THE STATE OF NORTH DAKOTA

John Coghlan, .....Contestant,  
vs.

Philip Berube, also known as Philip A. Berube, .....Contestee.

WITHDRAWAL OF CONTEST AND NOTICE OF CONTEST.

Now comes the above-named Contestant, John Coghlan, and respectfully states to the Senate of the State of North Dakota, as follows, to-wit:

I.

That the principal ground of contest in this matter was in regard to the vote reported in the Precincts of Couture and Ingebretson, which purported to show that Berube carried these two Precincts by 187 majority, whereas this Contestant lost in the entire County by only 160 votes. That this Contestant had been a candidate for office in said County at different times previously, and had always polled a great many more votes in these two Precincts than was shown in the returns at the election on November 6, 1956, and, in fact, had carried such Precincts at some of such elections.

II.

That in view of the fact that our State Supreme Court has held, in the case of State Ex Rel Schmeding v. District Court, 67 N.D., 196, that the House involved is the sole judge as to who shall sit as a member thereof, and that this Contestant would have no right or authority to subpoena the ballots in such Precincts so that the same could be recounted. That, therefore, this Notice of Contest was filed, and the Senate

has appointed a Committee to subpoena the County Judge of said County with such ballots, and such Committee has canvassed and counted such ballots, and finds the vote to be approximately as found by the Canvassing Board.

That it was not the purpose of such Contest to endeavor to disfranchise the Indians of Rolette County, and this Contestant does not ask the Senate so to do.

### III.

That at no time has this Contestant claimed any irregularity or misconduct upon the part of the Contestee, Phillip Berube, but the purpose of this Contest has been completed by the Committee subpoenaing the County Judge with the ballots, and canvassing the same, which shows that no unintentional errors of any consequence had been made in counting such ballots by the election officials as had been thought by this contestant.

WHEREFORE, this Contestant prays that the Notice of Contest and Contest be in all things withdrawn, the same as if it had not been filed, and that the said Contestee, Berube, retain his Seat in such Senate, the same as if such Contest and Notice of Contest had not been filed.

Dated this 12th day of January, A. D. 1957.

JOHN COGLAN  
Contestant,  
MACK V. TRAYNOR  
Attorney for Contestant,  
Devils Lake, North Dakota

Senator Dolan moved that Senate Resolution No. 3 be adopted, which motion prevailed.

### FIRST READING OF SENATE BILLS

Senators Klefstad, Hernet and Kee introduced:

**Senate Bill No. 54.** A Bill for an Act providing for a license and a ten dollar license fee for antique cars which license would be good for all the years such car is in existence.

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

Senator Dewing introduced:

**Senate Bill No. 55.** A Bill for an Act to amend and reenact subsection 9 of section 57-0208 of the North Dakota Revised Code of 1943, relating to acreage exemption of real property owned by churches.

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

Senator Holand introduced:

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 35-1209 of the North Dakota Revised Code of 1943, relating to recording of notice of intention to file a lien.

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

Senator Holand introduced:

**Senate Bill No. 57.** A Bill for an Act to amend and reenact subsection 3 of section 11-1704 of the North Dakota Revised Code of 1943, as amended, relating to fees to be charged and collected by the clerk of the district court.

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

Senator Holand introduced:

**Senate Bill No. 58.** A Bill for an Act to amend and reenact section 1 of chapter 117 of the North Dakota Session Laws of 1955, relating to the destruction of certain court records.

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

Senators Livingston, Dewing and Wenstrom, introduced:

**Senate Bill No. 59.** A Bill for an Act to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropodists and doctors of surgical chiropody.

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

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

VIC GILBREATH, Secretary.

## TENTH DAY

Bismarck, January 17, 1957

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

Roll call: All Senators present except Senators Berube, Bilden, Dewing, Gilbertson, Knudson and Wenstrom.

A quorum was declared by the President.

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

Page 52, line 17, correct the spelling of the name "Zellmer".

Page 53, line 19, correct the spelling of the word "the".

Page 54, line 19, correct the spelling of the word "ballots".

Page 54, line 25, correct the spelling of the word "precincts".

Page 56, line 3, strike out the figure "IB" and insert in lieu thereof the figure "IV".

Page 56, line 46, correct the spelling of the word "townships".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

## MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 17, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 17, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C"

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

GERALD L. STAIR, Chief Clerk.

## MOTIONS

Senator Leier: We have amongst us today a group of distinguished visitors—the County Superintendents of North Dakota. Too bad we do not have a number of bills to discuss, especially bills that would probably be of a controversial nature so that we could put on a good show. However, I wish at this time to move that the courtesy of the floor be extended to them, which motion prevailed.

Mr. President: I have been informed that the representatives of the GNDA would like to take a picture of the Senate and I can think of no occasion upon which that picture would be more decorative than on this occasion, so I will entertain a motion that the GNDA be granted the privilege of taking that picture while the Senate is in Session.

Senator Sayer moved that the GNDA be granted the privilege of taking pictures of the Senate while it is in Session, which motion prevailed.

The President invited Jessie M. Page, of Bottineau County, President of the County Superintendents, to the rostrum to address the Senate.

Mr. President: I suspect that she will say that she had not planned to speak but I think that as a woman she ought to be able to talk.

Mrs. Page: As a representative of the County Superintendents I would like to take this opportunity to thank you very much for extending the courtesy of the floor to us this afternoon, and you have our good wishes, I know, for your work for the next while, and we know that only good things will come out of this very fine body. Thank you.

Senator Meidinger moved that the remarks of Mrs. Page be printed in the journal, which motion prevailed.

## REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 7 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 8, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 9, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 13, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 14, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 15, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 21, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Mileage and Per Diem recommends that the same be corrected as follows:

Page 43

Dist. 1 Frank Trenbeath should read "Grant Trenbeath"

Dist. 3 Rosemond O'Brien should read "Mrs. Rosamond O'Brien"

Dist. 9 Leo F. Brooks should read "Lee F. Brooks"

Dist. 12 The city following A. W. Luick — Fairmont should read "Fairmount"

Dist. 37 Ken Morgan should read "Kenneth L. Morgan"

Dist. 45 Frank Wenstrom's mileage should read 508

Senator Freed moved that the report be adopted, as amended.

ROLL CALL

The question being on the adoption of the report of the Committee on Mileage and Per Diem, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

So the report was declared adopted.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Brooks	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Tuff
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wolf
Holand	O'Brien	Yunker
Johnson		



Absent and not voting:

Berube  
Bilden

Dewing  
Knudson

Nelson  
Wenstrom

#### REPORTS OF SELECT COMMITTEE

Senator Sayer: Your Committee on Committee Rooms find that there is a conflict in room assignments, and at this time I move that the Committee on Transportation be changed from G-3 to G-1, which motion prevailed.

#### MOTIONS

Senator Meidinger moved that the name of Grant Trenbeath be deleted from the Committee on Industry and Business and added to the Committee on State and Federal Government, and that the name of George Longmire be deleted from the Committee on State and Federal Government and added to the Committee on Industry and Business, which motion prevailed.

#### FIRST READING OF SENATE BILLS

The Legislative Research Committee introduced:

**Senate Bill No. 44.** A Bill for an Act relating to the privilege of operating certain classes of motor vehicles upon the public highways of this state, levying a tax therefor and providing for the administration and enforcement thereof, appropriating the proceeds thereof to the state highway department construction fund, providing penalties, amending and reenacting sections 39-0424, 39-0432, and 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and sections 3 to 10 and 12 to 18, inclusive, of chapter 335 of the 1955 Sessions Laws, and repealing sections 39-0425, 39-0426, 39-0427, 39-0428, 39-0429, 39-0431, 39-04311, and 39-04312 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 39-0430 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:

**Senate Bill No. 45.** A Bill for an Act to provide for retirement of public employees by establishing a retirement system and amending sections 52-0905, 52-0907, 52-0909 and 54-2354 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the old age and survivors' insurance system and pension payments, providing penalties, and declaring an emergency.

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

Senators Longmire, Garaas and Schrock introduced:

**Senate Bill No. 60.** A Bill for an Act to amend and reenact section 65-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to Promulgation of boiler inspection rules and penalty for violation thereof.

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

Senator Wadeson introduced:

**Senate Bill No. 61.** A Bill for an Act providing that subscribers of a party line telephone circuit shall surrender the use of such party line in case of emergency; providing that

distributors of telephone directories shall print notice thereof in all directories issued by them, and providing a penalty.

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

Senator Erickstad introduced:

Senate Bill No. 62. A Bill for an Act authorizing the employment of prisoners, providing for the compensation and working conditions of prisoners, for violations by the prisoner of his conditions of employment, for employment in another county, and providing an election between hard labor and employment.

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

Senators Brooks, Nelson, Roen, Longmire, Kee, Johnson, Klefstad, George and Wartner introduced:

Senate Bill No. 63. A Bill for an Act to amend and reenact section 20-0802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on Governor's powers and regulating the season of nonmigratory waterfowl in North Dakota.

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

#### FIRST READING OF HOUSE BILL

House Concurrent Resolution "A". A concurrent resolution requesting the United States Secretary of Agriculture to support legislation revising acreage controls on durum wheat during 1957.

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

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

Senate Resolution No. 3

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 3

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

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 3

Was delivered to the Secretary of State at the hour of 2:30 o'clock, p.m., January 17, 1957.

CLYDE KIELEY, Chairman.

#### MOTIONS

The President announced that he had received a message from the Governor making it necessary to have an Executive Session.

Senator Meidinger: I move that the Executive Session be held on Monday inasmuch as we have some absences today and this will put them on notice to be here.

Which motion prevailed.

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

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

VIC GILBREATH, Secretary.

ELEVENTH DAY

Bismarck, January 18, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayers by Chaplain Rev. John H. Nicolai, Trinity Lutheran  
Church, Bismarck, North Dakota.

The roll was called and there were 3 present, 46 absent.

Those present were: Holand, Leier and Torno.

Those absent were: Baeverstad, Berube, Bilden, Brooks,  
Dewing, Dolan, Erickson, Erickstad, Fiedler, Foss, Fraser,  
Freed, Garaas, George, Gilbertson, Hernet, Johnson, Kee,  
Kieley, Klefstad, Knudson, Krause, Kusler, Larson, Living-  
ston, Longmire, Luick, Meidinger, Miller, Morgan, Nelson,  
O'Brien, Olson, Roen, Saumur, Sayer, Schrock, Thomas,  
Trenbeath, Tuff, Vendsel, Wadeson, Wartner, Wenstrom,  
Wolf and Yunker.

So the President declared that the Senate lacked a quorum.

Senator Holand moved that the Senate do now adjourn for  
lack of a quorum, which motion prevailed.

VIC GILBREATH, Secretary.

## TWELFTH DAY

Bismarck, January 19, 1957

The Senate convened at 2:00 p.m., the president presiding.  
Prayers by Chaplain Rev. John H. Nicolai, Trinity Lutheran  
Church, Bismarck, North Dakota.

The roll was called and there were 49 senators absent.

So the President declared the Senate lacked a quorum and  
announced that the Senate would stand adjourned.

VIC GILBREATH, Secretary.

"Buy Dakota Maid Flour"

# Journal of the Senate



## Thirty-fifth Legislative Assembly

### FOURTEENTH DAY

Bismarck, January 21, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. John E. Grygo, Bismarck Baptist Church, Bismarck.

Roll Call: All Senators present except Senator Wenstrom.  
A quorum was declared by the President.

#### MOTIONS

Senator Roen moved that the absent senators for the Eleventh and Twelfth days be excused, which motion prevailed.

Mr. President: Your Committee on Revision and Correction of Journal has carefully examined the Journal of the Tenth Day and recommends that the same be corrected as follows:

On page 62, line 5, insert a space between the letter "a" and the word "number".

On page 62, line 20, strike out the words "was invited".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

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

GLENN R. DOLAN, Chairman.

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

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

GLENN R. DOLAN, Chairman.

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

#### REPORT OF STANDING COMMITTEE

Senator Wadeson: The Employment Committee recommends the following employee:

George Hegland.....Mailing Clerk  
and that his salary be made retroactive to January 18, 1957.

Senator Wadeson moved that the report be adopted.

#### ROLL CALL

The question being on the selection of an employee, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Wenstrom

So said employee was declared elected to the position of mailing clerk, and the President of the Senate administered the oath of office to such employee.

Mr. President: Your Select Committee on Public Printing makes the following report:

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

We recommend the printing of 3,000 copies of the Journal of each day's proceedings, that there be assigned to the presiding officer of the Senate, also to each member of the Senate, not to exceed 10 copies of the Journal to be sent only to constituents who request same; that there also be placed on the daily mailing list our Congressional delegation, Ex-Governor Brunsdale, State Farm Bureau, State Farmers Union, North Dakota Taxpayers Association, 2 copies to be sent to the University Law School, and by request to Chambers of Commerce. There shall also be mailed copies of the Journal to all state institutions, public libraries, the State Historical Society; all State's attorneys, county auditors, and by request in writing to county and district judges, any newspaper published in the state, and secretary of a county taxpayers' association, any auditor of an incorporated city, the president of the village board of an incorporated village, township clerk, high schools, both public and parochial, consolidated rural school, secretary of labor club, commercial club, or women's club within the state 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 the Publications and Printing Commission who shall receipt therefore to the printer; that there shall be printed 600 copies of the Senate Bills unless otherwise

ordered by the Senate; that 500 copies of the Daily Journal be punched; that 500 copies of the Daily Calendar be printed and punched; that all resolutions, except memorial resolutions, requiring action by the Senate, be printed and numbered or lettered in bill form and shall not be printed in the journal unless by order of the house in which they were introduced; that 10,000 letterheads and 6,000 number ten envelopes be printed as needed for the Senate; that the form of the Journal and the Calendar be the same as was adopted for the 1949 session.

KENNETH L. MORGAN, Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS

Senator Knudson: Mr. President. The members of the House and Senate were privileged to visit various institutions of the State at Devils Lake, Grand Forks and Mayville on Friday, Saturday and Sunday, as the guests of the Grand Forks Chamber of Commerce. The hospitality extended the members of the Legislature by the Chamber of Commerce was without peer, for the Grand Forks people were perfect hosts. Not only were we royally entertained but it afforded many of us an opportunity to become acquainted with the various institutions for which we are responsible, in particular the Deaf School at Devils Lake, the University and State Mill at Grand Forks and the State Teachers College at Mayville.

The members of the Senate express their thanks and gratitude to the Grand Forks Chamber of Commerce and Senators Bilden, Longmire and Saumur for this enjoyable and educational tour, and in particular, I would very much like to add my personal thanks and the thanks of the Mayville State Teachers College for their courtesy in routing the tour to visit the campus of the Mayville State Teachers College. My sincere thanks to Senators Bilden, Longmire and Saumur.

Senator Wadson moved that the remarks of Senator Knudson be printed in the journal, which motion prevailed.

Senator Erickstad: Mr. President. The County of Ramsey, the 21st Legislative District, would like to express its thanks to the Members of the Legislature and wives, who after the very fine entertainment of two days in Grand Forks, were willing to take the time to see the State School for the Deaf at the City of Devils Lake, and personally I would like to thank all of those who made that little detour possible, particularly those Senators already named. I would like also, incidentally, to thank the Chamber of Commerce for the City of Devils Lake, the Superintendent and other officials of the School for the Deaf, and all others who extended us so many courtesies. Thank you very much.

Senator Meidinger moved that the remarks of Senator Erickstad be printed in the journal, which motion prevailed.

Senator Meidinger: In the interest of removing further conflict on committee assignments I move that Senator Longmire be taken off the Committee on Natural Resources and that Senator Wolf be placed on the Committee on Natural Resources, and I further move that Senator Wolf be taken off the Committee on Labor Relations, and that Senator Bilden be placed on the Committee on Labor Relations.

Which motion prevailed.



Senator Meidinger moved that Senator Brooks be taken off the Committee on Political Subdivisions and placed on the Committee on Industry and Business, and that Senator Krause be taken off the Committee on Industry and Business and placed on the Committee on Political Subdivisions.

Which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Dolan, Leier, Baeverstad and Roen introduced:

**Senate Bill No. 64.** 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.

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

Senator Krause introduced:

**Senate Bill No. 65.** A Bill for an Act amending and reenacting section 20-0117 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to hunting game on lands, whether posted or not posted, without the permission of the owner or tenant.

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

Senators Meidinger, Schrock, Dolan, O'Brien and Larson introduced:

**Senate Bill No. 66.** 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.

Senators Johnson, Nelson, Roen, Yunker and Brooks introduced:

**Senate Bill No. 67.** A Bill for an Act to amend and reenact section 44-0203 of the North Dakota Revised Code of 1943, relating to succession to the governorship.

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

Senators Leier and Tuff introduced:

**Senate Bill No. 68.** A Bill for an Act to amend and reenact sections 58-1601, 58-1603, 58-1604, and 58-1605 of the North Dakota Revised Code of 1943, relating to sidewalks and street lights of unincorporated villages.

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

Senators Leier, Vendsel and Tuff introduced:

**Senate Bill No. 69.** A Bill for an Act to amend and reenact sections 57-5102 and 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax rate of the oil and gas production tax and the distribution of the proceeds thereof.

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

Senator Erickstad introduced:

**Senate Bill No. 70.** A Bill for an Act to amend and reenact sections 1 and 2 of chapter 312 of the North Dakota Session

Laws of 1955 relating to the disposition of certain lands at the school for the deaf by the board of administration.

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

Senator Holand introduced:

**Senate Bill No. 71.** A Bill for an Act to amend and reenact subsection 2 of section 39-1616 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the revocation of driver's licenses.

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

Senators Leier and Dolan introduced:

**Senate Bill No. 72.** A Bill for an Act requiring railroads to provide concrete surfaces at highway intersections.

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

Senators Baeverstad, Meidinger and Knudson introduced:

**Senate Bill No. 73.** A Bill for an Act providing for a tax upon the production of oil and gas.

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

#### FIRST READING OF SENATE RESOLUTIONS

Senator Klefstad introduced:

**Senate Concurrent Resolution "C".** A concurrent resolution memorializing the Congress to lower the permissive retirement age to age sixty under federal social security to all persons covered who wish to retire at that age.

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

Senator Krause introduced:

**Senate Concurrent Resolution "D".** A concurrent resolution recommending greater efforts toward highway safety through expanded education programs, better driver's license enforcement programs, better and more adequate posting of all highways, and the construction and maintenance of safer highways.

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

#### FIRST READING OF HOUSE RESOLUTION

**House Concurrent Resolution "C".** A concurrent resolution commending Lawrence Welk and his orchestra.

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

#### SECOND READING OF HOUSE RESOLUTION

**House Concurrent Resolution "C".** A concurrent resolution commending Lawrence Welk and his orchestra.

Was read the second time.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad                      Holand                      Nelson

Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

O'Brien                      Wenstrom

So the Resolution was declared adopted.

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

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 7, 8, 9, 13, 14, 15 and 21, that the Senate recess until 3:00 p.m., which motion prevailed.

The Senate reconvened at 3:00 p.m., pursuant to recess taken, the President presiding.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 7.** 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.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wolf

Gilbertson	Morgan	Yunker
Hernett		

Absent and not voting:

Bilden	Luick	Torno
Longmire	Thomas	Wenstrom

So the bill passed and the title was agreed to.

**Senate Bill No. 8.** 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.

Was read the second time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett		

Absent and not voting:

Bilden	Luick	Torno
Longmire	Thomas	Wenstrom

So the bill passed and the title was agreed to.

**Senate Bill No. 9.** A Bill for an Act making an appropriation for the purpose of refunding money erroneously paid into or credited to the General Fund.

Was read the second time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel

Freed	Livingston	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett		

Absent and not voting:

Bilden	Luick	Torno
Longmire	Thomas	Wenstrom

So the bill passed and the title was agreed to.

Senate Bill No. 13. A Bill for an Act making an appropriation to provide funds for the arrest and return of fugitives from justice.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Hernett	Morgan
Berube	Holand	Nelson
Brooks	Johnson	O'Brien
Dewing	Kee	Olson
Dolan	Kieley	Roen
Erickson	Klefstad	Saumur
Erickstad	Knudson	Sayer
Fiedler	Krause	Trenbeath
Foss	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Meidinger	Wolf
Gilbertson	Miller	Yunker

Absent and not voting:

Bilden	Schrock	Torno
Longmire	Thomas	Wenstrom
Luick		

So the bill passed and the title was agreed to.

Senate Bill No. 14. 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 second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas

Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Absent and not voting:		
Bilden	Luick	Wenstrom
Longmire		

So the bill passed and the title was agreed to.

Senate Bill No. 15. A Bill for an Act making an appropriation for inquest and burial of penal inmates, and action to release insane.

Was read the second time.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Absent and not voting:

Longmire	Luick	Wenstrom
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So the bill passed and the title was agreed to.

Senate Bill No. 21. A Bill for an Act making an appropriation to the North Dakota Firemen's Association.

Was read the second time.

Senator Leier moved that Senate Bill No. 21 be re-referred to the Committee on Appropriations, which motion prevailed.

**COMMUNICATIONS**

A resolution was presented from the General Drivers Union Local No. 581 relative to any ton-mile tax, weight-distance or other third structure tax on trucks, which resolution was referred to the Committee on Transportation.

A communication was presented from Vernon S. Cooper, Secretary-Treasurer of the Garrison Diversion Conservancy District extending an invitation to all members of the North Dakota Legislative Assembly to attend its meeting on January 23 and 24, which communication was referred to the Committee on Natural Resources.

## MOTIONS

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

Senator Dewing moved that Lieutenant Governor Duffy be named the chairman of the Senate in Executive Session, which motion prevailed.

A message from the Governor was read by the Secretary requesting confirmation of the following executive appointments:

S. E. Arthur, Mandan, North Dakota, as a Trustee of the Soldiers' Home, for a period of five years, term to expire June 30, 1960.

Dr. E. J. Larson, Jamestown, North Dakota, as a Trustee of the Soldiers' Home, for a period commencing October 31, 1956, and ending June 30, 1961.

Mrs. Elvira Jestrab, Williston, North Dakota, as a member of the State Board of Higher Education, term to commence on July 30, 1956, and to expire June 30, 1963.

George H. Russ, Jr., Fargo, North Dakota, as State Examiner, to fill the unexpired term of the late John Graham, term to expire June 30, 1957.

The Senate in executive session thereupon advised and consented to each of the above appointments and confirmed the same.

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

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

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

VIC GILBREATH, Secretary.

## FIFTEENTH DAY

Bismarck, January 22, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Joseph LaManna, St. Joseph's  
Catholic Church, Mandan.

Roll call: All Senators present.

A quorum was declared by the President.

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

Page 75, line 20 between the words "production" and "oil" insert the words "of".

Page 76, line 25 strike out the words "have been read".

Page 76, line 28 correct the spelling of the word "Senate".

And when so corrected recommends that the same be approved.

GLENN D. DOLAN, Chairman.

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

## COMMUNICATIONS

A communication was presented from Thomas H. Sills, Colonel, Armor Chief, Headquarters North Dakota Military District, Fort Lincoln, Bismarck, North Dakota, inviting the Senators to a demonstration in chemical, biological and radiological warfare techniques, and a lecture on January 24 at 8:00 p.m. in the Memorial Building in Bismarck.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 35, have had the same under consideration and recommend that the same do pass.

HARRY WADESON, Chairman.

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

Mr. President: Your Committee on Political Subdivision to whom was referred Senate Bill No. 52, have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

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



Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "A", have had the same under consideration and recommend that the same do pass.

HARRY WADESON, Chairman.

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

#### REPORT OF SELECT COMMITTEE

Senator Sayer: Your Committee on Committee Room Assignments find that we have a conflict with the House and I therefore move that the Committee on Social Welfare be changed from G-3 to Room 207.

Which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senator Knudson introduced:

**Senate Bill No. 74.** A Bill for an Act to amend and reenact section 12-5503 of the North Dakota Revised Code of 1943, as amended by chapter 125 of the North Dakota Session Laws of 1955, relating to meetings of the board of pardons.

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

Senators Brooks, Holand and Longmire introduced:

**Senate Bill No. 75.** 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.

Senators Brooks, Dewing, Nelson and Hernett introduced:

**Senate Bill No. 76.** A Bill for an Act to amend and reenact section 1-0302 of the North Dakota Revised Code of 1943, relating to holidays which fall upon a Sunday.

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

Senators Baeverstad, Tuff, Longmire and Garaas introduced:

**Senate Bill No. 77.** A Bill for an Act to amend and reenact chapter 241 of the 1955 Session Laws, and Sections 39-0412, 39-0413, and 39-0414 of the North Dakota Revised Code of 1943, relating to license plates for motor vehicles.

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

Senators Knudson and Gilbertson introduced:

**Senate Bill No. 78.** A Bill for an Act to amend and reenact sections 46-0601, 46-0607, 46-0608, 46-0609 and 46-0610 of the North Dakota Revised Code of 1943, relating to the official newspaper of the county, and providing for the selection of the official newspaper of the county by the board of county commissioners; and to repeal sections 46-0603, 46-0604, 46-0605 and 46-0606 of the North Dakota Revised Code of 1943.

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

Senator Leier introduced:

**Senate Bill No. 79.** A Bill for an Act to amend and reenact sections 30-1818 and 50-0121 of the North Dakota

Revised Code of 1943, relating to the order of payment of debts of an estate and claims for county general assistance.

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

**FIRST READING OF SENATE RESOLUTIONS**

Senators Livingston, Roen and Dolan introduced:

**Senate Concurrent Resolution "E"**. A concurrent resolution requesting that Corbin A. Waldron be designated Poet Laureate of North Dakota.

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

**MESSAGES TO THE HOUSE**

Senate Chamber  
Bismarck, January 22, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 9  
Senate Bill No. 13  
Senate Bill No. 14  
Senate Bill No. 15

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

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, January 22, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

**MESSAGE FROM THE HOUSE**

House Chamber  
Bismarck, January 22, 1957

Mr. President: I have the honor to return:

House Concurrent Resolution "C"

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

GERALD L. STAIR, Chief Clerk.

**SIGNING OF BILLS**

The Secretary announced that the President was about to sign:

House Concurrent Resolution "C"

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

**MOTIONS**

Senator Leier requested that Senate Bill No. 46 be returned to the Senate from the Committee on Social Welfare, which request was granted.

Senator Leier moved that Senate Bill No. 46 be withdrawn, which motion prevailed.

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

VIC GILBREATH, Secretary.

## SIXTEENTH DAY

Bismarck, January 23, 1957

The Senate convened at 2:00 p. m., the President presiding.  
Prayer by Chaplain Rev. Joseph LaManna, St. Joseph's  
Catholic Church, Mandan.

Roll call: All Senators present except Senator Larson.

A quorum was declared by the President.

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

On page 81, line 30, correct the spelling of the words "war-  
fare" and "techniques".

And when so corrected recommend that the same be  
approved.

GLENN R. DOLAN, Chairman.

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

## MOTIONS

Senator Morgan moved that 700 copies be printed of all  
bills hereafter sent to the printers.

## ROLL CALL

The question being on the motion of Senator Morgan the  
roll was called and there were ayes, 41; nays, 5; absent and  
not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Dolan	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Tuff
Garaas	Luick	Wadeson
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Those voting in the negative were:

Bilden	Dewing	Vendsel
Brooks	Roen	

Absent and not voting:

Knudson	Larson	Wartner
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So the motion prevailed.

Senator Meidinger: In the interest of clearing up another Committee conflict I would move that Senator Thomas be taken off the Committee on State and Federal Government and that Senator Wenstrom be placed on the Committee on State and Federal Government.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 23, 1957

Mr. Speaker: I have the honor to return House Concurrent Resolution "C".

Which the President has signed.

VIC GILBREATH, Chairman.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 23, 1957

Mr. President: I have the honor to transmit: House Bill No. 527 and House Bill No. 528.

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 23, 1957

Mr. President: I have the honor to transmit: House Current Resolution No. "D".

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

GERALD L. STAIR, Chief Clerk.

#### FIRST READING OF SENATE BILLS

Senators Wadeson and George introduced:

Senate Bill No. 80. 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 by railroads and by public utilities maintaining electric transmission or telephone lines.

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

Senators Olson and Garaas introduced:

Senate Bill No. 81. A Bill for an Act to amend and reenact section 57-0228 of the North Dakota Revised Code of 1943 relating to valuation basis for computation of tax.

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

Senator Livingston introduced:

**Senate Bill No. 82.** A Bill for an Act to amend and reenact section 39-1202 of the North Dakota Revised Code of 1943 and section 5 of chapter 250 of the North Dakota Session Laws of 1955, relating to special permits issued for vehicles or mobile homes of excessive size and weight.

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

Senators Olson, Klefstad, Wolf, Fraser, Thomas, Miller, Berube, Tuff, Roen, Larson, Longmire, Dolan, Hernet, Kieley, Dewing, Knudson, Luick, Foss, Nelson, Wadeson, Kusler, Morgan, Johnson, Kee, Trenbeath, Sayer, Vendsel, Erickson, Schrock, Yunker, Gilbertson, Wenstrom, Saumur, Leier, Krause, Fiedler, Wartner, George, Livingston, Torno, O'Brien, Holand, Garaas and Freed introduced:

**Senate Bill No. 83.** A Bill for an Act relating to the face value and redemption of trading stamps and similar devices and providing a penalty.

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

Senators Leier and Brooks introduced:

**Senate Bill No. 84.** A Bill for an Act to provide for the appropriation and transfer of funds from the mill and elevator association to the state highway department for the construction and reconstruction of highways on the state system.

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

Senators Nelson and Wadeson introduced:

**Senate Bill No. 85.** A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, as amended, relating to hog cholera virus serum.

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

Senators Kusler, Dewing and Erickstad introduced:

**Senate Bill No. 86.** 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 liquified petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquified petroleum gas containers and to prohibit the refilling of use of such containers without authorization by the owner thereof; and providing for penalty.

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

Senators Kusler, Foss, Roen, Vendsel, Kieley, O'Brien and Livingston introduced:

**Senate Bill No. 87.** A Bill for an Act to define and regulate the business of lending in amounts of one thousand dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as

consideration for a payment of one thousand dollars or less; to provide for the administration and enforcement of this Act and the issuance of regulations and orders therefor by the State Examiner; to authorize the making of examinations and investigations and the publication of reports thereof; to provide that the State Examiner shall use the facilities of the Banking Department in administering and enforcing this Act and that he may have a deputy and other necessary employees; to provide for disposition of license and investigation fees; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all acts and parts of acts in conflict herewith.

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

Senator Holand introduced:

**Senate Bill No. 88.** A Bill for an Act to amend and reenact sections 37-1516 and 37-1517 of the North Dakota Revised Code of 1943, relating to estates of members of the soldiers' home.

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

Senator Erickstad and Foss introduced:

**Senate Bill No. 89.** A Bill for an Act to amend and reenact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the prohibition against selling alcoholic beverages on certain days.

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

Senators Meidinger and Baeverstad introduced:

**Senate Bill No. 90.** A Bill for an Act transferring the balance in the state highway patrol fund to the general fund.

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

Senator Meidinger moved that after the reading of Senate Bills Nos. 35 and 52, and House Concurrent Resolution "A" that the Senate recess until 2:45 p. m., which motion prevailed.

The Senate reconvened at 2:45 p. m., pursuant to recess taken, the President presiding.

**SECOND READING OF SENATE BILLS**

**Senate Bill No. 35.** A Bill for an Act to repeal chapter 17-02 of the North Dakota Revised Code of 1943, relating to fences in stock districts.

Was read the second time.

**ROLL CALL**

The question being on the final passage of the bill the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Berube	Kieley	Olson
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Kusler	Schrock
Erickstad	Leier	Thomas
Fiedler	Livingston	Trenbeath
Fraser	Longmire	Tuff

Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker
Kee		

Absent and not voting:

Baeverstad	Gilbertson	Morgan
Bilden	Hernett	Roen
Erickson	Krause	Torno
Foss	Larson	Vendsel

So the bill passed and the title was agreed to.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 52.** A Bill for an Act to amend and reenact section 57-15063 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county road programs.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Holand	O'Brien	Yunker
Johnson		

Those voting in the negative were:

Baeverstad	Nelson
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Absent and not voting:

Bilden	Larson	Roen
Gilbertson	Morgan	Vendsel
Hernett		

So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE RESOLUTION

**House Concurrent Resolution "A".** A concurrent resolution requesting the United States Secretary of Agriculture to support legislation revising acreage controls on durum wheat during 1957.

Was read the second time.

Senator Garaas moved that the House Concurrent Resolution "A" be amended to also include a request to the President of the United States that the present Secretary of Agriculture, Ezra T. Benson, be replaced with a more competent person, having interests favorable to the farmers and ranchers of our nation.

Mr. President: The Chair is going to rule that the amendment proposed by Senator Garaas is out of order for the reason that this House Concurrent Resolution "A" is directed to the Secretary of Agriculture, and that I don't believe it would be pertinent to that resolution to fire the Secretary of Agriculture at the same time.

#### ROLL CALL

The question being on the final passage of House Concurrent Resolution "A" the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Bæverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Klefstad	Schrock
Dolan	Knudson	Thomas
Erickson	Krause	Torno
Erickstad	Kusler	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Gilbertson	Morgan	Roen
Larson		

So the resolution was declared adopted.

#### FIRST READING OF SENATE BILLS

Senator Wadeson introduced:

Senate Bill No. 91. A Bill for an Act to amend and reenact sections 20-1302, 20-1303, 20-1304, 20-1305, 20-1306, 20-1309, 20-1402, 20-1403, 20-1404, 20-1405, 20-1406, 20-1407 and 20-1409 of the North Dakota Revised Code of 1943 and section 20-1308 of the 1953 Supplement thereto, relating to bounties on predatory animals and birds and to transfer the duties thereunder from the county auditor to the clerk of the district court.

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

Senator Schrock introduced:

Senate Bill No. 92. A Bill for an Act to amend and reenact section 26-03391 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the provisions denying the insured the right to employ the doctor or enter the hospital of his choice, and defining doctor for purposes of this Act.

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

Senator Luick introduced:

Senate Bill No. 93. A Bill for an Act making it unlawful to hunt on any lands upon which the crops have not been harvested, and providing a penalty.

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



Senators Longmire and Saumur introduced:

**Senate Bill No. 94.** A Bill for an Act to vest in the University of North Dakota Alumni Association, Incorporated, the power to raise funds on behalf of the University of North Dakota and hold such funds as matching or counterpart funds for the benefit of the University of North Dakota and making the University of North Dakota Alumni Association, Incorporated, the agent of the University of North Dakota for such purpose.

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

#### FIRST READING OF SENATE RESOLUTION

Senator Olson and Bilden introduced:

**Senate Concurrent Resolution "F".** A concurrent resolution memorializing the Government of the United States not to recognize the Kadar regime as the present Hungarian government.

1 WHEREAS, the valiant efforts on the part of the  
 2 Hungarian people to secure for themselves a free and  
 3 independent government have been repressed by the  
 3a forces  
 4 of the Russian government in order to retain its control  
 5 over the Hungarian people; and  
 6 WHEREAS, the act of the Russian government in  
 7 killing so many thousands of unarmed Hungarian  
 7a civilians  
 8 has shocked the entire world; and  
 9 WHEREAS, the present government of Hungary  
 9a which  
 10 is the Kadar regime is merely a puppet government of  
 11 Soviet Russia and does not represent the people of  
 11a Hungary,  
 12 but is used in carrying out Russia policies of world  
 13 domination;  
 14 NOW, THEREFORE, BE IT RESOLVED BY THE  
 14a SENATE OF  
 15 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 15a REPRESENTATIVES  
 16 CONCURRING THEREIN:  
 17 That the Government of the United States do not  
 18 recognize the Kadar regime as the present government  
 18a of  
 19 Hungary.  
 20 BE IT FURTHER RESOLVED, that copies of this  
 21 resolution be forwarded by the Secretary of the Senate  
 22 to the President of the United States, the Secretary of  
 23 State of the United States, and to each member of the  
 24 North Dakota Congressional Delegation.

Was read the first time.

Senator Olson moved that Senate Concurrent Resolution "F" be printed in the journal and laid over one legislative day, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

**House Bill No. 527.** 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.

**House Bill No. 528.** 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.

**House Concurrent Resolution "D".** A concurrent resolution allowing use of the Memorial Hall for legislative dances.

Was read the first time.

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

**House Concurrent Resolution "D".** A concurrent resolution allowing use of the Memorial Hall for legislative dances.

Was read the second time.

Senator Meidinger moved that House Concurrent Resolution "D" be adopted, which motion prevailed.

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

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

VIC GILBREATH, Secretary.

## SEVENTEENTH DAY

Bismarck, January 24, 1957

The Senate convened at 2:00 p. m., the President presiding.  
Prayer by Chaplain Rev. John E. Grygo, Bismarck Baptist Church, Bismarck.

Roll call: All Senators present except Senator Larson.

A quorum was declared by the President.

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

Page 85, transpose lines 8 and 9.

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

## REPORTS OF STANDING COMMITTEES

Mr. President: 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.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 57, have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 58, have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 66, have had the same under

consideration and recommend that the same be amended as follows:

Line 10, delete the comma after word September.

Line 10, insert a comma after the word person.

Line 12, insert a comma after the word certificate.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 71, have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

#### FIRST READING OF SENATE BILLS

Senator Brooks introduced:

**Senate Bill No. 95.** A Bill for an Act to amend and reenact sections 40-4506 and 40-4608 of the North Dakota Revised Code of 1943, as amended by chapters 277 and 278 of the North Dakota Session Laws of 1955 relating to investment of surpluses in the police pension and the employees' pension funds.

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

Senator Brooks introduced:

**Senate Bill No. 96.** A Bill for an Act to amend and reenact section 40-1302 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the city treasurer's bond.

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

Senator Berube introduced:

**Senate Bill No. 97.** A Bill for an Act to amend and reenact Section 15-2511 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident pupils.

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

Senator Berube introduced:

**Senate Bill No. 98.** A Bill for an Act to amend and reenact Section 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident pupils.

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

Senators Knudson, Wenstrom, Johnson, Trenbeath, Meidinger, Roen, Leier and Luick introduced:

**Senate Bill No. 99.** A Bill for an Act making an appropriation to the state water conservation commission for participating in the investigation, planning, construction, and

maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and repealing chapter 58 of the North Dakota Session Laws of 1955.

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

Senators Trenbeath, Miller and Erickstad introduced:

**Senate Bill No. 100.** A Bill for an Act to amend and reenact section 21-0202 of the North Dakota Revised Code of 1943 relating to certificates of indebtedness.

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

Senators Trenbeath, Miller and Erickstad introduced:

**Senate Bill No. 101.** A Bill for an Act to amend and reenact section 21-0201 of the North Dakota Revised Code defining the term "taxing district".

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

Senators Sayer, George and Meidinger introduced:

**Senate Bill No. 102.** A Bill for an Act to amend and reenact subsection B of section 11-1805 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to fees of register of deeds for filing instruments relating to personal property.

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

#### FIRST READING OF SENATE RESOLUTION

Senators Freed, Roen, Garaas, Wenstrom, Kusler, Dewing, Erickson and Krause introduced:

**Senate Concurrent Resolution "G".** A Concurrent Resolution authorizing and directing the state highway department, in collaboration with the state historical society and national park service, to make a reconnaissance survey for a Badlands scenic drive connecting U. S. highway 12, in the vicinity of Bowman, with U. S. highway 2, near Williston, with access roads to areas of geological and botanical significance and points of historic importance.

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

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

Senator Olson moved that the rules be suspended and the Senate Concurrent Resolution "F" be placed on second reading and final passage, which motion prevailed.

**Senate Concurrent Resolution "F".** A concurrent resolution memorializing the Government of the United States not to recognize the Kadar regime as the present Hungarian government.

Was read the second time.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand		Yunker

Absent and not voting:

Fraser                      Larson

So the Resolution was declared adopted.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 24, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 35

Senate Bill No. 52

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

VIC GILBREATH, Secretary.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 24, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

House Concurrent Resolution "D"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 24, 1957

Mr. President: I have the honor to transmit:

House Bill No. 522

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

GERALD L. STAIR, Chief Clerk.

FIRST READING OF HOUSE BILLS

House Bill No. 522. 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.

## MOTIONS

Senator Morgan moved that the Senate reconsider its action in regard to his motion of yesterday to print 700 copies of all bills hereafter sent to the printers, which motion prevailed.

Senator Morgan requested the unanimous consent of the Senate to withdraw the above motion, which request was granted and the motion was withdrawn.

Senator George moved that the courtesy of the floor be extended to John Wanser, of Tuttle, North Dakota, and his Problems of Democracy Class, which motion prevailed.

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

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

VIC GILBREATH, Secretary.

## EIGHTEENTH DAY

Bismarck, January 25, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Kenneth E. Olson, Assemblies of God Church, Bismarck.

Roll call: All Senators present except Senators Larson and Wadson.

A quorum was declared by the President.

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

Page 93, line 39, correct the spelling of the word "and".

Page 94, last line, correct the spelling of the word "Planning".

An when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

## MOTIONS

Senator Freed: We have with us today a group of young girls, the "To-We-Go" Campfire Girls from Dickinson, and their very able leader, Blanche Harding, and their music teacher, Oscar Belsheim, and I request that the courtesy of the floor be extended to these young ladies and I am sure that they will entertain us for about five minutes, and I would suggest that the Sergeant-at-arms escort these girls to the floor of the Senate.

The request was granted and the Sergeant-at-arms escorted said group to the floor of the Senate after which they entertained the Senate by singing two songs.

Senator Leier moved that the remarks of Senator Freed, be printed in the journal, which motion prevailed.

Senator Leier requested that the courtesy of the floor be extended to Lloyd Stadig of Esmond, North Dakota, and Elwin Sears of Minneawaukan, North Dakota, which request was granted.

Senator George: We have with us today the Senior Class of Steele, North Dakota, and their instructor, Oscar Berg-



stad, and I request that the courtesy of the floor be extended to them, which request was granted.

Senator Knudson moved that the remarks of Senator George be printed in the Journal, which motion prevailed.

Senator Vendsel requested that the courtesy of the floor be extended to Mel Duerre of Mohall, North Dakota, which request was granted.

#### MESSAGE TO THE SENATE

The Sergeant-at-arms announced that there was a Message to the Senate, and the President asked to hear the message, which message was as follows:

Bonnie Harding: Mr. President, on behalf of the "To-We-Go" Campfire girls of Dickinson, I wish to thank you for letting us sing to you today. This is something that we will never forget. Thank you.

Senator Sayer moved that the remarks of Bonnie Harding be printed in the journal, which motion prevailed.

#### MOTIONS

Senator Livingston requested that Senate Bill No. 82 be returned to the Senate by the Committee on Transportation, which request was granted.

Senator Livingston moved that Senate Bill No. 82 be withdrawn, which motion prevailed.

Senator Sayer moved that the communication from the Board of Education at Fargo, North Dakota, be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Dolan: We have now received the expense vouchers from the witnesses that were called down here from Rolla, North Dakota, in connection with the Election Contest, and at this time I move that these items be printed in the journal for the information of the members of the Senate, to-wit:

C. A. Berg, County Auditor, Rolette County.....	\$39.05
Clarence Johnson, Sheriff, Rolette County.....	62.85
W. A. Lawston, Clerk of Court, Rolette County.....	59.88

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 33 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 53 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

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

ERNEST C. LIVINGSTON, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 60, have had the same under consideration and recommend that the same be amended as follows:

Line 8 after the word use place comma and delete the period.

Line 9 the word *inspection* should be in italics.

And when so amended recommend the same do pass.

STEVE THOMAS, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 63 have had the same under consideration and recommend that the same be amended as follows:

Line 27 of original bill insert "water" after the word migratory.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman.

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

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on General Affairs to whom was referred Senate Concurrent Resolution "E" have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Sayer moved that the amendments to Senate Bill No. 66 be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Senator Sayer: Your Committee on Committee Room Assignments still have a conflict in committee room assignments. I therefore move that the Committee on Labor Relations be changed from Room 211EB to Room 207, which motion prevailed.

#### FIRST READING OF SENATE BILLS

Senators Meidinger, Luick, Brooks, Wadson, Sayer, Bae-verstad, Dewing, Kusler, Leier, Klefstad, Wolf, Krause and George introduced:

**Senate Bill No. 103.** A Bill for an Act to amend and reenact section 65-0205 of the North Dakota Revised Code of 1943 as amended by chapter 354 of the North Dakota Session Laws of 1955 relating to the offices of the workmen's compensation bureau and authorizing the board of administration to make office changes in the state capitol.

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

Senator Nelson introduced:

**Senate Bill No. 104.** A Bill for an Act relating to tests and vaccination for brucellosis.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 105.** A Bill for an Act to amend and reenact section 47-1908 of the North Dakota Revised Code of 1943, relating to when an instrument shall be deemed recorded.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 106.** A Bill for an Act to amend and reenact section 47-1919 of the North Dakota Revised Code of 1943, relating to notice and effect of recorded instruments.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 107.** A Bill for an Act to amend and reenact section 47-1946 of the North Dakota Revised Code of 1943, relating to validity of unrecorded instruments and knowledge of record of instruments out of the chain of title.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 108.** A Bill for an Act to amend and reenact section 47-1941 of the North Dakota Revised Code of 1943, relating to record title, effect of unrecorded conveyance, and priority of first deposited, accepted and recorded conveyance.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 109.** A Bill for an Act to amend and reenact section 47-1945 of the North Dakota Revised Code of 1943, relative to constructive notice of execution of recorded instruments and admissibility in evidence without further proof.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 110.** A Bill for an Act to amend and reenact section 57-3723 of the North Dakota Revised Code of 1943, relating to liens for estate tax and limiting such liens to a period of ten years from the date of death of the decedent; and providing for an effective date.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 111.** A Bill for an Act to provide a limitation of ten years upon the commencement of an action or

proceeding to foreclose a real estate mortgage and to repeal subsection 3 of section 28-0115 of the North Dakota Revised Code of 1943.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 112.** A Bill for an Act relating to lis pendens and limiting the time during which lis pendens shall constitute notice.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 113.** A Bill for an Act to provide a limitation of ten years upon the commencement of an action or proceeding to cancel or enforce any contract for the sale or conveyance of real estate.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 114.** A Bill for an Act to amend and reenact section 47-19A01, subsection 1 of section 47-19A02, and sections 47-19A03, 47-19A07 and 47-19A10 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to marketable record title to real property and to the definite period of time within which notices of claim of interest and affidavits of possession are required to be filed and recorded; and providing for an effective date.

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

Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner introduced:

**Senate Bill No. 115.** A Bill for an Act to amend and reenact section 28-2011 of the North Dakota Revised Code of 1943, relating to entry of judgment and providing for notice to subsequent purchaser or encumbrancer when certified copy of judgment is recorded; and providing for an effective date.

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

Senator Knudson (by request) introduced:

**Senate Bill No. 116.** A Bill for an Act to provide for the acquisition of right of way and materials by purchase or by condemnation by the state or any of its departments, agencies or political subdivisions and to repeal sections 24-0507, 24-0509, 24-0510, 24-0511, 24-0512, 24-0513, 24-0514, 24-0515, 24-0716, 24-0717, 24-0723, 24-0724, 24-0725, 24-0726, 24-0727, 24-0728, 24-0729, 24-0730 and 24-0733 of the North Dakota Revised Code of 1943 and to repeal sections 24-0118, 24-0119, 24-0120, 24-0121, 24-0122, 24-0123, 24-0124 and 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to repeal section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by section 1 of Chapter 88 of the Session Laws of 1955 and to amend section 24-0722 of the North Dakota Revised Code of 1943, and declaring an emergency.

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

Senators Baeverstad and Dewing introduced:

**Senate Bill No. 117.** A Bill for an Act authorizing the superintendent of public instruction to appoint a director of surplus property within the department of public instruction, to prescribe his powers, duties, and functions, and providing for an appropriation.

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

Senators Erickstad and Knudson introduced:

**Senate Bill No. 118.** A Bill for an Act to amend and reenact section 40-1818 of the North Dakota Revised Code of 1943 relating to fee for jurors in police magistrate or village justice of the peace courts.

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

Senators Erickstad and Knudson introduced:

**Senate Bill No. 119.** A Bill for an Act to amend and reenact subdivision d of Subsection 1 of section 47-19A11 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to marketable record title and providing for a limitation upon the non-application of chapter to conditions subsequent; and providing for an effective date.

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

Senators Erickstad and Knudson introduced:

**Senate Bill No. 120.** A Bill for an Act to amend and reenact section 33-0123 of the North Dakota Revised Code of 1943, relating to fees to be charged by justices.

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

Senators Roen, Krause, Erickson, Garaas, Olson, Sayer, Baeverstad, Nelson, Wartner, Dewing, Hernet and Leier introduced:

**Senate Bill No. 121.** A Bill for an Act to amend and reenact section 39-0467 of the North Dakota Revised Code of 1943, as amended, relating to allocation of motor vehicle registration tax proceeds for counties.

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

Senators Kusler, Fiedler and Livingston introduced:

**Senate Bill No. 122.** A Bill for an Act to amend and reenact sections 38-0313, 38-0401, 38-0402, 38-0403, 38-0404, 38-0406, 38-0407, 38-0408, 38-0409, and 38-0410 and repealing section 38-0405 of the North Dakota Revised Code of 1943, as amended, relating to licensing coal mines and gravel pits.

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

Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier introduced:

**Senate Bill No. 123.** A Bill for an Act to amend and reenact section 61-1002, North Dakota Revised Code of 1943, relating to irrigation district boundaries.

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

Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier introduced:

**Senate Bill No. 124.** A Bill for an Act to amend and reenact Section 61-1016, North Dakota Revised Code of 1943, relating to the hearing on a petition and objections thereto, and to the assent of parties in proceedings for the exclusion of land from an irrigation district.

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

Senators Morgan, Yunker, Garaas, Krause, Holand and Leier introduced:

**Senate Bill No. 125.** A Bill for an Act repealing subsection 3 of section 61-0916 and section 61-1024, North Dakota Revised Code of 1943, relating to irrigation districts.

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

Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier introduced:

**Senate Bill No. 126.** A Bill for an Act to amend and reenact sections 61-0902 and 61-0903 of the North Dakota Revised Code of 1943, relating to the assessment of lands in irrigation districts.

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

Senator Sayer introduced:

**Senate Bill No. 127.** A Bill for an Act to amend and reenact section 15-2221 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to dissolution of school districts; duty of county superintendent.

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

Senator Sayer introduced:

**Senate Bill No. 128.** A Bill for an Act to amend and reenact Section 15-5708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to scholarship payments, conditions, notes required, and scholarship continued.

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

Senator Sayer introduced:

**Senate Bill No. 129.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the 1955 Session Laws, relating to elementary per pupil payments from the county tuition fund.

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

Senators Brooks, Berube and Nelson introduced:

**Senate Bill No. 130.** A Bill for an Act to repeal Chapter 39-04A of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to additional fees for motor vehicles engaged in transportation of property.

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

Senators Brooks, Berube and Nelson introduced:

**Senate Bill No. 131.** A Bill for an Act to provide a schedule of registration fees for all commercial and noncommercial trucks, except vehicles for transportation of passengers; Definition.

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

Senators Brooks, Berube and Nelson introduced:

**Senate Bill No. 132.** A Bill for an Act to repeal Section 39-0424 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 244 of the 1955 Session Laws of the State of North Dakota, relating to fees for commercial and noncommercial trucks.

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

Senator Knudson introduced:

**Senate Bill No. 133.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the public safety division.

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

Senators Hernet and Dewing introduced:

**Senate Bill No. 134.** A Bill for an Act to amend and reenact sections 40-2419 and 40-2420 of the North Dakota Revised Code of 1943 and 40-2708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of municipal improvement warrants and refunding improvement warrants and bonds, providing for the negotiability of such warrants and bonds and the eligibility thereof as investments of fiduciary, corporate and public funds, and declaring an emergency.

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

Senators Longmire, Livingston, Dolan and Saumur introduced:

**Senate Bill No. 135.** A Bill for an Act relating to the taxation of the sale of cigarettes and snuff and exempting sales to or by any instrumentality of the armed forces of the United States.

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

Senators Longmire, Livingston, Dolan and Saumur introduced:

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 5-0205 of the North Dakota Revised Code of 1943, as amended by the 1955 Session Laws, Chapter 96, section 1, and section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by the 1953 Session Laws, Chapter 96, section 9, relating to alcoholic beverages and exempting the sale to or by an instrumentality of the armed forces of the United States from certain taxes of this state.

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

Senator Livingston introduced:

**Senate Bill No. 137.** A Bill for an Act to repeal section 54-0117 of the North Dakota Revised Code of 1943 relating

to right-of-way over state lands and reservations thereof on sale.

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

Senators Hernet and Dewing introduced:

**Senate Bill No. 138.** A Bill for an Act to amend and reenact section 15-3926 of the North Dakota Revised Code of 1943, as amended by Chapter 139 of the 1955 Session Laws, sections 26-2210, 26-2303, and 26-2407 of the North Dakota Revised Code of 1943, and subsection B of section 52-0906 and section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of state funds.

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

#### FIRST READING OF SENATE RESOLUTION

Senators Freed, Roen, Garaas, Wenstrom, Erickson, Krause and Dewing introduced:

**Senate Concurrent Resolution "H".** A concurrent resolution directing the state historical society and the state board of administration to accept any request of the national park service to transfer the Roosevelt Cabin to another suitable site within the state.

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

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 35-1209 of the North Dakota Revised Code of 1943, relating to recording of notice of intention to file a lien.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernet	Nelson
Berube	Holand	O'Brien
Bilden	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendssel
Freed	Luick	Wenstrom
Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker

Absent and not voting:

Klefstad	Torno	Wadeson
Larson		

So the bill passed and the title was agreed to.

**Senate Bill No. 58.** A Bill for an Act to amend and reenact section 1 of chapter 117 of the North Dakota Session Laws of 1955, relating to the destruction of certain court records.

Was read the second time.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Those voting in the negative were:

Bilden	Meidinger	Torno
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Absent and not voting:

Klefstad	Larson	Wadeson
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So the bill passed and the title was agreed to.

Senate Bill No. 71. A Bill for an Act to amend and reenact subsection 2 of section 39-1616 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the revocation of driver's licenses.

Was read the second time.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Absent and not voting:

Klefstad	Larson	Wadeson
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So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 25, 1957

Mr. Speaker: I have the honor to transmit:

Senate concurrent Resolution "F"

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

VIC GILBREATH, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, January 25, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E"

House Concurrent Resolution "B"

House Bill No. 549

House Bill No. 550

House Bill No. 554

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 25, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

House Concurrent Resolution "D"

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

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "A"

House Concurrent Resolution "D"

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

FIRST READING OF HOUSE BILLS

House Bill No. 549. A Bill for an Act relating to the distribution of registration fees collected from the licensing of motor vehicles, and to the crediting of the application of the certificate of title to the county wherein the buyer of the motor vehicle resides.

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

House Bill No. 550. A Bill for an Act providing for the appointment, powers, and duties of additional soil conservation district supervisors.

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

House Bill No. 554. 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.

**House Concurrent Resolution "B".** A concurrent resolution urging the United States Secretarys of State and Agriculture to ensure enforcement of wheat and other seed import quotas, regulations and laws.

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

**House Concurrent Resolution "E".** A concurrent resolution providing and designating House and Senate employees and naming and fixing their salaries.

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

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

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

VIC GILBREATH, Secretary.

NINETEENTH DAY

Bismarck, January 26, 1957

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

The roll was called and there were 20 present, 29 absent.

Those present were: Baeverstad, Berube, Dewing, Foss, Garaas, Holand, Johnson, Krause, Larson, Longmire, Luick, Miller, Roen, Saumur, Sayer, Torno, Trenbeath, Wenstrom, Wolf and Yunker.

Those absent were: Bilden, Brooks, Dolan, Erickson, Erickstad, Fiedler, Fraser, Freed, George, Gilbertson, Hernet, Kee, Kieley, Klefstad, Knudson, Kusler, Leter, Livingston, Meidinger, Morgan, Nelson, O'Brien, Olson, Schrock, Thomas, Tuff, Vendsel, Wadeson and Wartner.

So the President declared that the Senate lacked a quorum.

Senator Dewing moved that the Senate do now recess until 1:30 p.m., January 28, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

NINETEENTH DAY AFTER RECESS AND  
TWENTY-FIRST DAY

Bismarck, January 23, 1957

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

Roll Call: All Senators present except Senators Hernet, Kee and Longmire.

A-quorum was declared by the President.

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

GLENN R. DOLAN, Chairman.

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

## MOTIONS

Senator Erickstad: Mr. President, I move that the rules be suspended and that the President appoint a committee of two to escort the Superintendent of the School for the Deaf, Carl Smith, to the rostrum, which motion prevailed.

The President appointed as such committee Senators Erickstad and Dewing.

Superintendent Smith was escorted to the rostrum and presented to the Senate by the President.

Superintendent Smith: Mr. President, Members of the Senate of the State of North Dakota. I would like to recall to your minds that last week in Devils Lake, North Dakota, the First Inventors Congress was held. We think it was an outstanding success with 170 registered inventors in the State of North Dakota and 350 inventions displayed. We hope that this will encourage you senators and the people of North Dakota to start industry on the basis of North Dakota ideas. As you Senators perhaps know, that Congress could not have been the success it was had it not been for the encouragement, help; aid and assistance rendered by the President of the Senate. Therefore, I am very happy this afternoon to be able to, as President of the North Dakota Inventors Association, and speaking for the Invention Industry of America, and for the National and International Associations of Registered Inventors to make the President of the Senate an honorary member of the National and International Association of Registered Inventors, in appreciation for all the work he did to help the Congress. Congratulations, Mr. President.

A membership pin was presented to Lt. Gov. Duffy by Superintendent Smith.

Lt. Gov. Duffy: I think I should say to you, Superintendent Smith, and Members of the Senate, that I never invented anything except an excuse, but I am pleased to have this recognition of my proficiency. Thank you.

Senator Wadeson moved that the remarks of Superintendent Carl Smith and Lt. Gov. Duffy be printed in the journal, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 21 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 36 have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill after the word grain insert the words and hay.

In line 4 section 1 of the bill after the word grain insert the words and hay.

In line 5 after the word grain insert the words and hay.

In line 9 after the word grain insert the words and hay.

In line 18 Section 2 after the words grain insert the words and hay.

In line 20 Subsection 2 after the word grain insert the words and hay.

In line 23 Subsection 3 delete the comma after the word grain and insert the words and hay.

In line 24 Subsection 3 after the word grain insert the words and hay.

In line 25 Subsection 3 after the word grain insert the words or hay.

In line 27 Subsection 3 after the word grain insert the words or hay.

In line 29 of Subsection 3 after the word grain insert the words or hay.

In line 30 of Subsection 3 after the word grain insert the words or hay.

In line 33 of Subsection 3 after the word grain insert the words or hay.

In line 36 of Subsection 3 after the word grain insert the words or hay.

In line 41 of Section 3 after the word grain insert the words and hay.

In line 42 after the word grain insert the words or hay.

In line 49 Subsection 2 after the word grain insert the words or hay.

In line 51 Subsection 3 after the word grain insert the words or hay.

In line 53 Subsection 4 after the word grain insert the words or hay.

Underlining the words and hay or hay wherever they appear and renumbering the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 67 have had the same under consideration and recommend that the same do pass.

G. H. HERNETT, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "C" have had the same under consideration and recommend that the same do pass.

G. H. HERNETT, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "B" have had the same under consideration and recommend that the same be amended as follows:

Line 1 of the title strike out the word "Secretarys" and insert in lieu thereof the word "Secretary."

Line 2 of the title after the word "and" insert the words "Secretary of."

Line 15 strike out the word "Secretarys" and insert in lieu thereof the word "Secretary" and after the word "and" insert the words "Secretary of."

Line 22 strike out the word "Secretarys" and insert in lieu thereof the word "Secretary" and before the word "Agriculture" insert the words "Secretary of."

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

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

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

Senate Bill No. 66

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

#### FIRST READING OF SENATE BILLS

Senators Thomas and Holand (by request) introduced:

Senate Bill No. 139. A Bill for an Act to amend and reenact section 52-0601, subsection 3, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to conditions required to be eligible to benefits.

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

Senator Garaas introduced:

**Senate Bill No. 140.** A Bill for an Act to amend and reenact sections 40-2307 of the 1953 Supplement to the North Dakota Revised Code of 1943 and 40-2308 of the North Dakota Revised Code of 1943, relating to assessments and collection of costs of improvements benefiting real property.

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

Senators Olson, Miller and Bilden introduced:

**Senate Bill No. 141.** A Bill for an Act to amend and reenact section 19-0331 of the North Dakota Revised Code of 1943, relating to penalties for illegal use of narcotics or providing them to minors.

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

Senators Livingston, Larson, Brooks, Longmire and Sau-  
mur introduced:

**Senate Bill No. 142.** 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 Political Subdivisions.

Senator Freed introduced:

**Senate Bill No. 143.** 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, a tract of land, consisting of not more than five acres presently attached to the campus of the state teachers college at Dickinson, North Dakota, and repealing chapter 130 of the North Dakota Session Laws of 1955 relating to previous authority for a similar conveyance.

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

Senator Freed and Klefstad introduced:

**Senate Bill No. 144.** A Bill for an Act to amend and reenact sections 39-0426, 39-0427, 39-0428 and 39-04312 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the truck-mile tax and providing that such tax shall be collected by the highway commissioner instead of the motor vehicle registrar.

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

Senators Fiedler, Dewing and Kusler introduced:

**Senate Bill No. 145.** A Bill for an Act to amend and reenact section 36-0503 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to applications for license to operate a livestock sales ring.

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



Senators Morgan, Leier, Vendsel and Johnson introduced:  
**Senate Bill No. 146.** A Bill for an Act to amend and reenact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the selling, giving away or disposing of alcoholic beverage on certain holidays and election days.

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

Senators Morgan, Yunker and Garaas introduced:

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 61-0507 of the 1953 Supplement to the North Dakota Revised Code of 1943 and declaring an emergency.

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

Senators Schrock, O'Brien and Kusler introduced:

**Senate Bill No. 148.** A Bill for an Act requiring a course of study in junior and senior high schools on the subject of the fundamental principles of money and their relationship to economic and political affairs, and prescribing the duties of the state superintendent of public instruction and state board of education in relation thereto, and declaring an emergency.

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

#### CONSIDERATION OF AMENDMENTS

Senator Thomas moved that Senate Bill No. 60 be re-referred to the Committee on Labor Relations, which motion prevailed.

Senator Leier moved that the amendments to Senate Bill No. 63 be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

Senate Chamber

Bismarck, January 28, 1957

Mr. Speaker. I have the honor to return:

House Concurrent Resolution "A"

House Concurrent Resolution "D"

Which the President has signed.

VIC GILBREATH, Secretary.

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

Senator Meidinger moved that after the reading of Senate Bills Nos. 33, 53, 59, 66, and Senate Concurrent Resolution "E", the Senate adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### TWENTY-FIRST DAY

Bismarck, January 28, 1957

The Senate convened at 2:00 p. m., the President presiding. Prayer by Chaplain Rev. Glenn Field, First Southern Baptist Church, Bismarck.

Roll Call: All Senators present except Senator Longmire. A quorum was declared by the President.

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

GLENN R. DOLAN, Chairman.

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

FIRST READING OF SENATE BILLS

Senators Trenbeath, Berube, Baeverstad and Dewing introduced:

Senate Bill No. 149. A Bill for an Act authorizing and requiring the highway commissioner to acquire lands and right-of-way for roads and building sites for custom and immigration points of entry and to provide for a disposition of such lands and right-of-way.

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

Senator George introduced:

Senate Bill No. 150. A Bill for an Act to amend and reenact section 26-0705 of the North Dakota Revised Code of 1943, relating to filing of annual statement.

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

Senators Luick, Morgan and Miller introduced:

Senate Bill No. 151. A Bill for an Act to amend and reenact Section 51-0513 of the North Dakota Revised Code of 1943, relating to ((non-resident))) auctioneer licenses.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act to amend and reenact section 46-0305 of the North Dakota Revised Code of 1943 as amended, relating to printing of bills and resolutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Longmire

So the bill passed and the title was agreed to.

**Senate Bill No. 53.** A Bill for an Act to amend and reenact section 43-0811 of the North Dakota Revised Code of 1943 relating to examination, qualification, and application to practice dentistry in this state.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Longmire                      Wenstrom

So the bill passed and the title was agreed to.

**Senate Bill No. 59.** A Bill for an Act to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropradists and doctors of surgical chiropody.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson

Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Longmire	Wenstrom
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So the bill passed and the title was agreed to.

Senate Bill No. 66. A Bill for an Act to amend and reenact Section 15-3611 of the North Dakota Revised Code of 1943, relating to teachers' certificates. Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadesen
Garaas	Meidinger	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Longmire	Wenstrom
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So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "E". A concurrent resolution requesting that Corbin A. Waldron be designated Poet Laureate of North Dakota.

Which has been read.

Senator Livingston moved that Senate Concurrent Resolution "E" be amended as follows:

In line 7, strike out the word "North".

Which motion prevailed.

Senator Livingston moved that the rules be suspended and that Senate Concurrent Resolution "E" be deemed properly reengrossed and placed on the calendar for final passage, which motion prevailed.

Was read the second time.

Senate Concurrent Resolution "E". A concurrent resolution requesting that Corbin A. Waldron be designated Poet Laureate of North Dakota.

## ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Brooks	Longmire	Roen
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So the resolution was declared adopted.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 28, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 71

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

VIC GILBREATH, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, January 28, 1957

Mr. President: I have the honor to transmit:

House Bill No. 537  
House Bill No. 538  
House Bill No. 539  
House Bill No. 545  
House Bill No. 578  
House Bill No. 581

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

GERALD L. STAIR, Chief Clerk.

## FIRST READING OF HOUSE BILLS

House Bill No. 537. A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, 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 relating to deferred repeal of chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16

and 10-17 of the North Dakota Revised Code of 1943, as amended.

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

**House Bill No. 538.** A Bill for an Act relating to special corporations which refer to the general corporation law and amendment of sections 6-0534, 7-0103, 10-0801, 10-0809, 15-1701, 26-0801, 26-0805, 26-1525, 36-0806, 49-0808, and 49-0813 of the North Dakota Revised Code of 1943 as amended.

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

**House Bill No. 539.** A Bill for an Act relating to fees payable to the secretary of state's office, and to amend and reenact section 54-0904 of the North Dakota Revised Code of 1943.

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

**House Bill No. 545.** A Bill for an Act to amend and reenact sections 6, 7, 8, and 12 of chapter 253 of the 1955 Session Laws, relating to vehicle accidents, notices, and reports, and penalty therefor.

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

**House Bill No. 578.** A Bill for an Act to amend and reenact Subsection 7 of Section 24-A0102 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a definition of "Commissioner" as used in title 24.

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

**House Bill No. 581.** A Bill for an Act to amend and reenact section 37-0113 of the North Dakota Revised Code of 1943, relating to right-of-way of the national guard.

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

#### MOTIONS

Senator Fiedler: We have a distinguished visitor with us today, Mr. Harold Sauer, retiring President of the North Dakota Crop Improvement Association; Winner of South McLean Soil Conservation Award, and a companion of President Eisenhower on a tour of the Drought States. At this time I move that the President appoint a committee of two to escort Mr. Sauer to the rostrum.

The President appointed as such committee Senators Fiedler and Thomas.

Mr. Sauer was escorted to the rostrum and presented to the Senate by the President.

Mr. Sauer: Mr. President. Three weeks ago today I received an invitation from the Department of Agriculture inviting me to attend the drought conference January 14th at Wichita, Kansas. Two days after I received my invitation I received another call from the Department of Agriculture asking me to prepare a report on the drought situation in the state of North Dakota and furnish 500 copies of same. This being something that a farmer has never been confronted with before, my thanks go to Dean Arlen Hazen who

helped me prepare this report. There were six people from North Dakota that were invited to this conference: the Dean of Agriculture Arlen Hazen of Fargo, Merle Burke Director of Extension, and John McClung who is the head of the Farm Home Administration in the state. All governors of the 15 disaster states were also invited. Being that our Honorable John Davis could not attend, he appointed Math Dahl, Secretary of Agriculture and Labor to serve in his place. Two farmers from North Dakota were also invited, Ray Schnell of Dickinson and myself. We left on the 9th from Fargo driving through the disaster area through Nebraska and Kansas. In Nebraska we drove through most of the state without seeing any corn in the corn cribs or hay available for livestock feeding. And in Kansas we drove most of one day through the wheat country and there were very few fields that we could see where the wheat had even sprouted last fall. We arrived at Wichita late Sunday evening. Monday morning all the delegates from the 15 states met with the Under Secretary of Agriculture, True D. Morris, as chairman of the meeting. He presented their policies and programs as they now are as to meeting the national disasters. After outlining the program he informed us that we were invited to this conference to formulate some of the recommendations as to what can be done to help the disaster situation in these states. Fifteen states gave reports to the body as to conditions existing in their states. After lunch the group met as a body and were given certain emergency programs which they felt should be worked out.

We were divided into six work groups:

1. Emergency program
2. Credit
3. Land use adjustment
4. State, local and federal action
5. Water use and conservation
6. Resources development and diversification.

It was while I was in one of these work groups that True Morris paged me and informed me that I was one of six of the delegates selected to give a direct report to the President on the overall drought situation and effectiveness of the emergency program. It was at this meeting that Kansas reported the worst drought in 70 years of weather history, this being the fifth year and the fifth being the worst. We were amazed at the Kansas report due to the fact that the farmers perhaps were financially better off than in other drought states. We learned that 52,000 of the farmers in the drought area were working in industry and that industry made arrangements for the farmers in the drought area to have a leave of absence to plant and harvest their crops. Texas reported the worst drought that they had in their history. Many areas reported that they would have to have above normal rainfall for at least two years before they could increase their livestock production. New Mexico and Nevada reported that they were losing as many livestock from thirst and lack of water as they were from drought. Colorado reported one of their worst droughts. Ranchers are hauling their own water for human consumption from 50 to 100 miles. At 1 o'clock on the second day we boarded buses and were escorted out to the McDonald Air Base to meet with the President and we gave our report directly to

the President and to a group of about 600 people. After our report the President who spoke from notes informed us that he was really impressed with the seriousness of the drought situation, and from the recommendations of these reports he would do everything within his power in federal government to encourage industry to come into all these drought stricken states. After a meeting with us he reported to the press as he boarded his plane for Washington that he was raising the national emergency program loan fund from 25 million to 76 million dollars.

Mr. President, it is hard to believe the disaster is this severe in these states. You must just have to see it yourself in order to believe it. Mr. President, I have tried to make this very brief. Thank you very much.

Senator Livingston moved that the remarks of Mr. Sauer be printed in the journal, which motion prevailed.

Senator Freed: We have another distinguished visitor with us today, former Lt. Gov. Ray Schnell. I move that the President appoint a committee of two to escort Mr. Schnell to the rostrum, which motion prevailed.

The President appointed as such committee Senators Freed and Roen.

Mr. Schnell was escorted to the rostrum and presented to the Senate by the President.

Mr. Schnell: Thank you, Mr. President. This is an honor and I feel somewhat like the mule that was entered in the Kentucky derby. He said: "I don't wish to distinguish myself, but I hope to benefit by your association."

I happened to be one of the two from North Dakota that was invited to attend this drought disaster meeting in Wichita, Kansas, and in order to avoid duplication of words between Mr. Sauer and myself, I will try to touch on some of the things that Mr. Sauer hasn't mentioned.

This invitation was extended by the Assistant Secretary of Agriculture to ranchers and farmers of the fifteen drought disaster states in the Union, to this conference in Wichita on January 14, 15 and 16, to confer with specialists and technicians representing the various national and state governmental agencies including deans of agriculture, supervisors of Farmers Home Administration, State Commissioners of agriculture and a large selection of highly trained state and federal heads of every branch of government dealing with agriculture, and some representatives of other department heads as Department of Labor, Small Business Administration, Federal Reserve Banks, American Bankers Association, various cooperative and credit agencies, American Farm Bureau, National Farmers Union, Grange, Federal Crop Insurance, Soil Conservation Service, Federal Public Works Planning Service, Division of Indian Affairs, National Cattle-men's Association and many others, representing many departments of the Nation that had anything to do with Agriculture.

The President's main objective in making this drought inspection tour at this time was to get first hand information and see for himself by contacting the men and women who actually lived, or tried to make a living in this parched and windblown area, as well as to get their reactions and suggestions for improving the land and their standards of living.



He was impressed with their high moral standards, even though financially depressed, and their willingness to carry on. The President was alarmed about the seriousness of the drought and the damage to the land, the farm and ranch land, as well as all business matters dealing with people in the fifteen drought stricken states. With 29,400,000 acres of land in condition to blow the President is aware of this not only being a local problem, he realizes that it is a catastrophe of national concern. Out of these three days, and Sauer mentioned that we even held night conferences, the committees were at work to formulate the recommendations for providing assistance to these drought stricken farmers and ranchers, extending bank loans, low rates of interest, as well as long range planning and research for the future to assist the farmers and ranchers to adapt themselves and by their own efforts through long range planning and proper tillage and conservation practices, and also to assist those in this area through education, not to depend entirely on government subsidies and federal aid.

These recommendations will be written up and publicized and be mailed out to people all over the nation in a very short time, in an effort to assist these people to try to help themselves on their own initiative and set up their own long range program, and not be entirely dependent on the national government. He said they should feel the federal government will be a partner in any emergency. Each state and each locality in various states had a variety of conditions, which make it difficult to have a specific uniform program for all of the states in the nation. Many recommendations were brought forward on this three day conference and it is hard to explain, because I served on land use committee, and of course we gathered information from some of the other committee of what they had been talking about as far as land use and as far as credit was concerned. Ideas were brought forward by the ranchers and farmers that the people should help themselves and that those that had places too small or inadequate to support families should see for themselves what they in their own communities could do to try and help solve the problem themselves. Research was one of the great things that was recommended by all of these committees relative to this land use planning for the future, the long range land use planning, so that we don't continue to make mistakes from here on out. To help finance the people that live on the kind of places that has been depleted by drought is a hopeless case and it is for them themselves to decide, instead of some governmental agency telling them what to do. That was the consensus of opinion that came out of this meeting. We all saw disaster conditions. The territory in some of the states like Kansas, Texas, the conditions of the soil, it is beyond repair. It was mentioned by soil experts that some of the land that was plowed should never have been plowed and that it would take 25 to 50 years to build up the soil. Now in many of the states, like Arizona and New Mexico, where the government owns 70 per cent of the land in those states, no matter what conservation practices the farmers and ranchers may adopt or put into practice, it will grow up and cover them anyway. Some of the land is beyond repair, and it is a sad picture, beyond words to explain. I was so happy to come back to zero weather in North Dakota, and if any proposition is ever

brought into the North Dakota legislature to change the name of North Dakota, don't let them do it. It is the greatest state of any state I have been in, we have got everything here. These states I have been in none of them compare to North Dakota, these disaster states. Our people are doing fairly well compared to what the others are.

I happened to be at the Arizona Cattlemen's Convention the first part of January and they had had a good rain, and a rain that they were happy to have but some areas did not have any rain for seven or eight years to amount to anything, way below normal, said that land they had out there only contained about 20% moisture. One fellow said he bought a brood sow from a neighbor and he had to soak her for three days before she would hold slop. So we can really be happy to live in North Dakota where we can raise cattle. We have a bad year here once in awhile perhaps but this is a great state and I am happy to think that I am a land owner in the State of North Dakota. Thank you.

Senator Meidinger moved that the remarks of former Lt. Gov. Ray Schnell be printed in the journal, which motion prevailed.

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

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

VIC GILBREATH, Secretary.

TWENTY-SECOND DAY

Bismarck, January 29, 1957

The Senate convened at 2:00 p. m., the President presiding. Prayer by Chaplain Rev. Glenn Field, First Southern Baptist Church, Bismarck.

Roll call: All Senators present except Senator Johnson. A quorum was declared by the President.

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

Page 113, line 43, after the word "Inventors" insert the following:

"to make the President of the Senate an honorary member of the National and International Association of Registered Inventors".

Page 114, line 2, correct the spelling of the word "membership".

Page 114, line 35, strike out the word "grain" after the word "word".

Page 114, line 50, correct the spelling of the word "Sub-section".

Page 115, line 49, correct the spelling of the word "pre-vailed".

Page 118, line 24, correct the spelling of the word "Senators".

Page 123, line 41, correct the spelling of the word "the".

Page 123, line 55, correct the spelling of the word "thirst".

Page 124, in the last line, insert the word "and" after the word "land".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

FIRST READING OF A MEMORIAL RESOLUTION

Senator Vendsel introduced:

**Senate Memorial Resolution No. 1.** A memorial resolution in honor of former Senator Reinhardt Krenz.

Was read the first time.

Senator Vendsel: Mr. President: I wish to make a statement on behalf of the citizens of the 43rd Legislative District. Reinhardt Krenz lived in our county from the time of its inception in the homestead days. Mr. Krenz operated a farm. He raised a large family who are now residing in the State of North Dakota. He served as our county treasurer of Renville County for many years. He served our County for three terms as State Senator. During the

lifetime of Mr. Krenz, he earned the respect of all of the citizens of our District with whom he associated. His participation in politics was always above the strict partisan levels and due to that fact he had the respect and goodwill of all of the people of the county. He set and maintained for himself high moral standards with those whom he was associated with in social and business activities. I sincerely feel that we have lost a true friend, a great man who did a lot for our county. Last December he was one of three of our citizens who was presented with a plaque in recognition of his contribution to our way of life in our section of the State by our Renville County Agricultural Improvement Association. I am grateful that that was done before this man left our midst.

Senator Vendsel moved that the rules be suspended and that Senate Memorial Resolution No. 1 be adopted, which motion prevailed. The President announced that the Senate would stand in a moment of silent prayer in memory of ex-senator Reinhardt Krenz.

The Senate stood in silent prayer in memory of Reinhardt Krenz.

Senator Erickson moved that the remarks of Senator Vendsel and Senate Memorial Resolution No. 1 be printed in the journal, which motion prevailed.

#### SENATE MEMORIAL RESOLUTION NO. 1

Introduced by Senator Vendsel.

#### A MEMORIAL RESOLUTION IN HONOR OF FORMER SENATOR REINHARDT KRENZ.

1 WHEREAS, Almighty God in his infinite wisdom has  
 2 called from our midst a former colleague and legislator,  
 2a and  
 3 WHEREAS, Former Senator Reinhardt Krenz served  
 3a as a  
 4 member of this Senate in the 1945, 1947, 1949, 1951, 1953  
 5 and 1955 sessions and due to failing health had declined  
 6 nomination as a candidate for the Senate this past year,  
 6a and  
 7 WHEREAS, His dedication to our form of govern-  
 7a ment and  
 8 his ability to consider legislation on the basis of its  
 9 merits rather than on the basis of party lines made him  
 10 truly a great American, and  
 11 WHEREAS, He contributed greatly to the furtherance  
 11a of  
 12 our democratic process, and  
 13 WHEREAS, He was a devoted husband and father and  
 13a respect-  
 14 ed by all the people of the 43rd legislative district, his  
 15 untimely passing is not only a great personal loss to his  
 16 family but to the people of the 43rd legislative district,  
 17 NOW, THEREFORE, BE IT RESOLVED BY THE  
 17a SENATE OF THE  
 18 35th LEGISLATIVE ASSEMBLY OF THE STATE  
 18a OF NORTH DAKOTA,  
 19 ASSEMBLED THIS 29th DAY OF JANUARY, 1957,  
 19a That we do hereby  
 20 express and extend to the family of former Senator  
 20a Reinhardt  
 21 Krenz our deep sympathy and condolence in this hour of

22 sorrow, and  
 23 BE IT FURTHER RESOLVED, That an enrolled copy  
 23a of this  
 24 resolution be forwarded to Mrs. Reinhardt Krenz and  
 25 family, Sherwood, North Dakota, immediately by special  
 26 delivery mail.

## COMMUNICATION

A communication was presented from Mrs. Carl R. Nelson, Jr. (nee Colleen Ann Helgeson) from Roma, Italia, in regard to the article in Time Magazine relative to changing the name of North Dakota.

## MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, January 29, 1957

Mr. President: I have the honor to transmit:

House Bill No. 534

House Bill No. 536

House Bill No. 546

House Bill No. 556

House Bill No. 576

House Bill No. 582

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

GERALD L. STAIR, Chief Clerk.

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 63

Senate Concurrent Resolution "E"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

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

Strike out everything after the title of the bill and insert in lieu thereof the following:

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Chapter 36-13 of

1a the North

2 Dakota Revised Code of 1943 is hereby amended and

2a reenacted

3 to read as follows:

4 36-1301. ESTRAYS; POSSESSION.) Any person

4a may take

5 possession of an animal as an estray when it is on

6 property which he owns or controls, and when he does

6a not

7 know who is the owner of the animal. As soon as

7a practicable

8 he shall make careful examination of the said animal to

9 determine the presence and identity of any brand upon

9a it,

10 the location thereof and any other marks or scars which

11 may identify the same and he shall notify the sheriff of

12 the county wherein the estray was found of such action,

12a who  
13 shall record the date and time of notification and all in-  
14 formation obtained by him as to brands or other marks  
14a and  
15 location helpful in determining ownership thereof.  
16 36-1302. ESTRAY NOTICE BY SHERIFF.) Upon  
16a notification  
17 of an estray possession, the notified sheriff shall forth-  
18 with publish in official county newspaper once weekly  
18a for  
19 two weeks until the animal is finally claimed or sold,  
20 whichever is earlier. Two or more animals which are  
20a taken  
21 up by the same person at the same time may be  
21a described in  
22 one notice.  
23 The published notice shall be on a form prescribed by  
24 the chief brand inspector, and at the time of first publi-  
25 cation of any notice shall be forwarded to him for his  
26 files and the chief brand inspector shall send an official  
27 brand inspector to examine the animal for marks and  
27a brands  
28 and report his findings to the chief brand inspector and  
28a the  
29 sheriff. The notice shall briefly describe the estray by  
30 color, sex, probable age and weight, and any distinctive  
31 brand or marks, and shall show the date and place of  
31a taking  
32 up as well as the name and address of the possessor.  
33 36-1303. SALE OF UNCLAIMED ESTRAY;  
33a RECORDS.)  
34 If an estray has not been claimed or the owner  
34a discovered  
35 within sixty days after notice of its description and poss-  
36 session has been published by the sheriff, he shall  
36a proceed  
37 to sell it at public sale through any licensed livestock  
38 ring, or public market. After an estray notice has been  
39 published for one week, and if the sheriff determines  
39a that  
40 the fair market value of an estray is twenty-five dollars  
41 or less, and he files his appraisal to that effect, the  
42 estray may be sold before expiration of the sixty-day  
42a period.  
43 Out of the proceeds of the public sale, the sheriff  
44 shall pay, in the following order of priority:  
45 1. The reasonable charges incurred in preparation  
46 for and conducting the sale; and  
47 2. The lawful charges of the person who took up  
48 the estray.  
49 Any balance remaining from a sale shall be paid to  
50 the county treasurer who shall retain the amount subject  
51 to claim for one year, separate from other funds, after  
52 which time the money shall go to the county general  
52a fund.  
53 Until the money goes to the county general fund, the  
54 sheriff shall keep a record and file of each estray  
54a brought  
55 to his official attention, showing the dates of any action  
56 thereon, the published notice, the details of any sale or  
57 other disposition, and disbursement of any proceeds.

58 36-1304. CLAIMING ESTRAYS.) When the owner  
58a of an  
59 estray, prior to the sale thereof, presents to the person  
60 in possession of the animal his affidavit stating his  
60a name,  
61 place of residence and that he is the actual owner of the  
62 estray, describing it, then the person in possession of  
63 the animal shall release it to the claimant on payment of  
64 the lawful charges. The person formerly in possession  
65 shall then promptly send the affidavit to the sheriff, who  
66 shall file and keep the same as record of the disposition  
67 of the estray. After there has been a sale of an estray  
68 under the provisions of this chapter, the former owner of  
69 an estray shall have no rights in the animal.  
70 If the former owner of an estray files his verified  
71 claim with the board of county commissioners within one  
72 year after the date of the estray sale, and proves his  
73 former ownership to the satisfaction of the board, it  
73a shall  
74 order paid to the former owner and any lienors, as their  
75 interest may appear, the balance from the sale which is  
76 in the county treasury.

77 36-1305. LAWFUL CHARGES.) Any person  
77a lawfully taking  
78 possession of an estray may charge for actual damage  
78a done  
79 to his crops or premises by the animal, his actual costs  
80 of feeding and caring for it, and any expenses incurred  
80a in  
81 complying with this chapter, provided that no costs,  
81a charges,  
82 or expenses shall be allowed which were incurred prior to  
83 notifying the sheriff that the animal was taken up  
83a except  
84 damage to crops or premises. If the interested parties  
85 cannot agree as to the amount of charges each shall  
85a choose  
86 one person and the two so chosen shall choose a third  
87 person and the then the three persons so chosen shall  
87a arbitrate  
88 and determine the amount of the charges. The  
88a determination  
89 of these arbitrators shall be final if no sale of the  
90 animal has been had. In the event of a sheriff's sale the  
91 sheriff shall determine the amount of the charges to be  
92 received by the person taking possession of the estray.

93 36-1306. LIABILITY FOR FAILURE TO GIVE  
93 PROPER NOTICE.) Any person who shall take up an  
93a estray  
95 and shall  
96 1. Fail to make reasonable examination of the animal  
97 to determine the presence of brands or marks or  
98 scars to identify the same as herein required; and  
99 2. Fail to notify the sheriff as provided in this  
100 chapter,  
101 shall be liable to the owner thereof for triple all damages  
102 caused thereby, and may not make any claim or charge,  
102a or  
103 seek damages in connection with the animal.

104 36-1307. LIABILITY FOR DEATH, THEFT, OR  
104a ESCAPE

105 OF ESTRAY.) If the person who takes up an estray  
 105a shall  
 106 notify the sheriff as provided in this chapter, he shall  
 107 not be responsible if, without his fault, such estray  
 108 thereafter dies, is stolen, or escapes and wanders away.  
 109 36-1308. WRONGFUL TAKING UP OR SALE;  
 110 PENALTY.) Any person taking up an estray who:  
 111 1. Willfully fails to comply with the provisions of  
 112 this chapter,  
 113 shall be punished by a fine of not more than one hundred  
 114 dollars or imprisonment for not more than thirty days  
 115 or by both.  
 116 SECTION 2. DELIVERY OF ESTRAY TO PUBLIC  
 116a MARKET.)  
 117 In lieu of examination of an estray and notification of  
 118 the Sheriff as heretofore required herein, the person  
 119 taking possession may deliver such estray within one  
 120 month after taking possession, to any public market,  
 121 livestock ring, or other market place where official  
 122 brand inspection is provided for disposition in accord-  
 123 ance with the provisions of Chapter 36-22 of the 1953  
 124 Supplement to the North Dakota Revised Code of 1943.  
 124a The  
 125 brand inspector may order the sale of the estray on the  
 126 public market and the person taking possession shall be  
 127 paid from the proceeds thereof a reasonable amount for  
 128 the damage done him by the estray and the expense of  
 129 feeding, care and haulage thereof.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

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

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 68 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 70 have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 83 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

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

HARRY WADESON, Chairman.

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



Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 92 have had the same under consideration and recommend that the same be amended as follows:

In line 19 of the original bill delete the word their and insert in lieu thereof the word his

And when so amended recommend the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 95 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "B" have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

HARRY WADESON, Chairman.

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

Mr. President: Your Committee on Employment to whom was referred House Concurrent Resolution "E" have had the same under consideration and recommend that the same be amended as follows:

On line 99 after the name Myrtle Steen, Appropriation Committee Clerk change the figure "\$12.00" to "\$13.00".

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Freed moved that the amendments to Senate Bill No. 36 be adopted, which motion prevailed.

Senator Wadeson moved that the amendments to House Concurrent Resolution "B" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Senator Wadeson: The Employment Committee recommends the following employee:

Henry O. Lundene, chief proofreader, and that his salary of \$12.00 per day be made retroactive to January 25, 1957.

Senator Wadeson moved that the report be adopted.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas

Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

So said employee was declared elected to the position of chief proofreader, and the President of the Senate administered the oath of office to such employee.

**MESSAGE TO THE HOUSE**

Senate Chamber

Bismarck, January 29, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 33  
Senate Bill No. 53  
Senate Bill No. 59  
Senate Bill No. 66

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

VIC GILBREATH, Secretary.

**MESSAGE TO THE HOUSE**

Senate Chamber

Bismarck, January 29, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "E"

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

VIC GILBREATH, Secretary.

**MOTIONS**

Senator Wadson moved that the rules be suspended and that the amendments to House Concurrent Resolution "E" be adopted, which motion prevailed.

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

**SECOND READING OF HOUSE RESOLUTION**

House Concurrent Resolution "E". A concurrent resolution providing and designating House and Senate employees and naming and fixing their salaries.

Was read the second time.

**ROLL CALL**

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel

Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	
Absent and not voting:		
Dewing	Roen	

So the resolution was declared adopted.

Senator Wadeson moved that the vote by which House Concurrent Resolution "E" was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Leier: We have with us today in the Senate a large group of Administrators of High Schools. They are here observing democracy in action. I hope that it makes a good impression on them when later they bring some of their senior classes here to observe this body in action, and at this time I move that the courtesy of the floor be extended to them.

Which motion prevailed.

Senator Trenbeath moved that Senate Bill No. 101 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Trenbeath requested the unanimous consent of the Senate to withdraw Senate Bill No. 101, which request was granted.

#### FIRST READING OF SENATE BILLS

Senator Wolf (by request) introduced:

**Senate Bill No. 152.** A Bill for an Act to amend and reenact sections 43-0816 and 43-0817 of the North Dakota Revised Code of 1943 relating to the fees for the renewal of a certificate of registration for dentists.

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

Senator Leier introduced:

**Senate Bill No. 153.** A Bill for an Act to amend and reenact section 26-1901 of the North Dakota Revised Code of 1943, relating to insurance companies writing hail insurance coverage in this state and to provide a penalty for limiting acreage of coverage in any area.

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

Senator Leier introduced:

**Senate Bill No. 154.** A Bill for Act to amend and reenact subsections 1. b., 1. c., 1. d., 2. f., and 2. h. of section 26-03A03 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to health and accident insurance policies, and to repeal section 26-03A07 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.

Senator Hernett introduced:

**Senate Bill No. 155.** A Bill for an Act to provide for the appropriation and transfer of funds from the Bank of North Dakota to the highway construction fund and to the general fund.

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

Senators Hernet, George and Klefstad introduced:

Senate Bill No. 156. A Bill for an Act to amend and reenact Section 6-0303 and Section 6-0329, of the North Dakota Revised Code of 1943, relating to the value of shares of stock in state banks, and directors qualifying shares.

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

Senators Livingston and Saumur introduced:

Senate Bill No. 157. A Bill for an Act to amend an reenact section 5 of chapter 250 of the North Dakota Session Laws of 1955 relating to width, length, and height of mobile homes operated or towed upon the highways, and providing for over-size permits.

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

Senator Holand introduced:

Senate Bill No. 158. A Bill for an Act to amend and reenact section 47-1010 of the North Dakota Revised Code of 1943, relating to titles to highways, streets, alleys or public rights-of-way.

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

Senators Kee, Wadson, George and Livingston introduced:

Senate Bill No. 159. A Bill for an Act to amend and reenact Section 39-0528 of the North Dakota Revised Code of 1943 relating to the defacing, destroying, altering, removing, obliterating, covering, marring, disfiguring, or obscuring the serial or engine number of a motor vehicle.

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

Senators Kee, Wadson, George and Livingston introduced:

Senate Bill No. 160. A Bill for an Act to require the manufacturer of a new automobile to furnish the purchaser thereof with a certificate of origin; and providing for a penalty in the event of failure to do so.

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

Senators Kee, Klefstad, Wadson, George and Livingston introduced:

Senate Bill No. 161. A Bill for an Act to amend and reenact Section 35-0406 of the North Dakota Revised Code of 1943 relating to the filing of chattel mortgages, and requiring the chattel mortgage be shown on a certificate of title to a motor vehicle.

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

Senators Kee, Wadson, George and Livingston introduced:

Senate Bill No. 162. A Bill for an Act to amend and reenact Section 39-0405 of the North Dakota Revised Code of 1943, as amended by the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the applications for registration of motor vehicles.

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

Senators Holand and Dewing introduced:

**Senate Bill No. 163.** A Bill for an Act to amend and reenact sections 14 and 27 of chapter 251 of the North Dakota Session Laws of 1955 relating to the licensing of drivers and to eliminate triple license card, to require the notation of traffic warnings and traffic convictions upon the license and to provide for carrying over notations of convictions from one license card to another.

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

Senators Fraser, Johnson, Kieley and Livingston introduced:

**Senate Bill No. 164.** A Bill for an Act relating to the taxation of motor fuel and the administration thereof, providing for the purchase of tax exempt motor fuel for agricultural and industrial use, providing for licenses, fees, and providing a penalty; and amending and reenacting subsection 6 of section 57-4001 and subsection 5 of section 57-4003 of the North Dakota Revised Code of 1943 relating to definitions and exemptions under the use tax laws, and declaring an emergency.

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

Senator Shrock introduced:

**Senate Bill No. 165.** A Bill for an Act to amend and reenact section 11-1011 of the North Dakota Revised Code of 1943 relating to appointment and salaries of deputies and clerks.

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

Senators Foss, Freed and Kieley introduced:

**Senate Bill No. 166.** A Bill for an Act to provide for the payment by the State Highway Commissioner of costs incurred by utilities in changing, removing or relocating utility facilities in connection with Federal Aid and Interstate Road Projects in which the Federal Government shares such costs.

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

#### FIRST READING OF SENATE BILLS

Senators Holand, Sayer, Meidinger, Leier, Klefstad, Yunker, Dolan, Morgan, Livingston, Wadeson and Erickstad introduced:

**Senate Concurrent Resolution "I".** A Concurrent Resolution urging the President, the Congress and the Secretaries of Interior, Agriculture and Defense to support the establishment of the Garrison Diversion Unit and the appropriation of funds therefor.

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

Senators Meidinger, Nelson and Kee introduced:

**Senate Concurrent Resolution "J".** A Concurrent Resolution favoring the early construction of the proposed dam and reservoir project on the Pipestem Creek, near Jamestown, North Dakota, and urging the Corps of Engineers to expedite the completion of a favorable report thereon.

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

Senators Roen and Erickson introduced:

**Senate Concurrent Resolution "K".** A Concurrent Resolution favoring the early construction of the Bowman-Haley dam and reservoir project on the North Fork of the Grand River, North Dakota, and urging the Corps of Engineers to expedite the development and completion of a favorable report thereon.

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

Senators Roen and Erickson introduced:

**Senate Concurrent Resolution "L".** A Concurrent Resolution urging the responsible interest involved in the problems regarding local cooperation and participation of the proposed flood protection project on Buffalo Creek, near Scranton, North Dakota, to speedily settle the same.

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

Senators Roen and Erickson introduced:

**Senate Concurrent Resolution "M".** A Concurrent Resolution favoring and urging the early enactment by the Congress of legislation authorizing the states of Montana, North Dakota, South Dakota, and Wyoming to enter into a compact for the apportionment of the waters of the Little Missouri River and its tributaries.

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

Senators O'Brien, Saumur and Longmire introduced:

**Senate Concurrent Resolution "N".** A Concurrent Resolution requesting that Dr. John C. West, now retired, be designated at President Emeritus of the University of North Dakota, Grand Forks, North Dakota.

Was read the first time.

Senator O'Brien moved that the rules be suspended and that Senate Concurrent Resolution "N" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF CONCURRENT RESOLUTION

**Senate Concurrent Resolution "N".** A Concurrent Resolution requesting that Dr. John C. West, now retired, be designated as President Emeritus of the University of North Dakota, Grand Forks, North Dakota.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Olson
Berube	Johnson	Roen
Bilden	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Klefstad	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel

Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	O'Brien	Yunker
Hernett		

Absent and not voting:

Knudson	Larson	Nelson
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So the resolution was declared adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, January 29, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E"

Which the Senate has amended.

VIC GILBREATH, Secretary.

#### MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 21, 63, 67 and Senate Concurrent Resolution "C", that the Senate recess for fifteen minutes, which motion prevailed.

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

#### SECOND READING OF SENATE BILLS AND A RESOLUTION

Senate Bill No. 21. 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, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Bilden	O'Brien	Schrock
Gilbertson		

So the bill passed and the title was agreed to.

Senate Bill No. 63. A Bill for an Act to amend and reenact section 20-0802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on Governor's

powers and regulating the season of nonmigratory waterfowl in North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Absent and not voting:		
Bilden	Schrock	Wadeson
O'Brien		

So the bill passed and the title was agreed to.

Senator Dewing moved that the vote by which Senate Bill No. 63 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 67. A Bill for an Act to amend and reenact section 44-0203 of the North Dakota Revised Code of 1943, relating to succession to the governorship.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Dewing	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Knudson	Thomas
Fiedler	Krause	Torno
Foss	Kusler	Tuff
Fraser	Larson	Wadeson
Freed	Leier	Wartner
Garaas	Longmire	Wenstrom
George	Luick	Wolf
Gilbertson	Miller	Yunker
Hernett		

Those voting in the negative were:

Livingston	Olson	Vendsel
Meidinger	Trenbeath	



Absent and not voting:

Bilden	O'Brien	Schrock
Brooks		

So the bill passed and the title was agreed to.

**Senate Concurrent Resolution "C".** A concurrent resolution memorializing the Congress to lower the permissive retirement age to age sixty under federal social security to all persons covered who wish to retire at that age.

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, 9; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Holand	Olson
Dewing	Johnson	Roen
Erickson	Kee	Saumur
Erickstad	Kieley	Thomas
Fiedler	Klefstad	Torno
Foss	Krause	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Those voting in the negative were:

Baeverstad	Kusler	Nelson
Dolan	Larson	Sayer
Knudson	Meidinger	Trenbeath

Absent and not voting:

Bilden	O'Brien	Schrock
Brooks		

So the resolution was declared adopted.

#### MOTIONS

Senator Wadeson moved that Senate Bill No. 80 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Wadeson requested the unanimous consent of the Senate to withdraw Senate Bill No. 80, which request was granted.

#### REPORT OF STANDING COMMITTEE

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

Senate Memorial Resolution No. 1

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Memorial Resolution No. 1

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

#### FIRST READING OF HOUSE BILLS

**House Bill No. 534.** A Bill for an Act to amend and reenact section 50-0108 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the compensation of the county welfare board members.

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

**House Bill No. 536.** A Bill for an Act to amend and reenact sections 11-1524, 11-1525, 12-4727, 12-4728, 12-4729, 12-4730, 14-0307, 25-0101, chapters 25-02 and 25-03, sections 25-0404, 25-0411, subsection 1 of section 25-0808, subsection 2 of section 25-0811, sections 25-08091, 25-0815, 25-0826, 54-2301, 54-2316, 54-2321, and 54-2322 of the North Dakota Revised Code of 1943, as amended, relating to the admission, transportation, care, treatment, and discharge of patients at the state hospital and elsewhere, the powers and duties of the county mental health board, the administration of the state hospital, and the care, treatment, and rights of epileptic persons; providing penalties; and repealing chapter 50-05 and section 54-2310 of the North Dakota Revised Code of 1943, section 25-02051 of the 1953 Supplement thereto, and chapters 184 and 185 of the North Dakota Session Laws of 1955, relating to the treatment of alcoholics and the mentally ill.

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

**House Bill No. 546.** A Bill for an Act to amend and reenact section 20-0115 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to posting of lands for hunting and providing a penalty.

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

**House Bill No. 556.** A Bill for an Act to authorize the recovery of civil damages due to the malicious or willful destruction of property by minors.

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

**House Bill No. 576.** A Bill for an Act to provide for Korean veterans adjusted compensation, and declaring an emergency.

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

**House Bill No. 582.** A Bill for an Act to amend and reenact section 53-0508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to minors in certain public places, and providing a penalty.

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

#### MOTIONS

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

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

VIC GILBREATH, Secretary.

## TWENTY-THIRD DAY

Bismarck, January 30, 1957

The Senate convened at 2:00 p. m., the President presiding.  
Prayer by Chaplain Rev. Paul F. Keil, Church of God,  
Bismarck.

Roll call: All Senators present except Senators Luick and  
Morgan.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Twenty-second day and recommend that the same be cor-  
rected as follows:

Page 131, line 47, correct the spelling of the word "re-  
ceived".

Page 135, line 16, correct the spelling of the word "de-  
mocracy".

Page 135, line 25, correct the spelling of the word "unani-  
mous".

Page 136, line 46, correct the spelling of the word "certi-  
ficate".

Page 138, line 45, delete the figure "45" and insert in lieu  
thereof the figure "46".

Page 138, line 46, delete the figure "4" and insert in lieu  
thereof the figure "3".

And when so corrected recommend that the same be ap-  
proved.

GLENN R. DOLAN, Chairman.

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

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, January 30, 1957

Mr. President: I have the honor to transmit:

House Bill No. 514

House Bill No. 516

House Bill No. 519

House Bill No. 535

House Bill No. 572

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

GERALD L. STAIR, Chief Clerk.

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

GERALD L. STAIR, Chief Clerk.

Mr. President: I have the honor to transmit:

House Concurrent Resolution "E"

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

GERALD L. STAIR, Chief Clerk.

### COMMUNICATIONS

A communication was presented addressed to Senator Olson relative to a request for help in defeating House Bills No. 564 and 593, signed by 40 persons, which communication was referred to the Committee on Natural Resources.

### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 36

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

The committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 1

Was delivered to the Secretary of the State for his approval at the hour of 3:55 o'clock p.m., January 29, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 49 have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the title of the bill and insert in lieu thereof the following:

### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. UNCLAIMED MOTOR VEHICLES;
- 1a WHEN SALE
- 2 PERMITTED.) Whenever any motor vehicle coming into
- 3 the possession of any law enforcement agency of any
- 4 county or municipal corporation of this state shall
- 5 remain unclaimed and the towing, storage or other
- 6 charges thereon are unpaid for a period of three months
- 7 after coming into the possession of such law enforcement
- 8 agency, and the owner cannot be found upon diligent
- 9 inquiry or, being found and notified of the
- 10 possession of such motor vehicle, shall refuse or
- 11 neglect to receive the same and pay the legal charges
- 12 thereon, such law enforcement agency shall sell such
- 13 motor vehicle at public auction after giving, the

14 registered owner fifteen days notice of such sale by  
 15 ordinary mail addressed to the registered owner at his  
 15a post  
 16 office address, if known, of the time and place of sale  
 17 and by advertising such notice of sale in one issue of a  
 18 newspaper published in the county where such sale is to  
 19 be made or in the official newspaper of said county at  
 20 least fifteen days prior to such sale. Out of the pro-  
 21 ceeds of said sale the towing, storage, and other charges  
 22 and costs of sale shall be paid, and the balance of pro-  
 23 ceeds if any, shall be paid to the registered owner of  
 24 such motor vehicle, or if such registered owner can not  
 25 be found the balance shall be paid to the general fund  
 26 of the county or municipal corporation, as the case may  
 27 be. If the address of the registered owner is unknown,  
 28 the advertising of the notice of such sale shall be  
 29 sufficient notice to the registered owner.

30 SECTION 2. BILL OF SALE SHALL BE EVIDENCE  
 31 OF TITLE IN CERTAIN CASES.) If the sale price of  
 31a said  
 32 motor vehicle shall amount to one hundred dollars or  
 33 more, the law enforcement agency shall give the pur-  
 33a chaser  
 34 a bill of sale for said motor vehicle and said bill of  
 35 sale shall be evidence of valid ownership for the issuance  
 36 of a certificate of title by the registrar of motor  
 37 vehicles.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

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

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 97 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 98 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Wadson moved that Senate Bill No. 34 be referred to the Committee on Agriculture, which motion prevailed.

Senator Freed moved that the amendments to Senate Bill No. 92 be adopted, which motion prevailed.

## FIRST READING OF SENATE BILLS

Senators Meidinger and Longmire introduced:

**Senate Bill No. 167.** A Bill for an Act to amend and reenact section 39-1102 of the North Dakota Revised Code of 1943, relating to head lamps on motor vehicles.

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

Senators Meidinger and Freed introduced:

**Senate Bill No. 168.** A Bill for an Act making an appropriation and transfer of unexpended and unobligated balance in Yellowstone River Bridge deficiency appropriation to the highway construction fund.

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

The Committee on Appropriations introduced:

**Senate Bill No. 169.** 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.

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

Senators Kieley and Morgan introduced:

**Senate Bill No. 170.** A Bill for an Act establishing uniform procedure to be followed by all governmental agencies in the letting of public contracts, defining public contracts and excluding State Highway Department contracts, setting forth bid requirements, providing for proper notice of letting and advertisement for bids, requiring the preparation of plans and specifications for all public works projects and the filing thereof, providing for the retention of money on public projects; and repealing Chapter 48-02 of the North Dakota Revised Code of 1943 and Section 48-0206 of the 1953 Supplement thereto and Chapters 293 and 295 of the North Dakota Session Laws of 1955.

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

Senators Kieley and Morgan introduced:

**Senate Bill No. 171.** A Bill for an Act relating to a State Contractors Board; Providing for appointments; Defining powers and duties of Board; Providing for licenses, exemptions, and fees; Administration of Act; Providing the method of suspension and cancellation; Prescribing a penalty for violation of Act; and Providing for repeal of Chapter 43-07 of the North Dakota Revised Code of 1943.

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

Senator Krause introduced:

**Senate Bill No. 172.** 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, as amended by chapter 111 of the North Dakota Session Laws of 1955, relating to salaries of county officers.

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

Senators Larson, Foss and Freed (by request) introduced:

**Senate Bill No. 173.** A Bill for an Act to amend and reenact section 21-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of bonds by a municipality, providing for elections thereon and for exception thereto in the case of certain issues, including federal aid highway bonds of certain municipalities, and declaring an emergency.

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

Senators Longmire and Larson (by request) introduced:

**Senate Bill No. 174.** A Bill for an Act to amend and reenact sections 40-4701 and 40-4702 of the North Dakota Revised Code of 1943 and section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to municipal zoning, providing for application and extension of zoning regulations, for establishment of districts, and for changes of regulations, restrictions, and district boundaries.

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

Senator Holand (by request) introduced:

**Senate Bill No. 175.** A Bill for an Act to amend and reenact section 57-3706 of the North Dakota Revised Code of 1943 relating to joint interests and interests with the right of survivorship.

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

Senator Brooks introduced:

**Senate Bill No. 176.** 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.

Senators Hernet, George, Wenstrom, Klefstad and Sayer introduced:

**Senate Bill No. 177.** A Bill for an Act to amend and reenact section 21-0409 of the North Dakota Revised Code of 1943, relating to the pledge of securities for public deposits.

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

Senators Hernet, George, Klefstad, Wenstrom and Sayer introduced:

**Senate Bill No. 178.** A Bill for an Act defining a stale check and authorizing a bank or trust company to refuse payment thereof.

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

Senators Wartner, Longmire and Erickstad introduced:

**Senate Bill No. 179.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the collection of fee for unsatisfied judgment fund.

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

Senators Kieley, Longmire, Wartner, Erickstad, Livingston, Saumur and Meidinger introduced:

**Senate Bill No. 180.** A Bill for an Act authorizing municipalities maintaining armories to levy not to exceed two mills for armory maintenance, repair, alteration and reconstruction.

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

Senators Longmire and Nelson introduced:

**Senate Bill No. 181.** A Bill for an Act to create a medical center loan fund board, prescribe its duties, and provide for loans to North Dakota students desiring to complete their education in medicine.

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

Senators Longmire, Erickstad, Wartner, Holand, Garaas, Brooks and Knudson introduced:

**Senate Bill No. 182.** A Bill for an Act to amend and reenact section 27-1103 of the North Dakota Revised Code of 1943 relating to the qualifications of applicants seeking admission to the bar and providing an effective date.

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

#### FIRST READING OF SENATE RESOLUTIONS

Senators Meidinger and Longmire introduced:

**Senate Concurrent Resolution "O".** A Concurrent Resolution directing the legislative research committee to make an interim study of motor vehicle laws and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions, to make uniform the word usage, and to make such substantive changes as may be found necessary or advisable.

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

Senators Krause and Berube introduced:

**Senate Concurrent Resolution "P".** A Concurrent Resolution urging Congress to study and legislate in the field of Indian employment.

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

Senators O'Brien, Meidinger and Dewing introduced:

**Senate Resolution No. 4.** A Resolution for the purpose of designating February 7, 1957 as Newspaperman's Day at the State Legislative Assembly.

Was read the first time.

Senator O'Brien moved that Senate Resolution No. 4 be printed in the journal and laid over one legislative day, which motion prevailed.

#### SENATE RESOLUTION NO. 4

Introduced by Senators O'Brien, Meidinger and Dewing

A RESOLUTION for the purpose of designating February 7, 1957 as Newspaperman's Day at the State Legislative Assembly.



1 WHEREAS, the editors and reporters of North Dakota  
 2 daily and weekly newspapers are in active partnership  
 3 with the Senators and Representatives of this state  
 4 in the task of keeping the citizens informed about  
 5 their government,

6 THEREFORE BE IT RESOLVED, that the Senate  
 6a of North

7 Dakota, individually and collectively, invite the  
 8 newspapermen of their respective districts to spend  
 9 the day of February 7, 1957 at the state Capitol as  
 10 our guests, to witness at first hand legislative  
 11 process.

12 BE IT FURTHER RESOLVED, that we participate in  
 13 the meeting sponsored the North Dakota Sigma Delta  
 14 Chi chapter of professional journalists in the House  
 15 chambers at 4 p. m. that day for a discussion of the  
 16 duties and responsibilities of both the press and  
 17 public officials under the constitutional guarantee  
 18 of freedom of the press.

19 BE IT FURTHER RESOLVED, that the Senate of  
 19a North

20 Dakota join in the invitation to Mason Walsh, managing  
 21 editor of the Dallas (Texas) Times Herald and chairman  
 22 of the freedom of information committee of the  
 23 Associated Press Managing Editors Association, to  
 24 address the joint meeting of newspapermen and  
 25 legislators.

#### MOTIONS

Senator Krause moved that Senate Concurrent Resolution "P" be returned to the Senate from the Committee on General Affairs, which motion prevailed.

Senator Krause moved that the rules be suspended and that Senate Concurrent Resolution "P" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "P". A concurrent resolution urging Congress to study and legislate in the field of Indian employment.

Was read the second time.

Senator Krause moved that Senate Concurrent Resolution "P" be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, January 30, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 21  
 Senate Bill No. 63  
 Senate Bill No. 67

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

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, January 30, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "C"  
Senate Concurrent Resolution "N"

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

VIC GILBREATH, Secretary.

The Secretary announced that the President was about to sign:

House Concurrent Resolution "E"

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

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 30, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "E"

Which the President has signed.

VIC GILBREATH, Secretary.

Senator Meidinger moved that after the reading of Senate Bills Nos. 36, 68, 70, 83, 85, 95, Senate Concurrent Resolution "B" and House Concurrent Resolution "B", that the Senate recess for twenty minutes subject to the call of the chair, which motion prevailed.

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

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Rules recommends the following:

That the Senate of the Thirty-fifth Legislative Assembly adopt the temporary rules of the Thirty-fourth Legislative Assembly as the permanent rules of the Senate of the Thirty-fifth Legislative Assembly, subject to the following changes:

Rule 39, page 16, in line 2 after the word "which" insert the following: "the President of the Senate shall be the Chairman, and which".

That all standing committees except the Committee on Appropriations be reduced by two in number.

That Senate Rule No. 31 be as printed on pages 6 and 7 of the Senate Journal.

That in Joint Rule 11, page 32, change the paragraph beginning with the words "The Secretary of State" to read as follows:

"The Secretary of State shall retain at least 250 copies of these pamphlets to be mailed by him to each newly certified elected member of the House and Senate, prior to the convening of the next Legislative Assembly."

Your Committee on Rules, acting in concurrence with the Committee on Rules of the House, also recommend that the pamphlets to be printed as provided in Rule No. 11 of said Joint Rules be of the same size as the similar pamphlet printed for the Thirty-fourth Legislative Assembly.

R. E. MEIDINGER, Chairman.

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

## SECOND READING OF SENATE BILLS

**Senate Bill No. 36.** A Bill for an Act to amend and reenact sections 60-0301, 60-0303 and 60-0304 of the North Dakota Revised Code of 1943, relating to roving grain buyers.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Bilden	Johnson	Sayer
Brooks	Kee	Schrock
Dewing	Klefstad	Thomas
Dolan	Knudson	Torno
Erickson	Krause	Trenbeath
Erickstad	Kusler	Tuff
Fiedler	Larson	Vendsel
Foss	Leier	Wadeson
Fraser	Livingston	Wartner
Freed	Longmire	Wenstrom
Garaas	Luick	Wolf
George	Meidinger	Yunker
Gilbertson	Miller	

Those voting in the negative were:

Hernett	Nelson
---------	--------

Absent and not voting:

Berube	Morgan	Olson
Kieley	O'Brien	Saumur

So the bill passed and the title was agreed to.

**Senate Bill No. 68.** A Bill for an Act to amend and reenact sections 58-1601, 58-1603, 58-1604, and 58-1605 of the North Dakota Revised Code of 1943, relating to sidewalks and street lights of unincorporated villages.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Bilden	Johnson	Roen
Brooks	Kee	Sayer
Dewing	Kieley	Schrock
Dolan	Klefstad	Thomas
Erickson	Knudson	Torno
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Foss	Larson	Vendsel
Fraser	Leier	Wadeson
Freed	Livingston	Wartner
Garaas	Longmire	Wenstrom
George	Luick	Wolf
Gilbertson	Meidinger	Yunker
Hernett	Miller	

Absent and not voting:

Berube	O'Brien	Saumur
Morgan	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 70.** A Bill for an Act to amend and reenact section 1 and 2 of chapter 312 of the North Dakota Session Laws of 1955 relating to the disposition of certain lands at the school for the deaf by the board of administration.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Bilden	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Berube	Olson	Vendsel
Morgan		

So the bill passed and the title was agreed to.

**Senate Bill No. 83.** A Bill for an Act relating to the face value and redemption of trading stamps and similar devices 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, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Nelson	Wolf

Hernett                      O'Brien                      Yunker

Holand

Those voting in the negative were:

Klefstad

Absent and not voting:

Berube                      Morgan

So the bill passed and the title was agreed to.

Senator Larson moved that the vote by which Senate Bill No. 83 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 85. A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, as amended, relating to hog cholera virus serum.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieleley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Berube                      Morgan

So the bill passed and the title was agreed to.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 40-4506 and 40-4608 of the North Dakota Revised Code of 1943, as amended by chapters 277 and 278 of the North Dakota Session Laws of 1955 relating to investment of surpluses in the police pension and the employees' 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, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Bilden	Kieleley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer

Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Those voting in the negative were:

Hernett

Absent and not voting:

Berube                      Morgan

So the bill was passed and the title agreed to.

Senate Concurrent Resolution "B". A concurrent resolution requesting the Congress of the United States to suspend acreage controls on durum and spring wheat during 1957.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution the roll was called and there were: ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Saumur
Bilden	Johnson	Sayer
Brooks	Klefstad	Schrock
Dewing	Krause	Thomas
Dolan	Kusler	Torno
Erickstad	Larson	Tuff
Fiedler	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Miller	Wenstrom
Gilbertson	O'Brien	Wolf
Hernett	Olson	Yunker

Those voting in the negative were:

Erickson	Kieley	Nelson
Foss	Knudson	Roen
Fraser	Livingston	Trenbeath
George	Luick	Wadeson
Kee	Meidinger	

Absent and not voting:

Berube                      Morgan

So the resolution was declared adopted.

FIRST READING OF HOUSE BILLS

House Bill No. 514. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, and Trade and Industrial Education.

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

House Bill No. 516. A Bill for an Act making an appropriation for the purpose of 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.

**House Bill No. 519.** A Bill for an Act making appropriations for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the physically handicapped.

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

**House Bill No. 535.** A Bill for an Act relating to the training of psychiatric personnel and providing for certain scholarships.

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

**House Bill No. 572.** A Bill for an Act to amend and reenact Section 1, of Chapter 309 of the 1955 Session Laws, relating to joint exercise of governmental powers.

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

#### SECOND READING OF HOUSE RESOLUTION

**House Concurrent Resolution "B".** A concurrent resolution urging the United States Secretary of State and Secretary of Agriculture to ensure enforcement of wheat and other seed import quotas, regulations and laws.

Which has been read.

#### ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Olson
Berube	Kee	Roen
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Brewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Larson	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Nelson	Wolf
Gilbertson	O'Brien	Yunker

Those voting in the negative were:

Johnson

Absent and not voting:

Hernett                      Kusler                      Morgan

So the resolution was declared adopted.

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

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

VIC GILBREATH, Secretary.

## TWENTY-FOURTH DAY

Bismarck, January 31, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Rev. Paul F. Keil, Church of God, Bismarck.

Roll call: All Senators present.

A quorum was declared by the President.

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

GLENN R. DOLAN, Chairman.

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

## MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 31, 1957

Mr. President: I have the honor to transmit:

House Bill No. 512

House Bill No. 515

House Bill No. 518

House Bill No. 586

House Bill No. 587

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

GERALD L. STAIR, Chief Clerk.

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 92

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

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

Strike out everything after the title of the bill and insert in lieu thereof the following:



BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF  
THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Chapter 36-13 of the  
1a North  
2 Dakota Revised Code of 1943 is hereby amended and  
2a reenacted  
3 to read as follows:  
4 36-1301. ESTRAYS; POSSESSION.) Any person may  
4a take  
5 possession of an animal as an estray when it is on  
6 property which he owns or controls, and when he does  
6a not  
7 know who is the owner of the animal. As soon as  
7a practicable  
8 he shall make careful examination of the said animal to  
9 determine the presence and identity of any brand upon it,  
10 the location thereof and any other marks or scars which  
11 may identify the same and he shall notify the sheriff of  
12 the county wherein the estray was found of such action,  
12a who  
13 shall record the date and time of notification and all in-  
14 formation obtained by him as to brands or other marks  
14a and  
15 location helpful in determining ownership thereof.  
16 36-1302. ESTRAY NOTICE BY SHERIFF.) Upon  
16a notification  
17 of an estray possession, the notified sheriff shall forth-  
18 with publish a notice in the official county newspaper  
19 once weekly for two weeks unless the animal is earlier  
20 claimed or sold, whichever is earlier. Two or more ani-  
21 mals which are taken up by the same person at the same  
22 time may be described in one notice.  
23 The published notice shall be on a form prescribed by  
24 the chief brand inspector, and at the time of first publi-  
25 cation of any notice shall be forwarded to him for his  
26 files and the chief brand inspector shall send an official  
27 brand inspector to examine the animal for marks and  
27a brands  
28 and report his findings to the chief brand inspector and  
28a the  
29 sheriff. The notice shall briefly describe the estray by  
30 color, sex, probable age and weight, and any distinctive  
31 brand or marks, and shall show the date and place of  
31a taking  
32 up as well as the name and address of the possessor.  
33 36-1303. SALE OF UNCLAIMED ESTRAY; RE-  
33 CORDS.)  
34 If an estray has not been claimed or the owner discovered  
35 within sixty days after notice of its description and pos-  
36 session has been published by the sheriff, he shall  
36a proceed  
37 to sell it at public sale through any licensed livestock  
38 ring, or public market. After an estray notice has been  
39 published for one week, and if the sheriff determines  
39a that  
40 the fair market value of an estray is twenty-five dollars  
41 or less, and he files his appraisal to that effect, the  
42 estray may be sold before expiration of the sixty-day  
42a period.  
43 Out of the proceeds of the public sale, the sheriff

44 shall pay, in the following order of priority;

- 45 1. The reasonable charges incurred in preparation
- 46 for and conducting the sale; and
- 47 2. The lawful charges of the person who took up
- 48 the estray.

49 Any balance remaining from a sale shall be paid to  
50 the county treasurer who shall retain the amount subject  
51 to claim for one year, separate from other funds, after  
52 which time the money shall go to the county general  
52a fund.

53 Until the money goes to the county general fund, the  
54 sheriff shall keep a record and file of each estray brought  
55 to his official attention, showing the dates of any action  
56 thereon, the published notice, the details of any sale or  
57 other disposition, and disbursement of any proceeds.

58 36-1304. CLAIMING ESTRAYS.) When the owner  
58a of an

59 estray, prior to the sale thereof, presents to the person  
60 in possession of the animal his affidavit stating his  
60a name,

61 place of residence and that he is the actual owner of the  
62 estray, describing it, then the person in possession of  
63 the animal shall release it to the claimant on payment of  
64 the lawful charges. The person formerly in possession  
65 shall then promptly send the affidavit to the sheriff, who  
66 shall file and keep the same as record of the disposition  
67 of the estray. After there has been a sale of an estray  
68 under the provisions of this chapter, the former owner of  
69 an estray shall have no rights in the animal.

70 If the former owner of an estray files his verified  
71 claim with the board of county commissioners within  
71a one

72 year after the date of the estray sale, and proves his  
73 former ownership to the satisfaction of the board, it  
73a shall

74 order paid to the former owner and any lienors, as their  
75 interests may appear, the balance from the sale which is  
76 in the county treasury.

77 36-1305. LAWFUL CHARGES.)\* Any person lawfully  
77a taking

78 possession of an estray may charge for actual damage  
78a done

79 to his corps or premises by the animal, his actual costs  
80 of feeding and caring for it, and any expenses incurred  
80a in

81 complying with this chapter, provided that no costs,  
81a charges,

82 or expenses shall be allowed which were incurred prior  
82a to

83 notifying the sheriff that the animal was taken up  
83a except

84 damage to crops or premises. If the interested parties  
85 cannot agree as to the amount of charges each shall  
85a choose

86 one person and the two so chosen shall choose a third  
87 person and then the three persons so chosen shall arbi-  
87a trate

88 and determine the amount of the charges. The deter-  
88a mination

89 of these arbitrators shall be final if no sale of the

90 animal has been had. In the event of a sheriff's sale the  
 91 sheriff shall determine the amount of the charges to be  
 92 received by the person taking possession of the estray.  
 93 36-1306. LIABILITY FOR FAILURE TO GIVE  
 94 PROPER NOTICE.) Any person who shall take up an  
 94a estray  
 95 and shall  
 96 1. Fail to make reasonable examination of the animal  
 97 to determine the presence of brands or marks or  
 98 scars to identify the same as herein required; and  
 99 2. Fail to notify the sheriff as provided in this  
 100 chapter,  
 101 shall be liable to the owner thereof for triple all damages  
 102 caused thereby, and may not make any claim or charge,  
 102a or  
 103 seek damages in connection with the animal.  
 104 36-1307. LIABILITY FOR DEATH, THEFT, OR  
 104a ESCAPE  
 105 OF ESTRAY.) If the person who takes up an estray  
 105a shall  
 106 notify the sheriff as provided in this chapter, he shall  
 107 not be responsible if, without his fault, such estray  
 108 thereafter dies, is stolen, or escapes and wanders away.  
 109 36-1308. WRONGFUL TAKING UP OR SALE;  
 110 PENALTY.) Any person taking up an estray who:  
 111 1. Willfully fails to comply with the provisions of  
 112 this chapter,  
 113 shall be punished by a fine of not more than one hundred  
 114 dollars or imprisonment for not more than thirty days  
 115 or by both.  
 116 SECTION 2. DELIVERY OF ESTRAY TO PUBLIC  
 116a MARKET.)  
 117 In lieu of examination of an estray and notification of  
 118 the Sheriff as heretofore required herein, the person  
 119 taking possession may deliver such estray within one  
 120 month after taking possession, to any public market,  
 121 livestock ring, or other market place where official  
 122 brand inspection is provided for disposition in accord-  
 123 ance with the provisions of Chapter 36-22 of the 1953  
 124 Supplement to the North Dakota Revised Code of 1943.  
 124a The  
 125 brand inspector may order the sale of the estray on the  
 126 public market and the person taking possession shall be  
 127 paid from the proceeds thereof a reasonable amount for  
 128 the damage done him by the estray and the expense of  
 129 feeding, care and haulage thereof.

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 50 have had the same under consideration and recommend that the same be amended as follows:

Line 9, after the word "basis" and before the word "for" insert "not to exceed \$10.00 per day".

Line 11, delete the word 'amount' and insert the word "salary".

Line 17, after the words "CASE THE" insert the word "MAXIMUM".

After the word "SALARY" insert the word "ALLOWABLE".

Line 19, delete the words "THEN CORRESPOND WITH" and insert in lieu thereof "NOT EXCEED".

Line 11, delete ", however,".

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 94 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Judicary to whom was referred Senate Bill No. 102 have had the same under consideration and recommend that the same be amended as follows:

Line 12, delete the words "EXCEPT WHERE SUCH ASSIGNMENT IS A".

Line 13, delete the words "PART OF THE MORTGAGE INSTRUMENT".

Line 14, delete the words "EXCEPT WHERE".

Line 15, delete the words "SUCH ASSIGNMENT IS A PART OF THE CONDITION—".

Line 16, delete the words "AL SALE INSTRUMENT".

Line 21, after the words "fifty cents;" insert the following "if an assignment is contained in any of said instruments when originally filed, no additional charge shall be made for such assignment unless separate indexing is requested, in which case the charge for such assignment shall be an additional fifty cents;".

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Knudson moved that the amendments to Senate Bill No. 49 be adopted, which motion prevailed.

Senator O'Brien moved that Senate Resolution No. 4 be placed on the calendar, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Resolution No. 4. A Resolution for the purpose of designating February 7, 1957, as Newspaperman's Day at the State Legislative Assembly.

Was read the second time.

Senator O'Brien moved that the rules be suspended and that Senate Resolution No. 4 be amended as follows:

"In line 13, after the word "sponsored" insert the word "by".

Which motion prevailed.

Senator O'Brien moved that the rules be suspended and that Senate Resolution No. 4 be deemed properly reengrossed and placed on Second reading and final passage, which motion prevailed.

Senator O'Brien moved that Senate Resolution No. 4 be placed at the foot of the calendar, which motion prevailed.

#### MOTIONS

Senator Meidinger: We have in the gallery two classes in government from Pingree and Buchanan and their instructors David Nething and Mrs. Eileen Posey, and I move at this time that the courtesy of the floor be extended to them, which motion prevailed.

Senator Freed: I have with me here today, and I would like to introduce a Montana Democrat, although he tells me he voted for President Eisenhower. My guest is Joseph Scheeler, my brother-in-law from Butte, Montana. He was going through here today and I asked him to stay and see how we operate. I move that the courtesy of the floor be extended to Mr. Scheeler, which motion prevailed.

Senator Sayer moved that the remarks of Senator Freed be printed in the journal, which motion prevailed.

Senator Longmire: I have noticed the past few days that we have had a lot of fine democrats grace the halls of this assembly, so I thought it was time we had a good republican do likewise. I have with me as my guest here today our mayor from Grand Forks, Oscar Lunseth, who is just such a fellow. I move at this time that the courtesy of the floor be extended to Mayor Lunseth. Which motion prevailed.

Senator Livingston: We have in the west balcony a class in government from the Minot State Teachers College with Mr. E. R. Manning, and I ask at this time that the Senate recognize them at this time.

Senator Wadeson: We have with us here today a former member of the Senate who served in the 1945 and 1947 sessions. He comes from my district and made quite a name for himself when he served in the North Dakota Legislature. Like to at this time ask you to appoint a committee to escort former Senator John Conrad to the rostrum for a few words.

The President appointed as such committee Senators Wadeson and George.

Former Senator John Conrad was escorted to the rostrum and presented to the Senate by the President, and he addressed the Senate.

#### FIRST READING OF SENATE BILLS

Senator Holand introduced:

**Senate Bill No. 183.** A Bill for an Act to amend and reenact section 1 of chapter 251 of the North Dakota Session Laws of 1955 relating to the issuance of vehicle operators' licenses.

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

Senators Brooks and Wolf introduced:

**Senate Bill No. 184.** A Bill for an Act to amend and reenact section 40-4005 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to municipal preliminary budget statements.

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

Senator Freed (by request) introduced:

**Senate Bill No. 185.** A Bill for an Act to amend and reenact chapter 36-23 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to standards of sanitation of meat processors and the inspection of such establishments, and declaring an emergency.

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

Senators Meidinger, Knudson, Saumur, Garaas and Wenstrom introduced:

**Senate Bill No. 186.** A Bill for an Act to amend and re-enact Sections 43-1701, 43-1702, 43-1706, 43-1707, 43-1712, 43-1713, 43-1718, 43-1720, 43-1721, 43-1722, 43-1725, 43-1730, 43-1731 and 43-1734 and to repeal Section 43-1719, of the North Dakota Revised Code of 1943, relating to the regulation of the practice of medicine.

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

Senator Berube introduced:

**Senate Bill No. 187.** A Bill for an Act to amend and reenact section 17 of chapter 115 of the North Dakota Session Laws of 1955 relating to county coroners.

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

Senator O'Brien (by request) introduced:

**Senate Bill No. 188.** 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.

Senators Hernet, George, Klefstad, Sayer and Wenstrom introduced:

**Senate Bill No. 189.** A Bill for an Act defining a demand item drawn on a bank, payable by, at, or through a bank, fixing limitations on stop payment orders or countermand of payment of such items, and defining under certain circumstances what shall be deemed final payment of an item upon which a stop payment or countermand order has been given.

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

Senators Trenbeath, Miller and Erickstad introduced:

**Senate Bill No. 190.** A Bill for an Act to amend and reenact section 21-0101 of the North Dakota Revised Code of 1943, as amended, and subsection 6 of section 57-0201 of the North Dakota Revised Code of 1943 relating to taxing districts.

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

Senator Knudson introduced:

**Senate Bill No. 191.** A Bill for an Act to amend and reenact section 14 of chapter 251 of the North Dakota Session Laws of 1955 relating to motor vehicle operator's license and to increase the fee therefor to three dollars and fifty cents.

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

Senators Dolan, Meidinger and O'Brien introduced:

**Senate Bill No. 192.** A Bill for an Act to amend and reenact section 15-2202 of the North Dakota Revised Code of 1943, relating to qualifications of county superintendent.

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

Senator Longmire introduced:

**Senate Bill No. 193.** A Bill for an Act to amend and reenact section 15-5502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the construction of revenue producing buildings at higher educational institutions.

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

Senators Vendsel and Garaas introduced:

**Senate Bill No. 194.** 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.

Senator Vendsel introduced:

**Senate Bill No. 195.** A Bill for an Act relating to minimum wages.

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

Senator Nelson introduced:

**Senate Bill No. 196.** 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 live-stock brand inspection.

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

Senator Vendsel introduced:

**Senate Bill No. 197.** A Bill for an Act protecting sources of information of gatherers of news.

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

Senators Larson and Dolan introduced:

**Senate Bill No. 198.** 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 Appropriations.

Senators Dolan and Larson introduced:

**Senate Bill No. 199.** 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 Education.

Senators Brooks and Knudson introduced:

**Senate Bill No. 200.** A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, as amended, relating to annual license fees to practice law, providing for distribution of such fees, and declaring an emergency.

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

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Leier introduced:

**Senate Concurrent Resolution "Q".** 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 the first time and referred to the committee on State and Federal Government.

Senator Vendsel introduced:

**Senate Concurrent Resolution "R".** A concurrent resolution affirming our pride and our gratitude for the honorable services and heroic participation of our North Dakota national guard units in defense of our country during past wars and their devotion to duty at all times.

Was read the first time.

Senator Vendsel moved that Senate Concurrent Resolution "R" be printed in the journal, and laid over one legislative day, which motion prevailed.

#### SENATE CONCURRENT RESOLUTION "R"

Introduced by Senator Vendsel

A Concurrent Resolution affirming our pride and our gratitude for the honorable services and heroic participation of our North Dakota national guard units in defense of our country during past wars and their devotion to duty at all times.

- 1 WHEREAS, the recent reference to national guards-
- 2 men, by secretary of defense Charles Wilson, wherein
- 3 they were referred to as draft dodgers, causes us
- 4 to recall the brilliant and honorable performances
- 5 of our North Dakota national guard units; and
- 6 WHEREAS, the North Dakota national guard
- 7 unit known as the 164th was one of the first units



8 to be engaged in combat during World War II, we  
 9 are properly humbly proud. The record they established  
 10 during the battle of Guadalcanal and other campaigns  
 11 in the South Pacific will forever remain in our minds  
 12 and will be assessed a high position in the annals of  
 13 history; and

14 'WHEREAS, any person who joins the national  
 15 guard is, by his own free will and accord, immediately  
 16 available for service in defense of his country, and  
 17 cannot honestly be referred to or classed as a draft  
 18 dodger.

19 NOW, THEREFORE, BE IT RESOLVED BY THE  
 20 SENATE OF THE THIRTY - FIFTH LEGISLATIVE  
 20a ASSEMBLY OF

21 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 21a REPRE-

22 SENTATIVES CONCURRING THERIN: that the state-  
 22a ment

23 of secretary of defense Charles Wilson wherein he  
 24 referred to national guardsmen as draft dodgers, be  
 25 condemned and further, that we respectfully request  
 26 a public apology to our guardsmen and a retraction  
 27 of that statement.

28 BE IT FURTHER RESOLVED that copies of  
 29 this resolution be forwarded by the secretary of  
 30 the senate to Mr. Charles E. Wilson, secretary of  
 31 defense.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Erickson, Roen and Freed introduced:

Senate Concurrent Resolution "S". A Concurrent Resolution memorializing the Congress to provide sufficient funds to complete the unconstructed portion of the Lewis and Clark Highway.

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

Senators O'Brien, Yunker, Morgan, Bilden and Vendsel introduced:

Senate Concurrent Resolution "T". A Concurrent Resolution authorizing and directing the legislative research committee to conduct a comparative study of title 15, entitled education, North Dakota Revised Code of 1943, as amended.

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

#### MOTIONS

Senator Meidinger moved that after the readings of Senate Bills Nos. 62, 92, 97 and 98 that the Senate recess for fifteen minutes subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 62. A Bill for an Act authorizing the employment of prisoners, providing for the compensation and working conditions of prisoners, for violations by the prisoner of his conditions of employment, for employment

in another county, and providing an election between hard labor and employment.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson*	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Gilbertson            Leier

So the bill passed and the title was agreed to.

**Senate Bill No. 92.** A Bill for an Act to amend and re-enact section 26-03391 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the provisions denying the insured the right to employ the doctor or enter the hospital of his choice, and defining doctor for purposes of this Act.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Gilbertson                      Leier

So the bill passed and the title was agreed to.

**Senate Bill No. 97.** A Bill for an Act to amend and reenact Section 15-2511 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Gilbertson                      Leier

So the bill passed and the title was agreed to.

**Senate Bill No. 98.** A Bill for an Act to amend and reenact Section 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Bilden	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner

Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	
Absent and not voting:		
Gilbertson	Leier	

So the bill passed and the title was agreed to.

#### SECOND READING OF SENATE RESOLUTION

**Senate Resolution No. 4.** A Resolution for the purpose of designating February 7, 1957, as Newspaperman's Day at the State Legislative Assembly.

Was read the second time.

Senator O'Brien moved that Senate Resolution No. 4 be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

**House Bill No. 512.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

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

**House Bill No. 515.** A Bill for an Act making an appropriation for the purpose of 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 the first time and referred to the Committee on Appropriations.

**House Bill No. 518.** 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.

**House Bill No. 586.** A Bill for an Act to authorize the sale of the property known as the Irrigation Demonstration and Experiment Farm in McKenzie County, near Williston, North Dakota, and declaring an emergency.

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

**House Bill No. 587.** A Bill for an Act to amend and reenact sections 40-3104 and 40-3106 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in cities.

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

#### MOTIONS

Senator Wadson moved that when direction is given for the printing of speeches from the rostrum in the journal, that the desk reporter be authorized to summarize the speeches in the interest of brevity and economy, which motion prevailed.

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

VIC GILBREATH, Secretary.

TWENTY-FIFTH DAY

Bismarck, February 1, 1957

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

The President Pro Tem requested that Senator Foss take the chair and Senator Foss presided.

Prayer by Chaplain Father Leonard T. Duffy, Cathedral of the Holy Spirit, Bismarck.

Roll call: All Senators present.

A quorum was declared by Presiding Officer Senator Foss.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fourth day and recommends that the same be corrected as follows:

Page 160, line 22, correct the spelling of the word "provided".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 49

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

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

Senate Resolution No. 4

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 60 have had the same under consideration and recommend that the same be amended as follows:

Line 8 after the word "use" delete the period and insert a comma in lieu thereof.

Line 9 underline the word inspection.

And when so amended recommend the same do pass.

STEVE THOMAS, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 65 have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 76 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 93 have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted.

Senator Luick made the substitute motion that Senate Bill No. 93 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 151 have had the same under consideration and recommend that the same be amended as follows:

Line 24, strike out word "proposed" and insert in lieu thereof the word "first".

Line 25, after the word "auctioneer" and before the comma insert the words "any year".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 152 have had the same under consideration and recommend that the same be amended as follows:

Line 10, before the word "ten" insert the words "not more than".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

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

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 1, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 36  
Senate Bill No. 62  
Senate Bill No. 68  
Senate Bill No. 70  
Senate Bill No. 83  
Senate Bill No. 85  
Senate Bill No. 92  
Senate Bill No. 95  
Senate Bill No. 97  
Senate Bill No. 98

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

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 1, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "B"  
Senate Concurrent Resolution "P"

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

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 1, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the Senate has amended.

VIC GILBREATH, Secretary.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 1, 1957

Mr. President: I have the honor to transmit:

House Bill No. 548  
House Bill No. 571

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

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Wadson moved that the amendments to Senate Bill No. 34 be adopted, which motion prevailed.

Senator Knudson moved that the committee report on Senate Bill No. 50 be amended to also show "And renumber the lines accordingly", which motion prevailed.

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

Senator Knudson moved that the committee report on Senate Bill No. 102 be amended to also show "And renumber the lines accordingly", which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 102 be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Interim Committee appointed by the Thirty-fourth Legislative Assembly to supervise a complete study of the Workmen's Compensation Bureau and all of its operation and business and report thereon in detail to the Thirty-fifth Legislative Assembly, have completed such study and submit the following report:

#### A REPORT OF THE INTERIM COMMITTEE ON THE NORTH DAKOTA

#### WORKMEN'S COMPENSATION BUREAU

Representative Kenneth A. Fitch, Chairman  
Senator Carrol Day (Deceased)  
Senator Gail Hernet  
Senator John R. Kusler  
Representative Richard Thompson  
Representative R. Fay Brown

#### INTRODUCTION

The following is Senate Concurrent Resolution D-1 which approved, adopted and filed by the Thirty-fourth Legislative Assembly on the 8th day of March, 1955.

#### SENATE CONCURRENT RESOLUTION D-1 WORKMEN'S COMPENSATION BUREAU INVESTIGATION

A concurrent resolution creating an interim committee of five members to supervise an investigation of the Workmen's Compensation Bureau and its operation.

Whereas, it appears that there may be rules and practices adopted by the Workmen's Compensation Bureau which work hardship on certain groups and classifications as far as rates are concerned;

Whereas, there is the possibility that more harmonious and efficient operation of the bureau's business might result through a reorganization of the practices and procedures; and

Whereas, it is deemed advisable to examine the system of handling claims in order to consider the possibility of making the same more efficient.

Now, Therefore, Be It Resolved by the Senate of the State of North Dakota, the House of Representatives Concurring Therein; that there is hereby created an interim committee of five members, two to be selected by the Senate, two to be selected by the House of Representatives, the fifth to be the Speaker of the House of Representatives, which committee shall supervise a complete study of the Workmen's Compensation Bureau and all of its operation and business and report thereon in detail to the Thirty-fifth Legislative Assembly.

Be It Further Resolved that said committee shall nominate an assistant Attorney General, who shall be appointed by the Attorney General to serve on his staff under the direction of said committee and that the Attorney General shall supply such clerical help as may be required by the committee.



In accordance with said Resolution, Kenneth A. Fitch, Speaker of the House of Representatives for the Thirty-fourth Session, became Chairman of the Interim Committee. The Senate named, as their members to said Committee, Senator Carrol Day, now deceased, and Senator Gail Hernet. Shortly after March 3, 1956, Senator John R. Kusler was appointed by Lt. Governor C. P. Dahl to fill the vacancy created by the death of Senator Carrol Day. The House of Representatives named, as their members to said Committee, Representative Richard Thompson and Representative R. Fay Brown.

Attorney General Leslie R. Burgum, in accordance with said Resolution, appointed Donald H. Crothers and Carter E. Pendergast, Jr., as Assistant Attorney General and Accountant, respectively.

#### COMMITTEE ASSIGNMENT

The Resolution charges the Committee with the following assignment and responsibilities, to-wit:

1. Determine whether or not a more harmonious and efficient operation of the Bureau's business might result through a reorganization of its practices and procedures, and
2. Determine whether or not there exists certain Bureau rules and practices which work a hardship on particular groups and classifications insofar as rates are concerned, and
3. Whether or not the present system of handling claims can be done more efficiently.

In order to carry out this assignment it became necessary to conduct the survey and study of the four (4) operations of the Bureau separately. They are: Administrative; Claims; Underwriting and Auditing. Each of said operations will be gone into showing the questions involved, the manner by which the Committee attempted to find the answers to the questions and the findings therein.

#### ADMINISTRATIVE

In considering and studying the type and structure of the general administration of the Bureau, the following questions were considered:

1. The question of the membership in the Bureau, i.e., the expediency of the present three (3) man type and the advisability of either a single director or some other means of administration.
2. The qualifications of the individual(s) administering the operation of the Bureau.
3. Consideration of the method by which the administrator(s) should be chosen, i.e., elective, appointive or selective.
4. The various terms and conditions of the administrator(s) holding the office as well as matters pertaining to salary, office and automobile expenses.
5. The physical operation of the Bureau, i.e., a study of the general qualifications of the office personnel, their duties and by whom hired or appointed.
6. The question of the advisability and need of legislative delegation of authority to the Bureau administrator(s) in their:

- A. Premium rate making authority
- B. Rule making powers
- C. Investment of Bureau reserves
- 7. Determine matters pertaining to investments. Questions under consideration in regard to this study were:
  - A. What qualifies as an investment.
  - B. What use, if any, is made of the facilities of the Bank of North Dakota.
  - C. Study of the Bureau's present investments.
  - D. Determination of processing costs incurred in connection with the making of Bureau investments.

#### CLAIMS

In considering and studying the general office procedure used in connection with the treatment and handling of claims, the following questions were looked into by the Committee, to-wit:

1. The personnel in charge of the Bureau's handling of claims and their general qualifications therefor.
2. Study of the method employed by the Bureau in their receiving claim applications, making file of same and process of handling.
3. Determine the possibility of simplifying the present forms used by the employer, employee and doctor in making their initial application for medical or compensation payments.
4. Study the types and systems of claim payments employed and used by other states, i.e.:
  - A. The Hearing System — New York
  - B. The Voluntary Agreement System — Pennsylvania
  - C. The Direct Payment Plan — Wisconsin
5. Prepare a record which will adequately represent the facts relative to the processing of past Bureau claims. This was done by checking every fourth (4th) claim that was filed with the Bureau over a specified period of time.
6. Fully consider the expediency and practicability of the present system whereby those who deny a claim which is made to the Bureau also act as the appealing body which is charged with reviewing the particular case on re-hearing.
7. Consider the possibility of having the Bureau use bonded claims adjusters on the road for purposes of settling, adjusting or otherwise hasten the handling of claims.

#### UNDERWRITING

In considering the topic of Underwriting, the Committee found it necessary to divide it into three (3) separate and distinct classes. They were as follows:

1. Bureau-Employer Relationship.
  - A. The advisability of having the date of the employer's initial application to the Bureau, in which he requests coverage, serve as his yearly report making date.
  - B. Simplification of the forms used by the employer in making either his first application or his annual report.

- C. Study the possibility of allowing the employer to use the first of the month following his application date as the time for making his annual renewal of coverage with the Bureau rather than, as presently used, the employer having to make out the fraction of the particular month in which the report is submitted.
- 2. Classification and Rates.
  - A. Study of the adequacy and type of those classifications and rates presently used by the Bureau.
  - B. Determine whether or not the classifications used and the premiums charged by the Bureau are in conformity with the statute. North Dakota Revised Code of 1943 states that the premium charged by the Bureau is to pay for the cost of claim payments, administration of the Bureau and the maintenance of an adequate reserve fund. After disbursements of the above, the premium which is to be charged the employer shall be "the lowest rate which will still enable it to comply with the other provisions of the section."
  - C. Determine whether or not the premiums charged and the rates and classifications named are uniform as they apply to employments and risks.
- 3. Actuarial Aspects.
  - A. Secure the services of a competent actuary to determine whether or not the present fund is both actuarially and financially sound.
  - B. Determine what effect, if any, the longevity discount system, which is presently used by the Bureau, has upon the fund as well as what effect it may have upon the new employer as opposed to the long time participating employer.

#### AUDITING

The primary questions with which the Committee concerned itself relative to the subject of Auditing, were as follows:

- 1. Study Bureau's present system of internal audit and control.
- 2. Study the general qualifications of the Bureau personnel charged with the responsibility of handling audits.
- 3. Determine the possibility of streamlining the auditing procedures presently employed by the Bureau.
- 4. Determine what, if anything, can be done to bring about better employer verification of wages relationship with the Bureau.
- 5. Conduct a study of the Bureau's auditing forms and material in an effort to determine whether or not a simplification therein can be found.
- 6. Matter of Out-of-State Audits.
  - A. Determine extent of foreign employers that participate in the Bureau.
  - B. Determine what means, if any, available to Bureau in making audits of foreign businesses who do work in the state but have their pay-roll and other records in their home offices which are outside of the State of North Dakota.

- C. Request the Bureau to conduct a sample survey of audits of South Dakota businesses which are participating in the fund but maintain offices and records in South Dakota.

**SUPPLEMENTAL WORK PERFORMED  
BY COMMITTEE**

In order to supplement the study of the four (4) operations of the Bureau, as hereinabove set forth, the Committee also did the following:

1. Conducted numerous public hearings, most of which was taken under sworn testimony, at which former and present Bureau personnel as well as participating employers and employees appeared.
2. Conducted a spot check of Bureau files to determine whether or not a need existed for a thorough and complete Committee study of the Bureau's handling of claims.
3. Conducted a full and complete check of every fourth (4th) Bureau file.
4. Made a special survey into the history and background of all claims investigated by the Bureau between the dates of January 1, 1952 and March 14, 1956.
5. Conducted an internal inspection as to Bureau's method of internal audit and control.
6. Secured comparative evidence from State of Wisconsin as to such important matters as
  - A. Time elapsed from date of injury to date of payment to injured employee;
  - B. Study of penalty provision whereby injured employee receives percentage increase on award if not made within given period of time.
7. Conferred with officers, managers, employees and actuaries of Employer's Mutual of Wassau, Wisconsin, the largest private compensation insurance carrier in the United States, as to their opinions relative to:
  - A. Administration of compensation companies
  - B. Proven methods of expediting the payment of medical and compensation claims.
  - C. The possibility of streamlining Bureau auditing methods and procedures.
  - D. Determination of stability of the Bureau fund.
  - E. Various and sundry related matters.
8. Conferred with officials of the United States Department of Labor on various problems confronting state compensation agencies and the possible application of the Model Workmen's Compensation Act to that of North Dakota.
9. Conducted an extensive survey of the various classes of North Dakota businesses regarding their general findings relative to the Bureau.
10. Requested and received of the Bureau a sampling of out-of-state audits which were made in the State of South Dakota.
11. Conferred with members of the North Dakota Bar Association relative to their recommendation asking that

an injured employee, on appeal to the District Court from a rejection of his claim by the Bureau, be permitted a trial de novo.

12. Took affidavits, made interviews, inspected Bureau files and received voluminous sworn testimony relative to the clash of personalities and perpetual antagonism that existed among and between the Commissioners of the Bureau prior to Owen T. Owen's appointment thereto.

#### COMMITTEE FINDINGS

That ninety-five per cent (95%) of the problems and difficulties connected with the operation of the North Dakota Workmen's Compensation Bureau are administrative in nature.

That the present laws relating to the subject are, for the most part at least, sufficient and adequate to take care of the needs at hand.

For purposes of illustration of this point, the Committee found the following in regard to the question of what caused the delay in the Bureau's making payments on claims. That the primary reasons for delay in compensation payments were:

1. That no action whatsoever would be taken on any claim made to the Bureau until all three reports, i.e., the employer's, employee's and doctor's report had been received.
2. That each case so submitted was individually studied by the Commissioners prior to authorization of payment was made to the injured employee or claimant.

Contrast this with the procedure used by a private compensation insurance carrier. They require reports from the employer and doctor only. These reports are usually contained on the same sheet of paper. This enables the insurance company, upon receipt of a report, to immediately proceed with processing the claim for payment. The report is first checked to determine if the employer is covered by insurance and second, to determine if the employee was injured while on the job or otherwise entitled to compensation payment. Upon approval of the claim, the payment for same is sent out by the head of the Claims Department. This results in the State of Wisconsin, according to their Industrial Commission's Report of 1956, in 89.8% of all of the claims submitted to compensation insurance carriers in their state, being paid within 15 days from the date on which the employee was injured. The total cases involved for 1955 were 15,512.

The Committee finds that it is not unreasonable to expect the same high rate of prompt payment in North Dakota. The only question involved is how this result is to be brought about. The Committee concludes that no amount of legislation will bring about prompt action and payment of compensation claims but rather the solution to the problem is administrative in nature.

By the same token, the present practice whereby the Commissioners personally travel about the state taking testimony and conducting re-hearings or appeals from Bureau claim denials, is a task which could be effectively delegated to others. That the positions held by the Commissioners is administrative in nature and as such should confine itself primarily to making certain that all departments are run in an efficient and workmanlike manner.

The Committee feels that no amount of laws could take the place of a highly trained administrator who is fully able to properly delegate authority.

The Committee found that there is a need of an internal audit or control in the Bureau. Investigation revealed the fact that duplicate payments were mistakenly made from uninitialed copies of disbursement authorizations.

The Committee found that there is a need for a full time Bureau employed auditor to service and check out-of-state accounts.

The Committee found, from a study of the State Auditor's Annual Report, that the North Dakota Workmen's Compensation Bureau has invested the sum of \$1 million dollars, in amounts varying from \$5,000 to \$10,000 each, in savings and loan associations located in nearly every state in the Nation. The Committee feels that thought should be given to the investment of these funds in North Dakota business enterprises which will afford the same amount of security and approximately the same amount of interest on the investment. One of such investments would be Farm Home Administration loans on North Dakota farms. These loans are not only guaranteed by the Federal Government but also yield a high rate of interest.

The Committee also found that at the present time there appears to be no dissention, antagonism, or lack of cooperation among or between the Commissioners of the Bureau. The Committee does feel however, that in spite of the cooperation which does exist at the present time, the three man type of Bureau administration, which is provided for by law, has in the past and could in the future, lend itself to friction, conflict, dissention and internal departmental disturbances which cannot help but hamper and adversely affect the Act itself.

#### COMMITTEE RECOMMENDATIONS

In view of the facts, as hereinabove set forth, the Committee unanimously recommends to the Thirty-fifth Legislative Assembly the following changes in the North Dakota Workmen's Compensation Act, to-wit:

1.

That a Director of the North Dakota Workmen's Compensation Bureau be appointed by the Governor, and he shall hold office for a term of eight (8) years beginning on the first day of July immediately following passage hereof, and serve until his successor is appointed and qualified. Such Director shall be subject to removal by the Governor for cause only. The duties of his office shall correspond with those duties set forth in the Act relating to the Commissioners. That said Director shall receive, as compensation for his services, the sum of twelve thousand dollars per annum.

2.

That there be created a Policy Board consisting of five members. That the five members shall be appointed by the Governor for a term of five years each, with the terms of office so arranged that one term only shall expire on the first day of July of each year. Each appointed member shall hold his office until his successor is appointed and qualified. The Governor may remove any appointed

member of the board for cause. In case of a vacancy in such board, by death, resignation, or removal of an appointed member, the vacancy shall be filled by appointment by the Governor for the unexpired term. The board shall advise, supervise and otherwise assist the Director in the performance of his duties. The board shall review all reports, rules and procedures with the Director before same shall have full force and effect. The board shall hold regular meetings on the first Wednesday of January, April, July and October of each year in the offices of the Director in the state capitol at Bismarck, and shall hold special meetings at the call of the Director in such place as he may designate within the state of North Dakota. The members of such board shall receive, as compensation for such services, the sum of twenty-five dollars per day and each member shall be allowed the same mileage and expenses as are allowed to other state officers.

3.

That there shall be created an Appeal Board. This board shall consist of three members who shall be appointed by the Governor for a term of six years each, with the terms of office so arranged that one term only shall expire on the first day of July of each year the North Dakota Legislative Assembly meets. The Governor may, in addition to making removal for cause, fill all vacancies occurring on said board for the unexpired term for which such vacancies may exist. The duties of such board shall be to review, re-hear and otherwise reconsider those cases and claims upon which the Bureau has denied liability therefor. When the board makes a finding in favor of the claimant, the Bureau shall make payment in accordance therewith and when the board finds against the claimant, said claimant may avail himself of the provisions provided for in Chapter 65-10. That the board shall hold recorded meetings at the call of the Director in such place as he may designate within the state of North Dakota. Any investigation, hearing, or decision, and every order by any member of the board, when approved and confirmed by a majority of the members thereof, shall be deemed to be the order or decision of the board. That the members of such board shall receive, as compensation for such services, the sum of one thousand dollars per annum and each member shall be allowed the same mileage and expenses as are allowed to other state officers.

4.

That the costs and expenses incurred with the conduct of this investigation be paid from the funds of the North Dakota Workmen's Compensation Bureau.

Respectfully submitted,  
 KENNETH A. FITCH, Chrm./s  
 GAIL H. HERNETT/s  
 JOHN R. KUSLER/s  
 RICHARD J. THOMPSON/s  
 R. FAY BROWN/s

House Bill No. 708 is this date being introduced in accordance with this report.

GAIL HERNETT  
 Member of Committee  
 JOHN KUSLER  
 Member of Committee

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

### MOTIONS

Senator Vendsel moved that Senate Concurrent Resolution "R" be laid over one legislative day, which motion prevailed.

### FIRST READING OF SENATE BILLS

Senator Schrock introduced:

**Senate Bill No. 201.** A Bill for an Act to amend and reenact sections 15-4019, 15-5803, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to county high school equalization fund tax levy and payments, 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.

Senator Schrock (by request) introduced:

**Senate Bill No. 202.** 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.

Senators Knudson, Livingston and Krause introduced:

**Senate Bill No. 203.** A Bill for an Act to provide for the refund of registration fees on motor vehicles which are stripped, dismantled or destroyed during a year for which registration has been paid.

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

Senators Longmire and Knudson introduced:

**Senate Bill No. 204.** A Bill for an Act to amend and reenact sections 27-0918, 27-1615, 28-0612, 28-2028, 28-3207, 28-3213, 30-0211, 30-1323, 30-1412, 30-1420, 31-0312, 32-1922, 32-1924, 32-1926, 49-0610, 49-1813, 49-1821, 50-0716, 50-0718, 50-0814, 50-1708, 51-0501, 51-0502, 52-0627, 57-2017, 57-2020, 57-2102, 57-2501, 57-2502, 57-2702, 57-2804, 57-2805, 57-2806, 59-0405, 59-0428, 60-0832, 63-0212, 63-0404, 65-0902, and 65-0903 of the North Dakota Revised Code of 1943, as amended, relating to the use of certified mail as well as registered mail.

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

Senator Knudson (by request) introduced:

**Senate Bill No. 205.** A Bill for an Act to amend and reenact subdivision a. of subsection 11 of Section 52-0101 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 304 of the North Dakota Session Laws of 1955, relating to a definition of an employer.

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

Senators Garaas and Vendsel introduced:



**Senate Bill No. 206.** A Bill for an Act relating to economic development activities of the state requiring life insurance companies doing business within the state to invest in North Dakota securities.

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

Senator Brooks introduced:

**Senate Bill No. 207.** A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943 as amended, relating to constitutional amendments and initiated and referred measures.

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

Senator Johnson introduced:

**Senate Bill No. 208.** A Bill for an Act to levy a one mill general property tax for each six miles of state highway within a township to be credited to the county general fund.

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

Senator Johnson introduced:

**Senate Bill No. 209.** A Bill for an Act to amend and reenact subsection 4 of section 15-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 15-3503 of the North Dakota Revised Code of 1943, relating to school building construction.

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

Senator Wenstrom introduced:

**Senate Bill No. 210.** A Bill for an Act to correct a clerical, typographical, or printing error in section 31-0908 of the North Dakota Revised Code of 1943 providing that entries in official books or records constitute prima facie evidence.

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

Senator Brooks introduced:

**Senate Bill No. 211.** A Bill for an Act relating to municipal police officers' witness fees in criminal actions.

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

Senator Hernettt introduced:

**Senate Bill No. 212.** A Bill for an Act to amend and reenact section 24-0237 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the creation of a state highway fund and expenditures therefrom.

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

Senator Wartner introduced:

**Senate Bill No. 213.** A Bill for an Act to amend and reenact section 39-0459 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to motor vehicle dealers licenses.

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

Senator Wolf (by request) introduced:

**Senate Bill No. 214.** A Bill for an Act making an appropriation for the purpose of raising and reconstructing a bridge on United States highway number ten over the Heart River west of Mandan, in cooperation with the corps of engineers, United States Army, Garrison District.

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

Senators Erickson and Roen introduced:

**Senate Bill No. 215.** A Bill for an Act to amend and reenact section 16-0102 of the North Dakota Revised Code of 1943 as amended, relating to the opening and closing of polls and to provide that villages and townships having less than fifty electors may adopt earlier closing hour.

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

Senators Freed, Roen, Wenstrom, Garaas, Erickson and Leier introduced:

**Senate Bill No. 216.** A Bill for an Act authorizing the state of North Dakota and political subdivisions to lease certain minerals on public lands.

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

Senators Saumur and Longmire introduced:

**Senate Bill No. 217.** A Bill for an Act to amend and reenact section 40-2216 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sewer and water and parking lot improvements to be paid for in part by special assessments and in part by service charges, and declaring an emergency.

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

Senators Dolan and Schrock introduced:

**Senate Bill No. 218.** A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to payment of tuition for elementary school pupils.

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

Senator Dewing introduced:

**Senate Bill No. 219.** A Bill for an Act to amend and reenact section 57-1503 of the North Dakota Revised Code of 1943 relating to the state tax levy.

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

Senators Kusler and Meidinger introduced:

**Senate Bill No. 220.** A Bill for an Act to amend and reenact section 24-0314 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the authority of the highway commissioner to acquire buildings.

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

Senators Meidinger and Kusler introduced:

**Senate Bill No. 221.** 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 authorized investment of

workmen's compensation funds and to provide for a loan of one million five hundred thousand dollars from such funds to the state highway department for the purpose of erecting a highway office building and to provide for repayment of such loan.

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

Senators O'Brien, Dolan and Meidinger introduced:

**Senate Bill No. 222.** A Bill for an Act to amend and reenact section 15-2201 of the North Dakota Revised Code of 1943, relating to election; term of office of County Superintendent.

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

Senators Morgan, Holand, Roen and Erickson introduced:

**Senate Bill No. 223.** A Bill for an Act relating to grass-hopper control and providing an appropriation therefor.

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

Senators Hernet, Roen and Schrock introduced:

**Senate Bill No. 224.** A Bill for an Act prohibiting persons, firms, partnerships, companies or corporations from soliciting the sale of spectacles, eye glasses, lenses, frames, mountings, prisms or any other optical appliances or devices, eye examinations or visual services by means of advertisement or the use of any other method or means of baiting, persuading or enticing the public into buying the same and providing a penalty.

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

Senators Hernet, Meidinger, Roen and Schrock introduced:

**Senate Bill No. 225.** A Bill for an Act to amend and reenact subsection 3, of section 43-1317 of the North Dakota Revised Code of 1943, as amended, relating to qualifications for the practice of optometry.

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

Senator Brooks introduced:

**Senate Bill No. 226.** 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.

Senator Brooks introduced:

**Senate Bill No. 227.** A Bill for an Act to amend and reenact Section 28-1405 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to challenge of jurors.

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

Senator Brooks introduced:

**Senate Bill No. 228.** A Bill for an Act to amend and reenact Section 12-5319 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to suspended sentences, and declaring an emergency.

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

Senator Brooks introduced:

**Senate Bill No. 229.** A Bill for an Act to amend and reenact section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to zoning regulations.

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

Senators Olson, Bilden, Garaas, Kusler, Vendsel, Leier, Johnson, O'Brien, Tuff, Torno, Schrock, Kieleley, Fraser, Dewing, Dolan, Yunker, Knudson, Sayer, Foss, Fiedler and Berube introduced:

**Senate Bill No. 230.** A Bill for an Act appropriating money for the purpose of paying the members of the thirty-fourth legislative assembly the additional expense allowance as provided in House Concurrent Resolution B-2 of the thirty-fourth legislative assembly.

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

Senator Klefstad (by request) introduced:

**Senate Bill No. 231.** A Bill for an Act to amend and reenact Section 6-0826 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to authorizing out-of-state banks and trust companies to serve as fiduciaries in the State of North Dakota on a reciprocal basis.

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

Senators Knudson and Dolan introduced:

**Senate Bill No. 232.** A Bill for an Act to amend and reenact section 40-4904 of the North Dakota Revised Code of 1943, prescribing designations and powers of city and village park districts.

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

Senators Knudson and Dolan introduced:

**Senate Bill No. 233.** A Bill for an Act to amend and reenact section 57-1512 of the North Dakota Revised Code of 1943, as amended, relating to tax levy limitations in park districts.

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

Senator Knudson introduced:

**Senate Bill No. 234.** A Bill for an Act relating to non-profit hospital service corporations' contracts for needy or other persons; and licensing of sales representatives of such corporations.

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

Senators Garaas, Baeverstad and Livingston introduced:

**Senate Bill No. 235.** A Bill for an Act to provide for the enforcement of statute prohibiting stock running at large and to provide for recovery of costs from the owner.

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

Senators Dewing, Vendsel, Garaas, Fiedler, O'Brien, Kusler, Schrock and Olson introduced:

**Senate Bill No. 236.** A Bill for an Act to amend and reenact section 2 and subsection 1 of section 10 and section 24 of chapter 329 of the North Dakota Session Laws of 1955 relating to a retail sales tax Act.

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

Senator Livingston (by request) introduced:

**Senate Bill No. 237.** A Bill for an Act to amend and reenact section 27-1631 of the North Dakota Revised Code of 1943 relating to publication of name of child in juvenile court cases.

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

Senators Krause, Knudson, Fiedler, Erickson and Thomas introduced:

**Senate Bill No. 238.** A Bill for an Act to provide for the safe mechanical condition of motor vehicles, trailers, semi-trailers, house trailers, and pole trailers; to provide for administration and enforcement of inspection program and requiring periodical inspection of vehicles registered in this state; and to provide for licensing of official inspection stations, establishing license fees, inspection charges and providing for a penalty and an effective date.

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

Senator Meidinger introduced:

**Senate Concurrent Resolution "U".** A concurrent resolution for an amendment of section 82 of the Constitution of the state of North Dakota, relating to the election and terms of state officials and authorizing the Legislature to provide for the appointment of the superintendent of public instruction and public service commissioners.

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

Senators Meidinger and Leier introduced:

**Senate Concurrent Resolution "V".** A Concurrent Resolution directing the legislative research committee to make an interim study of the feasibility of requiring or providing incentives for foreign corporations or associations writing life insurance in the state of North Dakota to invest a portion of their premium collections in this state.

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

Senators Baeverstad, Brooks, Foss, Livingston, Leier and O'Brien introduced:

**Senate Concurrent Resolution "W".** A concurrent resolution relating to the broadcasting and telecasting of activities of the legislative assembly.

Was read the first time.

Senator Baeverstad moved that Senate Concurrent Resolution "W" be printed in the journal and laid over one legislative day, which motion prevailed.

## SENATE CONCURRENT RESOLUTION "W"

Introduced by Senators Baeverstad, Brooks, Foss, Livingston, Leier and O'Brien

A concurrent resolution relating to the broadcasting and telecasting of activities of the legislative assembly.

1 WHEREAS, the activities of the 35th legislative  
2 assembly are of substantial interest to the citizens of the  
3 state of North Dakota; and

4 WHEREAS, it is the desire of the legislative  
5 assembly that the citizens of this state be given an  
6 opportunity to hear and observe the proceedings of the  
7 legislature; and

8 WHEREAS, broadcasting and telecasting companies  
9 have expressed a desire to broadcast and televise selected  
10 portions of the proceedings of the legislative assembly;

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

15 That the president of the senate and the speaker of  
16 the house of representatives respectively shall appoint  
17 committees consisting of the presiding officers in each  
18 body, and the assistant floor leaders of the majority and  
19 minority parties of each house, which acting jointly shall  
20 serve as a special committee on broadcasting and tele-  
20a casting  
21 of joint legislative sessions. The respective committees  
21a of  
22 each house shall serve as special committees on the  
22a broad-  
23 casting and telecasting of the proceedings of each house  
23a when  
24 the proceedings of only one house is to be broadcast or  
25 televised. Such committees, acting separately for the  
26 broadcasting or telecasting of the activities of each house,  
27 and jointly for the broadcasting or telecasting of joint  
28 sessions, shall be authorized to grant the permission of  
28a one  
29 or both houses of the legislative assembly for the broad-  
30 casting or telecasting of each specific proceeding or  
31 activity for which such permission is requested upon such  
32 terms and conditions as may appear desirable. Such  
33 committees are specifically directed to authorize the broad-  
34 casting and telecasting of only such activities or proceed-  
35 ings as can be properly broadcast or telecast without  
35a undue  
36 interference with the orderly procedure and functions of  
37 the legislative assembly.

## FIRST READING OF HOUSE BILLS

House Bill No. 548. A Bill for an Act authorizing conveyance of certain property now owned by the state of North Dakota to the United States of America for park purposes.

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

House Bill No. 571. A Bill for an Act to amend and reenact sections 43-0407, 43-0412, and 43-0442 of the North

Dakota Revised Code of 1943, as amended, relating to barbers and the board of barber examiners.

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

Senator Meidinger moved that the Senate do now recess until 1:30 p. m., February 2, 1957, which motion prevailed.

VIC GILBREATH, Secretary

TWENTY-FIFTH DAY AFTER RECESS

Bismarck, February 2, 1957

The Senate convened at 1:30 p. m., the President presiding.

REPORT OF STANDING COMMITTEE

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

Senate Bill No. 34  
Senate Bill No. 50  
Senate Bill No. 102

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 4

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

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 4

Was delivered to the Secretary of State at the hour of 1:55 o'clock p. m., February 2, 1957.

CLYDE KIELEY, Chairman.

PETITIONS AND COMMUNICATIONS

A petition was presented addressed to Senator Morgan of Richland County, relative to grasshopper infestation and the potential damage therefrom in 1957, bearing 41 signatures, which communication was referred to the Committee on Agriculture.

FIRST READING OF SENATE BILLS

Senators Knudson, Longmire, Foss, Brooks, Saumur, Livingston, Luick and Kee introduced:

Senate Bill No. 239. A Bill for an Act to appropriate the sum of \$3,045,000.00 for the construction of buildings at the state institutions of higher learning.



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

Senators Luick and Morgan introduced:

**Senate Bill No. 240.** A Bill for an Act authorizing affected counties to compromise and settle outstanding and unpaid drain warrants issued pursuant to the establishment of a drain in two or more counties.

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

Senators Wenstrom, Dewing and Meidinger introduced:

**Senate Bill No. 241.** A Bill for an Act to amend and reenact section 15-1804 of the North Dakota Revised Code of 1943 relating to supervision of junior colleges and to authorize county tax levies to aid school districts maintaining junior colleges.

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

Senator Holand introduced:

**Senate Bill No. 242.** A Bill for an Act relating to authority to make arrests and to amend and reenact sections 29-0615 and 29-0616 of the North Dakota Revised Code of 1943 relating to arrest without warrant and arrest in the night time.

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

Senators Meidinger, Holand, Foss, Larson, Dolan, Wenstrom, Livingston, Saumur, Knudson and Leier introduced:

**Senate Bill No. 243.** A Bill for an Act to amend and reenact Initiated Measure No. 2, approved by the electors of the state of North Dakota in the general election on November 6, 1956 relating to scholarship loans.

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

Senators Garaas, Fiedler and Berube introduced:

**Senate Bill No. 244.** A Bill for an Act to amend and reenact section 16-0103 of the North Dakota Revised Code of 1943, relating to qualifications of electors.

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

Senator Longmire introduced:

**Senate Bill No. 245.** A Bill for an Act authorizing the state board of higher education to plat, re-plat, sell and convey to fraternities, sororities and institutional dormitory corporations portions of the east thirty-one acres of the north half of the southwest quarter of section 5 in township 151 north, range 50 west of the fifth meridian, in Grand Forks County, North Dakota.

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

Senators Brooks and Wadson introduced:

**Senate Bill No. 246.** A Bill for an Act to amend and reenact section 20-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to nonresident hunting, trapping or fishing licenses.

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

Senator Brooks introduced:

**Senate Bill No. 247.** A Bill for an Act to amend and reenact sections 24, 28, 30, 31, 34, 36, and 42 of chapter 251 of the North Dakota Session Laws of 1955, relating to cancellation, suspension or revocation of motor vehicle operators' licenses, and to repeal section 32 thereof.

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

Senator Gilbertson (by request) introduced:

**Senate Bill No. 248.** A Bill for an Act to amend and reenact chapter 246 of the 1955 Session Laws relating to the exemption of trucks and truck-tractors used only for moving buildings and well drilling equipment from the payment of registration, gross ton, or truck mile taxes or fees and to provide for an annual house mover's and well driller's motor vehicle license and to provide a penalty and declaring an emergency.

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

Senators Hernet, Longmire, Freed, Klefstad, Leier, Morgan and Thomas introduced:

**Senate Bill No. 249.** A Bill for an Act to amend and re-enact section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 352 of the Session Laws of 1955, relating to fee schedule for inspection of weighing and measuring devices.

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

Senator Hernet introduced:

**Senate Bill No. 250.** A Bill for an Act to appropriate one million dollars from the general fund to the state highway fund.

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

Senators Trenbeath and Kee introduced:

**Senate Bill No. 251.** A Bill for an Act relating to refund claims in connection with motor vehicle fuel not used on the public highways; providing for the issuance of a permit; providing for penalties against dealers who aid in filing false returns; providing for revocation of permits upon conviction of any claimant of filing a fraudulent return; providing appropriation for administration of this Act; and declaring an emergency.

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

Senator Longmire introduced:

**Senate Bill No. 252.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, as amended, relating to salaries of county officers.

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

Senator Longmire introduced:

**Senate Bill No. 253.** A Bill for an Act to create and enact subsection 19 of section 15-3207 of the North Dakota Revised Code of 1943, and to amend and reenact section 15-2221 of

the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the powers and duties of the county superintendent of schools and the independent school district officers.

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

Senator Wadeson (by request) introduced:

**Senate Bill No. 254.** A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended, relating to territorial limits of operation of county mutual insurance companies, terms of policies and property insurable.

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

Senator Longmire introduced:

**Senate Bill No. 255.** A Bill for an Act relating to contribution among tortfeasors, providing for release of tortfeasors, procedure enabling recovery of contribution, and making uniform the law with reference thereto, and providing a savings clause.

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

Senator Freed (by request) introduced:

**Senate Bill No. 256.** A Bill for an Act to amend and reenact section 27-0208 of the North Dakota Revised Code of 1943, relating to rules of pleading, practice and procedure, which may be made by the supreme court and restricting the exercise of such powers by such court to the making of rules which have not been enacted into law by the legislature or are not in conflict with existing laws and now in force as a rule of the supreme court, and repealing section 27-0209 of the North Dakota Revised Code of 1943.

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

Senators Livingston, Vendsel, Meidinger, Foss and Kieley introduced:

**Senate Bill No. 257.** A Bill for an Act requiring every operator of a water storage reservoir having a capacity of one thousand acre feet or more to annually file with the state engineer a plan of operation and requiring a special report whenever the state engineer declares an emergency to exist.

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

Senators Livingston and Wadeson introduced:

**Senate Bill No. 258.** 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, as amended, relating to motor fuel 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.

Senators Livingston and Wadeson introduced:

**Senate Bill No. 259.** A Bill for an Act to amend and reenact section 4 of chapter 335 of the North Dakota Session Laws of 1955 relating to the tax imposed on special motor fuels.

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

Senators Hernet, Krause, Morgan, O'Brien, Johnson, Freed, Wadson, Dewing and Trenbeath introduced:

**Senate Bill No. 260.** A Bill for an Act to amend and reenact section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to inspection of weighing and measuring devices.

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

Senators Meidinger and Wadson introduced:

**Senate Bill No. 261.** A Bill for an Act governing the production, processing, labeling and sale of milk, cream and liquid milk products, defining milk, cream, liquid milk products, skim milk, pasteurization and pasteurized; regulating the pasteurization, sale, possession, advertising, labeling and dealing in milk, cream, liquid milk products and skim milk; establishing grades of milk, providing a penalty for the violation of this Act; and repealing chapter 4-18A of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

Senators Leier, Knudson, Freed, Dewing, Saumur, Livingston, Kee, Erickstad, Foss, Johnson, Wadson, Kieley, Luick, Olson, Wolf and Fiedler introduced:

**Senate Bill No. 262.** A Bill for an Act to provide funds for the construction of buildings at institutions of higher learning; providing for the issuance and sale of two million dollars of general obligation bonds to reimburse the general fund for appropriations therefrom for such purposes and providing a tax and appropriation for the servicing and retirement of the bonds; and to amend and reenact section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to taxes on beer, section 5-0322 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon liquor and alcoholic beverages, and section 57-3622 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon cigarettes.

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

Senator Nelson (by request) introduced:

**Senate Bill No. 263.** A Bill for an Act to promote the dairy industry; to provide for the appointment of a North Dakota Dairy Products Development Commission; to provide for the duties and authority of such commission; to provide for the administration of this Act by the said North Dakota Dairy Products Development Commission; to provide for research, publicity, advertising and sales promotion campaigns to increase consumption of North Dakota dairy products; to provide for the collection of such assessment; providing for the disbursement of funds and prescribing penalties, and declaring an emergency.

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

Senator Fiedler introduced:

**Senate Bill No. 264.** A Bill for an Act requiring semi-automatic headlamp beam switching devices on all motor vehicles purchased in North Dakota.

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

Senators Bilden, Fiedler, Thomas, Tuff and Berube introduced:

**Senate Bill No. 265.** A Bill for an Act to amend and reenact section 50-1217 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to the placement of children for adoption or otherwise; and providing a penalty.

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

Senators Erickstad, Longmire and Wartner introduced:

**Senate Bill No. 266.** A Bill for an Act making an appropriation to the Legislative Research Committee for the purpose of the preparation of a new index to the statutes of this state.

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

Senators Larson and Kee introduced:

**Senate Bill No. 267.** A Bill for an Act to amend and reenact subsection 8 of Section 39-0902 of the North Dakota Revised Code of 1943, as amended by Chapter 254 of the 1955 Session Laws, relating to speed limits on highways and excepting pickup trucks from truck speed limitations.

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

Senator Larson (by request) introduced:

**Senate Bill No. 268.** A Bill for an Act to amend and reenact Section 28-0601 of the North Dakota Revised Code of 1943 and creating and enacting subsection 6 of Section 28-2602 of the North Dakota Revised Code of 1943, relating to court costs and providing for the allowance of attorney fees to be taxed as part of the court costs.

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

Senator Larson (by request) introduced:

**Senate Bill No. 269.** A Bill for an Act to amend and reenact section 53-0601 of the North Dakota Revised Code of 1943, relating to license required.

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

Senators Wenstrom, Longmire and Knudson introduced:

**Senate Concurrent Resolution "X".** A concurrent resolution authorizing and directing the legislative research committee, in cooperation with the state bar association of this state, to study and, if feasible, revise the laws of this state governing partnerships and limited partnerships.

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

#### MOTIONS

Senator Baeverstad moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

VIC GILBREATH, Secretary.

TWENTY-FIFTH DAY AFTER RECESS,  
TWENTY-SIXTH AND TWENTY-EIGHTH DAY

Bismarck, February 4, 1957

The Senate convened at 1:00 p.m., at the call of the chair, the President presiding.

FIRST READING OF SENATE BILLS

Senator Dewing introduced:

**Senate Bill No. 270.** A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the North Dakota Revised Code of 1943 as amended by chapter 154 of the North Dakota Session Laws of 1955.

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

The Committee on Finance and Taxation introduced:

**Senate Bill No. 271.** A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million dollars of general obligation bonds; creating a sinking fund; and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

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

Senator Longmire (by request) introduced:

**Senate Bill No. 272.** A Bill for an Act relating to the inclusion of classifications and prevailing wage rates for the state of North Dakota as part of the specifications in all highway, railroad and heavy construction contracts by the state of North Dakota or any of its political subdivisions.

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

Senator Holand introduced:

**Senate Bill No. 273.** 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, proposal rejected, revision made; new election held.

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

Senator Brooks introduced:

**Senate Bill No. 274.** A Bill for an Act to amend and reenact sections 40-5107 and 40-5108 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to annexation of territory to municipalities.

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

Senator Wadeson (by request) introduced:

**Senate Bill No. 275.** A Bill for an Act establishing a livestock humane committee whose duties it shall be to inspect packing plants, public livestock markets, and livestock sales rings to insure the humane treatment of all livestock.

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

Senators Holand and Knudson introduced:

**Senate Bill No. 276.** A Bill for an Act to amend and reenact section 13 of chapter 251 of the North Dakota Session Laws of 1955 relating to the examination of applicants for drivers license, and to make an appropriation.

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

Senator Holand introduced:

**Senate Bill No. 277.** A Bill for an Act to amend and reenact subsection 2 of section 30-1410 of the North Dakota Revised Code of 1943 relating to report and account of guardian.

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

Senator Knudson introduced:

**Senate Bill No. 278.** A Bill for an Act to repeal chapter 203 of the North Dakota Session Laws of 1955, relating to actions arising out of aerial crop dusting.

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

Senator Knudson introduced:

**Senate Bill No. 279.** A Bill for an Act to amend and reenact Section 27-1623 of the North Dakota Revised Code of 1943 relating to juvenile courts and providing that the juvenile court may make an order directing the county of a child's residence for poor relief purposes to support such child.

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

Senator Meidinger introduced:

**Senate Bill No. 280.** A Bill for an Act relating to disposition of the present executive mansion.

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

Senator Erickstad introduced:

**Senate Bill No. 281.** A Bill for an Act to amend and reenact section 30-0504 of the North Dakota Revised Code of 1943 relating to filing an original will.

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

Senator Fiedler (by request) introduced:

**Senate Bill No. 282.** A Bill for an Act prohibiting the sale of artificially colored or waxed potatoes, and providing a penalty.

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

Senator Knudson introduced:

Senate Bill No. 283. A Bill for an Act to amend and reenact section 47-1906 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to property held in joint tenancy and providing for claims against a joint tenant.

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

Senators Baeverstad, Luick, Johnson and Dewing introduced:

Senate Bill No. 284. A Bill for an Act requiring every leased commercial truck operating in the state to carry a certificate containing information upon such lease and relating to credit given for the registration of leased vehicles under reciprocity proration agreements, and providing a penalty.

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

Senator Kieley (by request) introduced:

Senate Bill No. 285. A Bill for an Act authorizing and directing the state treasurer to transfer the sum of five million dollars from the state equalization fund to the state school construction fund.

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

Senators Yunker, Trenbeath and Erickstad introduced:

Senate Bill No. 286. A Bill for an Act providing for the construction of additional parking facilities on the Capitol grounds and providing for an appropriation.

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

Senator Longmire introduced:

Senate Bill No. 287. A Bill for an Act to amend and reenact section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to income tax exemptions for blind individuals.

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

Senator Wenstrom introduced:

Senate Bill No. 288. A Bill for an Act to amend and reenact section 20-0321 of the North Dakota Revised Code of 1943 relating to issuance of big game hunting licenses and compensation therefor.

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

Senators Wenstrom, Larson, Livingston, Erickstad, O'Brien-Sayer, Garaas, Trenbeath and Freed introduced:

Senate Bill No. 289. A Bill for an Act authorizing the board of higher education to convey to Williston Special School district Number One, Williams County, North Dakota, a tract of land situated in Williams County formerly operated in connection with the agricultural experiment station at Williston.

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



Senators Bilden, Kusler and Longmire introduced:

**Senate Bill No. 290.** A Bill for an Act authorizing the payment by the state and county of valid claims for service or material rendered under welfare programs in cases where the federal government does not participate because of delay in the presentation of such claims.

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

Senator Longmire introduced:

**Senate Bill No. 291.** A Bill for an Act to amend and reenact section 16-0401 of the North Dakota Revised Code of 1943 and sections 16-0426, 16-1702 and 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to endorsing conventions, registration of voters, precinct committeemen, and ballots.

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

Senators Luick, Baeverstad and Wadeson introduced:

**Senate Bill No. 292.** A Bill for an Act to amend and reenact section 24-0314 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the authority of the highway commissioner to acquire buildings.

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

Senator Luick requested the unanimous consent of the Senate to withdraw Senate Bill No. 292, which request was granted.

#### FIRST READING OF SENATE BILLS

Senator Foss introduced:

**Senate Bill No. 293.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the establishment of an unsatisfied judgment fund and to make a continuing appropriation to the state highway department for administration of financial responsibility and driver's license laws.

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

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

VIC GILBREATH, Secretary.

#### TWENTY- SIXTH DAY

Bismarck, February 4, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Father Leonard T. Duffy, Cathedral of the Holy Spirit, Bismarck.

Roll call: All Senators present except Senator Torno.

A quorum was declared by the President.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth day and recommends that the same be corrected as follows:

On page 177, line 6, strike out the last three words of the line "having to make".

On page 179, line 19, correct the word "following".

On page 181, line 23, correct the spelling of the words "office" and arranged".

On page 187, line 24, correct the spelling of the word "official".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

#### COMMUNICATIONS

A communication was presented addressed to Senator Ralph J. Erickstad relative to Old Age and Survivor Insurance for John Gustafson of Devils Lake, North Dakota, which communication was referred to the Committee on Finance and Taxation.

A communication was presented addressed to Senator Ralph J. Erickstad and signed by Fred K. Rance relative to assistance for the physically handicapped, which communication was referred to the Committee on Social Welfare.

A communication was presented from Otto Krueger, Member of Congress, acknowledging receipt of House Concurrent Resolution "A".

#### MOTIONS

Senator Berube moved that Senate Bill No. 187 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Berube requested the unanimous consent of the Senate to withdraw Senate Bill No. 187, which request was granted.

Senator Hernettt moved that Senate Bill No. 138 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Hernettt moved that Senate Bill No. 138 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Wartner moved that Senate Concurrent Resolution "R" be referred to the Committee on Veterans and Military Affairs, which motion prevailed.

Senator Holand moved that Senate Concurrent Resolution "R" not be printed in bill form, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 1

Senate Resolution No. 2

Were delivered to Secretary of State at the hour of 2:00 o'clock p.m., January 15, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 3, have had the same under consideration and recommend that the same be amended as follows:

In line 26 strike out the figure "\$350,000.00" and insert the figure \$300,000.00" in lieu thereof.

After line 26 insert the following two lines:

"27 Emergency (To be made available immediately  
28 on passage) \$50,000.00"

Renumber lines 27 for the Total and 28 for the Grand Total to read 29 and 30.

After line 28 insert the following lines:

"31 Section 2. EMERGENCY.) This Act is hereby de-  
31a clared to  
32 be an emergency measure and shall be in full force and  
32a effect  
33 from and after its passage and approval on such item as  
33a is  
34 designated to be made available immediately on pas-  
34a sage."

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 4, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$160,600.00" and insert the figure "\$163,100.00" in lieu thereof.

In line 10 strike out the figure "\$10,000.00" and insert the figure "\$11,000.00" in lieu thereof.

In line 11 strike out the figure "\$38,500.00" and insert the figure "\$40,00.00" in lieu thereof.

In line 22 strike out the figure "\$80,600.00" and insert the figure "\$83,100.00" in lieu thereof.

In line 36 strike out the figure "\$160,600.00" and insert the figure "\$163,100.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 6, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$24,025.00" and insert the figure "\$24,525.00" in lieu thereof.

In line 11 strike out the figure "\$10,000.00" and insert the figure "\$10,400.00" in lieu thereof.

In line 15 strike out the figure "\$600.00" and insert the figure "\$700.00" in lieu thereof.

In line 21 strike out the figure "\$24,025.00" and insert the figure "\$24,525.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 10, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$65,720.00" and insert the figure "\$66,520.00" in lieu thereof.

In line 9 strike out the figure "\$10,200.00" and insert the figure "\$11,000.00" in lieu thereof.

In line 20 strike out the figure "\$65,720.00" and insert the figure "\$66,520.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 11 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 12 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure "\$88,561.00" and insert the figure "\$95,361.00" in lieu thereof.

In line 12 strike out the figure "\$8,400.00" and insert the figure "\$10,000.00" in lieu thereof.

In line 15 strike out the figure "\$77,000.00" and insert the figure "\$82,200.00" in lieu thereof.

In line 25 strike out the figure "\$201,150.00" and insert the figure "\$207,950.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 24 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 30 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$58,750.00" and insert the figure "\$63,500.00" in lieu thereof.

In line 7 strike out the figure "\$9,000.00" and insert the figure "\$10,000.00" in lieu thereof.

In line 8 strike out the figure "\$26,250.00" and insert the figure "\$30,000.00" in lieu thereof.

In line 18 strike out the figure "\$58,750.00" and insert the figure "\$63,500.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 123 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 124 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 125 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 126 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 147 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "G" have had the same under consideration and recommend that the same be amended as follows:

In line 9, delete the word "speical" and in lieu thereof insert the word "special"

And when so amended recommend the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "H" have had the same under consideration and recommend that the same be amended as follows:

In line 7 of the original bill, after the word "for", delete the word "an", and insert in lieu thereof the word "and"

In line 29 of the original bill, after the word "for", delete the word "an", and insert in lieu thereof the word "and"

And when so amended recommend the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "I" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Thomas moved that the amendments to Senate Bill No. 60 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 151 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 152 be adopted which motion prevailed.

MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 34, 49, 50, 76, 93, 94 and 102 that the Senate recess until the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken at the call of the chair, the President presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 34. A Bill for an Act relating to estrays and to amend and reenact chapter 36-13, sections 35-2316 and 58-1304 of the North Dakota Revised Code of 1943, and to repeal sections 36-2201, 36-2204, 36-2205, 36-2206, 36-2207 and 36-2208 of the 1953 Supplement thereto, and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Bilden	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Krause	Schrock
Fiedler	Larson	Thomas
Foss	Longmire	Trenbeath
Fraser	Luick	Tuff
Freed	Meidinger	Wadeson
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernettt	Nelson	Yunker
Holand		

Those voting in the negative were:

Brooks	Knudson	Olson
Dewing	Kusler	Wartner
Gilbertson	Leier	
Absent and not voting:		
Baeverstad	Torno	Vendsel
Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 49. A Bill for an Act to authorize the sale of unclaimed automobiles in the possession of law enforcement agencies in political subdivisions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Bilden	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Baeverstad	Saumur	Torno
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So the bill passed and the title was agreed to.

Senate Bill No. 50. A Bill for an Act to amend and reenact section 27-1603 of the North Dakota Revised Code of 1943 as amended by chapter 202 of the North Dakota Session Laws of 1955, relating to juvenile commissioners and their compensation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Bilden	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Baeverstad                      Saumur                      Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 76.** A Bill for an Act to amend and re-enact section 1-0302 of the North Dakota Revised Code of 1943, relating to holidays which fall upon a Sunday.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Saumur                      Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 93.** A Bill for an Act making it unlawful to hunt on any lands upon which the crops have not been harvested, and providing a penalty.

Which has been read.

Senator Luick moved that Senate Bill No. 93 be re-referred to the Committee on Natural Resources, which motion prevailed.

**Senate Bill No. 94.** A Bill for an Act to vest in the University of North Dakota Alumni Association, Incorporated, the power to raise funds on behalf of the University of North Dakota and hold such funds as matching or counterpart funds for the benefit of the University of North Dakota and making the University of North Dakota Alumni Association, Incorporated, the agent of the University of North Dakota for such purpose.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson



Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 102.** A Bill for an Act to amend and reenact subsection B of section 11-1805 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to fees of register of deeds for filing instruments relating to personal property.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Baeverstad moved that Senate Concurrent Resolution "W" be placed on the calendar, which motion prevailed.

#### SECOND READING OF SENATE CONCURRENT RESOLUTIONS

**Senate Concurrent Resolution "W".** A concurrent resolution relating to the broadcasting and telecasting of activities of the legislative assembly.

Senator Baeverstad moved that Senate Concurrent Resolution "W" be amended as follows:

In line 18 strike out the word "assistant".

Which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Concurrent Resolution "W" be deemed properly reengrossed and placed on second reading and final passage, which motion prevailed.

Senator Baeverstad moved that Senate Concurrent Resolution "W" be adopted, which motion prevailed.

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

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

VIC GILBREATH, Secretary.

### TWENTY-EIGHTH DAY

Bismarck, February 4, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. E. S. Hedgebeth, First Congregational Christian Church, Bismarck.

Roll Call: All Senators present except Senator Torno.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth day after recess and find the same correct.

GLENN R. DOLAN, Chairman

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

### REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 78 have had the same under consideration and recommend that the same be indefinitely postponed.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 91 have had the same under consideration and recommend that the same be indefinitely postponed.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 150 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 156 have had the same under consideration and recommend the same do pass.

AMOS FREED, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 165 have had the same under consideration and recommend that the same be indefinitely postponed.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "J" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "K" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "L" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "M" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "Q" have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "S", have had the same under consideration and recommend that the same do pass.

GAIL HERNETT, Chairman.

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

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 4, 1957

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 4, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B"

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 4, 1957

Mr. President: I have the honor to transmit:

House Bill No. 530

House Bill No. 555

House Bill No. 567

House Bill No. 577

House Bill No. 583

House Bill No. 588

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

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "B"

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

FIRST READING OF HOUSE BILLS

House Bill No. 530. 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 for the first time and referred to the Committee on Appropriations.

House Bill No. 555. A Bill for an Act requiring all public warehouses, public livestock buying stations and sales rings to install scales that are capable of printing weights upon a scale ticket, and providing a penalty.

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

House Bill No. 567. A Bill for an Act to amend and reenact section 46-0407 of the North Dakota Revised Code of 1943, relating to marking published laws.

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

House Bill No. 577. 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 for the first time and referred to the Committee on Industry and Business.

**House Bill No. 583.** A Bill for an Act accepting and declaring to be held in trust for the soil conservation districts of the state for use in carrying out the soil conservation program certain lands conveyed to the State of North Dakota by the United States of America for use in carrying out the soil conservation program of the soil conservation districts of the state; providing for control, custody, possession, supervision, management and operation of such lands by the North Dakota Association of Soil Conservation Districts and for the holding by such association of accumulations of surplus funds or personal property in trust for the soil conservation districts of the state for use in carrying out the soil conservation program; and declaring an emergency.

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

**House Bill No. 588.** A Bill for an Act to amend and reenact sections 16-1016 and 40-2105 of the North Dakota Revised Code of 1943, as amended, relating to compensation of election officers.

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

#### MOTIONS

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

Senator Meidinger moved that after the reading of Senate Bills Nos. 11, 24, 60, 123, 124, 125, 126, 147, 151, 152, and Senate Concurrent Resolution "I", that the Senate recess until 1:30 p.m., February 5, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

TWENTY EIGHTH DAY AFTER RECESS  
AND TWENTY-NINTH DAY

Bismarck, February 5, 1957

The Senate convened at 1:30 p.m., February 5, 1957, the President presiding.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 5, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 34  
Senate Bill No. 49  
Senate Bill No. 50  
Senate Bill No. 76  
Senate Bill No. 94  
Senate Bill No. 102

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

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, February 5, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "W"

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

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, February 5, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the President has signed.

VIC GILBREATH, Secretary

MOTIONS

Senator Larson: We have with us today a distinguished former Senator, who used to sit in this chair that I now occupy, and I ask that the Senate at this time recognize former Senator Milton Rue and National Republican Committeeman.

The President invited former Senator Rue to the rostrum and Senator Larson escorted former Senator Rue to the rostrum.

The President presented former Senator Rue and he was invited to address the Senate.

Senator Rue: Mr. President. Members of the Senate. It certainly feels good to be back here in the Senate chambers renewing my acquaintances with my former colleagues in the Senate, and also meeting these many fine new members you now have in the Senate. It is certainly good to see my former colleague, who was floor leader when I was there, now your President and presiding officer. I know he is doing an excellent job and we are all fortunate that he is here presiding over this Senate body.

It is good to see many old acquaintances around here, Harry Wadeson, Amos Freed, Foss, and many others. I see that this Senate has many new members and I know the people of North Dakota can rest easy because the Senate, and the House I know too, are in good hands. The problems of the legislature are many. They have always had difficult times but they have always worked out a solution. Remember the problems of the State of North Dakota, are similar to the problems in every state of the nation and also in the nation's capitol. The people are clamoring for appropriations for this and that, for the betterment of the State. The big problem is where are you going to get the money to meet the appropriations. That's the big problem. But I know that we can all be proud of our legislature, and I know they will work out a good, fair and equitable distribution. It is good to be here. Thank you very much.

Senator Meidinger moved that the remarks of former Senator Rue be printed in the journal, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act making an appropriation of 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf

Gilbertson	Morgan	Yunker
Hernett	Nelson	
Absent and not voting:		
Knudson	Torno	

So the bill passed and the title was agreed to.

**Senate Bill No. 24.** A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its subdivisions, of the State of North Dakota, designating and appropriating the funds from which paid; providing for the payment of said collection into the Special Fund in the State Treasury; providing for the 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Bilden	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Baeverstad	Berube	Torno
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So the bill passed and the title was agreed to.

**Senate Bill No. 60.** A Bill for an Act to amend and reenact section 65-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to Promulgation of boiler inspection rules and penalty for violation thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock



Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

Senate Bill No. 123. A Bill for an Act to amend and reenact section 61-1002, North Dakota Revised Code of 1943, relating to irrigation district boundaries.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Absent and not voting:

Klefstad                      Larson                      Torno

So the bill passed and the title was agreed to.

Senate Bill No. 124. A Bill for an Act to amend and reenact Section 61-1016, North Dakota Revised Code of 1943, relating to the hearing on a petition and objections thereto, and to the assent of parties in proceedings for the exclusion of land from an irrigation district.

Which has been read.

Senator Wadeson moved that Senate Bill No. 124 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 125. A Bill for an Act repealing subsection 3 of section 61-0916 and section 61-1024, North Dakota Revised Code of 1943, relating to irrigation districts.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 126.** A Bill for an Act to amend and reenact sections 61-0902 and 61-0903 of the North Dakota Revised Code of 1943, relating to the assessment of lands in irrigation districts.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 61-0507 of the 1953 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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Torno

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

Senate Bill No. 151. A Bill for an Act to amend and reenact Section 51-0513 of the North Dakota Revised Code of 1943, relating to ( ( non-resident ) ) ) auctioneer licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Miller
Berube	Kieley	Morgan
Bilden	Knudson	O'Brien
Dolan	Krause	Saumur
Erickstad	Kusler	Sayer
Fiedler	Larson	Schrock
Foss	Leier	Thomas
Fraser	Livingston	Trenbeath
Freed	Longmire	Tuff
George	Luick	Wartner
Holand	Meidinger	Wolf

Those voting in the negative were:

Brooks	Hernett	Roen
Dewing	Johnson	Vendsel
Erickson	Klefstad	Wadson
Garaas	Nelson	Wenstrom
Gilbertson	Olson	Yunker

Absent and not voting:

Torno

So the bill passed and the title was agreed to.

Senate Bill No. 152. A Bill for an Act to amend and reenact sections 43-0816 and 43-0817 of the North Dakota Revised Code of 1943 relating to the fees for the renewal of a certificate of registration for dentists.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Bilden	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett		

Absent and not voting:

Knudson	Saumur	Torno
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So the bill passed and the title was agreed to.

SECOND READING OF SENATE  
CONCURRENT RESOLUTION

Senate Concurrent Resolution "I". A Concurrent Resolution urging the President, the Congress and the Secretaries of Interior, Agriculture and Defense to support the establishment of the Garrison Diversion Unit and the appropriation of funds therefor.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "I" be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

Senate Bill No. 124. A Bill for an Act to amend and reenact Section 61-1016, North Dakota Revised Code of 1943, relating to the hearing on a petition and objections thereto, and to the assent of parties in proceedings for the exclusion of land from an irrigation district.

Which has been read.

## ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Bilden	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff

Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Knudson	Torno
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So the bill passed and the title was agreed to.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 3 be adopted, which motion prevailed.

Senator Foss moved that Senate Bill No. 3 be further amended as follows:

In line 4 of the Title delete the period and insert in lieu thereof a comma and add the words "and declaring an emergency."

Which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 4 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 6 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 10 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 12 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 30 be adopted, which motion prevailed.

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

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

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

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

VIC GILBREATH, Secretary.

#### TWENTY-NINTH DAY

Bismarck, February 5, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Rev. Warren K. Johnson, First Lutheran, Bismarck.

Roll call: All Senators present except Senator Torno.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth day after recess, Twenty-sixth and Twenty-eighth day, and recommends that the same be corrected as follows:

Page 199, in line 23, correct the spelling of the word "equalization".

Page 199, in line 40, correct the spelling of the word "introduced".

Page 199, in line 52, correct the spelling of the word "Williams".

Page 201, strike out lines 37, 38 and 39, and insert in lieu thereof the following: "Senator Hernettt moved that Senate Bill No. 138 be re-referred to the Committee on Political Subdivisions, which motion prevailed".

Page 206, line 31, correct the spelling of the word "Senate".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 5, 1957

Mr. President: I have the honor to return:

Senate Bill No. 33

Senate Bill No. 53

Senate Bill No. 59

Senate Concurrent Resolution "E"

Senate Concurrent Resolution "F"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, February 5, 1957

Mr. President: I have the honor to transmit:

House Bill No. 594

House Bill No. 612

House Concurrent Resolution "L"

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

GERALD L. STAIR, Chief Clerk.

#### PETITIONS

A petition was presented addressed to Senator Morgan relative to grasshopper infestation in North Dakota in 1957 bearing 16 signatures, which petition was referred to the Committee on Agriculture.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 60

Senate Bill No. 151

Senate Bill No. 152

Senate Concurrent Resolution "W"

And find the same correctly Engrossed.

CLYDE KIELY, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 20, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$325,500.00" and insert the figure "\$330,500.00" in lieu thereof.

In line 9 strike out the figure "\$34,000.00" and insert the figure "\$35,000.00" in lieu thereof.

In line 12 strike out the figure "\$30,000.00" and insert the figure "\$34,000.00" in lieu thereof.

In line 16 strike out the figure "\$325,500.00" and insert the figure "\$330,500.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 25 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure "\$571,500.00" and insert the figure "\$572,500.00" in lieu thereof.

In line 9 strike out the figure "\$12,000.00" and insert the figure "\$13,000.00" in lieu thereof.

In line 22 strike out the figure "\$571,500.00" and insert the figure "\$572,500.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 27 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in the fourth line after the word "Patrol" strike out the word "Branch".

In line 3 strike out the figure "\$1,091,700.00" and insert the figure "\$1,120,200.00" in lieu thereof.

In line 6 after the word "Patrol" strike out the following words: "Branch of the State Highway".

In line 7 at the beginning of the line strike out the word "Department".

In line 9 strike out the figure "\$11,000.00" and insert the figure "\$13,000.00" in lieu thereof.

In line 10 strike out the figure "\$10,000.00" and insert the figure "\$12,000.00" in lieu thereof.

In line 12 strike out the figure "\$516,000.00" and insert the figure "\$536,700.00" in lieu thereof.

In line 13 strike out the figure "\$27,500.00" and insert the figure "\$31,300.00" in lieu thereof.

In line 25 strike out the figure "\$1,091,700.00" and insert the figure "\$1,120,200.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 31 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 61 have had the same under consideration and recommend that the same be amended as follows:

In Section 2 line 12 of the original bill after the word "person" insert the word "willfully"

In line 13 after the word "person" insert the words "when such party line is needed by such other person requesting it".

In line 16 after the word "person" insert the word "willfully"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 96 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in the third line after the word "the" delete the words "city treasurer's bond" and insert in lieu thereof the words "bonds of municipal officials."

In Section 1 of the bill in line 16 delete the words "at all times in an amount"

In line 17 after the word "at" insert the word "a"

In line 18 delete the words "provided, however,"

In line 19 delete the words "that the" and insert in lieu thereof the words "in an"; delete the words "so set shall ((be" and insert in lieu thereof the words "at least"; after the word equal delete the words "at least"; between the words "to the" insert the words "(25%) twenty-five percent of"

In line 22 delete the words "said average herein mentioned to be" and insert in lieu thereof the word "as" and after the word "by" delete the word "taking"

In line 24 delete the word "preceding" and insert in lieu thereof the word "calendar" and after the word "year" delete the following words "and dividing it" and insert in lieu thereof the word "divided"

In line 25 after "(300)" delete ")))" delete the balance of the line and insert in lieu thereof "or the sum of two hundred fifty thousand dollars," and underline or the sum of two hundred fifty thousand dollars,

In line 26 delete the words "thousand dollars" and insert in lieu thereof the words "whichever is least."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman.



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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 104 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 117 have had the same under consideration and recommend that the same do pass.

And further moves that Senate Bill No. 117 be referred to the Committee on Appropriations.

GAIL HERNETT, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 137 have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL HERNETT, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 235 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Concurrent Resolution "R" have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the title and insert the following:

WHEREAS, The North Dakota National Guard has served the State and Nation in War and Peace faithfully, patriotically, courageously and with distinction;

WHEREAS, the brilliant and courageous record of the North Dakota National Guard for valiant service in the Spanish-American War, the Philippine Insurrection, the Mexican Border Incident, World War I, World War II, and the Korean Conflict, has brought to it many commendations and citations for its outstanding performance in these wars;

WHEREAS, the record of the North Dakota National Guard for service to the people of the State during peace time is to be commended in giving genuine help during various emergencies such as snow removal, assistance in floods and other natural disasters; and

WHEREAS, the Secretary of Defense, Charles E. Wilson, has recently made an unwise and unfortunate statement casting reflection on some of the members of the National Guard;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE THIRTY-FIFTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN; that we commend the North Dakota National Guard for their patriotic and courageous service during war and peace and acknowledge that we are indebted to and affirm our pride and gratitude in the men of the North Dakota National Guard for their unselfish sacrifices and devotion to duty at all times;

BE IT FURTHER RESOLVED, that we deplore the recent unwise and unfortunate remark made by the Secretary of Defense, Charles E. Wilson, as being not truly reflective of the experiences and record of the North Dakota National Guard;

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of the Senate to Major General Heber L. Edwards, Adjutant General of the State of North Dakota, and Mr. Charles E. Wilson, Secretary of Defense.

Renumber the lines accordingly.

#### MOTIONS

Senator Nelson moved that the rules be suspended and that the amendments to Senate Concurrent Resolution "R" be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended and that Senate Concurrent Resolution "R" be placed on the calendar, which motion prevailed.

Senator Nelson moved that the rules be suspended and that Senate Concurrent Resolution "R" be deemed properly reengrossed and placed on second reading and final passage, which motion prevailed.

#### REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 550 have had the same under consideration and recommend that the same do pass.

HENRY W. WADESON, Chairman

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 576 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman

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

#### FIRST READING OF SENATE RESOLUTIONS

Senator Longmire introduced:

Senate Concurrent Resolution "Y". A Concurrent Resolution authorizing and directing the legislative research committee to make an interim study of the matter of establishing a board of regents to direct the operation of the university of North Dakota, and to make such recommendations to the Thirty-sixth Legislative Assembly as it may deem advisable.

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

Senators Thomas, George and Vendsel introduced:

**Senate Resolution No. 5.** A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-fifth Legislative Assembly of the State of North Dakota.

Was read the first time.

Senator Thomas moved that the rules be suspended and that Senate Resolution No. 5 be amended as follows:

In line 2 of the title strike out the words "Thirty-sixth" and insert in lieu thereof the words "Thirty-fifth"

In line 7, strike out the word "sixth" and insert in lieu thereof the word "fifth"

In line 15, strike out the word "Thirty-sixth" and insert in lieu thereof the words "Thirty-fifth"

In line 19, strike out the word "thirty-sixth" and insert in lieu thereof the word "thirty-fifth"

Which motion prevailed.

Senator Thomas moved that the rules be suspended and that Senate Resolution No. 5 be deemed properly reengrossed and printed in the journal and laid over one legislative day, and not printed as a bill, which motion prevailed.

#### SENATE RESOLUTION No. 5

Introduced by Senators Thomas, George and Vendsel

A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-fifth Legislative Assembly of the State of North Dakota.

**BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:**

1 WHEREAS, for historical purposes it has been the  
2 custom of all North Dakota legislative assemblies to  
2a have

3 composite group pictures made of all members of such  
4 assemblies; and

5 WHEREAS, Campbell's Studio of Bismarck, North  
5a Dakota

6 offers to make a composite group picture of the thirty-  
7 fifth legislative assembly size 30x40, said picture to  
8 be framed and ready to hang and, fifty-five eleven by  
9 fourteen copies of said picture for each member and  
9a desk

10 force of the senate at a cost of three hundred seventy-  
11 five dollars.

12 NOW, THEREFORE, BE IT RESOLVED, that

12a Campbell's

13 Studio, Bismarck, North Dakota, be, and is hereby

13a appointed

14 official photographer for the North Dakota senate of the  
15 thirty-fifth legislative assembly.

16 BE IT FURTHER RESOLVED, that the Campbell's  
16a Studio

17 of Bismarck, North Dakota, be and is hereby awarded  
17a the

18 sole privilege of photographing members of the senate of  
19 the thirty-fifth legislative assembly, at a cost price of  
20 three hundred seventy-five dollars, to be taken out of  
21 legislative expenses.

## MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 150, 156, and Senate Concurrent Resolutions "J", "K", "L", "M", "Q", "R" and "S", that the Senate recess for twenty minutes subject to the call of the chair, which motion prevailed.

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

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 5, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 11  
Senate Bill No. 24  
Senate Bill No. 60  
Senate Bill No. 123  
Senate Bill No. 124  
Senate Bill No. 125  
Senate Bill No. 126  
Senate Bill No. 147  
Senate Bill No. 151  
Senate Bill No. 152

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

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 5, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "I"

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

VIC GILBREATH, Secretary.

SECOND READING OF SENATE BILLS  
AND RESOLUTIONS

Senate Bill No. 150. A Bill for an Act to amend and reenact section 26-0705 of the North Dakota Revised Code of 1943, relating to filing of annual statement.

Which has been read.

## ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kielely	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf

Hernett	Morgan	Yunker
Holand	Nelson	
Absent and not voting:		
Bilden	Johnson	Torno
Fiedler	Sayer	

So the bill passed and the title was agreed to.

**Senate Bill No. 156.** A Bill for an Act to amend and re-enact Section 6-0303 and Section 6-0329, of the North Dakota Revised Code of 1943, relating to the value of shares of stock in state banks, and directors qualifying shares.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Knudson	Torno
Johnson		

So the bill passed and the title was agreed to.

**Senate Concurrent Resolution "J".** A Concurrent Resolution favoring the early construction of the proposed dam and reservoir project on the Pipestem Creek, near Jamestown, North Dakota, and urging the Corps of Engineers to expedite the completion of a favorable report thereon.

Which has been read.

Senator Meidinger moved that Senate Concurrent Resolution "J" be adopted, which motion prevailed.

**Senate Concurrent Resolution "K".** A Concurrent Resolution favoring the early construction of the Bowman-Haley dam and reservoir project on the North Fork of the Grand River, North Dakota, and urging the Corps of Engineers to expedite the development and completion of a favorable report thereon.

Which has been read.

Senator Roen moved that Senate Concurrent Resolution "K" be adopted, which motion prevailed.

**Senate Concurrent Resolution "L".** A Concurrent Resolution urging the responsible interest involved in the problems regarding local cooperation and participation of the proposed

flood protection project on Buffalo Creek, near Scranton, North Dakota, to speedily settle the same.

Which has been read.

Senator Roen moved that Senate Concurrent Resolution "L" be adopted, which motion prevailed.

**Senate Concurrent Resolution "M".** A Concurrent Resolution favoring and urging the early enactment by the Congress of legislation authorizing the states of Montana, North Dakota, South Dakota, and Wyoming to enter into a compact for the apportionment of the waters of the Little Missouri River and its tributaries.

Which has been read.

Senator Roen moved that Senate Concurrent Resolution "M" be adopted, which motion prevailed.

**Senate Concurrent Resolution "Q".** 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 Resolution, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Roen	Torno
Johnson		

So the resolution was declared adopted.

**Senate Concurrent Resolution "R".** A concurrent resolution affirming our pride and our gratitude for the honorable services and heroic participation of our North Dakota national guard units in defense of our country during past wars and their devotion to duty at all times.

Was read the second time.

Senator Vendsel moved that Senate Concurrent Resolution "R" be adopted, which motion prevailed.

**Senate Concurrent Resolution "S".** A Concurrent Resolution memorializing the Congress to provide sufficient funds to complete the unconstructed portion of the Lewis and Clark Highway.

Which has been read.

Senator Erickson moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed.

**FIRST READING OF HOUSE BILLS  
AND A RESOLUTION**

**House Bill No. 594.** A Bill for an Act relating to group life insurance definition and group life insurance standard provisions.

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

**House Bill No. 612.** A Bill for an Act relating to unemployment compensation funds, and amending and reenacting sections 52-0209, 52-0301 and 52-0304 of the 1953 Supplement to the North Dakota Revised Code of 1943.

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

**House Concurrent Resolution "L".** A concurrent resolution urging the Congress of the United States and the committees on interior and insular affairs and the committee on public works of the United States Senate and House of Representatives to investigate the subordination of power generation on the Missouri River to navigation.

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

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 72 have had the same under consideration and recommend that the same be indefinitely postponed.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 134 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 138 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 142 have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title of the bill after the word "municipal" insert the words "full-time"

In line 12 of Section 1 Subsection a. delete the brackets and the period

Strike out all of lines 13 through 25 both inclusive

After line 30 add Subsection "d" which is as follows:

"Provided, any condition or impairment of health of municipal full-time paid firemen caused by tuberculosis, hypertension or heart disease resulting in total or partial disability shall be presumed to have been suffered in line of duty unless the contrary be shown by competent evidence, provided, further, that such municipal full-time paid firemen shall have completed two years of continuous service and have successfully passed a physical examination on entering into such service, which examination fails to reveal any evidence of such condition."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 173 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

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

#### MOTIONS

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

The President appointed as such committee Senators Dolan, Wolf and Yunker.

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

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

VIC GILBREATH, Secretary.



## THIRTIETH DAY

Bismarck, February 6, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Warren K. Johnson, First Lutheran Church, Bismarck.

Roll call: All Senators present except Senator Dewing.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-eighth Day after recess and Twenty-ninth day and recommends that the same be corrected as follows:

On page 223, line 11, correct the spelling of the word "willfully".

On page 226, line 13, correct the spelling of the word "printed".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

## PETITIONS AND COMMUNICATIONS

A petition was presented addressed to Senator Morgan relative to grasshopper infestation in North Dakota in 1957, bearing 23 signatures, which petition was referred to the Committee on Agriculture.

A petition was presented addressed to Senator Morgan relative to grasshopper infestation in North Dakota in 1957, bearing 17 signatures, which petition was referred to the Committee on Agriculture.

A communication was presented from C. A. Waldron acknowledging receipt of resolution designating him as Poet Laureate of North Dakota.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 6, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 150

Senate Bill No. 156

Senate Concurrent Resolution "J"

Senate Concurrent Resolution "K"

Senate Concurrent Resolution "L"

Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "Q"  
 Senate Concurrent Resolution "R"  
 Senate Concurrent Resolution "S"

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

VIC GILBREATH, Secretary.  
 Senate Chamber  
 Bismarck, February 6, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Dolan, Wolf and Yunker as a committee of three to meet with a like committee from the House to make arrangements for a joint memorial service to be held on Washington's birthday.

VIC GILBREATH, Secretary.

### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, February 6, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "W"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.  
 House Chamber  
 Bismarck, February 6, 1957

Mr. President: I have the honor to transmit:

House Bill No. 517  
 House Bill No. 547  
 House Bill No. 561  
 House Bill No. 564  
 House Bill No. 573  
 House Bill No. 599  
 House Bill No. 600  
 House Bill No. 619  
 House Bill No. 624  
 House Bill No. 650  
 House Bill No. 621  
 House Concurrent Resolution "M"

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

GERALD L. STAIR, Chief Clerk.

### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 3  
 Senate Bill No. 4  
 Senate Bill No. 6  
 Senate Bill No. 10  
 Senate Bill No. 12  
 Senate Bill No. 30  
 Senate Resolution 5  
 Senate Concurrent Resolution "G"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "R"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

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

Senate Concurrent Resolution "E"

Senate Concurrent Resolution "F"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

Mr. President: The majority of your Committee on Transportation to whom was referred Senate Bill No. 44 have had the same under consideration and recommend that the same do pass.

RALPH DEWING  
H. B. BAEVERSTAD  
HARRY WADESON  
LELAND ROEN  
GAIL HERNETT  
OLE JOHNSON  
A. W. LUICK

Senator Luick moved that the majority report on Senate Bill No. 44 be adopted.

Mr. President: The minority of your Committee on Transportation to whom was referred Senate Bill No. 44, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

AMOS FREED  
AXEL OLSON  
EMIL T. NELSON  
JOHN LEIER

Senator Freed made the substitute motion that the report of the minority on Senate Bill No. 44 be substituted for that of the majority, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 55 have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the original bill, after the word "exceeding", delete the words "one and one-half", and insert the word "two"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 77 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 127 have had the same under consideration and recommend that the same be amended as follows:

In line 6, after the bracket, insert the figure "1." underlined.

In line 17, insert the figure "2." at the beginning of the line, underlined.

In line 19, after the word "Act" and before the comma, insert the following underlined language:

"and such school district did not levy at least ten mills for general fund purposes during the prior year."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 128 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 129 have had the same under consideration and recommend that the same be amended as follows:

Line 8 after the word "certificate" insert the words "or permits".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 149 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 185 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

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

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 20 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 25 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 27 be adopted, which motion prevailed.

Senator Wadeson moved that the amendments to Senate Bill No. 61 be adopted, which motion prevailed.

Senator Klefstad moved that the amendments to Senate Bill No. 96 be adopted, which motion prevailed.

Senator Klefstad moved that the amendments to Senate Bill No. 142 be adopted, which motion prevailed.

#### MOTIONS

Senator Sayer moved that Senate Bill No. 222 be returned to the Senate from the Committee on Judiciary, and that Senate Bill No. 252 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Sayer moved that Senate Bills Nos. 222 and 252 be re-referred to the Committee on Education, which motion prevailed.

Senator Knudson moved that Senate Bill No. 279 be returned to the Senate from the Committee on Social Welfare, which motion prevailed.

Senator Knudson moved that Senate Bill No. 279 be re-referred to the Committee on Judiciary, which motion prevailed.

On motion of Senator Wadeson the Senate recognized the sophomore class of Buffalo, North Dakota.

On motion of Senator Meidinger the Senate recognized the Problems of Democracy Class of Medina, North Dakota, and the American History Class of Kensel, North Dakota.

On motion of Senator Fiedler the Senate recognized the junior and senior classes of Garrison, North Dakota.

On motion of Senator Sayer the Senate recognized the Legislative Committee of the North Dakota Inter-church Council of Churches.

#### FIRST READING OF SENATE RESOLUTIONS

Senator Hernettt introduced:

**Senate Concurrent Resolution "Z".** A concurrent resolution authorizing and directing the legislative research committee to study all special state funds and nonreverting balances in appropriations to determine which of these are no longer active or needed.

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

Senators Meidinger, Holand, Hernettt and Vendsel introduced:

**Senate Concurrent Resolution "AA".** A Concurrent Resolution extending sympathy to the state of New York for the discomforts and difficulties resulting from that state's bitter winter weather, and offering the use of unneeded snow removal equipment of the state of North Dakota.

Was read the first time.

#### MOTIONS

Senator Holand moved that Senate Concurrent Resolution "AA" be read from the desk, which motion prevailed.

Senate Concurrent Resolution "AA" was read.

Senator Holand moved that Senate Concurrent Resolution "AA" be printed in the journal and laid over one legislative day and that it not be printed as a bill, which motion prevailed.

SECOND READING OF SENATE BILLS

**Senate Bill No. 3.** 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 second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Dewing	Klefstad	Wadeson
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Senator Meidinger moved that after the reading of Senate Bills Nos. 4, 6, 10, 12, 30, 31, 134, 138, 173, 235, Senate Concurrent Resolutions "G" and "H", and House Bills Nos. 550 and 576, that the Senate recess for twenty minutes subject to the call of the chair, which motion prevailed.

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

REPORT OF STANDING COMMITTEE

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

- Senate Bill No. 33
- Senate Bill No. 53
- Senate Bill No. 59

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 33  
Senate Bill No. 53  
Senate Bill No. 59

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

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "E"  
Senate Concurrent Resolution "F"

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

#### MOTIONS

Senator Holand moved that the Senate reconsider its action by which Senate Concurrent Resolution "AA" was laid over one legislative day, which motion prevailed.

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

#### SENATE CONCURRENT RESOLUTION "AA"

Introduced by Senators Meidinger, Holand, Hernet  
and Vendsel

A Concurrent Resolution extending sympathy to the state of New York for the discomforts and difficulties resulting from that state's bitter winter weather, and offering the use of unneeded snow removal equipment of the state of North Dakota.

1 WHEREAS, the sister state of New York and its  
1a citizens  
2 have endured great discomfort, inconvenience, and in  
2a some  
3 instances real hardship and suffering, as a result of  
4 extremely cold temperatures, excessive snowfall, and  
4a blind-  
5 ing blizzards, which elements of bitter winter weather  
5a have  
6 paralyzed the normal functions of transportation, business  
7 and industry, causing loss of income and means of  
8a livelihood  
8 to the citizens of the state of New York; and  
9 WHEREAS, the state of North Dakota has during the  
10 present and past winter seasons enjoyed mild  
10a temperatures,  
11 sunshine filled days, and only enough snowfall to paint  
12 the traditional winter scene upon the landscape, thus  
13 permitting maximum enjoyment of the popular winter  
13a sports  
14 of the state; and  
15 WHEREAS, the state of North Dakota has on hand  
15a certain  
16 unused snow removal equipment previously obtained to  
16a insure  
17 the health and welfare of the people of the state in the  
18 rare event that sufficient snowfall should occur to  
18a warrant  
19 its use.

20 NOW, THEREFORE, BE IT RESOLVED BY THE  
 20a SENATE OF  
 21 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 21a REPRESENTATIVES

22 CONCURRING THEREIN;

23 That the people and legislative assembly of the state  
 24 of North Dakota extend to the state of New York and its  
 25 suffering citizens our deepest sympathy in this time of  
 26 distress; and

27 BE IT FURTHER RESOLVED, that the state of  
 27a North Dakota

28 does hereby offer to the state of New York the use of all  
 29 aforesaid unneeded snow removal equipment in the  
 29a possession

30 of the state of North Dakota in order to contribute to  
 31 the alleviation of the great suffering of the citizens  
 32 of the state of New York during this period of hardship;  
 33 and

34 BE IT FURTHER RESOLVED, that the state of  
 34a North Dakota

35 hereby offers and makes available to all those seeking  
 36 refuge from among the citizens, business and industry of  
 37 the state of New York, the traditional hospitality and  
 38 the unlimited opportunities of the state of North Dakota,  
 39 and invites such refugees to avail themselves of the  
 40 pleasant and healthful climate and sunshine lavished by  
 41 nature upon the state of North Dakota where the  
 41a excitement

42 of living is enhanced by the freshness of the prairie  
 43 spring, the joy of the cool summer evening, the thrill of  
 44 the bountiful harvest autumn, gently yielding to the  
 44a clean

45 invigorating winter, and where true western hospitality  
 46 extends its hand in welcome and sympathy to the  
 46a unfortunate

47 sufferers of less fortunate climes.

48 BE IT FURTHER RESOLVED, that copies of this  
 48a resolution

49 be forwarded by the secretary of the senate to the pre-  
 50 siding officers of the legislative assembly of the state  
 51 of New York.

Senator Holand moved that the second reading of Senate Concurrent Resolution "AA" be dispensed with, which motion prevailed.

Senator Holand moved that Senate Concurrent Resolution "AA" be adopted, which motion prevailed.

Senator Morgan moved that the vote by which Senate Concurrent Resolution "AA" was adopted be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 6, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "AA"

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

VIC GILBREATH, Secretary.



## SECOND READING OF SENATE BILLS

**Senate Bill No. 4.** 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, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Bilden	Dewing	Krause
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**Senate Bill No. 6.** 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, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden	Dewing
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So the bill passed and the title was agreed to.

**Senate Bill No. 10.** A Bill for an Act providing an appropriation for the paying of salary, clerkhire, travel and general expenses of the office of Commissioner of Veterans' Affairs.

Which has been read.

**ROLL CALL**

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

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden Dewing

So the bill passed and the title was agreed to.

**Senate Bill No. 12.** 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, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden Dewing

So the bill passed and the title was agreed to.

Senate Bill No. 30. 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, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden Dewing

So the bill passed and the title was agreed to.

Senate Bill No. 31. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf

Holand	Nelson	Yunker
Johnson	O'Brien	
Absent and not voting:		
Bilden	Dewing	

So the bill passed and the title was agreed to.

Senate Bill No. 134. A Bill for an Act to amend and reenact sections 40-2419 and 40-2420 of the North Dakota Revised Code of 1943 and 40-2708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of municipal improvement warrants and refunding improvement warrants and bonds, providing for the negotiability of such warrants and bonds and the eligibility thereof as investments of fiduciary, corporate and public funds, and declaring an emergency.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

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

Senate Bill No. 138. A Bill for an Act to amend and reenact section 15-3926 of the North Dakota Revised Code of 1943, as amended by Chapter 139 of the 1955 Session Laws, sections 26-2210, 26-2303, and 26-2407 of the North Dakota Revised Code of 1943, and subsection B of section 52-09\$6 and section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of state funds.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur

Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden Dewing

So the bill passed and the title was agreed to.

**Senate Bill No. 173.** A Bill for an Act to amend and reenact section 21-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of bonds by a municipality, providing for elections thereon and for exception thereto in the case of certain issues, including federal aid highway bonds of certain municipalities, and declaring an emergency.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Dewing

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

**Senate Bill No. 235.** A Bill for an Act to provide for the enforcement of statute prohibiting stock running at large and to provide for recovery of costs from the owner.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Bilden	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the negative were:

Brooks	Leier	Olson
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Knudson

Absent and not voting:

Dewing

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "G". A Concurrent Resolution authorizing and directing the state highway department, in collaboration with the state historical society and national park service, to make a reconnaissance survey for a Badlands scenic drive connecting U. S. highway 12, in the vicinity of Bowman, with U. S. highway 2, near Williston, with access roads to areas of geological and botanical significance and points of historic importance.

Which has been read.

Senator Roen moved that Senate Concurrent Resolution "G" be adopted, which motion prevailed.

Senate Concurrent Resolution "H". A concurrent resolution directing the state historical society and the state board of administration to accept any request of the national park service to transfer the Roosevelt Cabin to another suitable site within the state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Knudson	Sayer
Brooks	Krause	Schrock
Dolan	Kusler	Thomas
Erickson	Livingston	Torno
Erickstad	Longmire	Trenbeath
Fiedler	Luick	Tuff
Fraser	Meidinger	Vendsel
Freed	Miller	Wadeson
Garaas	Morgan	Wartner
Hernett	O'Brien	Wenstrom
Holand	Roen	Wolf
Kee	Saumur	Yunker
Kieley		

Those voting in the negative were:

Baeverstad	Johnson	Nelson
Bilden	Klefstad	Olson
Gilbertson	Larson	

Absent and not voting:

Dewing	George	Leier
Foss		

So the resolution was declared adopted.

**House Bill No. 550.** A Bill for an Act providing for the appointment, powers, and duties of additional soil conservation district 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, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen
Bilden	Klefstad	Saumur
Brooks	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Gilbertson	Olson
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Absent and not voting:

Dewing

So the bill passed and the title was agreed to.

**House Bill No. 576.** A Bill for an Act to provide for Korean veterans adjusted compensation, and declaring an emergency.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Bilden	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno

Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Dewing

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

#### MOTIONS

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

Senator Sayer moved that Lieutenant Governor Duffy be named the chairman of the Senate in Executive Session, which motion prevailed.

A message from the Governor was read by the Secretary requesting confirmation of the following executive appointments:

Fred Orth, Grand Forks, North Dakota, as a member of the State Board of Higher Education to fill the unexpired term of D. W. Westbee, term to run from May 14, 1956 to July 1, 1958.

Albert Haas of New Rockford, North Dakota, as a member of the State Board of Higher Education, term to be for a period of seven years, July 1, 1957 to July 1, 1964.

The Senate in executive session thereupon advised and consented to each of the above appointments and confirmed the same.

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

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

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

VIC GILBREATH, Secretary.



## THIRTY-FIRST DAY

Bismarck, February 7, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Earl O. Grunstead, Burns Methodist Church, Mandan.

Roll call: All Senators present except Senator Bilden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirtieth day and recommends that the same be corrected as follows:

Page 235, line 7, correct the spelling of the word "following".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

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

## COMMUNICATIONS

A resolution was presented from the Board of County Commissioners of Ransom County relative to grasshopper infestation and to Senate Bill No. 223, which communication was referred to the Committee on Agriculture.

## REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 20

Senate Bill No. 25

Senate Bill No. 27

Senate Bill No. 61

Senate Bill No. 96

Senate Bill No. 142

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

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

Senate Concurrent Resolution "W"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 159 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

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

CONSIDERATION OF AMENDMENTS

Senator Baeverstad moved that the amendments to Senate Bill No. 55 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 127 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 129 be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 7, 1957

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 3
- Senate Bill No. 4
- Senate Bill No. 6
- Senate Bill No. 10
- Senate Bill No. 12
- Senate Bill No. 30
- Senate Bill No. 31
- Senate Bill No. 134
- Senate Bill No. 138
- Senate Bill No. 173
- Senate Bill No. 235
- Senate Concurrent Resolution "G"
- Senate Concurrent Resolution "H"

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

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 7, 1957

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 33
- Senate Bill No. 53
- Senate Bill No. 59
- Senate Concurrent Resolution "E"
- Senate Concurrent Resolution "F"

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

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 7, 1957

Mr. Speaker: I have the honor to return:

- House Bill No. 550
- House Bill No. 576

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 7, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a Joint Committee to act with a like committee from the Senate, to arrange a joint memorial service on Washington's Birthday.

Reps. Gefreh, Aamoth and Rolfsrud.

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, February 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 52

Senate Bill No. 68

Senate Bill No. 95

Senate Concurrent Resolution "N"

Senate Concurrent Resolution "AA"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 7, 1957

Mr. President: I have the honor to transmit:

House Bill No. 502

House Bill No. 569

House Bill No. 570

House Bill No. 592

House Bill No. 626

House Bill No. 639

House Concurrent Resolution "H"

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

GERALD L. STAIR, Chief Clerk.

## MOTIONS

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

The President appointed as such Committee Senators Nelson, Trenbeath and Kee.

## SECOND READING OF SENATE BILLS

Senate Bill No. 20. 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 second time.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer

Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 25, 27, 44, 61, 77, 96, 128, 142, and 149 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

On motion of Senator Krause a high school class from New Leipzig, North Dakota was recognized by the Senate.

On motion of Senator George a high school class from McClusky, North Dakota, was recognized by the Senate.

On motion of Senator Erickstad all of the visiting newspaper men and women of North Dakota were recognized by the Senate.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 25. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden Knudson Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 27.** A Bill for an Act making an appropriation out of 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, as amended, the roll was called and there were: ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Hernett	Nelson
Berube	Holand	Olson
Brooks	Johnson	Roen
Dewing	Kee	Saumur
Dolan	Kieley	Sayer
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker

Those voting in the negative were:

Klefstad	O'Brien	Schrock
Krause		

Absent and not voting:

Bilden Knudson Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 44.** A Bill for an Act relating to the privilege of operating certain classes of motor vehicles upon the public highways of this state, levying a tax therefor and providing for the administration and enforcement thereof, appropriating the proceeds thereof to the state highway department construction fund, providing penalties, amending and reenacting sections 39-0424, 39-0432, and 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and sections 3 to 10 and 12 to 18, inclusive, of chapter 335 of the 1955 Session Laws, and repealing sections 399-0425, 39-0426, 39-0427, 39-0428, 39-0429, 39-0431, 39-04311, and 39-04312 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 39-0430 of the North Dakota Revised Code of 1943.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Dewing	Kee	Saumur
Dolan	Klefstad	Sayer

Erickstad	Knudson	Schrock
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Freed	Luick	Tuff
Garaas	Meidinger	Vendsel
Gilbertson	Miller	Wadeson
Hernett	Morgan	Wartner

Those voting in the negative were:

Berube	Kieley	O'Brien
Brooks	Krause	Olson
Erickson	Kusler	Thomas
Fraser	Larson	Wenstrom
George	Longmire	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Freed changed his vote from nay to aye for the purpose of reconsideration.

Senator Vendsel changed his vote from nay to aye for the purpose of reconsideration.

**Senate Bill No. 61.** A Bill for an Act providing that subscribers of a party line telephone circuit shall surrender the use of such party line in case of emergency; providing that distributors of telephone directories shall print notice thereof in all directories issued by them, and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Brooks	Kieley	Olson
Erickson	Klefstad	Roen
Erickstad	Knudson	Sayer
Fiedler	Larson	Schrock
Foss	Leier	Thomas
Fraser	Livingston	Torno
Freed	Longmire	Trenbeath
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Berube	Krause	Tuff
Dewing	Kusler	Vendsel

Absent and not voting:

Bilden	Dolan	Saumur
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So the bill passed and the title was agreed to.

**Senate Bill No. 77.** A Bill for an Act to amend and reenact chapter 241 of the 1955 Session Laws, and Sections 39-0412, 39-0413, and 39-0414 of the North Dakota Revised Code of 1943, relating to license plates for 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, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Holand	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Those voting in the negative were:

Johnson	Sayer	Torno
Krause		
Absent and not voting:		
Baeverstad	Bilden	Saumur

So the bill passed and the title was agreed to.

Senate Bill No. 96. A Bill for an Act to amend and reenact section 40-1302 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the city treasurer's bond.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Sayer
Dolan	Klefstad	Thomas
Erickson	Knudson	Torno
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Meidinger	Schrock
Krause	Saumur	

So the bill passed and the title was agreed to.

Senate Bill No. 128. A Bill for an Act to amend and reenact Section 15-5708 of the 1953 Supplement to the North Dakota

Revised Code of 1943, relating to scholarship payments, conditions, notes required, and scholarship continued.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Saumur	Trenbeath
Krause		

So the bill passed and the title was agreed to.

Senate Bill No. 142. 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 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, as amended, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker



Those voting in the negative were:

Schrock

Absent and not voting:

Bilden

Gilbertson

Saumur

So the bill passed and the title was agreed to.

Senator Schrock: I want to explain my vote. I question whether the bill is constitutional. It provides certain benefits to one class covered by an insurance without taking due consideration of others insured. Therefore I vote no.

Senate Bill No. 149. A Bill for an Act authorizing and requiring the highway commissioner to acquire lands and right-of-way for roads and building sites for custom and immigration points of entry and to provide for a disposition of such lands and right-of-way.

Which has been read.

Senator Dewing moved that Senate Bill No. 149 be laid over one legislative day, which motion prevailed.

#### MESSAGE FROM THE HOUSE

The Sergeant-at-arms announced a committee from the House.

The President asked that the committee be heard, and a Committee from the House announced that the House was ready to receive the Senate in Joint Session to honor the newspaper men of North Dakota.

#### MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 7, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Nelson, Trenbeath and Kee as a committee of three to meet with a like committee from the House to make arrangements for a Joint Service on Lincoln's Birthday.

VIC GILBREATH, Secretary

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 7, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a joint committee to act with a like committee from the Senate, to arrange for a joint service on Lincoln's Birthday, Reps. Muller, Muggli and Burk.

GERALD L. STAIR, Chief Clerk.

#### MOTIONS

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

Senator Meidinger moved that the Senate do now recess until 1:30 p.m., February 8, 1957, which motion prevailed.

VIC GILBREATH, Secretary

THIRTY-FIRST DAY AFTER RECESS  
AND THIRTY-SECOND DAY

Bismarck, February 8, 1957

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

## FIRST READING OF HOUSE BILLS

**House Bill No. 502.** 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.

**House Bill No. 517.** A Bill for an Act making an appropriation for the use of special education of exceptional children.

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

**House Bill No. 547.** A Bill for an Act establishing a commission for the commemoration of the hundredth anniversary of the birth of Theodore Roosevelt; making an appropriation therefor; and declaring an emergency.

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

**House Bill No. 561.** A Bill for an Act to amend and reenact section 50-0722 of the North Dakota Revised Code of 1943 relating to assistance to transients.

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

**House Bill No. 564.** A Bill for an Act to amend and reenact section 20-1301 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to state bounty on foxes.

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

**House Bill No. 569.** A Bill for an Act to provide for payment of expenses to certain state officers, making an appropriation and declaring an emergency.

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

**House Bill No. 570.** A Bill for an Act to amend and reenact section 4-0121, 26-0103, 49-0105, 54-0905, 54-1010, 54-113, 54-1211, 57-0104, and 15-2102 of the 1953 Supplement

to the North Dakota Revised Code of 1943, relating to salaries of state officers.

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

**House Bill No. 573.** 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 Social Welfare.

**House Bill No. 592.** 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.

**House Bill No. 599.** A Bill for an Act relating to research studies conducted by the State Department of Health and other agencies, providing for the confidential character of such studies, and providing a penalty.

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

**House Bill No. 600.** A Bill for an Act relating to the registration of users of radioactive materials or radiation machines with the State Department of Health for the purpose of protecting health, providing for the issuance of certificates of registration, and providing a penalty.

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

**House Bill No. 619.** A Bill for an Act to amend and reenact Section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 141 of the Session Laws of 1955, relating to high school tuition payments from state equalization fund.

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

**House Bill No. 621.** A Bill for an Act to amend and reenact subsection 1 of Section 15-4007 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the financial effort required for emergency assistance from the state equalization fund.

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

**House Bill No. 624.** A Bill for an Act to amend and reenact section 58-0801 of the North Dakota Revised Code of 1943 and sections 58-0602 and 58-0701 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to compensation and mileage of township supervisors, clerks and treasurers.

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

**House Bill No. 626.** A Bill for an Act to amend and reenact section 40-4508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to membership fees and assessments under police pension plans.

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

**House Bill No. 639.** A Bill for an Act to amend and reenact section 15-3801 of the North Dakota Revised Code of 1943, relating to the bond of the superintendent of schools.

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

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-0408 of the North Dakota Revised Code of 1943 relating to a change from commission system of government upon petition and to amend and reenact section 40-0803 of the North Dakota Revised Code of 1943 relating to the number of aldermen required in the governing body of council cities.

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

**House Concurrent Resolution "H".** A concurrent resolution directing the legislative research committee to study and review the report and recommendations of the North Dakota Governmental Survey Commission made pursuant to chapter 216 of the North Dakota Session Laws of 1941, and make recommendations thereon appropriate to present-day government needs.

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

**House Concurrent Resolution "M".** A concurrent resolution directing the legislative research committee to make an interim study of the feasibility of providing a homestead exemption under property tax laws on homestead property in villages, cities and communities, and to make its report and recommendations to the Thirty-sixth Legislative Assembly.

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

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 29, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$842,000.00" and insert the figure "\$883,200.00" in lieu thereof.

In line 13 strike out the figure "10,000.00" and insert the figure "11,000.00" in lieu thereof.

In line 20 strike out the figure "170,800.00" and insert the figure "208,000.00" in lieu thereof.

In line 22 strike out the figure "10,000.00" and insert the figure "13,000.00" in lieu thereof.

In line 39 strike out the figure "\$842,000.00" and insert the figure "\$883,200.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 32, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 90, have had the same under consideration and recommend that the same be amended as follows:

In line 3 at the beginning of the line strike out the words "one thousand" and insert the words "seven thousand twenty-six" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 139, have had the same under consideration and recommend that the same do pass.

STEVE THOMAS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 168, have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the year "1955" and insert the year "1953" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 205, have had the same under consideration and recommend that the same do pass.

STEVE THOMAS, Chairman.

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 288, have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

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

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

Senate Bill No. 52

Senate Bill No. 68

Senate Bill No. 95

Senate Concurrent Resolution "N"

Senate Concurrent Resolution "AA"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

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

Senate Bill No. 55

Senate Bill No. 127

Senate Bill No. 129

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

#### MOTIONS

Senator Foss requested that a committee escort former Senator Rilie Morgan to the rostrum, which request was granted. The President appointed Senators Foss and Sayer to escort former Senator Morgan to the rostrum.

Former Senator Morgan was escorted to the rostrum and presented to the Senate by the President.

MR. MORGAN: Governor Duffy and Members of the Senate. I served 16 years in the State Senate of North Dakota and have been away for four years. You can hardly appreciate the sentiments which have overwhelmed me since I came back here the last two or three days and met all of the old friends and associates with whom I have worked for so many years. I know of no other body where you meet so many fine people, and know them so well, and so intimately as you do working with a legislative group such as the Senate and the House of Representatives. It is a grand experience and education and I would not have missed it for all the wealth in the world.

There is a note of sadness when you come back and look over this Senate and see so many that have gone on to the world beyond. I think of Senators Fowler, Watt, Guthrie, Work, and since the last session, the venerable and beloved Senator from Garrison, Dr. Stucke; my very close and personal friend, Reinhart Streibel, and Senator Day from Grand Forks.

Your problems today, I suppose, are a great deal as they were during the time I served here — a matter of money — and I know something of the pressure and the problems which have confronted you because I was very intimately associated with that problem during the time I served in this body. I used to say to the people that came around saying that the Senate Appropriations Committee ought to do this, or ought to do that, ought to provide money for this and for that, that the State of North Dakota was limited in what it could do for its people, and I pointed out to them that the State of North Dakota government cost forty-eight million dollars a year, fifteen million of that comes out of the general fund and twenty-five million dollars come out of special funds, but it all eventually came out of the taxpayer's pockets. I pointed out to them that we had 52 county governments in the State of North Dakota, 2000 school districts, 1800 township governments, 300 cities and villages or municipal governments, that we had between six and seven thousand miles of state and federal highway, and more than 20,000 miles of township and county roads, which the people of North Dakota had to maintain and support. That we have nine institutions of higher education in North Dakota and seven institutions of

charitable and penal institutions, but I would point out to them that the State of North Dakota has a total population of just a little more than the City of Minneapolis and less than the City of Milwaukee. Then I would ask them how much government they think that six hundred thirty or forty thousand people can support, and that problem hasn't changed one bit in the four years I have been away, but I am not going to lecture you about how to run the State of North Dakota, but do say to you how much I appreciate coming back and meeting all of you and visiting with you.

The proudest and most thrilling day of my life was when I stood up in this chamber and held up my right hand and promised to uphold the Constitution of the United States and the State of North Dakota, and to fulfill the office of Senator to the best of my ability. It is a great privilege, a great honor and a great challenge to serve in the Senate of the State of North Dakota, and I have faith to believe that you men and women who are serving in the Senate today will accept that challenge and that future generations will also accept it, so that this fine democratic representative government we have will be passed on to our children and our children's children. Thank you.

Senator Meidinger moved that the remarks of former Senator Morgan be printed in the journal, which motion prevailed.

Senator Trenbeath requested that a committee be appointed to escort former senator Franklin Page to the rostrum, which request was granted.

The President appointed Senators Dewing and Meidinger to escort Senator Franklin Page to the rostrum.

The President of the Senate presented former Senator Page to the Senate.

MR. PAGE: Thank you, Clyde. Senators and fellow citizens. One thing I was famous for when I was a member of this body was long speeches so Dagny better sharpen up her pencil.

I was in Washington, D. C., a couple of years ago on a trip of business and pleasure, and like everybody I took a ride on one of those rubber-neck tours. On this tour we had a southern drawl driver, who had a good sense of humor and a good knowledge of history to lecture on the tour as most of them have. As we started on the tour he says: "Now ladies and gentlemen, the building on the left as we approach is the United States Treasury building. The statute you see in front is that of Albert Gallatin, one time treasurer of the United States. He cut taxes and reduced the government debt at the same time. Too bad we can't get him back again. He preached a whole sermon in just one sentence. Most of us working in the legislature look at only one end, trying to find taxes to meet the demands for money. Not only in the State legislature but in the National government as well. Think it is pretty near time to start looking at the other end. Thank you.

Senator Livingston moved that the remarks of former Senator Page be printed in the Journal, which motion prevailed.

Senator Sayer requested that a committee be appointed to escort former Lieutenant Gov. C. P. Dahl to the rostrum, which request was granted.

The President appointed as such committee Senators Kieley and Sayer, and former Lt. Gov. C. P. Dahl was escorted to the rostrum and invited to address the Senate, which he did. At the request of Mr. Dahl his remarks were not requested printed in the journal.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 52  
Senate Bill No. 68  
Senate Bill No. 95  
Senate Concurrent Resolution "AA"

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

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "W"

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

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 52  
Senate Bill No. 68  
Senate Bill No. 95  
Senate Concurrent Resolution "W"  
Senate Concurrent Resolution "AA"

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

VIC GILBREATH, Secretary.

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

VIC GILBREATH, Secretary.

#### THIRTY-SECOND DAY

Bismarck, February 8, 1957

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

Prayer by Chaplain Rev. Earl O. Grunstead, Burns Methodist Church, Mandan.

Roll call: All Senators present except Senators Bilden and Roen.

A quorum was declared by the President.

#### REPORT OF STANDING COMMITTEE

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

GLENN R. DOLAN, Chairman.

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



## COMMUNICATIONS

A communication was presented addressed to Senator Axel Olson, bearing 37 signatures, relative to the monies in the sales tax fund and its utilization for educational purposes, which communication was referred to the Committee on Appropriations.

A communication was presented addressed to Senator Larson from the Cedar Hill Homemakers Club pertaining to the location of the Teddy Roosevelt Cabin in Bismarck.

A communication was presented from the House of Representatives of the State of Tennessee relative to segregation, which communication was referred to the Committee on Judiciary.

## MOTIONS

Senator Thomas moved that Senate Resolution No. 5 be placed on the calendar, which motion prevailed.

Senator Thomas moved that the rules be suspended and that Senate Resolution No. 5 be placed on second reading and final passage, which motion prevailed.

## SECOND READING OF SENATE BILLS

Senate Resolution No. 5. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-fifth Legislative Assembly of the State of North Dakota.

Was read the second time.

## ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Roen	Schrock
Knudson		

So the resolution was declared adopted.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 20  
Senate Bill No. 25  
Senate Bill No. 27

Senate Bill No. 61  
 Senate Bill No. 77  
 Senate Bill No. 96  
 Senate Bill No. 128  
 Senate Bill No. 142

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

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, February 8, 1957

Mr. President: I have the honor to transmit:

House Bill No. 509  
 House Bill No. 525  
 House Bill No. 632  
 House Bill No. 681  
 House Bill No. 629  
 House Bill No. 643  
 House Bill No. 655  
 House Bill No. 656

House Concurrent Resolution "O"

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

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, February 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 33  
 Senate Bill No. 53  
 Senate Bill No. 59  
 Senate Concurrent Resolution "E"  
 Senate Concurrent Resolution "F"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

#### FIRST READING OF SENATE RESOLUTION

Senators Brooks, Wartner, Leier, Holand, Roen, Klefstad, Hernet, Dolan, Schrock, George, Larson, Sayer, Johnson, Vendsel, Erickson, Wenstrom, Foss and Erickstad introduced:

Senate Concurrent Resolution "BB". A concurrent resolution providing for the amendment of section 121 of Article V of the Constitution of the State of North Dakota and the repeal of Article 40 of the additions to and amendments of the Constitution of the State of North Dakota, relating to the elective franchise.

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

#### REPORTS OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "E"  
 Senate Concurrent Resolution "F"

Were delivered to the Secretary of the State at the hour of 2:25 o'clock p.m., February 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 33  
Senate Bill No. 53  
Senate Bill No. 59

Were delivered to the Governor for his approval at the hour of 2:40 o'clock p.m., February 8, 1957.

CLYDE KIELEY, Chairman.

#### MOTIONS

Senator Freed moved that the Senate reconsider its action by which Senate Bill No. 44 was passed.

#### ROLL CALL

The question being on the motion of Senator Freed that the Senate reconsider its action in passing Senate Bill No. 44, the roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Holand	Nelson
Brooks	Kieley	Olson
Erickstad	Krause	Saumur
Foss	Larson	Thomas
Fraser	Livingston	Wenstrom
Freed	Longmire	Wolf
George	Meidinger	Yunker

Those voting in the negative were:

Baeverstad	Kee	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Torno
Fiedler	Leier	Trenbeath
Garaas	Luick	Tuff
Gilbertson	Miller	Vendsel
Hernett	Morgan	Wadeson
Johnson	O'Brien	Wartner

Absent and not voting:

Bilden

So the motion lost.

#### FIRST READING OF HOUSE BILLS

**House Bill No. 509.** 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.

**House Bill No. 525.** A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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

**House Bill No. 629.** A Bill for an Act to amend and reenact section 61-0305 of the North Dakota Revised Code of 1943 relating to fees of the state engineer.

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

**House Bill No. 632.** A Bill for an Act to amend and reenact section 4-1703 of the North Dakota Revised Code of 1943 relating to the duties of the dairy commissioner.

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

**House Bill No. 643.** A Bill for an Act to authorize the Governor, by order of general application, to permit excess limitations on sizes and weights for certain vehicles in emergencies.

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

**House Bill No. 655.** A Bill for an Act to amend and reenact section 24-0516 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a county road system.

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

**House Bill No. 656.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended relating to the designation of a secondary highway system.

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

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 26-2413 and 26-2414 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for an increase in the reserve fund.

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

**House Concurrent Resolution "O".** A concurrent resolution memorializing Congress to enact Point 4 of the Eisenhower-Republican 9-point farm program of 1956.

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

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "N"

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

#### MOTIONS

At the request of Senator Holand the High School Band of Lisbon, North Dakota, was recognized by the Senate.

Senator Meidinger moved that after the reading of Senate Bills Nos. 55, 127, 129 and 159, that the Senate recess for fifteen minutes subject to the call of the chair, which motion prevailed.

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

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 55.** A Bill for an Act to amend and reenact subsection 9 of section 57-0208 of the North Dakota Revised Code of 1943, relating to acreage exemption of real property owned by churches.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Brooks	Johnson	O'Brien
Dewing	Kee	Olson
Dolan	Kieley	Saumur
Erickson	Knudson	Sayer
Fiedler	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Torno
Freed	Leier	Vendsel
Garaas	Livingston	Wadeson
George	Longmire	Wenstrom
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker

Absent and not voting:

Berube	Morgan	Trenbeath
Bilden	Nelson	Tuff
Erickstad	Roen	Wartner
Klefstad		

So the bill passed and the title was agreed to.

Senate Bill No. 127. A Bill for an Act to amend and reenact section 15-2221 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to dissolution of school districts; duty of county superintendent.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Berube	Nelson	Trenbeath
Bilden	Roen	Tuff

So the bill passed and the title was agreed to.

Senate Bill No. 129. A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the

1955 Session Laws, 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, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Berube	Nelson	Trenbeath
Bilden	Roen	Tuff

So the bill passed and the title was agreed to.

Senate Bill No. 149. A Bill for an Act authorizing and requiring the highway commissioner to acquire lands and right-of-way for roads and building sites for custom and immigration points of entry and to provide for a disposition of such lands and right-of-way.

Which has been read.

Senator Dewing moved that Senate Bill No. 149 be amended as follows:

"Strike out everything after the words 'A Bill' and insert in lieu thereof the following:

FOR AN ACT authorizing the highway commissioner to acquire rights of way and lands for use as custom and immigration points of entry and authorizing the governor to convey building sites to the United States of America.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Whenever the state highway commissioner shall find that it will facilitate travel and promote public convenience or that it will avoid the need for additional road building, he may procure rights of way and other interests in land adjacent to established public highways for the location of custom and immigration buildings to be erected by the federal government. The highway commissioner is hereby vested with like power in the acquisition of such lands as he may have in acquiring rights of way and land for highway purposes.

Section 2. When the federal government shall have requested title to any lands acquired by the highway commissioner under the provisions of this Act and the highway

commissioner shall certify that the establishment of custom and immigration points of entry thereon will facilitate travel and promote public convenience or will avoid the need for additional road building, the governor is authorized to convey to the United States of America such sites as may be required for the location of such buildings and accessory facilities including means of access thereto.'

Which motion prevailed.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 149 be deemed properly reengrossed and placed on second reading and final passage, as amended on the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended on the floor, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Dewing	Kee	Saumur
Dolan	Kieley	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Knudson	Roen
Brooks	Nelson	Trenbeath
Klefstad		

So the bill passed and the title was agreed to.

Senate Bill No. 159. A Bill for an Act to amend and reenact Section 39-0528 of the North Dakota Revised Code of 1943 relating to the defacing, destroying, altering, removing, obliterating, covering, marring, disfiguring, or obscuring the serial or engine number of a motor vehicle.

Which has been read.

#### ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Tuff

Fraser	Leier	Vendsel
Freed	Livingston	Wadson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Berube	Nelson	Trenbeath
Bilden	Roen	

So the bill passed and the title was agreed to.

**MOTIONS**

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

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

VIC GILBREATH, Secretary



## THIRTY-THIRD DAY

Bismarck, February 9, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. Robert H. Feind, Evangelical  
United Brethren Church, Bismarck.

Roll call: All Senators present except Senators Baeverstad, Berube, Bilden, Brooks, Dolan, Erickson, Erickstad, Fiedler, Foss, Kee, Kieley, Klefstad, Knudson, Kusler, Leier, Livingston, Meidinger, Nelson, O'Brien, Roen, Schrock, Thomas, Trenbeath and Tuff.

A quorum was declared by the President.

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

Page 263, line 35, strike out the word "by" and insert in lieu thereof the word "my".

Page 266, line 9, correct the spelling of the word "pertaining".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

## COMMUNICATIONS

A communication was presented addressed to Senator John Leier from the County Commissioners of Benson County, North Dakota, relative to the County Assessor plan.

A resolution was presented addressed to Honorable Clyde Duffy, Lt. Governor, from the Garrison Civic Club relative to tax on crude oil, which communication was referred to the Committee on Finance and Taxation.

## MESSAGE FROM THE GOVERNOR

Bismarck, February 8, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have approved Senate Bill No. 33.

This bill has been filed with the Secretary of State.

Sincerely yours,  
JOHN E. DAVIS  
Governor

## REPORTS OF STANDING COMMITTEES

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

Senate Resolution No. 5

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

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

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

Senate Bill No. 149

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 177 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 178 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 181 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 189 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Concurrent Resolution "V" have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Education to whom was referred House Bill No. 535 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

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

## CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 29 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 90 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 168 be adopted, which motion prevailed.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 5

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

## MOTIONS

Senator Dewing moved that the Senate request the Governor to return Senate Bill No. 59 to the Senate, which motion prevailed.

## MESSAGE TO THE GOVERNOR

Senate Chamber  
Bismarck, February 9, 1957 .

Honorable John E. Davis  
Governor, State of North Dakota  
State Capitol Building  
Bismarck, North Dakota

Dear Governor Davis:

This is to request the return to the Senate of Senate Bill No. 59, in accordance with their action of February 9, 1957.

Yours very truly,  
VIC GILBREATH  
Secretary

Senator Dewing moved that Senate Bills Nos. 32, 139 and 205 be laid over until February 11, 1957, which motion prevailed.

Senator Holand moved that after the reading of Senate Bills Nos. 32, 139 and 205 that the Senate recess until 1:30 p.m., February 11, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

THIRTY-THIRD DAY AFTER RECESS AND  
THIRTY-FIFTH DAY

Bismarck, February 11, 1957

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

SECOND READING OF SENATE BILLS

Senate Bill No. 32. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Johnson	Nelson	

Those voting in the negative were:

Berube	Gilbertson	Tuff
Fraser	Morgan	

Absent and not voting:

Bilden	Olson	Roen
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So the bill passed and the title was agreed to.

Senate Bill No. 139. A Bill for an Act to amend and reenact section 52-0601, subsection 3, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to conditions required to be eligible to benefits.

Which has been read.

**ROLL CALL**

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

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olsón	Roen
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So the bill passed and the title was agreed to.

Senate Bill No. 205. A Bill for an Act to amend and reenact subdivision a. of subsection 11 of Section 52-0101 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 304 of the North Dakota Session Laws of 1955, relating to a definition of an employer.

Which has been read.

**ROLL CALL**

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

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Roen
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So the bill passed and the title was agreed to.

**REPORT OF STANDING COMMITTEE**

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 5

Was delivered to the Secretary of State at the hour of 1:35 o'clock p. m., February 11, 1957.

CLYDE KIELEY, Chairman.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 11, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 44  
Senate Bill No. 55  
Senate Bill No. 127  
Senate Bill No. 129  
Senate Bill No. 149  
Senate Bill No. 159

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

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 11, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "N"

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

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 11, 1957

Mr. President: I have the honor to return:

Senate Bill No. 92

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, February 11, 1957

Mr. President: I have the honor to transmit:

House Bill No. 510  
House Bill No. 566  
House Bill No. 595  
House Bill No. 634  
House Bill No. 659  
House Bill No. 680

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

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, February 11, 1957

Mr. President: I have the honor to return:

Senate Bill No. 52  
Senate Bill No. 68  
Senate Bill No. 95  
Senate Concurrent Resolution "W"  
Senate Concurrent Resolution "AA"  
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Holand requested that a committee of two be appointed to escort former Senator Charles Bangert to the rostrum, which request was granted.

The President appointed as such committee Senators Holand and Klefstad.

Former Senator Bangert was escorted to the rostrum and presented to the Senate by the President.

MR. BANGERT: Members of the Senate. I shall take very little of your time. I know you are busy and I know you have a real job before you. My service in the Senate was in 1933. At that time we had the capitol investigation. I was co-chairman of that investigation committee. The meeting was held over in the auditorium and the adjacent building. The capitol had burned down and they were building this building then. I climbed the stairs in March when there were no bricks around the stairway, clear up to to the top. We had quite an investigation, as you remember, before the Committee served its purpose. I have kept pretty close track of the Senate and House since that time and have always enjoyed reading the bills and journals, and shall continue to do so. I practice law down in Enderlin, and I was at that time from Senator Holand's District. I thank you very much for this invitation.

Senator Holand moved that the remarks of Mr. Bangert be printed in the journal, which motion prevailed.

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

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

VIC GILBREATH, Secretary.

### THIRTY-FOURTH DAY

Bismarck, February 11, 1957

The Senate convened at 2:00 p. m., the President presiding. Prayer by Chaplain Rev. John Heidinger, Messiah Lutheran Church, Mandan.

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

A quorum was declared by the President.

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

GLENN R. DOLAN, Chairman.

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

### PETITIONS AND COMMUNICATIONS

A petition was presented addressed to Senator Morgan relative to grasshopper infestation, bearing 20 signatures, which communication was referred to the Committee on Agriculture.

A petition was presented addressed to Senator Morgan relative to grasshopper infestation, bearing 21 signatures, which communication was referred to the Committee on Agriculture.

A communication was presented from the Secretary of State enclosing a copy of Senate Concurrent Resolution 15, 1955 Legislature of the State of Texas, calling for a convention for the proposal of an amendment to the United States

Constitution in lieu of Article V, which communication was referred to the Committee on Judiciary.

A communication was presented from the Secretary of State enclosing a copy of Senate Joint Resolution No. 25, Sixty-ninth General Assembly of the State of Illinois, calling for a convention for the proposal of an amendment to the United States Constitution in lieu of Article V, which communication was referred to the Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 29  
Senate Bill No. 90  
Senate Bill No. 168

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

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

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "W"  
Senate Concurrent Resolution "AA"

Were delivered to the Secretary of State at the hour of 2:10 o'clock p. m., February 11, 1957.

CLYDE KIELEY, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 52  
Senate Bill No. 68  
Senate Bill No. 95

Were delivered to the Governor for his approval at the hour of 2:15 o'clock p. m., February 11, 1957.

CLYDE KIELEY, Chairman.

Mr. President: 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.

GAIL H. HERNETT, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 43 have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted.

Senator Garass made the substitute motion that Senate Bill No. 43 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Hernettt that the report on Senate Bill No. 43 be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 45 have had the same under consideration and recommend that the same be amended as follows:



Delete everything after "A BILL' and insert the following:  
 For an Act relating to retirement of public employees, amending and reenacting sections 52-0907, 52-0909, and 54-2354 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and subdivision 3(a)4 of chapter 306 of the North Dakota Session Laws of 1955, and declaring an emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

1 SECTION 1. AMENDMENT.) Section 52-0907 of  
 2 the 1953

3 Supplement to the North Dakota Revised Code of 1943 is  
 4 hereby amended and reenacted to read as follows:

5 52-0907. PURPOSES FOR WHICH FUND

6 MAY BE USED.) All moneys which are paid or  
 7 deposited into this fund are hereby appropriated and  
 8 made available to the bureau to be used only for the  
 9 purposes herein provided.

10 A. To be used by the bureau for the payment of claims  
 11 for benefits under this ((Act)) chapter. From  
 12 and after the execution date of the agreement with  
 13 the United States pursuant to chapter 306, 1955  
 14 Session Laws extending social security coverage to  
 15 public employees, no benefits shall be paid under  
 16 this chapter except to:

17 1. Persons who are receiving benefit payments or  
 18 are entitled to benefit payments, under section  
 19 52-0914, by virtue of death or retirement  
 20 occurring before such agreement execution date.  
 21 After such agreement execution date, no quarters  
 22 of coverage within the meaning of section  
 23 52-0920(F) as amended, may be accrued.

24 2. Persons who have quarters of coverage under the  
 25 system and also quarters of coverage under  
 26 federal social security as a result of the  
 27 federal agreement executed under chapter 306 of  
 28 the North Dakota Session Laws of 1955, but who  
 29 are not eligible for a benefit under either  
 30 insurance system. In any such case, if the  
 31 bureau determines that the person would have  
 32 been eligible for benefits under the system had  
 33 it not been modified by this Act, then the  
 34 bureau may pay the benefit payable under chapter  
 35 52-09 as though not modified hereby.

36 Notwithstanding subsection A and subdivision 1 of  
 37 subsection A of this section, the effective date  
 38 referred to for policeman's and fireman's positions  
 39 shall be on and after the day preceding the execution  
 40 date of the agreement with the United States

41 pursuant

42 to chapter 306 of the North Dakota Session Laws of  
 43 1955 extending social security coverage to services  
 44 covered by this chapter.

45 B. To be used by the bureau to pay refunds provided  
 46 for in section ((nine of this Act)) 52-0910.

47 C. Contributions may be paid for employers and  
 48 employees of the United States pursuant to chapter  
 49 306 of the North Dakota Session Laws of 1955, and  
 pursuant to any federal-state agreement executed  
 thereunder, and to provide coverage under federal

50 social security retroactive to December 31, 1954  
51 for employees subject to that agreement. Such  
52 amounts are to be transferred and paid into the  
53 social security contribution fund established by  
54 chapter 306 of the North Dakota Session Laws of  
55a 1955.

55 SECTION 2. AMENDMENT.) Section 52-0909 of  
55a the 1953  
56 Supplement to the North Dakota Revised Code of 1943,  
56a as  
57 amended by chapter 307 of the North Dakota Session  
57a Laws of  
58 1955, is hereby amended and reenacted to read as  
58a follows:

59 52-0909. RATE OF CONTRIBUTION.)  
60 In addition to all other taxes there is hereby levied  
61 upon each employer, as defined in section 52-0920, and  
61a also  
62 upon each employee, as defined in section 52-0920, a  
62a tax,  
63 equal to one and one-half per centum of the wages paid  
64 before July 1, 1955(((;))), and two per centum of the  
65 wages paid after June, 1955, up to ((1960;))) July 1,  
65a 1957,  
66 (((two and one-half per centum of the wages paid after  
67 1959, up to 1965; three per centum of the wages paid  
68 after 1964; up to 1970; three and one-half per centum of  
69 the wages paid after 1969; up to 1975; and four per  
69a centum  
70 of the wages paid after 1974,))) to be paid by each  
71 employer and each employee. The above tax imposed  
71a by this  
72 chapter shall be collected by the employer from the  
73 employee by deducting the amount of the tax from the  
74 wages as and when paid. After June 30, 1957, the tax  
74a upon  
75 each employer shall be equal to three percent of the  
76 wages paid to each employee, and there shall be no tax  
77 hereunder upon the employee.

78 SECTION 3. AMENDMENT.) Section 54-2354 of  
78a the 1953  
79 Supplement to the North Dakota Revised Code of 1943 is  
80 hereby amended and reenacted to read as follows:

81 54-2354. RETIREMENT PAY.)  
82 When eligible for retirement, each employee shall be  
83 entitled to the payment of a wage equal to one-half of  
84 the average monthly salary or wages paid such employee  
85 during the ten years next preceding his or her  
85a retirement.  
86 Such monthly retirement wage shall be paid out of the  
87 salaries and wages account of the institution formerly  
88 employing such person. Only employees eligible for  
88a retire-  
89 ment or retired under section 54-2353 prior to July 1,  
90 1957, shall be entitled to payments under this section.

91 SECTION 4. AMENDMENT.) Subdivision 3(a)4  
91a of chapter  
92 306 of the North Dakota Session Laws of 1955 is hereby  
93 amended and reenacted to read as follows:

94 4. All services which constitute employment

95 as defined in section 2 and are performed  
 96 in the employ of the state by employees of  
 97 the state, shall be covered by the agreement;  
 98 all services which constitute employment as  
 99 defined in section 2 and are performed in  
 100 the employ of any municipality except  
 101 elected officials, shall be covered by the  
 102 agreement, notwithstanding the provisions of  
 103 section 5, which provides for plans for  
 104 coverage of employees;

105 SECTION 5. EMERGENCY.) This Act is hereby  
 105a declared

106 to be an emergency measure and shall be in full force  
 107 and effect from and after its approval.

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman.

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

Mr. President: Your Committee on Finance and Taxation  
 to whom was referred Senate Bill No. 81 have had the same  
 under consideration and recommend that the same be placed  
 on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman.

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

Mr. President: Your Committee on Industry and Business  
 to whom was referred Senate Bill No. 87 have had the same  
 under consideration and recommend that the same be amended  
 as follows:

In line 2 of the title of the bill delete the words "one  
 thousand" and insert in lieu thereof the words "seven hun-  
 dred fifty".

In line 9 of the title of the bill delete the words "one  
 thousand" and insert in lieu thereof the words "seven  
 hundred fifty".

In Section 1 Subsection 1 in line 7 delete the apostrophe  
 after the word "associations" and insert in lieu thereof a  
 comma.

In Section 3 Subsection a in line 34 delete the words "one  
 thousand" and insert in lieu thereof the words "seven hun-  
 dred fifty".

In line 42 delete the words "one thousand" and insert in  
 lieu thereof the words "seven hundred fifty".

In line 47 delete the words "one thousand" and insert in  
 lieu thereof the words "seven hundred fifty".

In line 53 after the word "corporations," insert the words  
 "life insurance companies,".

In Section 5 Subsection b in line 130 delete the words "one  
 thousand" and insert in lieu thereof the words "seven hun-  
 dred fifty".

In Section 8 Subsection a in line 190 delete the word "lacion"  
 and insert in lieu thereof the word "tion".

In Section 9 Subsection b in line 249 delete the words "one  
 thousand" and insert in lieu thereof the words "seven hun-  
 dred fifty".

In Section 12 Subsection a in line 337 delete the words "one thousand" and insert in lieu thereof the words "seven hundred fifty".

In Section 14 Subsection a in line 405 delete the words "one thousand" and insert in lieu thereof the words "seven hundred fifty".

In Section 16 in the title in line 568 delete the words "ONE THOUSAND" and insert in lieu thereof the words "SEVEN HUNDRED FIFTY".

In Section 16 in line 573 delete the words "one thousand" and insert in lieu thereof the words "seven hundred fifty".

In line 578 delete the word "one".

In line 579 delete the word "thousand" and insert in lieu thereof the words "seven hundred fifty".

In Section 17 Subsection a in line 580 delete the word "one".

In line 581 delete the word "thousand" and insert in lieu thereof the words "seven hundred fifty".

In Section 17 Subsection b in line 601 delete the words "one thousand" and insert in lieu thereof the words "seven hundred fifty".

In Subsection d in line 633 after the word "therefor" insert the following words "not in excess of".

In Subsection e in line 652 delete the numeral "1" and insert in lieu thereof the numeral "2".

In Section 19 in line 706 delete the word "one".

In line 707 delete the word "thousand" and insert in lieu thereof the words "seven hundred fifty".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 135 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 136 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 140 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 148 have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman.

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

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 184 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 231 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 254 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 275 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 555 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman

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

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 583 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

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

#### MOTIONS

Senator Hernettt moved that Senate Bill No. 178 be laid over one legislative day, which motion prevailed.

Senator Leier moved that Senate Bill No. 216 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Leier moved that Senate Bill No. 216 be re-referred to the Committee on Natural Resources, which motion prevailed.

Mr. Longmire: Mr. President. I notice that we have a very distinguished guest who has just entered the assembly so at this time I would move that the chair appoint a committee of two to escort the Honorable Milt Young to the rostrum, which motion prevailed. The President appointed as such committee Senators Longmire and Wenstrom, and Senator Young was escorted to the rostrum.

The President presented Senator Young to the Senate and invited him to address the Senate.

Senator Young: Mr. President, Members of the North Dakota State Senate. It is always a pleasure to come back here. I think I found more enjoyment in serving here than I have in the United States Senate. There is a closer friendship here between everyone and you are thrown closer together in everything you do. I think as far as ability is concerned you will find just as much here as you do there. Those people have a little more experience, of course, as they have sessions that last almost the year around.

I can't help but think back to when I first came here in 1935. I don't believe there is a single senator here now that was in the Senate at that time. Thirty-one out of the forty-nine have already departed on their last journey and the rest of them are like myself-getting a little old.

In looking over the Senate, you look like a group of young fellows. There are some my age here yet but I think the ability here today matches up with anytime during my connection with the Senate.

If I were to offer a suggestion, and I want you to take it as a suggestion only, it would be that you establish a commission for bringing industry to North Dakota. I have been working on that for sometime. Senior Senator Langer presently has a bill which would encourage industry to come to the State. If you had such a commission, with the prestige of the state government behind it, it would go a long way to induce industry to come to this State. I remember only a few years back when an aluminum company wanted to establish a plant here, and it would have been here had there been cheap electrical power available.

Only this last week an engineer, an associate of Herbert Hoover, came into my office and was interested in industry in North Dakota along the aluminum line. He was quite familiar with aluminum plants in Texas. Of course, aluminum takes a tremendous amount of power. The plants are established in the oil and gas areas of Texas. Yet they find lignite coal is much cheaper fuel to generate electricity.

Many occasions like this arise and I think if we only had a commission that would have the prestige of the State of North Dakota back of it, that it would help in securing industry for North Dakota. I think we would have a much better chance of obtaining industry. With cheap power generated by lignite coal, the time isn't very far off when industry is bound to come to North Dakota.

There is a proposal now to bring bauxite, from which aluminum is made, up from South America, through the St. Lawrence Waterway to Duluth, Minnesota. From there it will be shipped by rail to the North Dakota area, where cheap electricity can be produced from lignite coal. The rail cars that hauled the bauxite then would be filled with lignite to be hauled to the taconite area in Minnesota.

May I say just one other thing. I think this is the greatest educational body in North Dakota, and I remember one of our most able Senators, Senator Watt, when there was an attempt made to cut the number of legislatures as an economy measure, cut the membership by one-third. Never will I forget what Watt said.

This is the greatest educational institution in North Dakota and he wasn't for cutting the size of it.

Many of the men, who have been members of this body, have gone far in this world. The able, genial, likeable presiding officer, and member of this Senate, for years, former Lt. Gov. Dahl; former Governor Aandahl, congressman and now Assitant Secretary of the Interior; former Governor Brunsdale, and now John Davis, our present Governor.

Thank you so much for the privilege of inviting me to say a few words. You don't know how much I appreciate it. I hope before I leave that I have time to visit with each one of you personally. Thank you.

Senator Meidinger moved that the remarks of Senator Young be printed in the journal, which motion prevailed.

Senator Meidinger moved that after the reading of Senate Bills Nos. 29, 90, 168, 177, 181, 189, Senate Concurrent Resolution "V" and House Bill No. 535, that the Senate recess for fifteen minutes, subject to the call of the chair, which motion prevailed.

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

#### SECOND READING OF SENATE BILLS AND A RESOLUTION

Senate Bill No. 29. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Game and Fish Department.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Hernett	O'Brien
Berube	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kieley	Schrock
Dolan	Knudson	Thomas
Erickson	Krause	Torno
Erickstad	Leier	Vendsel
Fiedler	Livingston	Wadeson
Foss	Longmire	Wartner
Fraser	Luick	Wenstrom
Freed	Meidinger	Wolf
Garaas	Miller	Yunker
George	Nelson	
Absent and not voting:		
Bilden	Kusler	Sayer
Gilbertson	Larson	Trenbeath
Kee	Morgan	Tuff
Klefstad	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 90.** A Bill for an Act transferring the balance in the state highway patrol fund to the general fund. Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Hernett	O'Brien
Berube	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kieley	Schrock
Dolan	Knudson	Thomas
Erickson	Krause	Torno
Erickstad	Leier	Tuff
Fiedler	Livingston	Vendsel
Foss	Longmire	Wadeson
Fraser	Luick	Wartner
Freed	Meidinger	Wenstrom
Garaas	Miller	Wolf
George	Nelson	Yunker

Absent and not voting:

Bilden	Kusler	Olson
Gilbertson	Larson	Sayer
Kee	Morgan	Trenbeath
Klefstad		

So the bill passed and the title was agreed to.

**Senate Bill No. 168.** A Bill for an Act making an appropriation and transfer of unexpended and unobligated balance in Yellowstone River Bridge deficiency appropriation to the highway construction fund.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Klefstad	Olson
Gilbertson	Larson	Sayer

So the bill passed and the title was agreed to.



**Senate Bill No. 177.** A Bill for an Act to amend and reenact section 21-0409 of the North Dakota Revised Code of 1943, relating to the pledge of securities for public deposits.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

#### ROLL CALL

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Wenstrom
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So the bill passed and the title was agreed to.

**Senate Bill No. 181.** A Bill for an Act to create a medical center loan fund board, prescribe its duties, and provide for loans to North Dakota students desiring to complete their education in medicine.

Which has been read.

Senator Wartner moved that Senate Bill No. 181 be re-referred to the Committee on Education, which motion prevailed.

**Senate Bill No. 189.** A Bill for an Act defining a demand item drawn on a bank, payable by, at, or through a bank, fixing limitations on stop payment orders or countermand of payment of such items, and defining under certain circumstances what shall be deemed final payment of an item upon which a stop payment or countermand order has been given.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno

Foss	Leier	Trenbeath
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Tuff
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So the bill passed and the title was agreed to.

Senate Concurrent Resolution "V". A Concurrent Resolution directing the legislative research committee to make an interim study of the feasibility of requiring or providing incentives for foreign corporations or associations writing life insurance in the state of North Dakota to invest a portion of their premium collections in this state.

Which has been read.

Senator Meidinger moved that Senate Concurrent Resolution "V" be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

**House Bill No. 510.** 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.

**House Bill No. 566.** A Bill for an Act to amend and reenact section 28-2606 of the North Dakota Revised Code of 1943 relating to disbursements taxed in judgment.

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

**House Bill No. 595.** A Bill for an Act authorizing the county judge to waive the bond required in chapter 30-11 of of the North Dakota Revised Code of 1943 relating to executors and administrators.

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

**House Bill No. 634.** A Bill for an Act to amend and reenact section 39-04121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to special license plates for amateur radio station license holders.

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

**House Bill No. 659.** A Bill for an Act to amend and reenact section 9 of chapter 347 of the North Dakota Session Laws of 1955 relating to levy for administrative expense of county drainage boards.

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

**House Bill No. 680.** A Bill for an Act to amend and reenact section 61-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to application for beneficial use of water for irrigation.

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

## SECOND READING OF HOUSE BILLS

House Bill No. 535. A Bill for an Act relating to the training of psychiatric personnel and providing for certain 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, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Those voting in the negative were:

Brooks

Absent and not voting:

Bilden                      Kusler                      Olson

So the bill passed and the title was agreed to.

## MOTIONS

Senator Leier moved that Senate Bill No. 69 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

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

Senator Baeverstad requested that the names of Senators Leier, Vendsel and Tuff be added to the names sponsoring Senate Bill No. 73, so that the sponsors will read Senators Baeverstad, Meidinger, Knudson, Leier, Vendsel, and Tuff.

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

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

VIC GILBREATH, Secretary.

## THIRTY-SIXTH DAY

Bismarck, February 12, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Rev. John Heidinger, Messiah Lutheran Church, Mandan.

Roll call: All Senators present except Senators Bilden and Olson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-third Day after recess and Thirty-fifth day and recommends that the same be corrected as follows:

Page 270, line 6, strike out the word "fourth" and insert in lieu thereof the word "fifth".

Page 281, line 6, strike out the word "return" and insert in lieu thereof the word "transmit".

Page 283, line 49, strike out the word "substitution" and insert in lieu thereof the word "substitute".

Page 284, line 30, correct the spelling of the word "occurring".

Page 287, line 41, correct the spelling of the word "and".

Page 289, line 31, correct the spelling of the word "industry".

Page 289, line 46, correct the spelling of the word "electricity".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

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

## COMMUNICATIONS

A communication was presented from the Richland County Township Officers' Association relative to House Bill No. 543, which communication was referred to the Committee on Finance and Taxation.

## MESSAGE FROM THE GOVERNOR

Bismarck, February 9, 1957

Mr. Vic Gilbreath,  
Secretary of the Senate

State Capitol Building  
Bismarck, North Dakota

Dear Mr. Gilbreath:

Pursuant to your request I am herewith returning Senate Bill No. 59.

Sincerely yours,  
JOHN E. DAVIS  
Governor.

#### MOTIONS

Senator Dewing moved that Senate Bill No. 59 be placed on the calendar, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 23 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

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

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 39 have had the same under consideration and recommend that the same be amended as follows:

Proposed amendments to Senate Bill No. 39:

In line 3 of the title after "36-0419," delete the word "and", and following "36-0420" insert the following: ", 36-0501, 36-0506, 36-0512, and 36-0513".

In line 5 of the title delete the first word "and", and following "36-0407" insert ", 36-0503, 36-0504, 36-0505, and 36-0509".

In line 7 of the title before the period insert "and livestock sales rings".

After line 387 insert the following:

388 "SECTION 19. AMENDMENT.) Section 36-0501 of  
388a the  
389 North Dakota Revised Code of 1943 is hereby amended  
389a and

390 reenacted to read as follows:

391 36-0501. DEFINITIONS.) In this chapter, unless the  
392 context or subject matter otherwise requires:

393 1. "Livestock shall mean horses, mules, cattle,  
394 swine, sheep, and goats;

395 2. "Livestock sales ring" shall mean a place or  
396 establishment conducted or operated for compensa-  
397 tion or profit as a public market, consisting of  
398 pens or other enclosures and their appurtenances,  
399 in which livestock is received, held, or kept for  
400 sale and where such livestock is sold or offered

- 401 for sale, at either public auction or private  
 402 sale; and  
 403 3. (((("Commission")))) "Dairy department" shall  
 403a mean  
 404 the (((public service commission))) dairy  
 404a department  
 405 of the department of agriculture and labor.  
 406 SECTION 20. AMENDMENT.) Section 36-0503 of  
 406a the  
 407 1953 Supplement to the North Dakota Revised Code of  
 407a 1943 is  
 408 hereby amended and reenacted to read as follows:  
 409 36-0503. LICENSE REQUIRED; APPLICATION;  
 410 FEE.) No person, partnership, firm, or corporation  
 411 shall establish or operate a livestock sales ring within  
 412 this state without first procuring a license to do so  
 413 from the (((commission))) dairy department. An  
 413a applicant  
 414 for such license shall:  
 415 1. Make a written application therefor in the form  
 416 prescribed by the (((commission))) dairy depart-  
 417 ment;  
 418 2. File with the (((commission))) dairy department  
 419 a statement showing that he or it is financially  
 420 responsible to operate such a sales ring and  
 421 that he or it owns or controls adequate facilities  
 422 for the care, sorting, feeding, loading, and un-  
 423 loading, and shipment of livestock, and have the  
 424 written approval of the livestock sanitary board;  
 425 3. Pay to the (((commission))) dairy department  
 426 a license fee of one hundred dollars (((;))).  
 427 SECTION 21. AMENDMENT.) Section 36-0504 of  
 428 the 1953 Supplement to the North Dakota Revised Code  
 429 of 1943 is hereby amended and reenacted to read as  
 430 follows:  
 431 36-0504. BOND TO ACCOMPANY APPLICATION  
 432 FOR LICENSE; AMOUNT; APPROVAL;  
 432a CONDITIONS;  
 433 TERM.) Each applicant for a license to operate  
 434 a livestock sales ring shall file his application for  
 435 such license, or for a renewal thereof, a surety bond in  
 436 the minimum amount of ten thousand dollars. Such  
 436a bond  
 437 shall be approved as to amount, form, and surety by the  
 438 (((commission))) dairy department. The  
 438a (((commission)))  
 439 dairy department shall be the obligee in the bond, and  
 440 it shall be for the benefit of, and for the purpose of  
 441 protecting, any person selling to or through or buying  
 442 livestock through or from the licensee or his or its  
 443 agent. The (((commission))) dairy department may  
 444 demand an additional bond of the licensee whenever in  
 444a its  
 445 judgment the volume of the business of the licensee  
 446 warrants such demand. The bond shall be conditioned  
 446a for:  
 447 1. The payment of all money received by the licensee  
 448 and operator of such livestock sales ring as such  
 449 operator, less reasonable expenses and agreed

450 commissions;  
 451 2. The faithful performance by the licensee of his  
 452 duties as such licensee; and  
 453 3. The faithful performance by the licensee of all the  
 454 provisions of this Code relating to the purchase,  
 455 sale or holding of livestock.  
 456 Such bond shall cover the entire license period.  
 457 SECTION 22. AMENDMENT.) Section 36-0505 of  
 457a the 1953  
 458 Supplement to the North Dakota Revised Code of 1943  
 458a is  
 459 hereby amended and reenacted to read as follows:  
 460 36-0505. EXPIRATION AND RENEWAL OF  
 461 LICENSE: FEE RETURNED UPON FAILURE TO  
 461a ISSUE  
 462 OR RENEW LICENSE.) Each license issued under the  
 463 provisions of this chapter shall expire on the thirty-first  
 464 day of January next following the date of issuance  
 464a thereof  
 465 and shall not be renewed without the approval of the  
 465a live-  
 466 stock sanitary board. On or before January 20 of each  
 466a year  
 467 the livestock sanitary board shall certify, in writing, to  
 468 the (((public service commission))) dairy department  
 468a the  
 469 name and address of each sales ring approved by it and  
 470 within five days after it approves any additional sales  
 471 ring. Each license shall be renewed annually on or  
 471a before  
 472 January thirty-first. The fee for a renewal license  
 472a shall  
 473 be the same as that prescribed for an original license.  
 473a If  
 474 the (((commission))) dairy department does not issue a  
 475 requested original license or renewal license, the fee  
 475a paid  
 476 shall be refunded to the applicant.  
 477 SECTION 23. AMENDMENT.) Section 36-0506 of  
 477a the  
 478 North Dakota Revised Code of 1943 is hereby amended  
 478a and  
 479 reenacted to read as follows:  
 480 36-0506. INVESTIGATION OF SALES RING;  
 481 HEARING CONDUCTED TO DETERMINE  
 481a WHETHER LICENSE  
 482 SHOULD BE ISSUED OR REVOKED.)  
 483 The (((commission))) dairy department upon its own  
 483a motion  
 484 or upon a complaint by any person, may enter into an  
 485 investigation of the sales and transactions of any live-  
 486 stock sales ring and of the conditions under which its  
 487 business is conducted. The (((commission))) dairy  
 488 department when it deems it necessary, may conduct a  
 489 hearing to determine whether the license of any sales  
 489a ring  
 490 should be revoked or whether the application of the  
 490a owner  
 491 or operator of a livestock sales ring for an original or

492 renewal license should be denied.  
 493 SECTION 24. AMENDMENT.) Section 36-0509 of  
 493a the 1953  
 494 Supplement to the North Dakota Revised Code of 1943  
 494a is  
 495 hereby amended and reenacted to read as follows:  
 496 36-0509. RECORDS TO BE KEPT BY OPERATOR  
 497 OF SALES RING; CONTENTS; EXAMINATION;  
 497a REPORT.)  
 498 The operator of each livestock sales ring shall keep on  
 499 file an accurate record of:  
 500 1. The date on which each consignment of animals  
 500a was  
 501 received and sold;  
 502 2. The name and address of the buyer and seller of  
 502a such  
 503 animals;  
 504 3. The number and species of the animals received  
 504a and  
 505 sold; and  
 506 4. The marks and brands on each such animal.  
 507 Such record, together with the gross selling price,  
 508 commission, and other proper care, handling, and sales  
 509 charges on each consignment of livestock shall be  
 509a available  
 510 for inspection by the (((commission))) dairy  
 510a department  
 511 or its authorized inspector, and a copy thereof shall be  
 512 supplied to the owner of such livestock. All records of  
 513 sales during the preceding twelve months shall be kept  
 514 readily accessible for immediate examination.  
 515 SECTION 25. AMENDMENT.) Section 36-0512 of  
 515a the  
 516 North Dakota Revised Code of 1943 is hereby amended  
 516a and  
 517 reenacted to read as follows:  
 518 36-0512. OPERATOR TO WARRANT TITLE TO  
 519 PURCHASER; DISPUTE IN TITLE OF ANIMAL  
 519a SOLD.)  
 520 The operator of each livestock sales ring shall warrant  
 521 to the purchaser the title of all livestock bought by  
 522 him through such sales ring and shall be liable to the  
 523 rightful owner of any livestock sold through the sales  
 524 ring for the net proceeds in cash received therefor. If  
 525 the operator of a sales ring is notified by an authorized  
 526 brand inspector that there is a question as to whether  
 526a or  
 527 not any designated livestock sold through such ring is  
 528 lawfully owned by the consignor thereof, such operator  
 529 shall hold the proceeds received from the sale of the  
 530 livestock for a reasonable time, not to exceed sixty days,  
 531 to permit the consignor to establish ownership. At the  
 532 expiration of such time, if the consignor fails to estab-  
 533 lish his lawful ownership of the livestock to the satis-  
 534 faction of the brand inspector, the proceeds shall be  
 535 transmitted by such operator to the (((commission)))  
 536 dairy department, and the (((commission))) dairy  
 536a department  
 537 shall dispose of the same to the rightful owner in accord-



538 ance with the provisions of this code.  
 539 SECTION 26. AMENDMENT.) Section 36-0513 of  
 539a the  
 540 North Dakota Revised Code of 1943 is hereby amended  
 540a and  
 541 reenacted to read as follows:  
 542 36-0513. USE OF FEES COLLECTED BY  
 543 (((COMMISSION))) DAIRY DEPARTMENT:  
 543a GROUNDS  
 544 FOR REFUSAL OR REVOCATION OF LICENSE;  
 545 PROCEDURE ON REVOCATION AND ON DEFAULT  
 545a OF  
 546 LICENSEE.) All fees collected by the  
 547 (((commission))) dairy department under the  
 547a provisions  
 548 of this chapter shall be deposited and disbursed in  
 549 accordance with the provisions of section 36-0409.  
 550. A license to operate a livestock sales ring may be  
 550a refused  
 551 or revoked for any of the reasons specified in section  
 552 36-0410, and the provisions of section 36-0411 shall  
 553 apply to the revocation of licenses issued under the  
 554 provisions of this chapter. The provisions of sections  
 555 36-0412 to 36-0419, both inclusive, shall apply when the  
 556 holder of a license issued under the provisions of this  
 557 chapter shall default in any of the conditions of any  
 557a bond  
 558 filed with the (((commission))) dairy department  
 559 by such licensee.

And when so amended recommend the same do pass.

GAIL H. HERNETT, Chairman

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 74 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 88 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

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

Mr. President: 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.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 106 have had the same under consideration and recommend that the same be amended as follows:

In line 8 after the comma strike out the words "AS TO ALL PERSONS AND CONCLUSIVE" and insert in lieu thereof the words "AND PRIMA FACIE".

In line 9 insert a period after the word "INSTRUMENT" and strike out all the remainder of the bill.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 107 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 108 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 109 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 110 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 111 have had the same under consideration and recommend that the same be amended as follows:

In line 32 following the period insert the following:

"A foreclosure action or proceeding shall be deemed commenced by service or mailing of the statutory notice of intention to foreclose, where such is required, providing that such service or mailing is followed by commencement of an action or by the first publication of a notice of mortgage foreclosure sale within ninety days."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 112 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 113 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 114 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 115 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 118 have had the same under consideration and recommend that the same be amended as follows:

In line 9 strike out the word "two" and insert in lieu thereof the word "four".

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 119 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 120 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

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

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 143 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

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

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 176 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

P. L. FOSS, Chairman.

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

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Bill No. 180 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 196 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

HARRY WADESON, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 210 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 224 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 227 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 240 have had the same under consideration and recommend that the same do pass.

HARRY WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 263 have had the same under consideration and recommend that the same be amended as follows:

In line 199 after the period delete the balance of the Section. Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 266 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 280 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 286 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "X" have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 547 have had the same under consideration and recommend that the same do pass.

And further moves that House Bill No. 547 be referred to the Committee on Appropriations.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 548 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 581 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Dewing moved that the reading of the amendments to Senate Bill No. 45 be dispensed with, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 45 be adopted, which motion prevailed.

Senator Baeverstad moved that Senate Bill No. 45 be further amended as follows:

In line 14, delete the words "public employees" and insert in lieu thereof the words: "services covered by this chapter".

Which motion prevailed.

Senator Freed moved that the reading of the amendments to Senate Bill No. 87 be dispensed with, which motion prevailed.

Senator Freed moved that the amendments to Senate Bill No. 87 be adopted, which motion prevailed.

MESSAGES FROM THE GOVERNOR

February 12, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

On February 11, 1957, I signed Senate Bills 52, 68, and 95.

These bills have been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

February 11, 1957

Members of the Senate  
Senate Chambers  
Thirty-Fifth Legislative Assembly  
Bismarck, North Dakota

Gentlemen:

On February 9, 1957, I signed Senate Bill No. 53.

This bill has been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 12, 1957

Mr. President: I have the honor to return:

Senate Bill No. 76  
Senate Bill No. 152  
Senate Concurrent Resolution "P"  
Senate Concurrent Resolution "R"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, February 12, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "N"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, February 12, 1957

Mr. President: I have the honor to transmit:

House Bill No. 552  
House Bill No. 622  
House Bill No. 646  
House Bill No. 647

House Bill No. 751  
 House Bill No. 794  
 House Concurrent Resolution "G"  
 House Concurrent Resolution "N"  
 House Concurrent Resolution "P"  
 House Concurrent Resolution "T"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, February 12, 1957

Mr. President: I have the honor to transmit:

House Bill No. 550  
 House Bill No. 576

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

#### MESSAGES FROM THE SENATE

Senate Chamber  
 Bismarck, February 12, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 29  
 Senate Bill No. 32  
 Senate Bill No. 90  
 Senate Bill No. 139  
 Senate Bill No. 163  
 Senate Bill No. 177  
 Senate Bill No. 189  
 Senate Bill No. 205  
 Senate Concurrent Resolution "V"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary

Senate Chamber  
 Bismarck, February 12, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 535

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary

#### MOTIONS

Senator Sayer moved that Senate Bill No. 209 be returned to the Senate from the Committee on General Affairs, which motion prevailed.

Senator Sayer moved that Senate Bill No. 209 be re-referred to the Committee on Education, which motion prevailed.

Senator Knudson moved that Senate Bill No. 293 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Knudson moved that Senate Bill No. 293 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Meidinger moved that the Senate reconsider its action in adopting the committee report for the indefinite postponement of House Bill No. 555.

TUESDAY, FEBRUARY 12, 1957

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## ROLL CALL

The question being on the motion of Senator Meidinger that the Senate reconsider its action in adopting the committee report for the indefinite postponement of House Bill No. 555, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Klefstad	Schrock
Berube	Knudson	Trenbeath
Dolan	Longmire	Tuff
Fraser	Meidinger	Wadeson
Holand	Nelson	Wenstrom
Kee	Sayer	Yunker

Those voting in the negative were:

Brooks	Hernett	Morgan
Dewing	Johnson	O'Brien
Erickson	Kieley	Roen
Erickstad	Krause	Saumur
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Freed	Leier	Vendsel
Garaas	Livingston	Wartner
George	Luick	Wolf
Gilbertson	Miller	

Absent and not voting:

Bilden                      Olson

So the motion was declared lost.

## MOTIONS

At the request of Senator Dolan, former Senator Troxel was recognized by the Senate.

At the request of Senator Brooks, Ross W. Phipps and Fred G. Jordan were recognized by the Senate.

At the request of Senator Vendsel, Odd Osteros was recognized by the Senate.

At the request of the President of the Senate, former Senator John Williams was recognized by the Senate.

At the request of Senator Holand, United States Senator Hruska of Nebraska was recognized by the Senate.

FIRST READING OF SENATE BILLS  
AND A RESOLUTION

The Committee on Delayed Bills introduced:

Senate Bill No. 294. A Bill for an Act to provide a tax upon mineral rights severed from surface interest, and to repeal sections 57-0224, 57-2225 and 57-2430 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the committee on Finance and Taxation.

The Committee on Delayed Bills introduced:

Senate Bill No. 295. A Bill for an Act to amend and reenact section 43-0611 of the North Dakota Revised Code of 1943 relating to chiropractors' license.

Was read the first time and referred to the Committee on Social Welfare.

The Committee on Delayed Bills introduced:

Senate Bill No. 296. A Bill for an Act confirming and establishing water rights acquired through use or attempted



use of water for mining, manufacturing, irrigating or other beneficial purposes prior to January 1, 1934, which water rights have not been wilfully forfeited because of non-use.

Was read the first time and referred to the Committee on Natural Resources.

Senators Freed, Roen, Garaas, Wenstrom, Erickson, Krause and Dewing introduced:

Senate Concurrent Resolution "CC". A concurrent resolution recognizing and expressing gratitude to the Minishoshe Chapter of the Daughters of the American Revolution for their unselfishness, devotion, and public spirit in preserving and caring for the Theodore Roosevelt Memorial Cabin.

Was read the first time.

Senator Freed moved that Senate Concurrent Resolution "CC" be printed in the journal and laid over one legislative day and not printed as a bill, which motion prevailed.

#### SENATE CONCURRENT RESOLUTION "CC"

Introduced by Senators Freed, Roen, Garaas, Wenstrom, Erickson, Krause and Dewing

A concurrent resolution recognizing and expressing gratitude to the Minishoshe Chapter of the Daughters of the American Revolution for their unselfishness, devotion, and public spirit in preserving and caring for the Theodore Roosevelt Memorial Cabin.

1 WHEREAS, the Theodore Roosevelt Cabin on the  
 1a capitol  
 2 grounds may be moved to a place near its original site  
 3 near Medora to be cared for and maintained by the  
 4 National Park Service;  
 5 WHEREAS, the cabin has been faithfully and meticu-  
 6 lously maintained and cared for up to this time by and  
 7 through the efforts of the Minishoshe Chapter of the  
 8 Daughters of the American Revolution;  
 9 WHEREAS, it is only through the gracious,  
 9a unselfish,  
 10 and public spirited activities of the Minishoshe Chapter  
 11 that this memorial of a great American has endured and  
 12 been available as an inspirator to all who visit North  
 13 Dakota's state capitol; and  
 14 WHEREAS, such devotion to public duty, such con-  
 15 tinuous and unstinting personal devotion of time and  
 16 labor for the public welfare should be publicly ac-  
 17 knowledged and recognized;  
 18 NOW, THEREFORE, BE IT RESOLVED BY THE  
 18a SENATE OF  
 19 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 19a REPRESENTA-  
 20 TIVES CONCURRING THEREIN:  
 21 That the people of North Dakota and all persons  
 22 who have been pleased and inspired upon visiting the  
 23 Theodore Roosevelt memorial cabin, through the North  
 24 Dakota legislative assembly, do hereby tender their  
 25 great thanks and gratitude to the Minishoshe Chapter  
 26 of the Daughters of the American Revolution for their  
 27 graciousness, unselfishness, and Americanism in caring  
 28 for and preserving the Theodore Roosevelt memorial  
 29 cabin.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 12, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 555

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 38, 59, 81, 135, 136, 140, 178, 184, 254, and House Bill No. 583 that the Senate recess at the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## SECOND READING OF SENATE BILLS

**Senate Bill No. 38.** A Bill for an Act to amend and reenact section 23-0911 of the North Dakota Revised Code of 1943, relating to the inspection of hotels, lodginghouses, restaurants, and boarding houses.

Which has been read.

Senator Knudson moved that Senate Bill No. 38 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 59.** A Bill for an Act to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropodists and doctors of surgical chiropody.

Which has been read.

Senator Dewing moved that Senate Bill No. 59 be amended as follows:

In the title of the bill after the word "Act" insert the following language:

relating to the duties of the secretary-treasurer of the board of registry in chiropody and

After line 51 of the bill insert the following language:

SECTION 4. REPEAL.) Section 43-5007 of the North Dakota Revised Code of 1943 is hereby repealed.

And renumber the lines accordingly.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 59 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock

Erickson	Knudson	Thomas
Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Absent and not voting:		
Bilden	Morgan	Olson
Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 81. A Bill for an Act to amend and reenact section 57-0228 of the North Dakota Revised Code of 1943 relating to valuation basis for computation of tax.

Which has been read.

Senator Garaas moved that Senate Bill No. 81 be laid over one legislative day, which motion prevailed.

Senate Bill No. 135. A Bill for an Act relating to the taxation of the sale of cigarettes and snuff and exempting sales to or by any instrumentality of the armed forces of the United States.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Freed	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Dewing	Garaas	Sayer
Fraser	Knudson	Trenbeath

Absent and not voting:

Bilden	Morgan	Olson
--------	--------	-------

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:30 p. m., February 13, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

**THIRTY-SIXTH DAY AFTER RECESS AND  
THIRTY-SEVENTH DAY**

Bismarck, February 13, 1957

The Senate convened at 1:30 p. m., pursuant to recess taken, the President presiding.

**REPORT OF STANDING COMMITTEES**

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "N"

Was delivered to the Secretary of State at the hour of 1:40 o'clock p. m., February 13, 1957.

CLYDE KIELEY, Chairman.

**FIRST READING OF SENATE RESOLUTION**

Senators Meidinger and Wartner introduced:

Senate Concurrent Resolution "DD". A concurrent resolution wishing United States Senator William Langer a speedy recovery from his current illness.

Was read the first time.

Senator Meidinger moved that the rules be suspended and that Senate Concurrent Resolution "DD" be printed in the journal and not printed as a bill and placed on second reading and final passage, which motion prevailed.

**SENATE CONCURRENT RESOLUTION "DD"**

Introduced by Senators Meidinger and Wartner

A concurrent resolution wishing United States Senator William Langer a speedy recovery from his current illness.

1 WHEREAS, the senior senator from North Dakota has  
2 recently been stricken with pneumonia and pleurisy and is  
3 reported to be seriously ill; and

4 WHEREAS, the senior senator has spent the greater  
5 part of his life in public office serving the people of  
6 North Dakota; and

7 WHEREAS, during his many years of service to the  
8 state of North Dakota, Senator Langer has always given  
9 his faithful and untiring devotion to this state, which  
10 has endeared him in the hearts of the people of North  
11 Dakota;

12 NOW, THEREFORE, BE IT RESOLVED BY THE  
12a SENATE OF

13 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
13a REPRESENTATIVES

## 14 CONCURRING THEREIN:

15 That the Legislative Assembly and the citizens of  
 16 the State of North Dakota extend to Senator Langer their  
 17 best wishes for the senior senator's very speedy recovery  
 18 from his illness.

19 BE IT FURTHER RESOLVED, that the secretary of  
 19a the

20 senate forward copies of this resolution to the senior

21 senator from North Dakota and Mrs. Langer.

SECOND READING OF SENATE CONCURRENT  
 RESOLUTION

Senate Concurrent Resolution "DD". A concurrent resolution wishing United States Senator William Langer a speedy recovery from his current illness.

Was read the second time.

Senator Meidinger moved that Senate Concurrent Resolution "D-D" be adopted, which motion prevailed.

Senator Meidinger moved that the vote by which Senate Concurrent Resolution "DD" was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 13, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "DD"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 13, 1957

Mr. President: I have the honor to transmit:

House Bill No. 505

House Bill No. 560

House Bill No. 563

House Bill No. 631

House Bill No. 661

House Bill No. 670

House Bill No. 671

House Bill No. 673

House Bill No. 687

House Bill No. 706

House Bill No. 714

House Bill No. 723

House Bill No. 724

House Bill No. 745

House Bill No. 747

House Bill No. 768

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, February 13, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "DD"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 38. A Bill for an Act to amend and reenact section 23-0911 of the North Dakota Revised Code of 1943, relating to the inspection of hotels, lodginghouses, restaurants, and boarding houses.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 34; nays, 10; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Tuff
Erickstad	Larson	Vendsel
Fiedler	Leier	Wartner
Garaas	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Those voting in the negative were:

Foss	Knudson	Thomas
Fraser	Longmire	Torno
Freed	Schrock	Trenbeath
George		

Absent and not voting:

Bilden	Morgan	Wadeson
Livingston	Olson	

So the bill was passed and the title agreed to.

Senate Bill No. 81. A Bill for an Act to amend and reenact section 57-0223 of the North Dakota Revised Code of 1943 relating to valuation basis for computation of tax.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 13; nays, 31; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Berube	Krause	Schrock
Dewing	Kusler	Trenbeath
Fraser	O'Brien	Tuff
Garaas	Sayer	Vendsel
Gilbertson		

Those voting in the negative were:

Baeverstad	Johnson	Miller
Brooks	Kee	Nelson

Dolan	Kieley	Roen
Erickson	Klefstad	Saumur
Erickstad	Knudson	Thomas
Fiedler	Larson	Torno
Foss	Leier	Wartner
Freed	Longmire	Wenstrom
George	Luick	Wolf
Hernett	Meidinger	Yunker
Holand		

Absent and not voting:

Bilden	Morgan	Wadeson
Livingston	Olson	

So the bill was declared lost.

#### MOTIONS

Senator Knudson moved that Senate Bills Nos. 109 and 113 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Longmire moved that the vote by which Senate Bill No. 135 was passed be reconsidered, which motion prevailed.

Senator Longmire moved that Senate Bills Nos. 135 and 136 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 140.** A Bill for an Act to amend and reenact sections 40-2307 of the 1953 Supplement to the North Dakota Revised Code of 1943 and 40-2308 of the North Dakota Revised Code of 1943, relating to assessments and collection of costs of improvements benefiting real property.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Morgan	Wadeson
Livingston	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 178.** A Bill for an Act defining a stale check and authorizing a bank or trust company to refuse payment thereof.

Which has been read.

Senator Hernettt moved that Senate Bill No. 178 be amended as follows:

In line 13 after the word "drawer" strike out the comma and insert the word "or", and strike out the words "or holder".

Which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 178 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Hernettt	O'Brien
Berube	Holand	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Nelson	Yunker

Those voting in the negative were:

Johnson                      Leier

Absent and not voting:

Bilden	Morgan	Wadeson
Livingston	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 184.** A Bill for an Act to amend and reenact section 40-4005 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to municipal preliminary budget statements.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock



Fiedler	Krause	Thomas
Foss	Kusler	Torno
Fraser	Larson	Trenbeath
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Those voting in the negative were:

Dewing

Absent and not voting:

Bilden	Morgan	Tuff
Livingston	Olson	Wadeson

So the bill passed and the title was agreed to.

Senate Bill No. 254. A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended, relating to territorial limits of operation of county mutual insurance companies, terms of policies and property insurable.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Morgan	Wadeson
Livingston	Olson	

So the bill was passed and the title agreed to.

#### SECOND READING OF HOUSE BILLS

House Bill No. 583. A Bill for an Act accepting and declaring to be held in trust for the soil conservation districts of the state for use in carrying out the soil conservation program certain lands conveyed to the State of North Dakota by the United States of America for use in carrying out the soil conservation program of the soil conservation districts of the state; providing for control, custody, possession, supervision, management and operation of such lands by the North Dakota Association of Soil Conservation Districts and for the holding by such association of accumulations of surplus funds or personal property in trust for the

soil conservation districts of the state for use in carrying out the soil conservation program; and declaring an emergency.

Which has been read.

Senator Erickstad moved that House Bill No. 583 be laid over one legislative day, and placed at the foot of the calendar, which motion prevailed.

#### MOTIONS

At the request of Senator Fiedler the Senate recognized a rural school group from McLean County.

At the request of Senator Leier the Senate recognized the students from the Benson County Agricultural College at Maddock, North Dakota.

At the request of Senator Wolf the Senate recognized the junior and senior classes from the Mandan High School.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that after the reading of Senate Bills Nos. 2, 23, 45, 74, 87, 88, 105, 107, 108, 110, 112, 114, 115, 119, 120, 143, 176, 180, 196, 210, 224, 227, 240, 266, 280, Senate Concurrent Resolution "X", and House Bills Nos. 548 and 581 the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### THIRTY-SEVENTH DAY

Bismarck, February 13, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Harold F. Hofstad, Lutheran Church of the Cross, Bismarck, North Dakota.

Roll call: All Senators present except Senators Bilden, Livingston, Morgan, Nelson, Olson and Wadeson.

A quorum was declared by the President.

Mr. President Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth day and recommends that the same be corrected as follows:

Page 300, line 54, correct the spelling of the word "judiciary".

Page 303, line 33, correct the spelling of the word "prevailed".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 505. 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.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 552. A Bill for an Act to amend and re-enact sections 11-1126 and 24-0504 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to advertising for bids.

Was read the first time and referred to the committee on General Affairs.

**House Bill No. 560.** A Bill for an Act to provide for engineering scholarships to be established by the state highway commissioner for students attending the University of North Dakota at Grand Forks and the North Dakota Agricultural College at Fargo and to provide for employment contracts for such students after graduation.

Was read the first time and referred to the Committee on Education.

**House Bill No. 563.** A Bill for an Act relating to exemption from taxation of personal property in transit through this state, and providing a penalty.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 622.** A Bill for an Act to provide for the registration and protection of trade-marks and repeal chapter 47-22 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 631.** A Bill for an Act to amend and reenact Sections 27-1701 and 27-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the retirement of justices of the supreme court and judges of the district court; providing for an assessment on salaries of such judges; providing for the withdrawal of a portion of the amount so assessed on retirement from office without becoming eligible for retirement salary; and repealing Section 27-1704 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to retirement allowances for judges, and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 646.** A Bill for an Act to amend and reenact section 43-1514 of the North Dakota Revised Code of 1943, relating to manufacturing, compounding, selling or dispensing of drugs, poisons, medicines and chemicals.

Was read the first time and referred to the committee on Social Welfare.

**House Bill No. 647.** A Bill for an Act to amend and reenact section 43-1520 of the North Dakota Revised Code of 1943, relating to fees for examination.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 661.** A Bill for an Act to amend and reenact section 39-0513 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the trailer identification plate fee.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 670.** A Bill for an Act to permit taxation under Chapter 57-38 of the North Dakota Revised Code of 1943, as amended, of certain back pay income in the year received or accrued at an amount not greater than that at which it would have been taxed had it been includible and included in the gross income of the taxpayer in the year to which attributable; and to authorize refunds with respect thereto.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 671.** A Bill for an Act to amend and reenact for purposes of clarification subsection 3 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to deduction of taxes from gross income.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 673.** A Bill for an Act to amend and reenact section 57-3834 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the time and place of filing returns and to the payment of interest when an extension of time for filing a return is granted.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 687.** A Bill for an Act to amend and reenact section 54-0320 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to allowance for living expenses of members of the legislative assembly and to provide for an increase thereof to twelve hundred dollars, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 706.** A Bill for an Act to amend and reenact section 15-2515 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 138 of the 1955 Session Laws, relating to compensation for clerks in common school districts.

Was read the first time and referred to the Committee on Education.

**House Bill No. 714.** A Bill for an Act to amend and reenact subsection 4 of section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income, and to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 325 of the 1955 Session Laws, relating to various deductions from gross income including deduction of an allowance for depletion and requiring the restoration of such deduction to gross income under certain conditions.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 723.** A Bill for an Act to amend and reenact Section 15-2220 of the North Dakota Revised Code of 1943, relating to the county superintendent's contingent fund: budget request to contain items for; use of.

Was read the first time and referred to the committee on Education.

**House Bill No. 724.** A Bill for an Act to amend and reenact section 15-4109 of the North Dakota Revised Code of 1943, relating to the establishment of high schools in common school districts.

Was read the first time and referred to the Committee on Education.

**House Bill No. 745.** 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 Social Welfare.

**House Bill No. 747.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the 1955 Session Laws, relating to elementary per pupil payments from the county tuition fund.

Was read the first time and referred to the Committee on Education.

**House Bill No. 751.** A Bill for an Act to repeal section 37-1607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the registration of graves of deceased members of the armed forces.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

**House Bill No. 768.** A Bill for an Act to amend and reenact section 57-1514 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to tax levy limitations in school districts.

Was read the first time and referred to the Committee on Education.

**House Bill No. 794.** A Bill for an Act to amend and reenact subsection 4 of section 20-0312 of the North Dakota Revised Code of 1943 relating to non-resident big game hunting license and to provide for a non-resident bow license fee.

Was read the first time and referred to the Committee on Natural Resources.

**House Concurrent Resolution "G".** A concurrent resolution requesting the Congress of the United States to repeal excise taxes levied on the transportation of persons, property, and messages by common and contract carriers.

Was read the first time and referred to the Committee on Business and Industry.

**House Concurrent Resolution "N".** A concurrent resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on Lac Aux Mortes (Lake Alice), Lakes Irvine, Dry and Sweetwater, Mauvais Coulee, and in contributing watersheds in Ramsey, Benson and Townier Counties, North Dakota, and urging the early completion of such work.

Was read the first time and referred to the Committee on Natural Resources.

**House Concurrent Resolution "P".** A concurrent resolution favoring the early construction of the proposed Pembina River dam and reservoir project and urging the corps of engineers to expedite the completion of a favorable report thereon.

Was read the first time and referred to the Committee on Natural Resources.

**House Concurrent Resolution "T".** A Concurrent Resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on the Pipestem Creek, a tributary of James River, is a stream with recurring floods, whose waters, if impounded, would greatly benefit, instead of

damage, the affected areas; and urging the early completion of such work.

Was read the first time and referred to the Committee on Natural Resources.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 13, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 59

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

The President requested that Senator Foss take the chair, and Senator Foss presided.

### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 45

Senate Bill No. 59

Senate Bill No. 87

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "D-D"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 37 have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act providing for the transfer of any balance in the attorney general's licensing fund to the general fund, and repealing chapter 53-06 of the North Dakota Revised Code of 1943, as amended relating to the licensing of certain products and business activities.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. TRANSFER OF BALANCE OF
- 2 ATTORNEY GENERAL'S LICENSE FUND.) Any
- 3 unappropriated or unencumbered balance existing or
- 4 remaining in the attorney general's license fund at
- 5 the effective date of this Act is hereby transferred
- 6 and appropriated to the general fund of the state of
- 7 North Dakota.

8 SECTION 2. AUTHORITY OF INSPECTORS TO  
 9 SEIZE AND CONFISCATE PROPERTY UNLAWFUL-  
 9a LY USED  
 10 OR EMPLOYED.) Whenever any inspector appointed  
 10a under  
 11 the provisions of section 54-1212 of the 1953  
 11a Supplement  
 12 to the North Dakota Revised Code of 1943, as amended,  
 13 shall find in the possession of any person, firm, or  
 14 corporation doing business within this state:  
 15 1. Goods, wares, or merchandise of any kind, nature,  
 16 or description unlawfully exposed, offered, or kept  
 17 for sale or as a gift; or  
 18 2. Any device of any kind, nature, or description, used  
 19 as a game of chance or for gambling purposes,  
 20 such inspector is hereby authorized and  
 20a empowered, whether  
 21 the violator is arrested or not, to seize, confiscate,  
 21a and  
 22 deliver to the attorney general of the state all such  
 22a goods,  
 23 wares, and merchandise, games of chance, or  
 23a gambling  
 24 devices, together with the contents thereof.  
 24 SECTION 3. SUIT BY OWNER; FORFEITURE;  
 26 ORDER OF SALE OR DISCHARGE.) Unless the owner  
 27 of the property seized, as provided in section 2 of this  
 28 Act, within sixty days from the date of such seizure, shall  
 29 institute an action in the district court of Burleigh  
 30 County to have the legality of his possession of any  
 31 property so seized determined, the said goods shall be  
 32 considered forfeited to the state of North Dakota, and the  
 33 attorney general thereafter may make application to such  
 34 court for an order to sell and dispose of such goods. The  
 35 district court, upon application by the attorney general  
 36 showing when such goods were seized and that notice of  
 36a such  
 37 seizure and the date thereof has been served by  
 37a registered  
 38 or certified mail upon the owner, his agent, or attorney,  
 39 shall issue its order authorizing the attorney general to  
 40 sell such property, either at public or private sale, or to  
 41 destroy the same. The net proceeds of the sale thereof,  
 42 after expenses are paid, shall be paid to the state  
 43 treasurer and credited to the attorney general inspector  
 44 license fund.  
 45 SECTION 4. REPEAL.) Chapter 53-06 of the North  
 45a Dakota  
 46 Revised Code of 1943, as amended, is hereby repealed.

And when so amended recommend the same do pass.

GAIL H. HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Social Welfare to whom was referred Senate Bill No. 42 have had the same under consideration and recommend that the same be amended as follows:

After the period in line 10, add the following sentences:  
 "Municipalities shall accept such uniform standards, and the

inspection reports of the state health department, district health units, or the dairy department, when applied to dairy products of producers and processors who are not residents of the municipality, notwithstanding any municipal ordinance or regulation setting different standards nor any municipal department making a different report. If one of such state dairy inspection reports shows compliance with a state inspection standard, no ordinance or municipal regulation shall bar the sale of such inspected products on sanitary or health grounds."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN  
STEVE THOMAS  
EMIL T. NELSON  
WALTER R. FIEDLER  
EMIL TORNO  
C. W. SCHROCK

Senator O'Brien moved that the report of the majority on Senate Bill No. 42 be adopted.

Mr. President: The minority of your Committee on Social Welfare to whom was referred Senate Bill 42, have had the same under consideration and recommend that the same be indefinitely postponed.

LELAND ROEN  
L. A. SAYER  
ALEX MILLER  
GUY F. LARSON

Senator Larson moved that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Larson that the report of the minority be substituted for that of the majority, which motion was declared lost.

The question then being on the motion of Senator O'Brien that the report of the majority on Senate Bill No. 42 be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 48 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business 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 title of the bill insert "Section 1. ECONOMIC DEVELOPMENT ACT OF 1957."

Renumber Sections and lines accordingly

In line 7 after the word "agricultural" insert a comma and the word "mineral,"

In line 9 after the word "residents," insert the words "businesses and industries,"

In Section 5 Subsection 5 after the word "source" insert the following "including agricultural and industrial development funds of cities and counties,"



In Section 7 in line 108 after the word "necessary" insert the following: "and in addition to the sum herein provided all monies which shall come to the commission under the provisions of Subsection 4 and 5 of Section 6 of this act,"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 73 have had the same under consideration and recommend that the same be amended as follows:

Delete everything after the words "A BILL" and insert the following in lieu thereof:

For an Act to amend and reenact section 57-5102 and subsection 1 of section 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a tax upon the production of oil and gas in this state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 57-5102 of  
 1a the 1953  
 2 Supplement to the North Dakota Revised Code of 1943 is  
 3 hereby amended and reenacted to read as follows:  
 4 57-5102. GROSS PRODUCTION TAX.)  
 5 A tax of (((four and one-quarter))) five per centum  
 6 of the gross value at the well is hereby levied upon  
 7 all oil and gas produced within the state of North  
 8 Dakota, less the value of any part thereof, the  
 8a ownership  
 9 or right to which is exempt from taxation. The tax  
 9a hereby  
 10 levied shall attach to and is hereby levied upon the whole  
 11 production, including what is commonly known as the  
 11a royalty  
 12 interest.  
 13 SECTION 2. AMENDMENT.) Subsection 1 of  
 13a section 57-5115  
 14 of the 1953 Supplement to the North Dakota Revised  
 14a Code of  
 15 1943 is hereby amended and reenacted to read as follows:  
 16 1. First an amount equal to (((one-quarter of one)))  
 17 one percent of the gross value at the well of the  
 18 oil and gas upon which a tax is collected under  
 19 this ((Act)) chapter shall be deposited with the  
 20 state treasurer, who shall credit it to the  
 21 general fund.

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 100 have had the same under consideration and recommend that the same be amended as follows:

In line 6 strike out the bracket.

In line 7 after the words "irrigation districts" strike out the bracket and the balance of the line and insert ", water conservation and flood control districts, Garrison Diversion Conservancy District, county park districts, or joint park districts".

In line 8 strike out the entire line.

In line 9 strike out the language through and including the word "property".

And renumber the lines accordingly.

When so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 160 have had the same under consideration and recommend that the same be amended as follows:

In line 4 delete the word "vhicle" and in lieu thereof insert the word "vehicle".

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: 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.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 190 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 208 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 218 have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 219 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 270 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 271 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 273 have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill, after the word "held" delete the period and insert the following in lieu thereof:

"; and declaring an emergency."

In line 80 Section 2 add the following after the word "petition":

"to the county committee" and after the word "of" strike out the figure "20" and insert in lieu thereof "40".

At the end of the bill, add the following:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 277 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

#### MOTIONS

At the request of Senator Vendsel the Senate recognized Corbin A. Waldron, of Minot, North Dakota, poet laureate of North Dakota.

At the request of Senator Erickstad the Senate recognized Phil Hoghaug of Pembina, North Dakota, formerly of Devils Lake, North Dakota.

At the request of Senator Meidinger the Senate recognized Newberry School No. 1 of Streeter, North Dakota, and their instructors

At the request of the Senator Dewing the Senate recognized former Senator Owings of Burke County.

#### CONSIDERATION OF AMENDMENTS

Senator Hernettt moved that the reading of the amendments to Senate Bill No. 39 be dispensed with, which motion prevailed.

Senator Hernet moved that the amendments to Senate Bill No. 39 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 106 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 111 be adopted, which motion prevailed.

Senator Knudson moved that Senate Bill No. 111 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 118 be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 263 be adopted, which motion prevailed.

**SECOND READING OF SENATE BILLS**

**Senate Bill No. 2.** A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapter 306 of the 1955 Session Laws pertaining to social security coverage of public employees.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernet	Miller	Yunker

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill passed and the title was agreed to.

**Senate Bill No. 23.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 54-36 of the 1953 Supplement to the North Dakota Revised Code of 1943, and for a study of the feasibility of establishing additional manufacturing enterprises adjacent to Indian Reservations.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Livingston	Torno
Foss	Morgan	Wadeson
Kusler	Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 45. A Bill for an Act to provide for retirement of public employees by establishing a retirement system and amending sections 52-0905, 52-0907, 52-0909 and 54-2354 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the old age and survivors' insurance system and pension payments, providing penalties, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Baeverstad moved that the vote by which Senate Bill No. 45 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Johnson: May I have permission to explain my vote. I am for the bill as introduced for I feel that we should get under Federal Social Security, but I feel that the State has an obligation to the employees under OASIS, that are not taken care of by the amendment.

Senate Bill No. 74. A Bill for an Act to amend and reenact section 12-5503 of the North Dakota Revised Code of 1943, as amended by chapter 125 of the North Dakota Session Laws of 1955, 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Fraser	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Bilden	Livingston	Torno
Foss	Morgan	Tuff
Freed	Olson	Wadeson

So the bill passed and the title was agreed to.

Senate Bill No. 87. A Bill for an Act to define and regulate the business of lending in amounts of one thousand dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of one thousand dollars or less; to provide for the administration and enforcement of this Act and the issuance of regulations and orders therefor by the State Examiner; to authorize the making of examinations and investigations and the publication of reports thereof; to provide that the State Examiner shall use the facilities of the Banking Department in administering and enforcing this Act and that he may have a deputy and other necessary employees; to provide for disposition of license and investigation fees; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all acts and parts of acts in conflict herewith.

Which has been read.

Senator Kusler moved that Senate Bill No. 87 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 88.** A Bill for an Act to amend and reenact sections 37-1516 and 37-1517 of the North Dakota Revised Code of 1943, relating to estates of members of the soldiers' home.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wartner
Garaas	Longmire	Wenstrom
George	Luick	Wolf
Gilbertson	Meidinger	Yunker
Hernett	Miller	

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston	Sayer	

So the bill passed and the title was agreed to.

**Senate Bill No. 105.** A Bill for an Act to amend and reenact section 47-1908 of the North Dakota Revised Code of 1943, relating to when an instrument shall be deemed recorded.

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, 1; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Gilbertson	O'Brien
Berube	Hernett	Roen
Brooks	Johnson	Saumur
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Wartner
Freed	Longmire	Wenstrom
Garaas	Miller	Wolf
George	Nelson	Yunker

Those voting in the negative were:

Holand		
Absent and not voting:		
Bilden	Livingston	Olson
Foss	Luick	Torno
Klefstad	Meidinger	Vendsel
Leier	Morgan	Wadeson

So the bill was passed and the title agreed to.

Senate Bill No. 107. A Bill for an Act to amend and reenact section 47-1946 of the North Dakota Revised Code of 1943, relating to validity of unrecorded instruments and knowledge of record of instruments out of the chain of title.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Hernett	O'Brien
Berube	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Longmire	Wartner
Freed	Luick	Wenstrom
Garaas	Miller	Wolf
George	Nelson	Yunker
Gilbertson		

Absent and not voting:

Bilden	Leier	Olson
Foss	Livingston	Torno
Klefstad	Meidinger	Vendsel
Knudson	Morgan	Wadeson

So the bill passed and the title was agreed to.

Senate Bill No. 108. A Bill for an Act to amend and reenact section 47-1941 of the North Dakota Revised Code of 1943, relating to record title, effect of unrecorded conveyance, and priority of first deposited, accepted and recorded conveyance.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 35; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Hernett	Roen
Berube	Holand	Saumur
Brooks	Johnson	Sayer
Dewing	Kee	Schrock
Dolan	Kieley	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Larson	Tuff
Fraser	Longmire	Wartner
Freed	Luick	Wenstrom
Garaas	Miller	Wolf
George	Nelson	Yunker
Gilbertson	O'Brien	

Those voting in the negative were:

Kusler



Absent and not voting:

Bilden	Leier	Olson
Erickson	Livingston	Torno
Foss	Meidinger	Vendsel
Klefstad	Morgan	Wadeson
Knudson		

So the bill was passed and the title agreed to.

**Senate Bill No. 110.** A Bill for an Act to amend and reenact section 57-3723 of the North Dakota Revised Code of 1943, relating to liens for estate tax and limiting such liens to a period of ten years from the date of death of the decedent; and providing for an effective date.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 36; nays, 0; absent and not voting, 13.

#### ROLL CALL

Those voting in the affirmative were:

Baeverstad	Hernett	O'Brien
Berube	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Trenbeath
Fraser	Kusler	Tuff
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Miller	Wolf
Gilbertson	Nelson	Yunker

Absent and not voting:

Bilden	Leier	Olson
Erickson	Livingston	Torno
Foss	Meidinger	Vendsel
Klefstad	Morgan	Wadeson
Larson		

So the bill was passed and the title agreed to.

**Senate Bill No. 112.** A Bill for an Act relating to lis pendens and limiting the time during which lis pendens shall constitute notice.

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, 1; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Trenbeath
Erickstad	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
George	Luick	Wenstrom

Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the negative were:

Fiedler

Absent and not voting:

Bilden	Livingston	Olson
Foss	Meidinger	Torno
Garaas	Morgan	Wadeson
Klefstad		

So the bill was passed and the title agreed to.

Senate Bill No. 114. A Bill for an Act to amend and reenact section 47-19A01, subsection 1 of section 47-19A02, and sections 47-19A03, 47-19A07 and 47-19A10 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to marketable record title to real property and to the definite period of time within which notices of claim of interest and affidavits of possession are required to be filed and recorded; and providing for an effective date.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Nelson	

Those voting in the negative were:

Johnson

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 115. A Bill for an Act to amend and reenact section 28-2011 of the North Dakota Revised Code of 1943, relating to entry of judgment and providing for notice to subsequent purchaser or encumbrancer when certified copy of judgment is recorded; and providing for an effective date.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Nelson	

Those voting in the negative were:

Johnson

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill passed and the title was agreed to.

Senate Bill No. 119. A Bill for an Act to amend and reenact subdivision d of Subsection 1 of section 47-19A11 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to marketable record title and providing for a limitation upon the non-application of chapter to conditions subsequent; and providing for an effective date.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wartner
Garaas	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Livingston	Olson
Foss	Luick	Torno
George	Morgan	Wadeson

So the bill passed and the title was agreed to.

Senate Bill No. 120. A Bill for an Act to amend and reenact section 33-0123 of the North Dakota Revised Code of 1943, relating to fees to be charged by justices.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Those voting in the negative were:

Leier Schrock

Absent and not voting:

Bilden	Livingston	Torno
Foss	Morgan	Wadeson
George	Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 143. 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, a tract of land, consisting of not more than five acres presently attached to the campus of the state teachers college at Dickinson, North Dakota, and repealing chapter 130 of the North Dakota Session Laws of 1955 relating to previous authority for a similar conveyance.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Livingston	Torno
Fiedler	Morgan	Wadeson
Foss	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 176.** 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.

Senator Brooks moved that Senate Bill No. 176 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 180.** A Bill for an Act authorizing municipalities maintaining armories to levy not to exceed two mills for armory maintenance, repair, alteration and reconstruction.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Fraser	Leier	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Berube	Freed	Olson
Bilden	Livingston	Torno
Foss	Morgan	Wadeson

So the bill passed and the title was agreed to.

**Senate Bill No. 196.** 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.

Which has been read.

Senator Nelson moved that Senate Bill No. 196 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 210.** A Bill for an Act to correct a clerical, typographical, or printing error in section 31-0908 of the North Dakota Revised Code of 1943 providing that entries in official books or records constitute prima facie evidence.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Baeverstad	Hernett	Olson
Bilden	Livingston	Torno
Foss	Morgan	Wadeson

So the bill was passed and the title agreed to.

Senate Bill No. 224. A Bill for an Act prohibiting persons, firms, partnerships, companies or corporations from soliciting the sale of spectacles, eye glasses, lenses, frames, mountings, prisms or any other optical appliances or devices, eye examinations or visual services by means of advertisement or the use of any other method or means of baiting, persuading or enticing the public into buying the same 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Livingston	Torno
Foss	Morgan	Wadeson
Fraser	Olson	

So the bill was passed and the title agreed to.

Senate Bill No. 227. A Bill for an Act to amend and reenact Section 28-1405 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to challenge of 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill was passed and the title agreed to.

Senate Bill No. 240. A Bill for an Act authorizing affected counties to compromise and settle outstanding and unpaid drain warrants issued pursuant to the establishment of a drain in two or more counties.

Which has been read.

Senator Holand moved that Senate Bill No. 240 be referred to the Committee on Judiciary, which motion prevailed.

Senate Bill No. 266. A Bill for an Act making an appropriation to the Legislative Research Committee for the purpose of the preparation of a new index to the statutes of this state.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Nelson	Yunker
Hernett		

WEDNESDAY, FEBRUARY 13, 1957

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Absent and not voting:

Bilden	Kusler	Olson
Foss	Livingston	Torno
Klefstad	Morgan	Wadeson

So the bill was passed and the title agreed to.

Senate Bill No. 280. A Bill for an Act relating to disposition of the present executive mansion.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Morgan	Torno
Foss	Olson	Wadeson
Livingston		

So the bill was passed and the title agreed to.

Senate Concurrent Resolution "X". A concurrent resolution authorizing and directing the legislative research committee, in cooperation with the state bar association of this state, to study and, if feasible, revise the laws of this state governing partnerships and limited partnerships.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "X" be adopted, which motion prevailed.

## MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:30 p. m., February 14, 1957, which motion prevailed.

VIC GILBREATH, Secretary.



THIRTY-SEVENTH DAY AFTER RECESS AND  
THIRTY-EIGHTH DAY

Bismarck, February 14, 1957

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 18 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$50,000.00" and insert the figure "\$56,700.00" in lieu thereof.

In line 9 strike out the figure "\$17,000.00" and insert the figure "\$18,500.00" in lieu thereof.

In line 12 strike out the figure "300.00" and insert the figure "500.00" in lieu thereof.

In line 16 strike out the figure "20,000.00" and insert the figure "25,000.00" in lieu thereof.

In line 17 strike out the figure "\$50,000.00" and insert the figure "\$56,700.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 19 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure "\$444,000.00" and insert the figure "\$435,000.00" in lieu thereof.

In line 22 strike out the figure "44,000.00" and insert the figure "47,000.00" in lieu thereof.

In line 23 strike out the figure "100,000.00" and insert the figure "105,000.00" in lieu thereof.

In line 29 strike out the figure "25,000.00" and insert the figure "27,500.00" in lieu thereof.

In line 31 strike out the figure "35,000.00" and insert the figure "37,500.00" in lieu thereof.

In line 33 strike out the figure "40,000.00" and insert the figure "50,000.00" in lieu thereof.

In line 34 strike out the figure "106,000.00" and insert the figure "118,000.00" in lieu thereof.

Strike out all of lines 35 and 36.

After line 36 insert the following line:

"Administration of Water Laws 6,000.00"

In line 37 strike out the figure "\$444,000.00" and insert the figure "\$435,000.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 26 have had the same under consideration and recommend that the same be amended as follows:

In line 15 strike out the figure "\$20,000.00" and insert the figure "\$24,000.00" in lieu thereof.

In line 16 strike out the figure "180,000.00" and insert the figure "176,000.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 99 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 145 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 158 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 161 have had the same under consideration and recommend that the same be amended as follows:

In line 18, insert the word "original" after the word "the" and before the word "certificate".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 175 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 183 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

A. W. LUICK, Chariman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 198 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 203 have had the same under consideration and recommend that the same be amended as follows:

Line 16 Strike out the words "One Dollar" and insert in lieu there of "Two Dollars"

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 212 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 215 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 220 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture, to whom was referred Senate Bill No. 223 have had the same under consideration and recommend that the same be amended as follows:

In the title, add the words after the word "therefor" and before the period "and declaring an emergency".

In line 4 delete the word "secretary" and insert the word "commissioner" in lieu thereof.

In line 9 delete the word "aerial".

In line 10 delete the word "secretary" and insert the word "commissioner" in lieu thereof.

In line 15 after the word "provided" insert the words, "from its general fund, grasshopper fund, subscriptions, or by any other means or source".

After line 24, add the following:

Section 3. Emergency) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 233 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 238 have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 241 have had the same under consideration and recommend that the same be amended as follows:

In line 12 after the word "AUTHORIZED.) delete the balance of the Section and insert in lieu thereof the following:

"The board of county commissioners of any county in which a junior college has been established, or any county adjacent thereto, may upon approval of the electors of such county at a county-wide election, levy a tax of not exceeding five mills upon all property in such county, to aid any special school district having established a junior college. The mill levy herein authorized shall be over and above any mill levy limitation provided by law. At any time after the approval of such levy, upon petition of five percent of the electors voting in the last preceding county-wide election, the county commissioners shall submit the question of the continuance

of such levy to the next county-wide election, and if the majority of the electors shall vote to discontinue such levy, the levy shall be discontinued in subsequent years."

On line 28 following the word "college" insert the following words: "and shall be placed in a special junior college fund"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 253 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 261 have had the same under consideration and recommend that the same be amended as follows:

In line 50 delete the figures "143" and insert the figures "145" in lieu thereof.

In line 57 delete the figures "161" and insert the figures "162" in lieu thereof.

In line 72 delete the figures "50" and insert the figures "45" in lieu thereof.

In line 73 delete the figures "50" and insert the figures "45" in lieu thereof.

In line 210 delete the figure "7" and insert the figures "20" in lieu thereof.

In line 257 delete the figure "7" and insert the figures "20" in lieu thereof.

Add Section 9. Effective date) This Act shall become effective after July 1, 1958.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 264 have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 276 have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 285 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 287 have had the same under consideration and recommend that the same be amended as follows:

On line 68, delete the word "taxable" and insert the word "income" in lieu thereof

On line 71, after the words "and if the", delete the word "taxpayer" and insert the word "spouse" in lieu thereof

On line 72, after the words "in which the", delete the word "taxable" and insert the word "income" in lieu thereof

On line 77, delete the word "taxable" and insert the word "income" in lieu thereof

On line 78, after the words "during such", delete the word "taxable" and insert the word "income" in lieu thereof

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 289 have had the same under consideration and recommend that the same be amended as follows:

In the third line of the title following the comma after the words "North Dakota" insert the following words: "for educational purposes".

In line 1 following the words "citizens of" insert the word "the".

In line 2 after the word "Dakota" insert the word "area".

In line 18 following the word "property" insert the words "for educational purposes".

In line 24 following the word "one" insert the words "for educational purposes".

In line 35 before the period insert the words " by the purchaser".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 569 have had the same under consideration and recommend that the same be amended as follows:

In line 18 strike out the word "six" and insert the words "one thousand eight" in lieu thereof.

In line 25 strike out the words "nineteen thousand two" and insert the words "twenty-one thousand six" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 76

Senate Bill No. 152

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "R"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 39

Senate Bill No. 106

Senate Bill No. 111

Senate Bill No. 118

Senate Bill No. 178

Senate Bill No. 263

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 76

Senate Bill No. 152

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "R"

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign

Senate Concurrent Resolution "D-D"

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign

House Bill No. 550

House Bill No. 576

And the President signed the same in the presence of the Senate.

## MOTIONS

At the request of Senator Knudson a group of students from Mayville State Teachers College was recognized by the Senate.

At the request of Senator Kusler a group of students from the Beulah High School was recognized by the Senate.

At the request of Senator Kee former Senator Frojen was recognized by the Senate.

At the request of Senator Wolf a group of students from Mandan, and a group from New Salem, were recognized by the Senate.

At the request of Senator Kusler a group of students from Hazen High School was recognized by the Senate.

At the request of Senator Hernet a group of students from the Lehr High School was recognized by the Senate.

At the request of Senator Wenstrom, his father, former Senator Wenstrom was escorted to the rostrum by Senators Longmire and Wenstrom, and invited to address the Senate.

Mr. Wenstrom: Lt. Governor. Members of the Senate. I have so much to tell you that I have to put the brakes on right from the start because I cannot impose upon your time. I would say that the Junior Wenstrom, as a first term, knows more people than any other person who has been elected to the Senate, for the reason that his life has been one of service. He served in the City of Williston as a secretary of the Chamber of Commerce for many terms; then he was with the Wildlife Association and with the Water Commission, and was continually on the go. He has the reputation of working for the benefit of all the people, and that is the reason that he, as a first term, has an opportunity to do more than generally is the case with a first term.

Now I would like to tell you some funny things about him when he was just a little shaver, but I will have to cut that out because I want to make another remark on the education proposition.

I noticed that the school board of Moorhead introduced a resolution to get their teachers under the Social Security Act. The teachers of our land have always been underpaid, and I think it is one of the things that we should emphasize. They work nine months of the year and then they have to take of their meager allowance to live the other three months. The fact of the matter is that if they weren't imbued so that they are slaves under the system they would do something else, but they want to do good. They like it and therefore they can't do anything else. We should take those things into consideration and do something for the teachers in North Dakota, as well.

Minnesota is my native State and therefore I congratulate them upon what they did for the teachers. I was born in Fryburg Township, in Ottertail County. They say that I was one of the first white children in Fryburg Township. My first playmates, therefore, were little Sioux Indians, and when I was three or four years old I could speak Sioux Indian just as well as the rest of the papooses around there. However, when they were put on reservations I never heard the language any more and I have forgotten all about it.



I thank you very much for this opportunity of speaking to you today.

Senator Meidinger moved that the remarks of former Senator Wenstrom be printed in the journal, which motion prevailed.

#### MOTIONS

Senator Knudson moved that Senate Bill No. 240 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Knudson moved that Senate Bill No. 240 be placed on the calendar, which motion prevailed.

Senator Brooks moved that Senate Bills Nos. 130, 131, and 132 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Brooks requested the unanimous consent of the Senate to withdraw Senate Bills Nos. 130, 131 and 132, which consent was granted.

Senator Wadeson moved that Senate Bill No. 196 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Baeverstad moved that Senate Bills Nos. 135 and 136 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Baeverstad moved that Senate Bills Nos. 135 and 136 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### THIRTY-EIGHTH DAY

Bismarck, February 14, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Harold F. Hofstad, Lutheran Church of the Cross, Bismarck.

Roll call: All Senators present except Senators Bilden and Olson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth day after recess and Thirty-seventh day and recommends that the same be corrected as follows:

Page 317, line 18, after the word "that" insert the following:

"After the reading of Senate Bills Nos. 2, 23, 45, 74, 87, 88, 105, 107, 108, 110, 112, 114, 115, 119, 120, 143, 176, 180, 196, 210, 224, 227, 240, 266, 280, Senate Concurrent Resolution "X" and House Bills Nos. 548 and 581".

Page 326, line 25, correct the spelling of the word "following".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### MOTIONS

Senator Meidinger moved that the Senate request the House to return Senate Bill No. 59, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 59.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2  
Senate Bill No. 23  
Senate Bill No. 38  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 105  
Senate Bill No. 107  
Senate Bill No. 108  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 114  
Senate Bill No. 115  
Senate Bill No. 119  
Senate Bill No. 120  
Senate Bill No. 140  
Senate Bill No. 143  
Senate Bill No. 178  
Senate Bill No. 180  
Senate Bill No. 184  
Senate Bill No. 210  
Senate Bill No. 224  
Senate Bill No. 227  
Senate Bill No. 254  
Senate Bill No. 266  
Senate Bill No. 280  
Senate Concurrent Resolution "X"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 45

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "DD"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 76

Senate Bill No. 152

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "R"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 14, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 550

House Bill No. 576

Which the President has signed.

VIC GILBREATH, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 14, 1957

Mr. President: I have the honor to transmit:

House Bill No. 511

House Bill No. 590

House Bill No. 616

House Bill No. 672

House Bill No. 688

House Bill No. 699

House Bill No. 710

House Bill No. 713

House Bill No. 727

House Bill No. 739

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

#### CONSIDERATION OF AMENDMENTS

Senator Hernet moved that the amendments to Senate Bill No. 37 be adopted, which motion prevailed.

Senator O'Brien moved that the amendments to Senate Bill No. 42 be adopted, which motion prevailed.

Senator Freed moved that the amendments to Senate Bill No. 51 be adopted, which motion prevailed.

Senator Freed moved that Senate Bill No. 51 be further amended as follows:

After the enacting clause insert the following section:

"SECTION 1. TITLE. This Act shall be known as the Economic Development Act of 1957."

Renummer sections and lines accordingly.

Which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 73 be adopted, which motion prevailed.

Senator Baeverstad moved that Senate Bill No. 73 be further amended, as follows:

In line 5 after the word "five" insert the words "and one-half".

In line 17 after the word "one" insert the words "and one-half".

**ROLL CALL**

The question being on the motion of Senator Baeverstad to amend Senate Bill No. 73 the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Sayer
Brooks	Klefstad	Schrock
Dewing	Knudson	Thomas
Dolan	Kusler	Tuff
Fiedler	Leier	Vendsel
Foss	Longmire	Wadeson
Fraser	Meidinger	Yunker
Gilbertson	Miller	

Those voting in the negative were:

Erickson	Kieley	Saumur
Erickstad	Krause	Torno
Freed	Larson	Trenbeath
Garaas	Livingston	Wartner
George	Luick	Wenstrom
Hernett	Roen	Wolf
Johnson	Morgan	

Absent and not voting:

Bilden	Nelson	Olson
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So the motion was declared carried.

Senator Klefstad moved that the amendments to Senate Bill No. 100 be adopted, which motion prevailed

Senator Luick moved that the amendments to Senate Bill No. 160 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No 273 be adopted, which motion prevailed.

**MESSAGE FROM THE HOUSE**

House Chamber  
Bismarck, February 14, 1957

Mr. President: I have the honor to return:

Senate Bill No. 59

Which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

**MOTIONS**

Senator Meidinger moved that the Senate reconsider its action in passing Senate Bill No. 59, which motion prevailed.

Senator Meidinger moved that the Senate reconsider its action in amending Senate Bill No. 59, which motion prevailed.

## FIRST READING OF SENATE BILL

Senators Meidinger and Saumur introduced:

**SENATE BILL NO. 297**

Was read the first time and referred to the committee on Delayed Bills.

## FIRST READING OF HOUSE BILLS

**House Bill No. 511.** 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, and providing for the transfer of funds.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 590.** A Bill for an Act to amend and reenact section 23-0906 of the North Dakota Revised Code of 1943, relating to chemical fire extinguishers and stand-pipes.

Was read the first time and referred to the committee on Social Welfare.

**House Bill No. 616** A Bill for an Act relating to school districts acquiring sites, constructing buildings, and operating or discontinuing schools, where there is impact of federal activity, amending and reenacting subsection 3 of section 15-2506, subsection 2 of section 15-2908, subsection 1 of section 15-3207 and subsection 1 of section 15-5117 of the North Dakota Revised Code of 1943 as amended, relating to school board powers in such cases, and declaring an emergency.

Was read the first time and referred to the Committee on Education.

**House Bill No. 672.** A Bill for an Act to amend and reenact subsection 3 of section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the definition of "dependent."

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 688.** A Bill for an Act to amend and reenact section 18-0308 of the North Dakota Revised Code of 1943, relating to report of use of money.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 699.** A Bill for an Act to amend and reenact section 32 of chapter 347 of the Session Laws of 1955 relating to the cost of building and maintaining bridges and culverts over and across drains.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 710.** A Bill for an Act to amend and reenact section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income by creating and enacting subsection 5 to provide that gross income shall include amounts received as alimony, separate maintenance, or support, and to amend and reenact section 57-3822 of the North Dakota Revised Code of 1943 relating to deductions from gross income by creating and enacting subsection 13 to

provide that deductions from gross income shall include payments made as alimony, separate maintenance, or support.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 713.** A Bill for an Act to amend and reenact subsections 1, 3, 4, and 5 of section 57-3804 of the North Dakota Revised Code of 1943; to amend and reenact subsection 2 of section 57-3804 of the 1953 Supplement to the North Dakota Revised Code of 1943; to create and enact a new subsection 6 and renumber subsections 6 and 7 of section 57-3804 of the North Dakota Revised Code of 1943; all of which relate to allocation and apportionment of gross income of individuals and subsections 2 and 6 of which also permit a credit under certain conditions for income taxes paid to another state or foreign country. —

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 727.** A Bill for an Act to repeal section 57-2210 of the North Dakota Revised Code of 1943 relating to county auditor's record of delinquent taxes.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 739.** A Bill for an Act relating to the North Dakota highway patrolmen's retirement system, and to amend and reenact section 39-03A21 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Transportation.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 87.** A Bill for an Act to define and regulate the business of lending in amounts of one thousand dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of one thousand dollars or less; to provide for the administration and enforcement of this Act and the issuance of regulations and orders therefor by the State Examiner; to authorize the making of examinations and investigations and the publication of reports thereof; to provide that the State Examiner shall use the facilities of the Banking Department in administering and enforcing this Act and that he may have a deputy and other necessary employees; to provide for disposition of license and investigation fees; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all acts and parts of acts in conflict herewith.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen

Dewing	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Freed	Livingston	Wadeson
Garaas	Luick	Wenstrom
George	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Those voting in the negative were:

Baeverstad	Leier	Torno
Fraser	Longmire	Vendsel
Gilbertson	Meidinger	Wartner
Johnson	Schrock	

Absent and not voting:

Bilden	Nelson	Olson
Dolan		

So the bill passed and the title was agreed to.

Senator Kusler moved that the vote by which Senate Bill No. 87 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Meidinger moved that after the reading of Senate Bills Nos. 39, 106, 118, 162, 190, 208, 219, 240, 263, 270, 271, 277, and House Bill No. 583, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, at the call of the Chair, the President presiding.

#### MOTIONS

Senator Roen moved that Senate Concurrent Resolution "CC" be placed on the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS AND A RESOLUTION

Senate Concurrent Resolution "CC". A concurrent resolution recognizing and expressing gratitude to the Minishoshe Chapter of the Daughters of the American Revolution for their unselfishness, devotion, and public spirit in preserving and caring for the Theodore Roosevelt Memorial Cabin.

Was read the second time.

Senator Roen moved that Senate Concurrent Resolution "CC" be adopted, which motion prevailed.

Senate Bill No. 176. 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.

Senator Brooks moved that Senate Bill No. 176 be laid over and to be taken up on the calendar at 4:20 p. m., which motion prevailed.

Senate Bill No. 39. A Bill for an Act to amend and reenact sections 36-0403, 36-0404, 36-0409, 36-0410, 36-0411, 36-0412, 36-0413, 36-0414, 36-0415, 36-0416, 36-0417, 36-0418, 36-0419, and 36-0420 of the North Dakota Revised Code of 1943, and sections 36-0405, 36-0406, and 36-0407 of the 1953 Supple-

ment to the North Dakota Revised Code of 1943 and section 36-0401 of the North Dakota Revised Code of 1943 as amended by chapter 223 of the North Dakota Session Laws of 1955, relating to livestock dealers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Holand	O'Brien
Brooks	Johnson	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Baeverstad	Meidinger	Olson
Bilden	Nelson	Torno
Kee		

So the bill passed and the title was agreed to.

Senate Bill No. 106. A Bill for an Act to amend and reenact section 47-1919 of the North Dakota Revised Code of 1943, relating to notice and effect of recorded instruments.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kieley	Saumur
Brooks	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	O'Brien	Yunker
Holand		

Those voting in the negative were:

Dewing	Garaas	Kusler
Absent and not voting:		
Bilden	Meidinger	Olson
Kee	Nelson	Torno

So the bill passed and the title was agreed to.



Senate Bill No. 118. A Bill for an Act to amend and reenact section 40-1818 of the North Dakota Revised Code of 1943 relating to fee for jurors in police magistrate or village justice of the peace courts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Bilden	Nelson	Torno
Kee	Olson	

So the bill passed and the title was agreed to.

Senate Bill No. 162. A Bill for an Act to amend and reenact Section 39-0405 of the North Dakota Revised Code of 1943, as amended by the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the applications for registration 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, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	O'Brien
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Thomas
Erickson	Krause	Trenbeath
Erickstad	Kusler	Tuff
Fiedler	Leier	Vendsel
Foss	Livingston	Wadeson
Fraser	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett		

Those voting in the negative were:

Freed	Roen	Schrock
Larson		

Absent and not voting:

Bilden	Nelson	Torno
Knudson	Olson	

So the bill passed and the title was agreed to.

**Senate Bill No. 176.** 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.

Senator Schrock moved that Senate Bill No. 176 be amended as follows:

In line 2 strike out the words "public welfare" and on line 3 the words "equalization fund" and insert in lieu thereof the words "general fund".

In line 8, after the word "blind" insert a period and delete the word "such" and all of lines 9, 10, 11 and 12.

Which motion lost.

Senator Luick moved that Senate Bill No. 176 be amended as follows:

"In line 4, strike out the word "seven" and insert in lieu thereof the word "four".

ROLL CALL

The question being on the motion of Senator Luick to amend Senate Bill No. 176, the roll was called and there were: ayes, 19; nays, 25; absent and not voting, 5.

Those voting in the affirmative were:

Brooks	Kieley	Morgan
Dolan	Knudson	Roen
Erickson	Krause	Saumur
Erickstad	Longmire	Thomas
Freed	Luick	Wolf
George	Miller	Yunker
Holand		

Those voting in the negative were:

Baeverstad	Klefstad	Sayer
Berube	Kusler	Schrock
Dewing	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Meidinger	Wadeson
Garaas	Nelson	Wartner
Johnson	O'Brien	Wenstrom
Kee		

Absent and not voting:

Bilden	Hernett	Torno
Gilbertson	Olson	

So the motion was declared lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 12; nays, 33; absent and not voting, 4.

Those voting in the affirmative were:

Brooks	Krause	Saumur
George	Longmire	Thomas

Kee	Miller	Wolf
Knudson	Roen	Yunker
Those voting in the negative were:		
Baeverstad	Gilbertson	Morgan
Berube	Holand	Nelson
Dewing	Johnson	O'Brien
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
Absent and not voting:		
Bilden	Olson	Torno
Hernett		

So the bill was declared lost.

Senator Trenbeath moved that the vote by which Senate Bill No. 176 was lost be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:00 p. m., February 15, 1957, which motion prevailed.

VIC GILBREATH, Secretary

**THIRTY-EIGHTH DAY AFTER RECESS AND  
THIRTY-NINTH DAY**

Bismarck, February 15, 1957

The Senate convened at 1:00 p. m., pursuant to recess taken, the President presiding.

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 37  
Senate Bill No. 42  
Senate Bill No. 51  
Senate Bill No. 73  
Senate Bill No. 100  
Senate Bill No. 160  
Senate Bill No. 273

And find the same correctly Engrossed.

**CLYDE KIELEY, Chairman.**

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 5 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$427,500.00" and insert the figure "\$437,500.00" in lieu thereof.

In line 17 strike out the figure "15,000.00" and insert the figure "25,000.00" in lieu thereof.

In line 18 strike out the figure "\$427,500.00" and insert the figure "\$437,500.00" in lieu thereof.

And when so amended recommend the same do pass.

**P. L. FOSS, Chairman.**

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 22 have had the same under consideration and recommend that the same do pass.

**P. L. FOSS, Chairman.**

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 28 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the figure "\$522,000.00" and insert the figure "\$555,200.00" in lieu thereof.

After line 8 insert the following line:

"Business Manager.....13,000.00"

In line 17 strike out the figure "25,000.00" and insert the figure "32,200.00" in lieu thereof.,

After line 18 insert the following line:

"Additional Attorney.....13,000.00"

In line 25 strike out the figure "\$522,000.00" and insert the figure "\$555,200.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 93 have had the same under consideration and recommend that the same be amended as follows:

In line 4 after the word "another" delete the words "when such lands" and insert the words "in the".

In line 5 beginning with the word "if" delete the balance of the section and insert in lieu thereof the following words:

"without first obtaining permission" insert period.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 117 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman .

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 246 have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted.

Senator Brooks made the substitute motion that Senate Bill No. 246 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 248 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Delayed Bills to whom was referred Senate Bill No. 297 have had the same under consideration and approve its introduction for consideration by the Senate.

DONALD C. HOLAND, Chairman,

Senator Holand moved that the report be adopted, which motion prevailed.

And Senate Bill No. 297 was referred to the Committee on Finance and Taxation.

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 298.** A Bill for an Act to amend and reenact section 40-3401 of the North Dakota Revised Code of 1943, relating to municipal sewage and garbage disposal plants and systems and the issuance of bonds to acquire, construct, equip, extend and improve the same, and to provide funds for the redemption or purchase of outstanding bonds, and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

**Senate Bill No. 299.** A Bill for an Act to amend and reenact section 16-1012 of the North Dakota Revised Code of 1943 relating to poll clerks and additional poll clerks.

Was read the first time and referred to the Committee on Judiciary.

#### FIRST READING OF SENATE RESOLUTION

Senators Roen, Klefstad, Foss, Baeverstad, Wadeson, Johnson, Sayer and Larson introduced:

**Senate Concurrent Resolution "EE".** A concurrent resolution relating to the need to protect the national security by imposing a limitation on petroleum imports.

Was read the first time and referred to the Committee on Natural Resources.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 190.** A Bill for an Act to amend and reenact section 21-0101 of the North Dakota Revised Code of 1943, as amended, and subsection 6 of section 57-0201 of the North Dakota Revised Code of 1943 relating to taxing districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Olson
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner

George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	

Absent and not voting:

Bilden	Knudson	Yunker
Klefstad	O'Brien	

So the bill passed and the title was agreed to.

Senate Bill No. 208. A Bill for an Act to levy a one mill general property tax for each six miles of state highway within a township to be credited to the county 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, 17; nays, 26; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kieley	Thomas
Dolan	Krause	Tuff
Gilbertson	Luick	Wadeson
Hernett	Miller	Wenstrom
Johnson	Morgan	Wolf
Kee	Schrock	

Those voting in the negative were:

Berube	George	Nelson
Brooks	Holand	Olson
Dewing	Knudson	Roen
Erickstad	Kusler	Saumur
Fiedler	Larson	Sayer
Foss	Leier	Torno
Fraser	Livingston	Vendsel
Freed	Longmire	Wartner
Garaas	Meidinger	

Absent and not voting:

Bilden	Klefstad	Trenbeath
Erickson	O'Brien	Yunker

So the bill was declared lost.

Senate Bill No. 219. A Bill for an Act to amend and reenact section 57-1503 of the North Dakota Revised Code of 1943 relating to the state tax levy.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	Olson
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel

Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Absent and not voting:		
Bilden	O'Brien	Roen
Klefstad		

So the bill passed and the title was agreed to.

Senate Bill No. 240. A Bill for an Act authorizing affected counties to compromise and settle outstanding and unpaid drain warrants issued pursuant to the establishment of a drain in two or more counties.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wenstrom
George	Miller	Wartner
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Klefstad	O'Brien
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So the bill passed and the title was agreed to.

#### MOTIONS

At the request of Senator Brooks the Senate recognized former Senator Art Johnson, and he was escorted to the rostrum by Senators Brooks and Hernett and addressed the Senate briefly.

At the request of Senator Fiedler the Senate recognized the Superintendent of Schools at Mercer, North Dakota, and the junior and senior classes.

At the request of Senator Yunker the Senate recognized the eighth grade class of Casselton, North Dakota.

At the request of Senator Kusler the Senate recognized the junior class of the Hazen, North Dakota, High School.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 15, 1957

Mr. President: I have the honor to return:

Senate Bill No. 152

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.



House Chamber  
Bismarck, February 15, 1957

Mr. President: I have the honor to transmit:

House Bill No. 535

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 15, 1957

Mr. President: I have the honor to return:

Senate Bill No. 76

Senate Concurrent Resolution "DD"

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "R"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 15, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 59.

GERALD L. STAIR, Chief Clerk

#### MOTIONS

Senator Meidinger moved that the Senate return Senate Bill No. 59 to the House, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 15, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 59, which the House requested.

VIC GILBREATH, Secretary.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that after the reading of Senate Bills Nos. 37, 42, 51, 73, 99, 100, 145, 158, 160, 163, 175, 183, 212, 220, 233, 253, and 273 that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### THIRTY-NINTH DAY

Bismarck, February 15, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Harold Bauman, Assemblies of God Church, Mandan, North Dakota.

Roll call: All Senators present except Senators Bilden and O'Brien.

A quorum was declared by the President.

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the

Thirty-seventh Day after Recess and Thirty-eighth day and find the same correct.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 15, 1957

Mr. President: I have the honor to transmit:

House Bill No. 623

House Bill No. 694

House Bill No. 695

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 76

Senate Bill No. 152

Were delivered to the Governor for his approval at the hour of 2:10 o'clock p.m., February 15, 1957.

CLYDE KIELEY, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "DD"

Senate Concurrent Resolution "P"

Senate Concurrent Resolution "R"

Were delivered to the Secretary of the State at the hour of 2:10 o'clock p.m., February 15, 1957.

CLYDE KIELEY, Chairman

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 54 have had the same under consideration and recommend that the same be amended as follows:

Line 2 strike out the word "thirty" and insert in lieu thereof "forty".

Line 3 strike out the word "five".

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 157 have had the same under consideration and recommend that the same be amended as follows:

In line 33 strike out the word "and".

Strike out all of line 34, all of line 35, and all of that part of line 36 to and including the word "damage".

After line 44, insert the following underlined language:

- "4. For each permit issued there shall be charged a fee of five dollars, except that on annual permits each movement shall be charged a transit fee of five dollars. Further, no mobile home having a width in excess of

eight feet shall be moved at a speed in excess of 35 miles per hour. No mobile home shall be moved unless such movement is covered by liability insurance in the amount of at least \$100,000 for bodily injury liability for one person, at least \$300,000 for bodily injury liability for one accident, and at least \$20,000 property damage liability."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 167 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 197 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted.

Senator Vendsel made the substitute motion that Senate Bill No. 197 be placed on the calendar, which motion lost.

The question being on the motion of Senator Knudson that the committee report on Senate Bill No. 197 be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 237 have had the same under consideration and recommend that the same be amended as follows:

On line six strike out the words "for such child's first offense"

On line seven after the word "newspaper" insert a comma and the following words "or by the news department of a radio or television station, or other news media,"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 267 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "D" have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "O" have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 18 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 19 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 26 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 161 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 203 be adopted, which motion prevailed.

Senator Wadeson moved that the amendments to Senate Bill No. 223 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 241 be adopted, which motion prevailed.

Senator Wadeson moved that the amendments to Senate Bill No. 261 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 287 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 289 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 569 be adopted, which motion prevailed.

#### MOTIONS

Senator Wadeson moved that Senate Bill No. 223 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Brooks moved that Senate Bill No. 160 be re-referred to the Committee on Judiciary, which motion prevailed.

#### FIRST READING OF SENATE RESOLUTIONS

Senators Kusler, Fiedler, Dewing, Brooks, Meidinger, Sayer, Garaas, Erickstad and Longmire introduced:

Senate Concurrent Resolution "FF". A Concurrent Resolution authorizing and directing the legislative research committee to make a study of the adequacy of office and other working space for state agencies at the state capitol and to submit recommendation thereon.

Was read the first time and referred to the Committee on State and Federal Government.

Senators Wenstrom and Garaas introduced:

Senate Concurrent Resolution "GG". A Concurrent Resolution memorializing the Congress of the United States to authorize the United States Corps of Army Engineers, when reconstructing Highway No. 85 running through the Lewis and Clark Irrigation District of McKenzie County, North Dakota, to install adequate siphons and irrigation facilities

therein so as to permit the irrigation of the lands in the district so long as irrigation can be carried on therein.

Was read the first time and referred to the Committee on State and Federal Government.

Senators Livingston and Dolan introduced:

Senate Concurrent Resolution "HH". A Concurrent Resolution requesting the state highway commissioner to reroute United States Highway Number Eighty-three so that said highway does not run through the main street of Washburn.

Was read the first time and referred to the Committee on Transportation.

#### MESSAGE TO THE HOUSE<sup>1</sup>

Senate Chamber  
Bismarck, February 15, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 39  
Senate Bill No. 87  
Senate Bill No. 106  
Senate Bill No. 118  
Senate Bill No. 162  
Senate Concurrent Resolution "CC"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 263. A Bill for an Act to promote the dairy industry; to provide for the appointment of a North Dakota Dairy Products Development Commission; to provide for the duties and authority of such commission; to provide for the administration of this Act by the said North Dakota Dairy Products Development Commission; to provide for research, publicity, advertising and sales promotion campaigns to increase consumption of North Dakota dairy products; to provide for the collection of such assessment; providing for the disbursement of funds and prescribing penalties, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	Morgan
Berube	Kiele	Nelson
Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Larson	Sayer
Erickstad	Leler	Trenbeath
Fiedler	Livingston	Tuff
Freed	Longmire	Wadeson
George	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Johnson		

Those voting in the negative were:

Dewing	Kusler	Torno
Fraser	Olson	Vendsel
Garaas	Schrock	Wartner
Krause	Thomas	

Absent and not voting:

Bilden	Gilbertson	O'Brien
Foss		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 270. A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the North Dakota Revised Code of 1943 as amended by chapter 154 of the North Dakota Session Laws of 1955.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Kusler	Vendsel
Foss	O'Brien	

So the bill passed and the title was agreed to.

Senate Bill No. 271. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million dollars of general obligation bonds; creating a sinking fund; and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

Which has been read.

Senator Baeverstad moved that Senate Bill No. 271 be amended as follows:

On line 15 delete the word "primary" and insert the word "general".

On line 45 delete the word "nine" and insert the word "seven".

Following line 99 insert the following words: "SECTION 7. APPROPRIATION FROM GENERAL FUND.) Beginning the first day of July, 1957, and on the first day of each month thereafter, there is hereby appropriated and the state treasurer is authorized to transfer the sum of fifty thousand dollars monthly from the general fund in the state treasury to the sinking fund established under the provisions of this Act for the payment of such bonds. The money so appropriated shall be a first charge upon any moneys in the general fund and such appropriation and transfer shall continue until such bonds and interest thereon have been paid or until the cash balance accumulated in the sinking fund is sufficient to pay all bonds then outstanding and interest thereon, and at such time the appropriation and transfer from the fund shall terminate."

On line 100 delete the numeral "7" and insert the numeral "8".

On line 108 following the word "determined" insert a comma and the words "which tax shall not be less than the sum of six hundred thousand dollars per year,"

On line 115 following the period insert the following words: "The tax levy provided in this section shall terminate at such time as the bonds issued under the provisions of this Act have been retired and the interest thereon paid or until the cash balance in the sinking fund is sufficient to pay all outstanding bonds and interest thereon."

On line 116 delete the numeral "8" and insert the numeral "9".

On line 137 delete the numeral "9" and insert the numeral "10".

On line 142 delete the numeral "10" and insert the numeral "11".

On line 159 delete the numeral "11" and insert the numeral "12".

On line 167 delete the numeral "12" and insert the numeral "13".

On line 174 delete the numeral "13" and insert the numeral "14".

On line 181 delete the numeral "14" and insert the numeral "15".

On line 185 delete the numeral "15" and insert the numeral "16".

On line 189 delete the numeral "16" and insert the numeral "17".

(And renumber the lines accordingly.)

#### ROLL CALL

The question being on the motion of Senator Baeverstad to amend Senate Bill No. 271 the roll was called and there were :ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Klefstad	Roan
Dolan	Larson	Thomas
Erickson	Leier	Torno
Freed	Luick	Wadeson
George	Meidinger	Wenstrom
Kee	Miller	Wolf
Kieley	Morgan	

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Those voting in the negative were:

Berube	Holand	Olson
Brooks	Johnson	Saumur
Dewing	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Trenbeath
Fraser	Livingston	Tuff
Garaas	Longmire	Vendsel
Gilbertson	Nelson	Wartner
Hernett	O'Brien	Yunker
Absent and not voting:		
Bilden	Foss	

So the motion was declared lost.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Absent and not voting:		
Bilden	Longmire	Torno
Foss		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 277. A Bill for an Act to amend and reenact subsection 2 of section 30-1410 of the North Dakota Revised Code of 1943 relating to report and account of guardian.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner



Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Absent and not voting:		
Bilden	Klefstad	Torno
Foss		

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess for fifteen minutes, subject to the call of the chair, which motion prevailed.

The Senate reconvened, pursuant to recess taken, the President presiding.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 89 have had the same under consideration and recommend that the same be amended as follows:

In line 13 delete the word "twenty" and insert in lieu thereof the word "thirty".

In line 14 delete the period and insert in lieu thereof the following words "or both such fine and imprisonment."

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 234 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 265 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 295 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

House Bill No. 623. A Bill for an Act relating to rural fire protection; to declare the necessity of creating rural fire protection districts; to prescribe the conditions under which such districts may be formed, organized and established; to provide for their organization, establishment, equipment and maintenance; to provide a procedure for the organization and formation of such districts and the determination of the boundaries thereof by county boards after a hearing by said boards; to provide for a public organization meeting; to

provide for the election of officers and directors of such districts; to provide for regular annual and special public meetings of such districts; to define the powers of such districts and the boards of directors thereof; to provide a procedure for the levying of taxes to maintain and support such districts; to fix the maximum limits of indebtedness of such districts; to authorize incorporated cities and villages to contract with such districts for mutual fire protection or cooperation; to provide a procedure for the annexation to, or withdrawal from, such districts as prescribed; to authorize such districts to borrow money and issue evidences of indebtedness therefor; to authorize such districts to determine the rate of interest on warrants not paid for want of funds within a specified limit; to fix the maximum tax levy for the support of such districts at five mills; to provide a procedure for all such districts organized prior to the effective date of this act to become established and operate under the provisions of this act; to repeal sections 18-0601 through 18-0609, inclusive, North Dakota Revised Code of 1943, and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

**House Bill No. 694.** A Bill for an Act providing for public meetings of public or governmental bodies.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 695.** A Bill for an Act providing for public access to records of public or governmental bodies.

Was read the first time and referred to the Committee on General Affairs.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 535

And the President signed the same in the presence of the Senate.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 37.** 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, 53-0604, and 53-0605 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 sections 53-0601, 53-0602, 53-0603, 53-0606, 53-0607, 53-0608, 53-0609, 53-0610 and 53-0611 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, as amended, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden	Klefstad	Torno
Foss	Nelson	

So the bill passed and the title was agreed to.

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

Which has been read.

Senator Meidinger moved that Senate Bill No. 42 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 51.** A Bill for an Act relating to economic development activities of the state, providing an appropriation, and repealing chapter 54-34 of the North Dakota Revised Code of 1943 relating to the North Dakota Research Foundation.

Which has been read.

Senator Meidinger moved that Senate Bill No. 51 be referred to the Committee on Appropriations, which motion prevailed.

**Senate Bill No. 73.** A Bill for an Act providing for a tax upon the production of oil and gas.

Which has been read.

Senator Meidinger moved that Senate Bill No. 73 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 99.** A Bill for an Act making an appropriation to the state water conservation commission for participating in the investigation, planning, construction, and maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and repealing chapter 58 of the North Dakota Session Laws of 1955.

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, 1; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock

Fiedler	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wadeson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	O'Brien	Yunker

Those voting in the negative were:

Brooks

Absent and not voting:

Bilden	Klefstad	Nelson
Dewing	Foss	Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 100.** A Bill for an Act to amend and reenact section 21-0202 of the North Dakota Revised Code of 1943 relating to certificates of indebtedness.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	O'Brien	Yunker

Absent and not voting:

Bilden	Klefstad	Nelson
Dewing	Larson	Torno
Foss		

So the bill passed and the title was agreed to.

**Senate Bill No. 145.** A Bill for an Act to amend and reenact section 36-0503 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to applications for license to operate a livestock sales ring.

Which has been read.

Senator Dewing moved that Senate Bill No. 145 be amended as follows:

In line 8, strike out the word "commission" and insert in lieu thereof the words "dairy department".

In line 10, strike out the word "commission" and insert in lieu thereof the words "dairy department".

In line 11, strike out the word "commission" and insert in lieu thereof the words "dairy department".

In line 18, strike out the word "commission" and insert in lieu thereof the words "dairy department".

In line 20, strike out the word "commission" and insert in lieu thereof the words "dairy department".

In line 25, strike the word "commission" and insert in lieu thereof the words "dairy department".

Which motion prevailed.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 145 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 145, as amended, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Nelson	Trenbeath
Foss	Torno	Tuff
Klefstad		

So the bill passed and the title was agreed to.

Senate Bill No. 158. A Bill for an Act to amend and reenact section 47-1010 of the North Dakota Revised Code of 1943, relating to titles to highways, streets, alleys or public rights-of-way.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

#### ROLL CALL

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wadeson
Gilbertson	Meidinger	Wartner

Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	O'Brien	Yunker
Absent and not voting:		
Bilden	Foss	Nelson
Dewing	Klefstad	Torno
Dolan		

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to amend and reenact sections 14 and 27 of chapter 251 of the North Dakota Session Laws of 1955 relating to the licensing of drivers and to eliminate triple license card, to require the notation of traffic warnings and traffic convictions upon the license and to provide for carrying over notations of convictions from one license card to another.

Which has been read.

Senator Holand moved that Senate Bill No. 163 be amended as follows:

In line 44, after the figure "1955" insert the following words "or acts amendatory thereto".

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 163 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

**ROLL CALL**

The question being on the final passage of Senate Bill No. 163 as amended, the roll was called and there were: ayes, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Brooks	Kee	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	O'Brien	

Those voting in the negative were:

Kieley	Livingston	Trenbeath
Absent and not voting:		
Berube	Foss	Torno
Bilden	Klefstad	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to.

Senate Bill No. 175. A Bill for an Act to amend and reenact section 57-3706 of the North Dakota Revised Code of 1943 relating to joint interests and interests with the right of survivorship.

Which has been read.

Senator Knudson moved that Senate Bill No. 175 be referred to the Committee on Judiciary, which motion prevailed.

Senate Bill No. 183. A Bill for an Act to amend and reenact section 1 of chapter 251 of the North Dakota Session Laws of 1955 relating to the issuance of vehicle operators' 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, 30; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Brooks	Kee	Morgan
Dolan	Kieley	O'Brien
Erickson	Knudson	Roen
Fiedler	Krause	Sayer
Fraser	Kusler	Schrock
Freed	Livingston	Thomas
Garaas	Longmire	Vendsel
George	Luick	Wenstrom
Hernett	Meidinger	Wolf

Those voting in the negative were:

Erickstad	Leier	Wadson
Gilbertson	Olson	Wartner
Johnson	Trenbeath	Yunker
Larson		

Absent and not voting:

Berube	Foss	Saumur
Bilden	Klefstad	Torno
Dewing	Nelson	Tuff

So the bill passed and the title was agreed to.

Senate Bill No. 212. A Bill for an Act to amend and reenact section 24-0237 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the creation of a state highway fund and expenditures therefrom.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

#### ROLL CALL

Those voting in the affirmative were:

Baeverstad	Kieley	Olson
Brooks	Knudson	Roen
Dolan	Krause	Saumur
Erickson	Kusler	Sayer
Erickstad	Larson	Schrock
Fiedler	Leier	Thomas
Fraser	Livingston	Trenbeath
Garaas	Longmire	Vendsel
George	Luick	Wadson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	O'Brien	Yunker
Kee		

Absent and not voting:

Berube	Foss	Nelson
Bilden	Freed	Torno
Dewing	Klefstad	Tuff

So the bill passed and the title was agreed to.

**Senate Bill No. 220.** A Bill for an Act to amend and reenact section 24-0314 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the authority of the highway commissioner to acquire 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, 37; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Dolan	Kieley	Roen
Erickson	Krause	Saumur
Erickstad	Larson	Sayer
Fiedler	Leier	Schrock
Fraser	Livingston	Thomas
Freed	Longmire	Trenbeath
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	O'Brien	Wolf
Johnson		

Those voting in the negative were:

Brooks	Kusler	Yunker
Knudson		

Absent and not voting:

Berube	Foss	Torno
Bilden	Klefstad	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to.

Senator Kusler: May I explain my vote? I did not follow this bill closely, and I would like to say in regard to this Senate Bill No. 220, introduced by myself and Senator Meidinger, that when I caught up with what was going on here I changed my vote from aye to nay, but we are coming through with a resolution that is going to deal with this construction problem. Just wish to explain vote for voting against this bill.

**Senate Bill No. 233.** A Bill for an Act to amend and reenact section 57-1512 of the North Dakota Revised Code of 1943, as amended, relating to tax levy limitations in park districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 29; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Meidinger
Dolan	Kieley	Miller
Erickstad	Knudson	O'Brien
Fiedler	Krause	Saumur
Fraser	Kusler	Schrock
Freed	Larson	Thomas
Garaas	Leier	Vendsel



George	Livingston	Wenstrom
Hernett	Longmire	Wolf
Holand	Luick	

Those voting in the negative were:

Brooks	Morgan	Trenbeath
Erickson	Olson	Wadeson
Gilbertson	Roen	Wartner
Johnson	Sayer	Yunker

Absent and not voting:

Berube	Foss	Torno
Bilden	Klefstad	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to.

**Senate Bill No. 253.** A Bill for an Act to create and enact subsection 19 of section 15-3207 of the North Dakota Revised Code of 1943, and to amend and reenact section 15-2221 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the powers and duties of the county superintendent of schools and the independent school district officers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Fraser	Larson	Trenbeath
Freed	Leier	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	O'Brien	

Those voting in the negative were:

Brooks	Livingston	Olson
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Absent and not voting:

Berube	Foss	Torno
Bilden	Klefstad	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to.

**Senate Bill No. 273.** 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, proposal rejected, revision made; new election held.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Brooks	Kieley	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	O'Brien	

Absent and not voting:

Berube	Foss	Torno
Bilden	Klefstad	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

## MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:30 p. m., February 16, 1957, which motion prevailed.

VIC GILBREATH, Secretary

THIRTY-NINTH DAY AFTER RECESS AND  
FORTIETH DAY

Bismarck, February 16, 1957

The Senate convened at 1:30 p. m., pursuant to recess taken, the President presiding.

**COMMUNICATIONS**

A resolution was presented from the Board of Education of the Riverdale Special School District, Riverdale, North Dakota, relative to salaries of faculty members at the state supported institutions of higher learning, which resolution was referred to the Committee on Appropriations.

A communication was presented from the Crosby Parent Teachers Association opposing any transfer of funds pertaining to school purposes from the sales tax to the equalization fund, which communication was referred to the Committee on Appropriations.

The White House  
Washington, February 13, 1957

Dear Mr. Gilbreath:

This will acknowledge the receipt of the copy of Senate Concurrent Resolution "F" adopted by the Legislature of the State of North Dakota, which you recently forwarded to the President. Your courtesy in the transmittal of this Resolution is very much appreciated.

Sincerely,  
Sherman Adams

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 18  
Senate Bill No. 19  
Senate Bill No. 26  
Senate Bill No. 161  
Senate Bill No. 145  
Senate Bill No. 163  
Senate Bill No. 203  
Senate Bill No. 223  
Senate Bill No. 241  
Senate Bill No. 261  
Senate Bill No. 287  
Senate Bill No. 289

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 16 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$498,400.00" and insert the figure "\$490,400.00" in lieu thereof.

Strike out all of line 8.

In line 9 after the word "Salary" insert the word "Director".

In line 9 strike out the figure "16,000.00" and insert the figure "18,000.00" in lieu thereof.

In line 25 strike out the figure "\$498,400.00" and insert the figure "\$490,400.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 40 have had the same under consideration and recommend that the same do pass.

And further move that Senate Bill No. 40 be re-referred to the Committee on Appropriations.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 41 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

#### MOTIONS

Senator Luick moved that the Senate reconsider its action in adopting the committee report that Senate Bill No. 41 do pass, which motion prevailed.

Senator Luick moved that Senate Bill No. 41 be re-referred to the Committee on Transportation, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 41 have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 64 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$47,800.00" and insert the figure "\$35,000.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 75 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 84 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill strike out all of lines 3 and 4 and insert "general fund of the State of North Dakota."

In line 4 at the beginning of the line after the words "to the" strike out the words "state highway department" and insert the words "general fund of the State of North Dakota".

In line 5 after the word "dollars" insert a "period" and strike out the balance of the line.

Strike out all of line six and the first three words "state highway system." in line 7.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 122 have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

Senator Leier moved that further action on the Committee report on Senate Bill No. 122 be laid over until Monday, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 133 have had the same under consideration and recommend that the same be amended as follows:

In line 5 strike out the word "eighty" and insert the word "fifty" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 144 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 155 have had the same

under consideration and recommend that the same be amended as follows:

In the title of the bill following the word "Dakota" strike out the words "to the highway construction fund and". Also, change the period at the end of the title to a comma and add the following:

"and appropriating \$1,250,000.00 of such funds to the state highway construction fund."

In line 4 following the word "from" insert the following:

"any moneys in the general fund of the state treasury transferred and to be transferred thereto upon order of the State Industrial Commission pursuant to the provisions of Section 2 of Chapter 82 of the 1953 Session Laws of North Dakota from surplus collections of the collection and land".

In line 4 strike out the words "the land and collection".

In line 7 strike out everything after the period.

Strike out all of line 8.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 164 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 169 have had the same under consideration and recommend that the same be returned to the Senate without recommendation and further move that Senate Bill No. 169 be rereferred to the Committee on Appropriations.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 182 have had the same under consideration and recommend that the same be amended as follows:

In lines 34, 35, 36, strike out the words "in addition to pursuing a regular course of study of the law for three years in some reputable law school of the United States" and insert in lieu thereof the following:

"and is a graduate of a reputable school of law of the United States which requires three years of full time study or an equivalent amount of part time study as a condition of graduation,".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 191 have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the title of the bill strike out the words "and fifty cents"

Line 6 strike out the words "and fifty cent"

And renumber the lines accordingly. -

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 193 have had the same under consideration and recommend that the same be returned to the Senate without recommendation and further move that Senate Bill No. 193 be rereferred to the Committee on Appropriations.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 194 have had the same under consideration and recommend that the same be indefinitely postponed.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 195 have had the same under consideration and recommend that the same be indefinitely postponed.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 200 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 201 have had the same under consideration and recommend that the same be amended as follows:

In line 32 delete the figure 2:375 and insert the figure 1.9 in lieu thereof.

In line 50 change the figure 5 to 4.

In line 76 change the figure 5 to 4.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 204 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 230 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 236 have had the same under consideration and recommend that the same be indefinitely postponed.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 243 have had the same under consideration and recommend that the same be amended as follows:

In line 78 strike out the words "Minority may not" and insert in lieu thereof the following "neither minority nor any statute of limitations may".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 250 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 256 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 257 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 258 have had the same



under consideration and recommend that the same be placed on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 259 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 262 have had the same under consideration and recommend that the same be returned to the Senate without recommendation and further move that Senate Bill No. 262 be rereferred to the Committee on Appropriations.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred Senate Bill No. 272 have had the same under consideration and recommend that the same be indefinitely postponed.

STEVE THOMAS, Chairman. ✓

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 281 have had the same under consideration and recommend that the same be amended as follows:

On line 11 after the period insert the following: "A will shall not be attached to a commission as hereinbefore provided unless such will has first been photo-copied and such photo copy has been duly certified and filed in the office of the County Judge."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 284 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 294 have had the same under consideration and recommend that the same be indefinitely postponed.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

## MOTIONS

Senator Luick moved that the Senate reconsider its action in adopting the committee report that Senate Bill No. 294 be indefinitely postponed, which motion prevailed.

The question being on the motion of Senator Baeverstad that the committee report on Senate Bill No. 294 be adopted.

Senator Luick made the substitute motion that Senate Bill No. 294 be placed on the calendar.

## ROLL CALL

The question was no the substitute motion of Senator Luick that Senate Bill No. 294 be placed on the calendar the roll was called and there were: ayes, 20; nays, 19; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kieley	Saumur
Brooks	Leier	Sayer
Fiedler	Luick	Schrock
Fraser	Miller	Thomas
Gilbertson	Nelson	Vendsel
Holand	O'Brien	Wolf
Johnson	Olson	

Those voting in the negative were:

Erickson	Knudson	Morgan
Erickstad	Krause	Torno
Foss	Larson	Trenbeath
Freed	Livingston	Wartner
George	Longmire	Wenstrom
Hernett	Meidinger	Yunker
Kee		

Absent and not voting:

Berube	Garaas	Roen
Bilden	Klefstad	Tuff
Dewing	Kusler	Wadeson
Dolan		

So the motion was declared carried.

Mr. President: our Committee on Natural Resource to whom was referred Senate Bill No. 296 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 297 have had the same under consideration and recommend that the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "EE" have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 16, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 535

Which the President has signed.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Brooks moved that the Senate reconsider its action in indefinitely postponing Senate Bill No. 197, which motion prevailed.

Senator Brooks moved that Senate Bill No. 197 be placed on the calendar, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

## FORTIETH DAY

Bismarck, February 16, 1957

The Senate convened at 2:00 p.m., the President presiding.

Prayers by Chaplain Rev. Harold Bauman, Assemblies of God Church, Mandan, North Dakota.

Roll call: All Senators present except Senators Berube, Bilden, Dewing, Dolan, Garaas, Klefstad, Kusler, Roen, Tuff and Wadeson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the thirty-eighth day after recess and thirty-ninth day and find the same correct.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 16, 1957

Mr. President: I have the honor to transmit:

House Bill No. 520  
House Bill No. 521  
House Bill No. 523  
House Bill No. 529  
House Bill No. 542  
House Bill No. 559  
House Bill No. 585  
House Bill No. 615  
House Bill No. 648  
House Bill No. 730  
House Bill No. 737  
House Bill No. 740  
House Bill No. 743

House Bill No. 744  
 House Bill No. 786  
 House Bill No. 787  
 House Bill No. 801  
 House Bill No. 742

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.  
 House Chamber  
 Bismarck, February 16, 1957

Mr. President: I have the honor to return:  
 Senate Bill No. 59

Which the House has amended, as follows:

In the title of the bill after the word "Act" insert the following language: relating to the duties of the secretary-treasurer of the board of registry in chiropody and

After line 51 of the bill insert the following language: SECTION 4. REPEAL.) Section 43-5007 of the North Dakota Revised Code of 1943 is hereby repealed.

And renumber lines accordingly.

GERALD L. STAIR, Chief Clerk

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 216 have had the same under consideration and recommend that the same be amended as follows:

Strike out the word "certain" from the title.

Following the comma in line 6 insert the word "thorium".

In line 7 strike out the word "associated".

In line 9 following the word "minerals" insert the words "mined therewith".

At the end of line 12 place a comma followed by the word "thorium".

At the end of line 14 strike out the period and add the following: "unless the mining of such coal is reasonably essential to production under the lease."

Number line 19.

In line 22 following the first comma insert the word "thorium."

In line 23 strike out the word "associated".

In line 24 following the word "minerals" insert the words "mined therewith".

In line 32 strike out the words "not less than".

In line 36 strike out the word "of" and insert in lieu thereof the word "on".

In line 37 following the word "state" insert the following: "and mined and marketed under the lease".

In line 44 make "there from" one word.

In line 47 use the correct spelling of "interruption".

In line 52 strike out the word "reasonable".

In line 53 strike out the words "restoration or".

In line 56 strike out the words "execute new leases in place of".

In line 57 strike out the words and punctuation "existing leases, and to"; following the word "ratify" insert the words "or subordinate" and strike out the words "any existing".

In line 58 strike out the words "that the agencies may deem necessary".

In line 72 strike out the word "much" and insert in lieu thereof the word "such".

In line 78 following the word "be" insert the words "by public auction".

Following the period in line 79 add the following: "Bidding shall be on the bonus."

In lines 80 and 80a strike out the word "applications" and insert in lieu thereof the word "offers".

In line 81 strike out the word "leasing" and insert in lieu thereof the word "leases"; place a period following the word "writing" and strike out the balance of the line.

In line 82 strike out everything except the word "The", and following the word "The" insert the word "offer".

In line 83 following the word "check" insert the words "or cashiers check".

In line 84 following the word "shall" insert the words "be opened at the auction"; strike out the words "constitute the opening".

In line 85 strike out the word "bid". Also strike out the word "applications" and insert in lieu thereof "offers"; at the end of line 85 strike out the word "made".

In line 87 strike out the word "applicant" and insert in lieu thereof the word "bidder".

In line 88 strike out the words and punctuation "annual rental, royalty, and".

In line 116, the words "the state of" should be stricken.

In line 137 following the word "uranium" insert the word "oxide"; strike out the words "and other fissionable".

In line 138 strike out the word "materials", the words "not" and the words "less than".

In line 140 following the word "price" insert the words "at the mine".

In lines 142, 144, 146, 148 and 150 strike out the quotation marks and symbols "V<sub>3</sub>O<sub>8</sub>" and insert in lieu thereof the words "uranium oxide".

In line 152 strike out the word "SPECIAL" and insert in lieu thereof the word "OTHER".

In line 154 strike out the word "special"; following the word "other" insert the word "leased".

In line 155 strike out the words "with uranium or other fissionable".

In line 156 strike out the word "materials".

In line 160 strike out the quotation marks and the symbols "V<sub>3</sub>O<sub>8</sub>" and insert in lieu thereof the words "uranium oxide".

In line 164 strike out the figure "8" and insert in lieu thereof the figure "7".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman

Senator Leier moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 5 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 28 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 54 be adopted, which motion prevailed.

Senator O'Brien moved that the amendments to Senate Bill No. 89 be adopted, which motion prevailed.

Senator Leier moved that Senate Bill No. 93 be re-referred to the Committee on Natural Resources, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 157 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 237 be adopted, which motion prevailed.

Senator Knudson moved that Senate Bill No. 237 be further amended as follows:

In line 10, after the word "newspaper" insert a comma and add the following: "or owner, or operator of any radio or television station or other news media".

Renumber the lines accordingly.

Which motion prevailed.

#### FIRST READING OF SENATE RESOLUTIONS

Senators Holand, Brooks, Longmire and Vendsel introduced:

**Senate Concurrent Resolution "II".** A Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

Was read the first time and referred to the Committee on Labor Relations.

Senators Larson and Trenbeath introduced:

**Senate Concurrent Resolution "JJ".** A Concurrent Resolution recommending that all people of the State under 40 years of age avail themselves of Poliomyelitis vaccine to reduce to an absolute minimum the incidence of this dreaded disease.

Was read the first time and referred to the Committee on Social Welfare.

Senator Hernettt introduced:

**Senate Concurrent Resolution "KK".** A Concurrent Resolution directing the Legislative Research Committee to study and make recommendations in regard to the best methods of establishing and governing recessed or split sessions of the legislative assembly.

Was read the first time and referred to the Committee on State and Federal Government.

Senator Hernettt introduced:

**Senate Concurrent Resolution "LL".** A Concurrent Resolution for the amendment of sections 56 and 67 of the Constitution of the state of North Dakota relating to the length of sessions of the legislative assembly and to the effective dates of Acts.

Was read the first time and referred to the Committee on State and Federal Government.

Senator Kieley (by request) introduced:

**Senate Resolution No. 6.** A Resolution requesting the Governor to appoint a five-man committee to investigate the industrial possibilities of the potato industry and to make recommendations.

Was read the first time and referred to the Committee on Agriculture.

#### MOTIONS

Senator Kieley moved that Senate Resolution No. 6 be printed in the journal and not printed as a bill, which motion prevailed.

#### SENATE RESOLUTION No. 6

Introduced by Senator Kieley by Request

A resolution requesting the Governor to appoint a five-man committee to investigate the industrial possibilities of the potato industry and to made recommendations.

- 1 WHEREAS, the past several years have greatly
- 1a changed
- 2 the methods of handling and marketing potatoes; and
- 3 WHEREAS, the potato industry contributes much to
- 3a the
- 4 economy of the state; and
- 5 WHEREAS, the introduction of plants to process
- 5a potatoes
- 6 and to manufacture products from potatoes would
- 6a provide
- 7 employment and opportunity for many persons;
- 8 NOW, THEREFORE, BE IT RESOLVED BY THE
- 8a SENATE OF
- 9 THE STATE OF NORTH DAKOTA:
- 10 That the Governor of the state is hereby requested
- 11 to appoint a committee of five persons, selected by him
- 12 to serve without compensation, to study the potentialities
- 13 of the potato industry and to report back to him its
- 14 findings, and to make recommendations as to what
- 14a action
- 15 should be taken, and what, if any, future legislation
- 16 should be enacted affecting the industry.

#### MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 18, 19, 22, 26, 117, 161, 167, 203, 234, 241, 246, 248, 261, 265, 267, 287, 289, 295, Senate Concurrent Resolutions "D" and "O", and House Bill No. 569 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 16, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 37  
Senate Bill No. 99  
Senate Bill No. 100  
Senate Bill No. 145  
Senate Bill No. 158  
Senate Bill No. 163  
Senate Bill No. 183  
Senate Bill No. 190  
Senate Bill No. 212  
Senate Bill No. 219  
Senate Bill No. 220  
Senate Bill No. 233  
Senate Bill No. 240  
Senate Bill No. 253  
Senate Bill No. 263  
Senate Bill No. 270  
Senate Bill No. 271  
Senate Bill No. 273  
Senate Bill No. 277

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Meidinger moved that the Senate do not concur in the House amendments to Senate Bill No. 59, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee Senators Vendsel, Meidinger and Holand.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 16, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 59 and the President has appointed as a Conference Committee, Senators Vendsel, Meidinger and Holand.

VIC GILBREATH, Secretary

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 79 have had the same under consideration and recommend that the same be amended as follows:

On line 15 after the word "Act" insert the following: "or Aid to the Permanently and Totally Disabled Act,"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.



Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 93 have had the same under consideration and recommend that the same be amended as follows:

In line 4, after the word "another" strike the following words "when such land has" and substitute the words "in the".

In line 5, after the word "it" insert the words "without permission of owner or tenant" and strike out the balance of section.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 116 have had the same under consideration and recommend that the same be amended as follows:

On line 3 of the title of the bill insert a comma after the word "agencies" and strike out the word "or".

On line 4 of the title of the bill after the word "sub-division" insert the words "and municipalities".

Starting with line one of the body of the bill strike out all the remainder of the bill and insert in lieu thereof the following:

"1 SECTION 1. RIGHT OF WAY AND MATERIALS  
 1a MAY BE  
 2 ACQUIRED BY PURCHASE OR EMINENT  
 2a DOMAIN.) The state of  
 3 any of its departments, agencies, political subdivisions,  
 4 and municipalities hereinafter called the acquiring  
 5 agency, may acquire materials by purchase of  
 5a condemnation  
 6 in the manner prescribed in title 32-15 of the North  
 7 Dakota Revised Code and may acquire right of way  
 7a deemed  
 8 necessary for present or reasonable future use by pur-  
 9 chase or by condemnation under the power of eminent  
 10 domain in the manner herein prescribed or in the manner  
 11 prescribed in title 32-15 of the North Dakota Revised  
 12 Code. The estates and rights acquired by the acquiring  
 13 agency in lands for right of way purposes shall be an  
 14 easement under the provisions of this Act.  
 15 Right of way may be acquired for all highway and  
 16 street purposes including, without limitation, sewer  
 17 water systems, drainage and the improvement,  
 17a construction,  
 18 reconstruction, widening, altering, changing, locating,  
 19 relocating, aligning, realigning or maintaining such  
 20 highways and street, and for control of access thereto.  
 21 SECTION 2. SURVEY; DAMAGES FROM  
 21a SURVEY.) The state  
 22 or any of its departments, agencies, political sub-  
 23 divisions and municipalities, or the duly authorized  
 24 agents thereof, may enter upon any land for the purpose  
 25 of making surveys, examinations or tests prior to ac-  
 26 quiring right of way or materials for highway or

26a streets.

27 In case of any damages to said premises, the

27a department,

28 agency, or subdivision conducting the survey,

28a examination

29 or test shall forthwith pay to the owner of the premises,

30 the amount of such damages.

31 SECTION 3. DETERMINATION OF PUBLIC

31a EXIGENCY;

32 RECORDING PLATS.) If the acquiring agency is

32a unable to

33 purchase right of way at what it deems a reasonable

34 valuation, it shall determine by order that public

35 exigency requires its acquisition by condemnation and

36 shall cause a plat thereof to be prepared and recorded

37 in the office of the register of deeds of the county

38 wherein the land is situated. Any tract of irregular

39 shape which can be described only by metes and bounds

40 shall be platted and identified as a highway lot and

41 shall be assigned a name or number by the county

41a auditor.

42 Any plat so recorded may be vacated by the recording

42a of

43 a revised plat or a release by the appropriate highway

44 or street authority having jurisdiction, which shall

45 indicate that the prior recorded plat is vacated.

46 SECTION 4. APPOINTMENT OF AWARD

46a COMMISSION;

47 DUTIES; COMPENSATION.) When a right of way

47a plat has

48 been recorded, a judge of the district court, upon

49 petition of the acquiring agency, shall appoint an award

50 commission composed of the county auditor of his

50a deputy

51 and two qualified citizens of the county wherein the

52 land lies. The county auditor or his deputy shall be

53 chairman of such commission and shall serve without

54 compensation but shall be entitled to reimbursement

55 from the county for all actual expenses. The two

56 appointed members of the award commission shall be

57 entitled to actual expenses and the same compensation

58 as jurors, which shall be paid by the county. The

59 commission shall organize within ten days after their

60 appointment and prepare to make such appraisals as

61 deemed necessary.

62 SECTION 5. NOTICE OF HEARING;

62a PUBLICATION.)

63 The chairman shall set a date for a public hearing not

64 more than sixty days after the date of their

64a appointment.

65 The chairman shall cause to be published in the official

66 newspaper of the county, at least once a week for two

67 successive weeks, a notice of public hearing, stating

68 the time and place the same shall be held and a des-

69 cription of the property involved. The publication of

70 the notice as provided herein, shall be in lieu of all

71 other notices, and when so published, shall give the

72 award commission full and complete jurisdiction to

73 proceed with a determination of awards of damages.

- 74 SECTION 6. NOTICE OF HEARING; SERVICE.)  
 74a The  
 75 chairman shall cause to be served known owners in the  
 76 state in the manner provided for service of a summons  
 77 in district court, a copy of the notice of hearing not  
 78 less than fifteen days prior to the date set for hearing;  
 79 and upon known non-resident owners a copy of the  
 79a notice  
 80 of hearing by registered or certified mail addressed to  
 81 the owner at his last known address.  
 82 SECTION 7. ALTERNATES.) Should any member  
 82a of the  
 83 award commission be unable to serve, the district judge  
 84 shall appoint an alternate member.  
 85 SECTION 8. DETERMINING JUST COMPENSA-  
 85a TION.) The  
 86 award commission, after said hearing, shall assess the  
 87 damages in executive session, at what it deems to be  
 88 just compensation and shall make an award to each  
 88a owner  
 89 and each person deemed entitled to damages. The award  
 90 commission shall determine and assess:  
 91 1. The market value of the entire unity of  
 92 property, as hereinafter defined, before  
 93 the taking;  
 94 2. The market value of the entire remaining  
 95 unit of property after the taking, without  
 96 considering the benefits of the proposed  
 97 improvement;  
 98 3. The value of the parcel taken, which shall  
 99 be assessed and appraised independent of the  
 100 appraisal of the entire unit or the remaining  
 101 unit;  
 102 4. The amount by which the market value of the  
 103 entire unit exceeds the market value of the  
 104 remaining unit, which shall be the total com-  
 105 pensation for both the taking and the damage,  
 106 provided however that such compensation shall  
 107 not be less than the value of the parcel  
 108 taken; and  
 109 5. Interest at four percent per annum from date  
 110 of taking to date of trial.  
 111 A unit of property as used herein shall be construed  
 112 to be contiguous real property not divided by any  
 112a public  
 113 right of way, under the same ownership, having the  
 113a same  
 114 quality and quantity of title, and devoted to specified  
 115 agricultural, commercial, or public enterprise, and  
 116 including all improvements located thereon on the date  
 117 of service of notice of hearing or publication of  
 118 notice of hearing, whichever shall be earlier.  
 119 SECTION 9. NOTICE OF AWARD; RECORDING.)  
 119a A  
 120 notice of award of damages or of the finding of no  
 121 damages shall be mailed by certified or registered  
 122 mail or personally delivered to the acquiring agency  
 123 and to the property owner at his last known address.  
 124 One copy shall be filed in the office of the county  
 125 auditor and all notices of awards shall be recorded

126 in the office of the register of deeds.

127 SECTION 10. POSSESSION OF RIGHT OF WAY.)

128 Possession of right of way may be taken by the  
128a acquiring

129 agency after the notice of awards have been recorded,  
130 upon depositing the amount of the award with the  
131 clerk of district court, or, if the acquiring agency  
132 has filed a notice of appeal with the clerk of district  
133 court, it may take possession upon making a deposit  
134 of the highest sum offered in attempting to purchase  
135 such right of way.

136 SECTION 11. VOUCHERS; RECEIPTS;

136a PAYMENT TO

137 PROPERTY OWNERS.) The clerk of district court  
137a shall

138 execute vouchers furnished by the acquiring agency  
139 for the purpose of making the deposits. The clerk of  
139a court

140 shall give an itemized receipt showing the sum  
140a deposited

141 for each parcel which shall be identified by lot number  
142 or name and such receipt shall be recorded in the office  
143 of the register of deeds.

144 The clerk of district court shall pay out the money  
145 deposited only upon receipt of proof that a person  
146 claiming such funds is entitled thereto by reason of  
147 the award or otherwise.

148 SECTION 12. APPEAL WITHIN THIRTY DAYS.)

148a Within

149 thirty days after the notice of award is recorded in  
150 the office of register of deeds, the property owner or  
151 other person claiming damage may appeal to the district  
152 court by serving a notice of appeal upon the acquiring  
153 agency, and the acquiring agency may appeal to the  
153a district

154 court by serving a notice of appeal upon the person to  
155 whom an award has been made.

156 SECTION 13. NOTICE OF APPEAL FILED;

156a PLACED ON

157 COURT CALENDAR.) The notice of appeal and proof  
157a of

158 service thereof must be filed with the clerk of the dis-  
159 trict court within forty-five days after the notice of  
160 award has been recorded and the case shall immediately  
160a be

161 placed upon the district court calendar for trial at  
162 the next regular or special term. When such appeal  
162a has

163 been placed upon the calendar, the clerk of court shall  
164 immediately notify the parties involved or their  
165 attorneys, when a term of court shall convene.

166 SECTION 14. ISSUES ON APPEAL; JURY

166a TRIAL.) An

167 appeal under this Act shall raise only the issue of  
168 whether the person is entitled to damages and the  
169 amount of such damages, which shall be assessed as of  
170 the date possession of the property is taken or the  
171 date of trial, whichever is earlier. No undertaking  
172 for costs shall be required. Costs shall be assessed in  
173 the manner prescribed by law for other civil actions.

174 The trial in the district court shall be with a jury  
 175 unless a jury be waived, and shall be a de novo trial and  
 176 the damages shall be reassessed without regard to the  
 177 award nor to any offers to purchase made by the  
 177a acquiring  
 178 agency but the court or jury, as the case may be, shall  
 179 redetermine the damages or just compensation under  
 179a the  
 180 rules prescribed herein for the determination by the  
 181 award commission.

182 SECTION 15. JUDGMENT; APPEALS TO  
 182a SUPREME COURT.)

183 Upon the trial, a judgment shall be entered by either  
 184 party in the manner prescribed for entry of judgments  
 185 in other civil actions in district court. The acquiring  
 186 agency or the owner or other person damaged may  
 186a appeal  
 187 such judgment to the supreme court. In the absence of  
 188 an appeal to the supreme court, the acquiring agency  
 189 shall be obligated to pay out of public funds, upon  
 190 proper execution of a voucher, the amount of the  
 190a judgment  
 191 in excess of the money on deposit in the office of the  
 192 clerk of district court.

193 SECTION 16. SALE OF PROPERTY.) Any land or  
 193a interest

194 therein purchased or acquired for highway purposes  
 194a may  
 195 be sold and conveyed by the acquiring agency to the  
 196 person from whom it was acquired, his successor in title  
 197 or to other interested purchasers and the proceeds from  
 198 such sale shall be credited as far as practicable, to  
 199 the funds from which such purchase was originally  
 199a made.

200 SECTION 17. AMENDMENT.) Section 24-0722 of  
 200a the

201 North Dakota Revised Code of 1943 is hereby amended  
 201a and  
 202 reenacted to read as follows:

203 24-0722. APPEALS; WHEN AND WHERE

203a TAKEN.) Any  
 204 person who shall feel himself aggrieved by any deter-  
 205 mination (((or award of damages))) made by the  
 205a board  
 206 having jurisdiction, either in laying out, altering, or  
 207 discontinuing, or in refusing to lay out, alter, or  
 208 discontinue, and highway or cartway, within thirty days  
 209 after the filing of such determination (((or award of  
 210 damages,)) as provided in this chapter, may appeal  
 211 therefrom in the manner provided in chapter 11-11 of  
 212 the North Dakota Revised Code. (((If the amount of  
 213 damages claimed by appellant does not exceed one  
 214 hundred dollars, such appeal shall be taken to a justice  
 215 of the peace of the county. If the damages claimed  
 216 exceed one hundred dollars, the appeal shall be taken  
 217 to the district court.)))

218 SECTION 18. REPEAL.) Sections 24-0507, 24-0509,  
 219 24-0510, 24-0511, 24-0512, 24-0513, 24-0514, 24-0515,  
 220 24-0716, 24-0717, 24-0723, 24-0724, 24-0725, 24-0726,  
 221 24-0727, 24-0728, 24-0729, 24-0730 and 24-0733 of the

222 North Dakota Revised Code of 1943 and sections  
 222a 24-0118,  
 223 24-0119, 24-0120, 24-0121, 24-0122, 24-0123, 24-0124  
 224 and 24-0127 of the 1953 Supplement to the North Dakota  
 225 Revised Code of 1943 and section 24-0128 of the 1953  
 226 Supplement to the North Dakota Revised Code of 1943.  
 226a and  
 227 amend by section 1 of Chapter 88 of the North Dakota  
 228 Session Laws of 1955 are hereby repealed.  
 229 SECTION 19. INVERSE CONDEMNATION  
 229a PROCEEDINGS.)  
 230 Where property has been taken or damaged for highway  
 231 or street purposes without purchase or condemnation  
 232 proceedings, the owner thereof may start inverse  
 233 condemnation proceedings in district court and the  
 234 provisions of this Act, insofar as they are applicable,  
 235 shall govern.  
 236 SECTION 20. EMERGENCY.) This Act is hereby  
 237 declared to be an emergency measure and shall be in  
 238 full force and effect from and after its passage and  
 239 approval."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No 18. 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, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Brooks	Kieley	O'Brien
Erickson	Knudson	Olson
Erickstad	Krause	Saumur
Fiedler	Larson	Sayer
Foss	Leier	Schrock
Fraser	Livingston	Trenbeath
George	Longmire	Vendsel
Gilbertson	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker

Absent and not voting:

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Roen	Wadeson
Freed		

So the bill passed and the title was agreed to.

**Senate Bill No. 19.** 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; planning and surveying projects; expenses of state compacts; and for organizing water conservation and irrigation districts for conservation 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, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Brooks	Kieley	O'Brien
Erickson	Knudson	Olson
Erickstad	Krause	Saumur
Fiedler	Larson	Sayer
Foss	Leier	Schrock
Fraser	Livingston	Trenbeath
George	Longmire	Vendsel
Gilbertson	Luick	Wartner
Hernett	Maidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker

Absent and not voting:

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Roen	Wadeson
Freed		

So the bill passed and the title was agreed to.

**Senate Bill No. 22.** 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 person, 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, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Brooks	Kieley	O'Brien
Erickson	Knudson	Olson
Erickstad	Krause	Saumur
Fiedler	Larson	Sayer
Foss	Leier	Schrock
Fraser	Livingston	Trenbeath
George	Longmire	Vendsel
Gilbertson	Luick	Wartner

Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker

Absent and not voting:

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Roen	Wadeson
Freed		

So the bill passed and the title was agreed to.

**Senate Bill No. 26.** 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, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Brooks	Kieley	O'Brien
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Fiedler	Larson	Schrock
Foss	Leier	Trenbeath
Fraser	Livingston	Vendsel
George	Longmire	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Johnson	Morgan	

Absent and not voting:

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Olson	Wadeson
Freed	Roen	

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that Senate Bills Nos. 42 and 73 be laid over one legislative day, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 117.** A Bill for an Act authorizing the superintendent of public instruction to appoint a director of surplus property within the department of public instruction, to prescribe his powers, duties, and functions, 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, 36; nays, 0; absent and not voting, 13.



Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Brooks	Kieley	O'Brien
Erickson	Knudson	Olson
Erickstad	Krause	Saumur
Fiedler	Larson	Sayer
Foss	Leier	Schrock
Fraser	Livingston	Trenbeath
George	Longmire	Vendsel
Gilbertson	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker

Absent and not voting:

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Roen	Wadeson
Freed		

So the bill passed and the title was agreed to.

Senate Bill No. 161. A Bill for an Act to amend and re-enact Section 35-0406 of the North Dakota Revised Code of 1943 relating to the filing of chattel mortgages, and requiring the chattel mortgage be shown on a certificate of title to a motor vehicle.

Which has been read.

Senator Kee: I wish to explain the amendment in line 18 of Senate Bill No. 161. The word "original" inserted between the words "the" and "certificate" shall be construed to mean the original current certificate as differentiated from current duplicate certificate.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 161, as amended, the roll was called and there were: ayes, 32; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Baeverstad	Knudson	Olson
Brooks	Krause	Saumur
Erickson	Larson	Sayer
Erickstad	Livingston	Schrock
Fiedler	Longmire	Trenbeath
Foss	Luick	Vendsel
Fraser	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Kee	Nelson	Yunker
Kieley	O'Brien	

Those voting in the negative were:

Holand	Johnson	Leier
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Absent and not voting:

Berube	Garaas	Thomas
Bilden	Hernett	Torno
Dewing	Klefstad	Tuff
Dolan	Kusler	Wadeson
Freed	Roen	

So the bill passed and the title was agreed to.

**Senate Bill No. 167.** A Bill for an Act to amend and reenact section 39-1102 of the North Dakota Revised Code of 1943, relating to head lamps on 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, 29; nays, 5; absent and not voting, 15.

Those voting in the affirmative were:

Baeverstad	Knudson	Nelson
Erickson	Krause	O'Brien
Erickstad	Larson	Olson
Fiedler	Leier	Saumur
Foss	Livingston	Sayer
Fraser	Longmire	Schrock
George	Luick	Wenstrom
Johnson	Meidinger	Wolf
Kee	Miller	Yunker
Kieley	Morgan	

Those voting in the negative were:

Brooks	Trenbeath	Wartner
Holand	Vendsel	

Absent and not voting:

Berube	Garaas	Roen
Bilden	Gilbertson	Thomas
Dewing	Hernett	Torno
Dolan	Klefstad	Tuff
Freed	Kusler	Wadeson

So the bill passed and the title was agreed to.

**Senate Bill No. 203.** A Bill for an Act to provide for the refund of registration fees on motor vehicles which are stripped, dismantled or destroyed during a year for which registration has been paid.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 33; nays, 3; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Kieley	Nelson
Erickson	Knudson	O'Brien
Erickstad	Krause	Olson
Foss	Larson	Saumur
Fraser	Leier	Schrock
George	Livingston	Trenbeath
Gilbertson	Longmire	Vendsel
Hernett	Luick	Wartner
Holand	Meidinger	Wenstrom
Johnson	Miller	Wolf
Kee	Morgan	Yunker

Those voting in the negative were:

Brooks	Fiedler	Sayer
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**Absent and not voting:**

Berube	Garaas	Thomas
Bilden	Klefstad	Torno
Dewing	Kusler	Tuff
Dolan	Roen	Wadeson
Freed		

So the bill passed and the title was agreed to.

**FIRST READING OF SENATE RESOLUTION**

Senators Knudson and Erickstad introduced:

Senate Concurrent Resolution "MM". A Concurrent Resolution urging congressional action to continue educational and insurance benefits to veterans after discharge.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

**MESSAGE FROM THE HOUSE**

House Chamber

Bismarck, February 16, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed Reps. Stockman, Halcrow and Burk as a conference committee on Senate Bill No. 59.

GERALD L. STAIR, Chief Clerk

**MOTIONS**

Senator Meidinger moved that the Senate recess until 1:30 p. m., February 18, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FORTIETH DAY AFTER RECESS AND  
FORTY-SECOND DAY

Bismarck, February 18, 1957

The Senate convened at 1:30 p. m., pursuant to recess taken, the President presiding.

MOTIONS

Senator Hernettt moved that Senate Bill No. 221 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Hernettt moved that Senate Bill No. 221 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Olson moved that the Senate reconsider its action in adopting the committee report to indefinitely postpone Senate Bill No. 230, which motion was lost.

Senator Fraser requested a division on the Motion of Senator Olson which was granted.

ROLL CALL

The question being on the motion of Senator Olson that the Senate reconsider its action in adopting the committee report to indefinitely postpone Senate Bill No. 230, the roll was called and there were: ayes, 16; nays, 30; absent and not voting, 3.

Those voting in the negative were:

Baeverstad	Johnson	Miller
Brooks	Kee	Morgan
Erickson	Kieley	Nelson
Erickstad	Klefstad	Roen
Foss	Krause	Saumur
Freed	Larson	Sayer
George	Leier	Trenbeath
Gilbertson	Livingston	Wadeson
Hernettt	Longmire	Wartner
Holand	Meidinger	Wenstrom

Those voting in the affirmative were:

Berube	Kusler	Torno
Dewing	O'Brien	Tuff
Dolan	Olson	Vendsel
Fiedler	Schrock	Wolf
Fraser	Thomas	Yunker
Garaas		

Absent and not voting:

Bilden Knudson Luick

So the motion was declared lost.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills.

Senate Bill No. 5  
Senate Bill No. 28  
Senate Bill No. 54  
Senate Bill No. 89  
Senate Bill No. 157  
Senate Bill No. 237

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 121 have had the same under consideration and recommend that the same be amended as follows:

In line 27 after the colon insert, "twenty-five percent of the fifty percent shall be apportioned to the various counties in the same proportion as these moneys were collected from the several counties. Seventy-five percent of the fifty percent shall be apportioned among the several counties in the following manner:"

And renumber the lines accordingly.

And when so amended recommend the same be placed on calendar without recommendation.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Senator Leier moved that the committee report to indefinitely postpone Senate Bill No. 122 be adopted.

Senator Kusler made the substitute motion that Senate Bill No. 122 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 196 have had the same under consideration and recommend that the same be amended as follows:

At the beginning of line 15 insert the following words "with a registered brand".

In line 36 after the word "branded" insert the following words "with a registered brand".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

HARRY WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 282 have had the same under

consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "Z" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Resolution No. 6 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

#### FIRST READING OF HOUSE BILLS

**House Bill No. 520.** 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.

**House Bill No. 521.** 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.

**House Bill No. 523.** A Bill for an Act making an appropriation for the purpose of paying a deficit in the wolf, coyote, fox, bobcat and magpie bounty, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 529.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 542.** A Bill for an Act making appropriations to the agricultural college to complete the soil reconnaissance survey and to provide for training courses for county assessors.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 559.** A Bill for an Act creating a state real estate commission; prescribing the powers and duties of the commission; providing for the regulation, supervision, and licensing of real estate brokers and salesmen as defined in this Act; prescribing penalties for violation of provisions of this Act.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 585.** A Bill for an Act to amend and reenact section 55-0204 of the North Dakota Revised Code of 1943 relating to use of state parks, monuments or recreation reserve facilities.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 615.** 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, as amended by chapter 325 of the North Dakota Session Laws of 1955, relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining of natural deposits of brick and tile clay and to encourage its processing in North Dakota.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 648.** A Bill for an Act to amend and reenact sections 40-0807 and 40-0906 of the North Dakota Revised Code of 1943, relating to compensation of members of municipal governing bodies.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 730.** A Bill for an Act relating to expenses of state and county officials, and amending and reenacting subsection 3 of section 11-1010 of the North Dakota Revised Code of 1943, as amended by Chapter 111 of the North Dakota Session Laws of 1955, and section 44-0804 of the North Dakota Revised Code of 1943, as amended.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 737.** A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943 as amended and reenacted by section 1 of chapter 345 of the Session Laws of 1955.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 740.** A Bill for an Act to amend and reenact section 54-2118 of the North Dakota Revised Code of 1943, relating to a transfer of the charge and control of a part of the state capitol grounds to the State Board of Armory Supervisors and authorizing the erection of an armory thereon.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 742.** A Bill for an Act to amend and reenact section 14-0317 of the North Dakota Revised Code of 1943, relating to consent of parents or guardian to marriage of minors and to change the physical qualifications of applicants.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 743.** A Bill for an Act to amend and reenact section 11-2501 of the North Dakota Revised Code of 1943 as amended by chapter 98 of the North Dakota Session Laws of 1955, relating to warrants issued by the county auditor.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 744.** A Bill for an Act to amend and reenact Section 38-0919 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the leasing of public lands for oil and gas exploration and production.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 786. A Bill for an Act to amend and reenact section 49-1842 of the North Dakota Revised Code of 1943 relating to the auto transportation fund.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 787. A Bill for an Act to provide for the transfer of all unappropriated and unexpended funds in the auto transportation fund as of July 1, 1957, to the credit of the general fund in the state treasury.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 801. A Bill for an Act to require school attendance by children of school age residing upon United States Government bases and installations; and providing penalties against parents, guardians and others having control over such children for failure to require such attendance.

Was read the first time and referred to the Committee on Education.

MESSAGE FROM THE GOVERNOR

Bismarck, February 18, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

On February 15, 1957, I signed Senate Bills No. 76 and 152.

These bills have been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

SECOND READING OF SENATE BILLS

Senate Bill No. 42. A Bill for an Act relating to standards for dairy products and the inspection thereof.

Which has been read.

Senator Larson moved that Senate Bill No. 42 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 73. A Bill for an Act to amend and reenact section 57-5102 and subsection 1 of section 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a tax upon the production of oil and gas in this state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Gilbertson	O'Brien
Berube	Holand	Schrock
Brooks	Klefstad	Thomas
Dewing	Knudson	Tuff
Dolan	Leier	Vendsel
Erickstad	Longmire	Wadeson



Fiedler	Meidinger	Wartner
Foss	Miller	Wolf
Fraser	Nelson	Yunker
Garaas		

Those voting in the negative were:

Erickson	Krause	Roen
Freed	Kusler	Saumur
George	Larson	Sayer
Hernett	Livingston	Torno
Johnson	Luick	Trenbeath
Kee	Morgan	Wenstrom
Kieley	Olson	

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Olson: I want to explain my vote and I want this recorded in the Journal.

This body doesn't seem to have any objections to taxing a mechanic, a bricklayer, a school teacher, or a farmer. If they come into this state, we tax them the first meal they eat. Should they buy tools or clothing, we tax them again; should they buy an acre of land or a shop, we collect personal property taxes; should they earn over \$600 in one year, if single, we collect income tax. But when a \$100,000,000 oil industry comes into this state that destroys our highways, fills our schools to overflowing and upsets our local government, then we become very concerned about an infant industry. They must not be taxed, but very little, if any. I am wondering how long it takes those infant industries to outgrow their diapers. Six percent would be a fair and reasonable tax on oil, considering they get 27½% depletion. In four years their investment has cost them nothing. Oil is the only industry that gets that big a depletion.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary

#### FORTY-SECOND DAY

Bismarck, February 18, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Rev. Paul F. Keil, Church of God, Bismarck.

Roll call: All Senators present except Senator Bilden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the thirty-ninth day after recess and fortieth day and recommends that the same be corrected as follows:

On page 397, line 50, strike out the figure "251" and insert in lieu thereof the figure "241".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 18, 1957

Mr. President: I have the honor to transmit;

House Bill No. 503  
House Bill No. 513  
House Bill No. 524  
House Bill No. 540  
House Bill No. 541  
House Bill No. 589  
House Bill No. 604  
House Bill No. 605  
House Bill No. 610  
House Bill No. 611  
House Bill No. 614  
House Bill No. 627  
House Bill No. 633  
House Bill No. 651  
House Bill No. 653  
House Bill No. 662  
House Bill No. 663  
House Bill No. 676  
House Bill No. 686  
House Bill No. 689  
House Bill No. 697  
House Bill No. 703  
House Bill No. 712  
House Bill No. 719  
House Bill No. 721  
House Bill No. 722  
House Bill No. 728  
House Bill No. 736  
House Bill No. 753  
House Bill No. 754

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 18, 1957

Mr. President: I have the honor to transmit:

House Bill No. 684  
House Bill No. 760  
House Bill No. 762  
House Bill No. 769  
House Bill No. 770  
House Bill No. 802  
House Bill No. 821  
House Bill No. 822  
House Bill No. 823  
House Bill No. 825  
House Bill No. 720

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 141 have had the same

under consideration and recommend that the same be amended as follows:

In line 15 correct the spelling of the word "employs"

In line 18 delete the word "life" and insert in lieu thereof the words "not less than thirty years"

In line 21 delete the word "twenty-five" and insert in lieu thereof the word "twenty"

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 146 have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted.

Senator Morgan made the substitute motion that Senate Bill No. 146 be placed on the calendar.

#### ROLL CALL

The question being on the substitute motion of Senator Morgan, the roll was called and there were: ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Brooks	Kee	Morgan
Dewing	Kieley	O'Brien
Erickson	Klefstad	Thomas
Fraser	Kusler	Trenbeath
Freed	Larson	Vendel
Hernett	Leier	Yunker
Johnson	Livingston	

Those voting in the negative were:

Berube	Knudson	Saumur
Dolan	Krause	Sayer
Erickstad	Longmire	Schrock
Fiedler	Luick	Torno
Foss	Meidinger	Tuff
Garaas	Miller	Wadeson
George	Nelson	Wartner
Gilbertson	Olson	Wenstrom
Holand	Roen	Wolf

Absent and not voting:

Baeverstad      Bilden

So the motion was declared lost.

The question being on the motion of Senator O'Brien to adopt the committee report to indefinitely postpone Senate Bill No. 146, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 153 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 174 have had the same under consideration and recommend that the same be amended as follows:

In line 14 after the word "and" insert the following: " , subject to the conditions hereinafter set forth, for a distance of two miles"

In line 17 after the period insert the following: "The extra territorial zoning jurisdiction of any city shall be limited to areas bordering on federal, state or county highways and extending to the nearest street, road or highway approximately parallel thereto or for a distance of one-half mile, whichever distance is shorter. No such jurisdiction shall be exercised in areas subject to township or county zoning regulations without the consent of the township or county zoning authority."

And renumber the lines accordingly.

And when so amended recommend the same be placed on the calendar without recommendation.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 206 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Senator Garaas moved that the Senate reconsider its action in adopting the committee report to indefinitely postpone Senate Bill No. 206 which motion was declared lost.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 213 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Freed to adopt the committee report indefinitely postponing Senate Bill No. 213, the roll was called and there were: ayes, 18; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kieley	Meidinger
Dolan	Klefstad	Nelson
Erickson	Knudson	O'Brien
Garaas	Kusler	Roen
Gilbertson	Larson	Saumur
Holand	Longmire	Torno
Those voting in the negative were:		
Berube	Johnson	Schrock
Brooks	Kee	Thomas
Dewing	Krause	Trenbeath
Erickstad	Leier	Tuff
Fiedler	Livingston	Vendsel

Foss	Luick	Wadeson
Fraser	Miller	Wartner
Freed	Morgan	Wenstrom
George	Olson	Wolf
Hernett	Sayer	Yunker

Absent and not voting:

Bilden

So the motion was declared lost.

Senator Dewing moved that Senate Bill No. 213 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 232 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 244 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 255 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 268 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 274 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 279 have had the same under consideration and recommend that the same be amended as follows:

On line 23 strike out the word "ten" and insert in lieu thereof the word "twenty"

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 18, 1957

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 18
- Senate Bill No. 19
- Senate Bill No. 22
- Senate Bill No. 26
- Senate Bill No. 117
- Senate Bill No. 161
- Senate Bill No. 167
- Senate Bill No. 203

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 234. A Bill for an Act relating to non-profit hospital service corporations' contracts for needy or other persons; and licensing of sales representatives of such corporations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Roen	Wolf
Nelson		

So the bill passed and the title was agreed to.

Senate Bill No. 241. A Bill for an Act to amend and reenact section 15-1804 of the North Dakota Revised Code of 1943 relating to supervision of junior colleges and to authorize county tax levies to aid school districts maintaining junior colleges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Miller
Berube	Holand	O'Brien
Brooks	Johnson	Olson
Dewing	Kee	Saumur
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Torno
Foss	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Livingston	Wartner
George	Longmire	Wenstrom
Gilbertson	Meidinger	Yunker

Those voting in the negative were:

Luick	Morgan	Wadeson
Absent and not voting:		
Bilden	Roen	Wolf
Nelson		

So the bill passed and the title was agreed to.

Senate Bill No. 246. A Bill for an Act to amend and reenact section 20-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to nonresident hunting, trapping or fishing licenses.

Which has been read.

Senator Brooks moved that Senate Bill No. 246 be amended as follows:

In line 20, strike out the words "game bird" and insert in lieu thereof the word "waterfowl".

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 246 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 246, as amended, the roll was called and there were: ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Holand	Miller	Yunker

Those voting in the negative were:

Erickstad	Hernett	Torno
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Absent and not voting:

Bilden	Roen	Wolf
Nelson		

So the bill passed and the title was agreed to.

Senator Meidinger moved that after the reading of Senate Bills Nos. 5, 28, 54, 75, 89, 144, 157, 164, 197, 200, 237, 257, 258, 259, 284, 294, 296, 297, and Senate Concurrent Resolution "EE" that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 16 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 64 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 79 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 84 be adopted, which motion prevailed.

Senator Leier moved that the amendments to Senate Bill No. 93 be adopted, which motion prevailed.

Senator Leier moved that Senate Bill No. 93 be further amended, as follows:

In line 3, after the word "game" insert the following:  
"in the unharvested crops".

In line 4 strike out the words "in the unharvested crops".

In line 5 strike out the words "upon it."

Which motion prevailed.

Senator Erickstad moved that the reading of the amendments to Senate Bill No. 116 be dispensed with, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 116 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 133 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 155 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 182 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 191 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 201 be adopted, which motion prevailed.

Senator Brooks moved that the reading of the amendments to Senate Bill No. 216 be dispensed with, which motion prevailed.

Senator Leier moved that the amendments to Senate Bill No. 216 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 243 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 281 be adopted, which motion prevailed.



## MOTIONS

Senator Larson moved that Senate Bill No. 42 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF SENATE BILLS

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

Which has been read.

Senator Larson moved that Senate Bill No. 42 be amended as follows:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act relating to standards for dairy products and the inspection thereof.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:**

1 SECTION 1. The state health department and the  
2 dairy department of the department of agriculture and  
3 labor shall jointly adopt a set of uniform standards  
4 in relation to all matters falling within their joint  
5 jurisdiction regarding dairy products. The state health  
6 department, district health units, municipal health  
7 departments or units, and the dairy department shall  
8 each be permitted to accept any inspection report of the  
9 other department or unit regarding the inspection of  
10 dairy products and the producers and processors of such  
11 products, where such report is based substantially upon  
12 standards conforming with the Milk Ordinance and Code  
13 recommended by the United States Public Health Service.

14 SECTION 2. Any producer or processor of dairy  
15 products, or any municipal health department or unit,  
16 or the state dairy department, or district health unit,  
17 being affected by such report acceptance or nonacceptance

17a and being dissatisfied therewith, may file a petition  
18 with the state health department requesting a hearing  
19 before an arbitration board. The arbitration board shall  
20 consist of one representative of the state health department  
21 who shall be chairman, and one representative from  
22 each of the two health units or departments involved.  
23 The board shall meet at the call of the chairman after  
24 notice to the petitioner and the other members of the  
25 board, and proceed to review the acceptance or nonacceptance  
26 of the inspection report at issue. The decision  
27 of the board shall be upon majority vote and shall be  
28 binding upon the parties affected unless an appeal from  
29 the decision is taken to district court as provided by  
30 section 28-3215 of the Code.  
31

Senator Larson moved that the amendments to Senate Bill No. 42 be printed in the journal and that further action on the amendments to Senate Bill No. 42 and Senate Bill No. 42 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 248.** A Bill for an Act to amend and reenact chapter 246 of the 1955 Session Laws relating to the exemption of trucks and truck-tractors used only for moving buildings and well drilling equipment from the payment of registration,

gross ton, or truck mile taxes or fees and to provide for an annual house mover's and well driller's motor vehicle license and to provide a penalty and declaring an emergency.

Which has been read.

Senator Leier moved that Senate Bill No. 248 be amended as follows:

In line 32 after the word "moving" insert the following: "or well drilling".

Which motion prevailed.

Senator Leier moved that the rules be suspended and that Senate Bill No. 248 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 248, as amended, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Those voting in the negative were:

Johnson

Absent and not voting:

Bilden Torno

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 261. A Bill for an Act governing the production, processing, labeling and sale of milk, cream and liquid milk products, defining milk, cream, liquid milk products, skim milk, pasteurization and pasteurized; regulating the pasteurization, sale, possession, advertising, labeling and dealing in milk, cream, liquid milk products and skim milk; establishing grades of milk, providing a penalty for the violation of this Act; and repealing chapter 4-18A of the 1953 Supplement to the North Dakota Revised Code of 1943.

Which has been read.

Senator Longmire moved that Senate Bill No. 261 be laid over one legislative day, which motion prevailed.

Senate Bill No. 265. A Bill for an Act to amend and reenact section 50-1217 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to the placement of children for adoption or otherwise; and providing a penalty.

Which has been read.

Senator O'Brien moved that Senate Bill No. 265 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 267.** A Bill for an Act to amend and reenact subsection 8 of Section 39-0902 of the North Dakota Revised Code of 1943, as amended by Chapter 254 of the 1955 Session Laws, relating to speed limits on highways and excepting pickup trucks from truck speed 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, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kieley	Olson
Berube	Klefstad	Roen
Dewing	Krause	Saumur
Dolan	Kusler	Sayer
Fiedler	Larson	Schrock
Foss	Livingston	Thomas
Fraser	Longmire	Trenbeath
Freed	Luick	Tuff
Garaas	Meidinger	Vendsel
George	Miller	Wadeson
Gilbertson	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker
Kee		

Those voting in the negative were:

Brooks	Hernett	Leier
Erickson	Knudson	Wartner
Erickstad		

Absent and not voting:

Bilden	Torno
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So the bill passed and the title was agreed to.

**Senate Bill No. 287.** A Bill for an Act to amend and reenact section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to income tax exemptions for blind individuals.

Which has been read.

Senator Longmire moved that Senate Bill No. 287 be laid over one legislative day, which motion prevailed.

**Senate Bill No. 289.** A Bill for an Act authorizing the board of higher education to convey to Williston Special School District Number One, Williams County, North Dakota, for educational purposes a tract of land situated in Williams County formerly operated in connection with the agricultural experiment station at Williston.

Which has been read.

Senator Sayer moved that Senate Bill No. 289 be amended as follows:

Strike lines 1 to 19, inclusive;

After line 21 insert the following:

**SECTION 1.** It is hereby found and determined that approximately 80 acres of the former Agricultural Experiment Station located at Williston, North Dakota, cannot profitably be used for agricultural experiment station purposes following the relocation of the said station under the provisions of

Chapter 127 of the North Dakota Session Laws of 1953, that the said land is subject to special assessments in the amount of \$8,304.75 which the state has not paid, and that an offer for the purchase of such land, which has been dedicated for educational purposes, by the Williston Special School District No. 1 at a price more than sufficient to pay such special assessments is equitable and advantageous.

In line 22 change the numeral "1" to "2". Renumber the lines.

Which motion prevailed.

Senator Sayer moved that the rules be suspended and that Senate Bill No. 289 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 289, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	Nelson	Yunker

Absent and not voting:

Bilden	Hernett	Torno
Brooks		

So the bill passed and the title was agreed to.

Senate Bill No. 295. A Bill for an Act to amend and reenact section 43-0611 of the North Dakota Revised Code of 1943 relating to chiropractors' license.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff

Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Bilden	Brooks	Torno
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So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:30 p. m., February 19, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FORTY-SECOND DAY AFTER RECESS  
AND FORTY-THIRD DAY

Bismarck, February 19, 1957

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 16  
Senate Bill No. 64  
Senate Bill No. 79  
Senate Bill No. 84  
Senate Bill No. 93  
Senate Bill No. 116  
Senate Bill No. 133  
Senate Bill No. 155  
Senate Bill No. 182  
Senate Bill No. 191  
Senate Bill No. 201  
Senate Bill No. 216  
Senate Bill No. 243  
Senate Bill No. 246  
Senate Bill No. 248  
Senate Bill No. 281  
Senate Bill No. 289

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 17 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted.

Senator Olson made the substitute motion that Senate Bill No. 17 be placed on the calendar, which motion lost.

The question being on the motion of Senator Foss that the committee report to indefinitely postpone Senate Bill No. 17 be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 40 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 51 have had the same under consideration and recommend that the same be amended as follows:

In line 112 strike out the figure "\$85,000.00" and insert the figure "\$125,000.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 86 have had the same under consideration and recommend that the same be amended as follows:

In line 15 delete the words "and utilizing liquefied petroleum gases".

Delete lines 29 through 35 inclusive.

Renumber the sections and lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: 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.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted.

Senator Leier made the substitute motion that Senate Bill No. 154 be placed on the calendar, which motion prevailed.

A division was requested and granted.

### ROLL CALL

The question being on the substitute motion of Senator Leier that Senate Bill No. 154 be placed on the calendar, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Johnson	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Luick	Wartner
Garaas	Miller	Wenstrom
Gilbertson	O'Brien	Wolf
Holand	Olson	Yunker

Those voting in the negative were:

Baeverstad	Kee	Morgan
Brooks	Kieley	Nelson
Erickson	Klefstad	Roen
Freed	Larson	Saumur
George	Longmire	Trenbeath
Hernett	Meidinger	Wadeson

Absent and not voting:

Bilden

So the motion was declared carried.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 166 have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill strike out everything after the word "with" in the fourth line, and insert in lieu thereof the following: "Interstate and Defense Highway Projects in which the Federal Government shares such cost."

In line 4 of the bill delete the words "any highway" and insert in lieu thereof the following: "the National System of Interstate and Defense Highways,"

In line 7 of the bill after the word "the" strike out the balance of the line, and on line 8, strike out the first three words.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 172 have had the same under consideration and recommend that the same be indefinitely postponed.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 181 have had the same under consideration and recommend that the same be amended as follows:

In line 52, delete the word "application" and insert in lieu thereof the words "entering medical school".

In line 98, delete the word "four" and insert in lieu thereof the word "six".

In line 103, delete the words "However, loans" and balance of the section including lines 104 through 108, and insert in lieu thereof the following:

"In the case of applicants who have agreed to enter medical practice in a North Dakota municipality of three thousand population or less which is either without a qualified physician or in need of additional medical personnel, each year of actual practice in such municipality shall be equivalent to repayment of one-fifth of the unpaid balance of the loan and of one-fifth of the accrued interest thereon."



In line 114, delete the words "disabilities of minority" and insert in lieu thereof "defenses of minority and of the statutes of limitation".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 192 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 199 have had the same under consideration and recommend that the same be amended as follows:

In line 7 delete the words "eight thousand four hundred" and insert in lieu thereof the words "seven thousand two hundred"

And when so amended recommend the same be rereferred to the Appropriations Committee.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 202 have had the same under consideration and recommend that the same be indefinitely postponed.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 209 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 217 have had the same under consideration and recommend that the same do pass.

GILMAN A. KELFSTAD, Chairman.

Senator Kelfstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 222 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 223 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 225 have had the same under consideration and recommend that the same be amended as follows:

In line 3 before the word "laws" insert the word "session".

Delete lines 5 through 7 inclusive and insert the following in lieu thereof:

"3. Is a graduate of (((an))) a class "A" optometry school or college (((of good standing, requiring an attendance of not less than two thousand hours or a two years' course, or that he has the equivalent of such an education)))."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 229 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 245 have had the same under consideration and recommend that the same be amended as follows:

In line 22 delete the comma and insert a period. Strike out the balance of line 22 and strike out line 23.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 249 have had the same under consideration and recommend that the same be indefinitely postponed.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 252 have had the same under consideration and recommend that the same be amended as follows:

In line 14 after the word "schools" insert the words "and county auditors"

In line 20 after the word "schools" insert the words "and county auditors"

In line 25 after the word "schools" insert the words "and county auditors"

And renumber the lines accordingly.

And when so amended recommend same be placed on calendar without recommendation.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 278 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 290 have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Bill No. 290 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 298 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "Y" have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Concurrent Resolution "Y" be placed on the calendar, which motion was lost.

The question being on the motion of Senator Sayer that the committee report to indefinitely postpone Senate Concurrent Resolution "Y", be adopted, which motion prevailed.

#### MOTIONS

At the request of Senator Leier a committee was appointed to escort former Senator Orris G. Nordhogen to the rostrum.

The President appointed as such committee Senators Leier and Kieley and former Senator Nordhogen was escorted to the rostrum and invited to address the Senate.

MR. NORDHOUGEN: Mr. President, Members of this body, the Senate of North Dakota, it is with a humble and appreciative feeling that I stand at this rostrum at this time. Humble enough to recognize the place in which I do stand. Appreciative enough to recall the many years and events that

happened while sitting in this seat over there for a period of 12 years, and recognizing the responsibility that one had while a member of this body, and recognizing the responsibility that you people have.

In locking out across the chamber I recognize Senators Olson, Foss and Bilden as being the only three Senators that were members of this body when I came into this session in 1943 together with Senator Schrock.

I know you are busy and have much to do. Understand you have a few bills to take care of this afternoon.

I am very happy to have had this opportunity to be before you. Thank you one and all.

Senator Leier moved that the remarks of former Senator Nordhogen be printed in the journal, which motion prevailed.

At the request of Senator Erickson former Senator Laverne Schroeder was recognized by the Senate.

At the request of Senator Kusler the junior class from Beulah, North Dakota, was recognized by the Senate.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FORTY-THIRD DAY

Bismarck, February 19, 1957

The Senate convened at 2:00 p. m., the President presiding. Prayer by Chaplain Father Al Simon, St. Mary's Catholic Church, Bismarck.

Roll call: All Senators present except Senator Bilden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day after recess and Forty-second day and recommends that the same be corrected as follows:

On page 413, line 57 after the word "recreation" add the words "reserve facilities".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 19, 1957

Mr. President: I have the honor to transmit:

House Bill No. 508

House Bill No. 531

House Bill No. 574

House Bill No. 645

House Bill No. 675

House Bill No. 679

House Bill No. 718

House Bill No. 775

House Bill No. 780

House Bill No. 793

House Bill No. 826

House Concurrent Resolution "W"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

#### COMMUNICATIONS

A resolution was presented from Dickinson School District No. 1 relative to funds available to the institutions of higher learning, salaries, seven-twelfths of sales tax, financial support for the secondary schools, insurance on public buildings, and qualifications of County superintendents, which resolution was referred to the Committee on Appropriations.

A communication was presented from Senator Milton R. Young acknowledging receipt of Senate Concurrent Resolution "N".

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 109 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 111 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 113 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 160 have had the same under consideration and recommend that the same be amended as follows:

Strike out lines 8, 9 and 10 and insert in lieu thereof the following:

"A manufacturer or importer shall have no right of action for the purchase price of a new motor vehicle sold or delivered to the purchaser in North Dakota until a certificate of origin has been delivered in accordance with this Act."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 179 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

#### FIRST READING OF A SENATE RESOLUTION

Senators Roen, Garaas, Nelson and George introduced:

Senate Concurrent Resolution "NN". A concurrent resolution commending the University of North Dakota on its Seventy-Fifth Anniversary.

Was read the first time.

Senator Roen moved that Senate Concurrent Resolution "NN" be printed in the journal, laid over one legislative day, and not printed as a bill, which motion prevailed.

1 WHEREAS, the month of February, 1958, will mark  
 1a the  
 2 Seventy-Fifth year of the founding of the University of  
 3 North Dakota by the Territorial Legislature in 1883; and  
 4 WHEREAS, the Legislature of the State of North  
 4a Dakota  
 5 wishes to take note of this historic occasion; and  
 6 WHEREAS, from its beginning as an institution with  
 7 seventy-nine students enrolled, the University of North  
 8 Dakota has grown to an institution enrolling through the  
 9 years more than thirty-nine thousand students and  
 9a granting  
 10 degrees to more than fourteen thousand men and women,  
 11 mostly from the State of North Dakota; and  
 12 WHEREAS, the University has remained dedicated to  
 12a the  
 13 ideals of the pioneer founders, contributing to the  
 14 development of an informed citizenry and to the growth  
 15 and expansion of the State of North Dakota; and  
 16 WHEREAS, the University of North Dakota has at-  
 16a tained  
 17 recognition as a distinguished center of educational  
 18 leadership; and  
 19 WHEREAS, the University has contributed to the  
 19a progress  
 20 and betterment of the state and nation in maintaining an  
 21 excellence of learning, developing men and women in the  
 22 democratic tradition and preparing them for intelligent  
 23 participation in civic, social and economic life; and  
 24 WHEREAS, the Legislature of the State of North  
 24a Dakota  
 25 wishes to emphasis its belief in the high value and  
 26 importance of a broadly conceived and vigorously dis-  
 26a charged  
 27 educational program;  
 28 NOW, THEREFORE, BE IT RESOLVED BY THE  
 28a SENATE OF  
 29 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 29a REPRESENTATIVES  
 30 CONCURRING THEREIN:  
 31 That the Legislature hereby reaffirm its faith in the

32 permanent worth of the University of North Dakota,  
 33 by declaring that:  
 34 The year beginning February, 1958, be hereby officially  
 35 designated as the Seventy-Fifth Anniversary of the  
 36 University of North Dakota; and  
 37 Congratulations be extended to the Board of Higher  
 38 Education, the President, the Faculty, the Staff, the  
 39 Students, and the Alumni of the University of North  
 39a Dakota  
 40 upon the observance of the institution's Seventy-Fifth  
 41 Anniversary, and that best wishes be extended for the  
 42 continued growth and service to education and to the  
 42a state.

#### CONSIDERATION OF AMENDMENTS

Senator Luick moved that the amendments to Senate Bill No. 121 be adopted, which motion prevailed.

Senator O'Brien moved that the amendments to Senate Bill No. 141 be adopted, which motion prevailed.

Senator Klefstad moved that the amendments to Senate Bill No. 174 be adopted, which motion prevailed.

Senator Wadeson moved that the amendments to Senate Bill No. 196 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 279 be adopted, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 59 made the following report:

Mr. President: Your Conference Committee to whom was referred: Senate Bill No. 59. A Bill for an Act to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropodists and doctors of surgical chiropody.

Have had the same under consideration and recommend:

That the Conference Committee agrees to the House Amendment in the title of the bill; that the Conference Committee further recommends that Section 4. REPEAL.) of the House Amendment be amended to read as follows: Section 4. REPEAL.) Section 43-0507 of the North Dakota Revised Code of 1943 is hereby repealed.

For the Senate:

DONALD C. HOLAND  
 R. E. MEIDINGER  
 R. G. VENDSEL

For the House:

JACQUE STOCKMAN  
 WALTER O. BURK  
 DON HALCROW

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 59 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

TUESDAY, FEBRUARY 19, 1957

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## SECOND READING OF A SENATE BILL

Senate Bill No. 59. A Bill for an Act relating to the duties of the secretary-treasurer of the board of registry in chiropody and to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropodists and doctors of surgical chiropody.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kieley	Olson
Berube	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Kee		

Those voting in the negative were:

Brooks                      Johnson

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

## MOTION

Senator Wadeson moved that Senate Bill No. 261 be referred to the Committee on Agriculture, which motion prevailed.

## SECOND READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock



Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Baeverstad            Bilden

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 paying salaries and miscellaneous expenses of the Workmens' Compensation Bureau.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Baeverstad            Livingston            Schrock  
Bilden

So the bill passed and the title was agreed to.

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

Which has been read.

Senator Larson moved that the amendments to Senate Bill No. 42 be adopted, which motion prevailed.

Senator Larson moved that the rules be suspended and that Senate Bill No. 42 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 42, as amended, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

**Senate Bill No. 54.** A Bill for an Act providing for a license and a ten dollar license fee for antique cars which license would be good for all the years such car is in existence.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden                      Kusler                      Wadeson

So the bill passed and the title was agreed to.

**Senate Bill No. 75.** 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Kusler
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So the bill passed and the title was agreed to.

**Senate Bill No. 89.** A Bill for an Act to amend and re-enact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the prohibition against selling alcoholic beverages on certain days.

Which has been read.

Senator Freed moved that Senate Bill No. 89 be amended as follows:

In line 9, after the word "or" insert "before seven o'clock p.m."

Which motion was declared lost.

## ROLL CALL

The question being on the final passage of Senate Bill No. 89 as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Absent and not voting:

Bilden                      Kieley                      Larson

So the bill was passed and the title agreed to.

**Senate Bill No. 144.** A Bill for an Act to amend and reenact sections 39-0426, 39-0427, 39-0428 and 39-04312 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the truck-mile tax and providing that such tax shall be collected by the highway commissioner instead of the motor vehicle registrar.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden                      Klefstad

So the bill was passed and the title agreed to.

**Senate Bill No. 157.** A Bill for an Act to amend and reenact section 5 of chapter 250 of the North Dakota Session Laws of 1955 relating to width, length, and height of mobile homes operated or towed upon the highways, and providing for over-size permits.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson

George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	
Absent and not voting:		
Raeverstad	Bilden	

So the bill was passed and the title agreed to.

**Senate Bill No. 164.** A Bill for an Act relating to the taxation of motor fuel and the administration thereof, providing for the purchase of tax exempt motor fuel for agricultural and industrial use, providing for licenses, fees, and providing a penalty; and amending and reenacting subsection 6 of section 57-4001 and subsection 5 of section 57-4003 of the North Dakota Revised Code of 1943 relating to definitions and exemptions under the use tax laws, 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, 17; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kieley	Tuff
Dewing	Krause	Vendsel
Foss	Leier	Wadeson
Fraser	Nelson	Wolf
Garaas	O'Brien	Yunker
Johnson	Schrock	

Those voting in the negative were:

Baeverstad	Holand	Miller
Brooks	Kee	Morgan
Dolan	Klefstad	Olson
Erickson	Knudson	Roen
Erickstad	Kusler	Sayer
Fiedler	Larson	Thomas
Freed	Livingston	Torno
George	Longmire	Trenbeath
Gilbertson	Luick	Wartner
Hernett	Meidinger	Wenstrom

Absent and not voting:

Bilden	Saumur
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So the bill was declared lost.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 19, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 59.

VIC GILBREATH, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 19, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 59.

GERALD L. STAIR, Chief Clerk

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 19, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 73  
Senate Bill No. 234  
Senate Bill No. 241  
Senate Bill No. 246  
Senate Bill No. 248  
Senate Bill No. 267  
Senate Bill No. 289  
Senate Bill No. 295

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 16, 64, 79, 84, 93, 116, 122, 133, 155, 182, 191, 201, 213, 216, 232, 243, 244, 255, 274, 281, Senate Concurrent Resolution "Z", and Senate Resolution No. 6, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## FIRST READING OF HOUSE BILLS

**House Bill No. 503.** 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.

**House Bill No. 513.** 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.

**House Bill No. 524.** A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 540.** A Bill for an Act relating to cooperative associations, to amend and reenact chapter 10-15 of the North Dakota Revised Code of 1943 as amended, and to repeal chapter 4-07 of the North Dakota Revised Code of 1943 as amended.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 541.** A Bill for an Act relating to special types of cooperatives, amending and reenacting chapters 10-12, 10-13, and 36-08, and subsection 3 of section 49-2101 of the North Dakota Revised Code of 1943, as amended, and providing for deferred application of amendments to existing cooperatives.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 589.** A Bill for an Act to amend and reenact sections 16-0102, as amended by Chapter 157, 1955 Session Laws, and 40-0703 and 40-2102 of the North Dakota Revised Code of 1943, and section 40-2103 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state and local elections and providing for optional early opening of polls.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 604.** A Bill for an Act to amend and reenact section 16-1803 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absentee voters' ballots.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 605.** A Bill for an Act to amend and reenact sections 16-1801, 16-1802, and 16-1813 of the North Dakota Revised Code of 1943, as amended, relating to absent voter ballots of persons in the military service.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 610.** A Bill for an Act to amend and reenact section 63-0301 of the North Dakota Revised Code of 1943 relating to weeds and grasses on highways, streets, and alleys, and to repeal sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 611.** A Bill for an Act to amend and reenact section 40-0705 of the North Dakota Revised Code of 1943, relating to the election of village trustees and providing for changes in number and boundaries of trustee districts, for election at large, and for three year terms.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 614.** A Bill for an Act to amend and reenact subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the definition of assessed valuation as it relates to municipal bond issues.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 627.** A Bill for an Act to amend and reenact section 36-0510 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to inspection of livestock and making an appropriation.

Was read the first time and referred to the committee on Agriculture.

**House Bill No. 633.** A Bill for an Act relating to gifts of securities and money to minors.

Was read the first time and referred to the committee on Judiciary.

**House Bill No. 651.** A Bill for an Act to amend and reenact section 26-1513 of the North Dakota Revised Code of 1943, relating to permanent expense and loss funds of mutual insurance companies.

Was read the first time and referred to the Committee on Industry and Business.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 135 have had the same under consideration and recommend that the same be amended as follows:

On line 2 of the title of the bill strike out the words "to or by" and insert in lieu thereof "on a military post, or to".

On line 4 of the title of the bill strike out the period and insert the following: "for resale on a military post."

On line 4 of the bill strike out the words "to or by" and insert in lieu thereof the following: "on a military post, or to".

On line 6 of the bill after the comma insert the following: "for resale on a military post".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 136 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill on line 7 strike out the words "to or by" and insert in lieu thereof the following:

"on a military post, or to"

In the title of the bill on line 8 after the words "United States" insert the following: "for resale on a military post,"

On lines 11, 12, 13 and 14 strike out the following:

"Except that no tax shall be imposed on beer sold to or by an instrumentality of the armed forces of the United States, including exchanges and open messes" and insert in lieu thereof "except that no tax shall be imposed on beer sold on a military post or to an instrumentality of the armed forces of the United States, including exchanges and open messes, for resale on a military post."

On lines 66, 67, 68 and 69 strike out the following:

"Except that no tax shall be imposed on beer sold to or by an instrumentality of the armed forces of the United States, including exchanges and open messes" and insert in lieu thereof "except that no tax shall be imposed on beer sold on a military post or to an instrumentality of the armed forces of the United States, including exchanges and open messes, for resale on a military post."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 171 have had the same



under consideration and recommend that the same be amended as follows:

On line 13 after the word "one" insert the word "registered" and strike out the word "in".

In line 14 strike out the words "private practice" at the beginning of the line and insert the word "registered" after the word "one." Strike out the words "in private practice".

In line 20 at the beginning of the line strike out the word "The" and insert in lieu thereof "One".

In line 21 after the word "Engineers" insert the following: "and two by the North Dakota Society of Professional Engineers".

In line 81, 82, 83, 84, 85, 86, 87 strike out the following:

"It shall have the power to supervise and regulate the contracting business within this State for the purposes provided herein, and shall have the power to investigate; to issue subpoenas for attendance of witnesses and for the production of books and records. The processes may be served by any persons authorized to serve processes of courts of record."

In line 105 delete the word "civil" and insert in lieu thereof the word "professional".

In line 261 delete the words "such salary or other compensation and".

In line 262 delete the word "rent,".

In line 344 after the word "every" insert the word "prime".

And renumber the lines accordingly.

An when so amended recommend the same be placed on calendar without recommendation.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: 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 5 delete the bracket before the word "include".

In line 21 delete the bracket after the word "one".

In line 21 delete the underlined words, and delete lines 22 through 26, and delete the underlined words in line 27.

In line 73 delete the words "or chiropractic".

Between lines 91 and 92 insert the following:

"9. Doctors of chiropractic duly licensed to practice in this state pursuant to the statutes regulating such profession;

10. Chiropodists practicing their profession when properly licensed.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 211 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 226 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 260 have had the same under consideration and recommend that the same be amended as follows:

After the line 32 insert the following underlined words:

"For inspecting any tank under 500 gallons..... 10.00"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 261 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 269 have had the same under consideration and recommend that the same be indefinitely postponed.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

#### MOTION

Senator Longmire moved that Senate Bill No. 290 be referred to the Committee on Social Welfare, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 197. A Bill for an Act protecting sources of information of gatherers of news.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Holand	Olson
Brooks	Kee	Saumur
Fiedler	Kusler	Tuff
Fraser	Morgan	Vendsel

Freed	Nelson	Wolf
Garaas	O'Brien	Yunker

Those voting in the negative were:

Baeverstad	Kieley	Miller
Dewing	Klefstad	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Foss	Leier	Trenbeath
George	Livingston	Wadeson
Gilbertson	Longmire	Wartner
Hernett	Luick	Wenstrom
Johnson	Meidinger	

Absent and not voting:

Bilden	Torno
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So the bill was declared lost.

Senate Bill No. 200. A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, as amended, relating to annual license fees to practice law, providing for distribution of such fees, 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, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Miller
Berube	Kieley	Nelson
Brooks	Klefstad	O'Brien
Dolan	Knudson	Saumur
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Foss	Larson	Trenbeath
Freed	Leier	Wadeson
George	Livingston	Wartner
Hernett	Longmire	Wenstrom
Holand	Luick	Yunker
Johnson	Meidinger	

Those voting in the negative were:

Dewing	Gilbertson	Sayer
Fiedler	Morgan	Tuff
Fraser	Roen	Vendsel
Garaas	Olson	Wolf

Absent and not voting:

Bilden	Torno
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 237. A Bill for an Act to amend and reenact section 27-1631 of the North Dakota Revised Code of 1943 relating to publication of name of child in juvenile court cases.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 13; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Erickstad	Kee	O'Brien
Foss	Knudson	Schrock
Fraser	Longmire	Wartner
Freed	Morgan	Yunker
Garaas		

Those voting in the negative were:

Baeverstad	Johnson	Olson
Berube	Kieley	Roen
Brooks	Krause	Saumur
Dewing	Kusler	Sayer
Dolan	Larson	Thomas
Erickson	Leier	Trenbeath
Fiedler	Livingston	Tuff
George	Luick	Vendsel
Gilbertson	Meidinger	Wadeson
Hernett	Miller	Wenstrom
Holand	Nelson	Wolf

Absent and not voting:

Bilden	Klefstad	Torno
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So the bill was declared lost.

Senate Bill No. 257. A Bill for an Act requiring every operator of a water storage reservoir having a capacity of one thousand acre feet or more to annually file with the state engineer a plan of operation and requiring a special report whenever the state engineer declares an emergency to exist.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Meidinger	Torno
Klefstad		

So the bill passed and the title was agreed to.

**Senate Bill No. 258.** 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, as amended, relating to motor fuel 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, 3; nays, 44; absent and not voting, 2.

Those voting in the affirmative were:

Kee	Knudson	Livingston
Those voting in the negative were:		
Baeverstad	Holand	Olson
Berube	Johnson	Roen
Brooks	Kieley	Satumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett	O'Brien	

Absent and not voting:

Bilden Torno

So the bill was declared lost.

**Senate Bill No. 259.** A Bill for an Act to amend and reenact section 4 of chapter 335 of the North Dakota Session Laws of 1955 relating to the tax imposed on special motor fuels.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Hernett	Sayer
Dewing	Kee	Schrock
Garaas	Knudson	Tuff
Gilbertson	Livingston	Wadeson

Those voting in the negative were:

Baeverstad	Kieley	O'Brien
Brooks	Klefstad	Olson
Dolan	Krause	Roen
Erickson	Kusler	Saumur
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Longmire	Vendsel
Fraser	Luick	Wartner
Freed	Meidinger	Wenstrom
George	Miller	Wolf
Holand	Morgan	Yunker
Johnson	Nelson	

Absent and not voting:

Bilden Torno

So the bill was declared lost.

**Senate Bill No. 265.** A Bill for an Act to amend and reenact section 50-1217 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to the placement of children for adoption or otherwise; and providing a penalty.

Which has been read.

Senator O'Brien moved that Senate Bill No. 265 be referred to the Committee on Social Welfare, which motion prevailed.

**Senate Bill No. 284.** A Bill for an Act requiring every leased commercial truck operating in the state to carry a certificate containing information upon such lease and relating to credit given for the registration of leased vehicles under reciprocity proration agreements, and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden Torno

So the bill passed and the title was agreed to.

**Senate Bill No. 287.** A Bill for an Act to amend and reenact section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to income tax exemptions for blind individuals.

Which has been read.

Senator Longmire moved that Senate Bill No. 287 be amended as follows:

In the title of the bill, strike the words "for blind individuals" just before the period.

Between lines 43 and 44, insert the following underlined words:

"i. An individual who, for the income year of the taxpayer, has as his principal place of abode the home of the taxpayer and is a member of the taxpayer's household.

j. An individual who

(1 is a descendant of a brother or sister of the father or mother of the taxpayer,

(2) for the income year of the taxpayer receives institutional care required by reason of a physical or mental disability, and

(3) before receiving such institutional care, was a member of the same household as the taxpayer.

And renumber the lines accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 287 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 287, as amended, the roll was called and there were ayes: 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden                      Torno

So the bill passed and the title was agreed to.

#### MOTION

Senator Meidinger moved that the Senate recess until 1:00 p. m. February 20, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

## FORTY-THIRD DAY AFTER RECESS

Bismarck, February 20, 1957

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 42  
Senate Bill No. 121  
Senate Bill No. 141  
Senate Bill No. 174  
Senate Bill No. 196  
Senate Bill No. 279  
Senate Bill No. 287

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 59

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 103 have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 169 have had the same under consideration and recommend that the same be amended as follows:



After line 27 insert line 28 to read as follows:

"28 (8) Dormitory for University of North Dakota  
\$700,000.00"

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 175 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred Senate Bill No. 188 have had the same under consideration and recommend that the same be amended as follows:

Line 24 after the word "diseases" insert the words "or use electrotherapy."

Line 75 after the word "masseuses" insert the words "who are members of the American Association of Masseurs and Masseuses and"

Strike out lines 412 through 428 inclusive and insert in lieu thereof the following:

"SECTION 17. GRANDFATHER CLAUSE.) Any person resident of this state who is actually engaged in the practice of massage and who has practiced the profession two years at any one place within the state of North Dakota or served as an apprentice two years at any one place within the state of North Dakota and who is a member of the American Association of Masseurs and Masseuses or who has a diploma from an approved school of massage as herein defined at the time of final passage of this act and who is a member of the American Association of Masseurs and Masseuses, shall be granted a certificate of registration as a registered masseur or masseuse without first having passed the demonstrative, oral or written examination before the board, as provided in section 7 of this Act, by making application to the board and furnishing credentials satisfactory to the board, a certificate of physical examination, and paying the required fee."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 193 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 199 have had the same under consideration and recommend that the same be indefinitely postponed.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 207 have had the same under consideration and recommend that the same be amended as follows:

On line 8 strike the bracket.

On line 15 strike the bracket.

On lines 17, 18, 19 and 20 strike out the following: "ballot titles for every constitutional amendment, initiated or referred measure, or other question which shall be stated fully, fairly and in simple language and duly certified to the county auditors." and insert in lieu thereof the following: "a brief statement in simple, non-technical language, describing the proposed measure, and stating such background and/or historical information regarding the proposal as may be necessary or desirable to enable voters to understand fully the measure being voted upon. The county auditors shall have such explanatory statement printed on the ballot proceeding the measure being voted on."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 214 have had the same under consideration and recommend that the same be amended as follows:

In line 4 strike out the words "seventy-five" and "six hundred".

Renumber the lines if necessary.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 221 have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 228 have had the some under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 239, have had the same under consideration and recommend that the same be amended as follows:

In the first line in the title strike out the figure "\$3,045,000.00" and insert the figure "\$2,250,000.00" in lieu thereof.

In line 3 strike out the figure "\$3,045,000.00" and insert the figure "\$2,250,000.00" in lieu thereof.

In line 11 strike out the figure "\$400,000.00" and insert the figure "\$300,000.00" in lieu thereof.

In line 15 strike out the figure "600,000.00" and insert the figure "400,000.00" in lieu thereof.

In line 16 strike out number "3" and insert number "4" in lieu thereof.

In line 17 strike out the figure "550,000.00" and insert the figure "400,000.00" in lieu thereof.

In line 18 strike out number "4" and insert number "5" in lieu thereof.

In line 19 strike out the figure "750,000.00" and insert the figure "450,000.00" in lieu thereof.

In line 20 strike out number "5" and insert number "6" in lieu thereof.

In line 23 strike out number "6" and insert number "3" in lieu thereof.

In line 27 strike out the figure "345,000.00" and insert the figure "300,000.00" in lieu thereof.

In line 30 strike out the figure "\$3,045,000.00" and insert the figure "\$2,250,000.00" in lieu thereof.

After line 30 insert the following Section:

**"Section 2. APPROVAL BY BUDGET BOARD.)**

Such appropriations subject to the approval of the Budget Board as funds are available, and the projects to be allowed in the order in which the projects appear in Section 1 hereof."

After line 15 insert amended lines 23, 24, 25, 26 and 27.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 242, have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of the bill strike the following:

"sections 29-0615 and 20-0616" and insert in lieu thereof the following: "section 29-0615"

In line 4 of the title of the bill insert a period after the word "warrant" and strike the remainder of the line.

On line 18 of the bill strike the number "3" and insert in lieu thereof the number "2".

Strike lines 19 through 58 inclusive.

On line 59 of the bill the number "4" is to be struck out and insert in lieu thereof the number "2".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 251, have had the same under consideration and recommend that the same be amended as follows:

Line 1, delete the word "August" and insert in lieu thereof the word "October"

Line 5, delete the word "August" and insert in lieu thereof the word "October"

Line 11, delete the word "August" and insert in lieu thereof the word "September"

Line 12, delete the figure "15" and insert in lieu thereof the figure "30"

Line 18, following line 18 add the words "Such invoices shall be accompanied by a claim as provided in Section 57-5002 North Dakota Revised Code of 1943 as may be amended."

Line 19, delete line 19

Line 20, delete line 20 and insert in lieu thereof the words "The State Auditor shall audit and pay such claims in the manner and form prescribed by Section 57-5004 North Dakota Revised Code of 1943 as may be amended".

Line 21, delete the word "January" and insert in lieu thereof the word "July"; delete the words "and January 1"

Line 23, delete the words "within thirty days" and insert in lieu thereof the words "on or before September 30th".

Line 26, delete the word "six" and insert in lieu thereof the word "twelve"

Line 29, delete the words "The state auditor shall immediately"

Line 30, delete line 30

Line 31, delete line 31

Line 32, delete line 32

Line 33, delete line 33

Line 34, delete the words "validity of any claim" and insert in lieu thereof the words "Such invoices shall be accompanied by a claim as provided in Section 57-5002 North Dakota Revised Code of 1943 as may be amended. The State Auditor shall audit and pay such claims in the manner and form prescribed by Section 57-5004 North Dakota Revised Code of 1943 as may be amended."

Line 35, delete the word "six" and insert in lieu thereof the word "twelve"; delete the words "January 1 and" and insert in lieu thereof the word "each"

Line 36, delete the words "within the thirty days following such dates" and insert in lieu thereof the words "on or before September 30th of such year"

Line 38, following line 38 add the words "This Section shall not be construed as prohibiting the filing of a claim for refund by any refund claimant more often than once during each twelve-month period preceding July 1 of each year"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 262 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 265 have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Bill No. 290 have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 293 have had the same under consideration and recommend that the same be amended as follows:

At the end of the fourth line of the title add the word "therefor."

In the title strike out all of the 5th and 6th lines.

Strike out all of line 21, and strike out all of line 22 except the last two words "and for" and insert in lieu thereof the following:

"administration purposes but not to exceed thirty-five thousand dollars annually for administration of the unsatisfied judgment fund".

In line 26 strike out the words "31st day of December" and insert the words "1st day of June" in lieu thereof.

In line 27 strike out the word and figure "exceeds \$175,000.00" and insert the words and figure "is \$100,000.00 or more" in lieu thereof.

In line 30 strike out the word "January" and insert the words "June of the previous year" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 299 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill on line 3, strike the period and insert in lieu thereof a comma, and then insert the following:

"and authorizing additional poll clerks in precincts having voting machines."

Strike out all the underlined material on lines 15 through 24 inclusive.

After the period on line 29 insert a new section as follows:

**SECTION 2. VOTING MACHINES: ADDITIONAL POLL CLERKS.)** All election precincts having voting machines as authorized in chapter 159 of the North Dakota Session Laws of 1955 may in addition to all other authorized poll clerks, have at least two additional poll clerks whose duties it shall be to assist any voter in the operation of the voting machine. Such additional poll clerks shall be from each of the two political parties which cast the largest vote at the last general election, and any assistance given to any voter shall be in the presence of a poll clerk from each of the above mentioned political parties. Such additional poll clerks shall have the same qualifications and shall subscribe to the same oath as the regular clerks and shall receive as compensation for their services such sum as is provided in section 16-1016 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 158 of the North Dakota Sessions Laws of 1955, to be paid in the same manner as regular poll clerks are paid.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "FF" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred Senate Concurrent Resolution "JJ" have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 51 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 86 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 135 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 136 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 160 be adopted, which motion prevailed.

Senator Freed moved that the amendments to Senate Bill No. 166 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 171 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 181 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 186 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 225 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 245 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to Senate Bill No. 252 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 260 be adopted, which motion prevailed.

#### MOTIONS

At the request of Senator Larson the Senate recognized the sophomore class of St. Mary's High School of Bismarck.

At the request of Senator Leier the Senate recognized a group of students from Pierce County, North Dakota.

At the request of Senator Erickson the Senate recognized former Senator Laverne Schroeder.

At the request of Senator Hernet the Ashley High School Basketball team was recognized by the Senate.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 59

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 20, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 59

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary

#### SECOND READING OF A SENATE BILL

Senate Bill No. 16. 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, as amended, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer

Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Those voting in the negative were:

Trenbeath

Absent and not voting:

Bilden                      Klefstad

So the bill passed and the title was agreed to.

**MOTIONS**

Senator Larson moved that Senate Bill No. 294 be placed at the head of the calendar, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 294. A Bill for an Act to provide a tax upon mineral rights severed from surface interest, and to repeal sections 57-0224, 57-2225 and 57-2430 of the North Dakota Revised Code of 1943.

Which has been read.

Senator Luick moved that Senate Bill No. 294 be amended as follows:

In line 3 of the title strike out the figure "57-2225" and insert in lieu thereof the figure "57-0225".

In line 1 of the bill strike out the figure "57-2225" and insert in lieu thereof the figure "57-0225".

Which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 294 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

**ROLL CALL**

The question being on the final passage of Senate Bill No. 294, as amended the roll was called and there were ayes, 7; nays, 41; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Luick	Olsen
Gilbertson	Nelson	Tuff
Kee		

Those voting in the negative were:

Baeverstad	Johnson	Roen
Brooks	Kielej	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner



Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Hernett	Morgan	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden

So the bill was declared lost.

Senator Livingston moved that the vote by which Senate Bill No. 294 was lost be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 64.** 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, as amended, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Those voting in the negative were:

Brooks

Absent and not voting:

Bilden Larson

So the bill passed and the title was agreed to.

**Senate Bill No. 79.** A Bill for an Act to amend and reenact sections 30-1818 and 50-0121 of the North Dakota Revised Code of 1943, relating to the order of payment of debts of an estate and claims for county general assistance.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen

Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senate Bill No. 84. A Bill for an Act to provide for the appropriation and transfer of funds from the mill and elevator association to the general fund of the State of North Dakota.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieleley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senate Bill No. 93. A Bill for an Act making it unlawful to hunt on any lands upon which the crops have not been harvested, and providing a penalty.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieleley	Roen
Brooks	Klefstad	Saumur

Dewing	Knudson	Sayer
Dolan	Kusler	Schrock
Erickson	Larson	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Freed	Luick	Vendssel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker

Those voting in the negative were:

Fraser	Hernett	Krause
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Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Knudson moved that Senate Bill No. 116 be placed at the foot of the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 122. A Bill for an Act to amend and reenact sections 38-0313, 38-0401, 38-0402, 38-0403, 38-0404, 38-0406, 38-0407, 38-0408, 38-0409, and 38-0410 and repealing section 38-0405 of the North Dakota Revised Code of 1943, as amended, relating to licensing coal mines and gravel pits.

Which has been read.

Senator Kusler moved that Senate Bill No. 122 be amended as follows:

In line 17 following the word "operator" insert the following: "except the state and its political subdivisions."

In line 19 following the comma after the word "coal" insert the word "or" and after the word "gravel" insert the following: "in excess of fifteen hundred cubic yards annually."

In line 24 strike out the brackets around the word "five" and strike out the word "ten".

In line 31 strike out the word "sixty" and insert the words "forty-five" in lieu thereof.

In line 34 strike out the word "eighty" and insert the words "sixty-five" in lieu thereof.

In line 37 strike out the words "one hundred" and insert the words "eighty-five" in lieu thereof.

In line 42 strike out the word "fifty" and insert the words "twenty-five" in lieu thereof.

In line 51 following the word "producing" insert the following: "more than fifteen hundred but".

In line 53 strike out the word "ten" and insert the word "five" in lieu thereof.

In line 57 strike out the word "twenty" and insert the word "ten" in lieu thereof.

In line 61 strike out the word "forty" and insert the word "thirty" in lieu thereof.

In line 64 strike out the word "sixty" and insert the word "fifty" in lieu thereof.

Which motion prevailed.

Senator Kusler moved that the rules be suspended and that Senate Bill No. 122 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 122, as amended, the roll was called and there were ayes, 10; nays, 38; absent and not voting, 1.

Those voting in the affirmative were:

Dewing	Krause	Thomas
Dolan	Kusler	Tuff
Fiedler	Livingston	Vendsel
Freed		

Those voting in the negative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Larson	Schrock
Foss	Leier	Torno
Fraser	Longmire	Trenbeath
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden

So the bill was declared lost.

**Senate Bill No. 133.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the public safety division.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the negative were:

Johnson

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

**Senate Bill No. 155.** A Bill for an Act to provide for the appropriation and transfer of funds from the Bank of North Dakota to the highway construction fund and to the general fund.

Which has been read.

Senator Foss moved that Senate Bill No. 155 be amended as follows:

Strike out everything after "A BILL" and insert the following:

For an Act relating to the Bank of North Dakota and providing for the transfer of certain funds from the collection and land department to the general fund and from the general fund to the state highway construction fund and for the transfer of certain funds from the profits of the bank to the general fund and making appropriations therefor.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. APPROPRIATION.) There is hereby

1a appropria-

2 ted and transferred from the collection and land depart-

2a ment

3 of the Bank of North Dakota to the general fund of the

4 state pursuant to the provisions of Section 2 of Chapter

5 82 of the 1953 Session Laws of North Dakota the sum of

6 One Million Two Hundred Fifty Thousand Dollars; and a

7 like amount is hereby appropriated from the general

7a fund

8 to the state highway construction fund for the con-

8a struction.

9 and reconstruction of highways, streets and bridges of

9a the

10 state highway system.

11 SECTION 2. APPROPRIATION.) There is hereby

11a approp-

12 riated and transferred to the general fund of the state of

13 North Dakota the sum of two million dollars from the

13a profits

14 of the Bank of North Dakota. Such funds shall be trans-

15 ferred upon order of the industrial commission.

Which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 155 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 155, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer

Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senate Bill No. 182. A Bill for an Act to amend and reenact section 27-1103 of the North Dakota Revised Code of 1943 relating to the qualifications of applicants seeking admission to the bar and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Brooks	Knudson	Schrock
Dolan	Krause	Thomas
Erickstad	Larson	Trenbeath
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
Holand	Nelson	Wenstrom
Johnson	Saumur	Yunker
Kieley		

Those voting in the negative were:

Baeverstad	Hernett	O'Brien
Berube	Kee	Olson
Dewing	Klefstad	Roen
Erickson	Kusler	Sayer
Fiedler	Leier	Torno
Foss	Luick	Tuff
Fraser	Meidinger	Vendsel
George	Miller	Wolf
Gilbertson	Morgan	

Absent and not voting:

Bilden

So the bill was declared lost.

MOTION

Senator Holand moved that Senate Bill No. 191 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 201. A Bill for an Act to amend and reenact sections 15-4019, 15-5803, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to county high school equalization fund tax levy and payments, 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, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

**Senate Bill No. 213.** A Bill for an Act to amend and reenact section 39-0459 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to motor vehicle dealers licenses.

Which has been read.

Senator Wartner moved that Senate Bill No. 213 be amended as follows:

In line 19 of the bill after the word "dealer" insert the following language:

In addition to the dealer's license plate the motor vehicle registrar may issue to any dealer holding a regular dealer's license plate a pasteboard or other disposable license plate for a fee of one dollar per plate. Such plate may be used on only one vehicle in lieu of dealer's plates while a motor vehicle is in transit from its place of manufacture or any other place to the dealer and until such vehicle is sold to the first purchaser. Such disposable plate shall be destroyed when such vehicle is delivered to the first purchaser.

And renumber the lines accordingly.

Which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 213 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 213, as amended, the roll was called and there were ayes, 38; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickstad	Knudson	Schrock

Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	Nelson	Yunker
Kee	Roen	

Those voting in the negative were:

Baeverstad	Hernett	O'Brien
Berube	Krause	Olson
Brooks	Meidinger	Torno
Erickson		

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senate Bill No. 216. A Bill for an Act authorizing the state of North Dakota and political subdivisions to lease minerals on public lands.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Absent and not voting:		
Bilden	Nelson	Torno
Fraser		

So the bill passed and the title was agreed to.

Senate Bill No. 232. A Bill for an Act to amend and reenact section 40-4904 of the North Dakota Revised Code of 1943, prescribing designations and powers of city and village park districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.



Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Tornó
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So the bill passed and the title was agreed to.

Senate Bill No. 243. A Bill for an Act to amend and reenact Initiated Measure No. 2, approved by the electors of the state of North Dakota in the general election on November 6, 1956 relating to scholarship loans.

Which has been read.

Senator Sayer moved that Senate Bill No. 243 be amended as follows:

After line 83, add another section.

Section 5. RESERVE FUND.) The Bank of North Dakota is hereby authorized and empowered to establish a fund to be designated as "Reserve for losses on scholarship loans" and are further authorized and directed to take from their undivided profit account in each calendar year for five years the sum of two hundred thousand dollars, Provided that if and when the amount in said reserve equals the amount of the unpaid principal sum of such loans outstanding there shall be no further transfer to this fund and in any event the total amount of said reserve shall not exceed the sum of one million dollars.

And renumber the lines accordingly.

Which motion prevailed.

Senator Sayer moved that the rules be suspended and that Senate Bill No. 243 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senator Meidinger moved that Senate Bill No. 243 be placed on the calendar subsequent to Senate Bill No. 297, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 20, 1957

Mr. President: I have the honor to transmit:

House Bill No. 557  
 House Bill No. 579  
 House Bill No. 601  
 House Bill No. 652

House Bill No. 678  
House Bill No. 705  
House Bill No. 771  
House Bill No. 798  
House Bill No. 807  
House Bill No. 817

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF HOUSE BILLS  
AND A RESOLUTION

**House Bill No. 508.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, of the state penitentiary.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 531.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State of North Dakota doing business as the North Dakota Mill and Elevator Association.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 557.** A Bill for an Act to amend and reenact Section 14-0319 of the North Dakota Revised Code of 1943 and section 14-0310 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to solemnizing marriages.

Was read the first time and referred to the committee on Social Welfare.

**House Bill No. 574.** A Bill for an Act to amend and reenact section 15-2308 of the North Dakota Revised Code of 1943, relating to change of common school district boundaries.

Was read the first time and referred to the committee on Education.

**House Bill No. 579.** 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 eighty 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.

Was read the first time and referred to the Committee on Agriculture.

**House Bill No. 601.** A Bill for an Act to amend and reenact section 16-0404 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 16-0408 of the North Dakota Revised Code of 1943 relating to county and legislative candidates.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 645.** A Bill for an Act to amend an reenact sections 26-2207, 26-2211, 26-2212, 26-2213, 26-2214, 26-2215, 26-2216, 26-2217, 26-2220, 26-2222, 26-2223, 26-2225, 26-2226, 26-2229, 26-2230, 26-2233, 26-2238, 26-2245, 26-2246, 26-2252 and 26-2254, and to repeal sections 26-2208, 26-2224-1, 26-2224-2, 26-2224-3, 26-2224-4, and 26-2227 of the North Dakota Revised Code of 1943 as amended, relating to the state hail insurance department, and declaring an emergency, and for transfer of funds.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 652.** A Bill for an Act making appropriations for the purpose of constructing Federal Aid (Secondary Route 558 from Mandan to the Lincoln State Park and Federal Aid Secondary Route 744 from Bottineau to Lake Metigoshe State Park.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 653.** A Bill for an Act to amend and reenact section 16-1314 of the North Dakota Revised Code of 1943 relating to the qualifications of members of canvassing board and to provide for replacement of disqualified members.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 662.** A Bill for an Act to amend and reenact section 38 of chapter 347 of the North Dakota Session Laws of 1955 relating to lateral drains, and providing a penalty.

Was read the first time and referred to the Committee on Agriculture.

**House Bill No. 663.** A Bill for an Act to amend and reenact section 49-1829 of the North Dakota Revised Code of 1943 relating to certificates and permits of motor carriers.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 675.** A Bill for an Act prohibiting the unauthorized operation of a motor vehicle, tractor, or other vehicle, upon a dike or flood protective works, and prescribing penalties for violation of this act.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 676.** A Bill for an Act to amend and reenact section 32-1532 of the North Dakota Revised Code of 1943 relating to costs on trial.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 678.** A Bill for an Act making an appropriation to the Superintendent of Public Instruction out of the State Equalization Fund to meet deficiencies in the Emergency, High School Tuition, Elementary Aid and High School Aid for the biennium ending June 30, 1957 and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 679.** A Bill for an Act to amend and reenact sections 39-1605 and 39-1606 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to suspension of licenses.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 684.** A Bill for an Act making an appropriation for administrative expenses of the state auditor in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 686.** A Bill for an Act providing a method or procedure for electing directors of an irrigation district which is divided into divisions or precincts by the electors of the district, instead of by the electors of a precinct or division, and declaring an emergency.

Was read the first time and referred to the Committee on Agriculture.

**House Bill No. 689.** A Bill for an Act to require that all livestock with a certificate of registration or breeding shall not in any way be misrepresented, providing for auctioneers acting in good faith, and providing for a penalty.

Was read the first time and referred to the Committee on Agriculture.

**House Bill No. 697.** A Bill for an Act to amend and reenact Section 7-0414 of the North Dakota Revised Code of 1943 as amended by Chapter 145 of the Session Laws of 1945, and by Chapter 101 of the Session Laws of 1953, relating to the operation of building and loan associations.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 703.** A Bill for an Act to amend and reenact section 27-0602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salary and expense of court reporters.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 705.** A Bill for an Act to amend and reenact subsection 3 of section 36-0902, section 36-0904, section 36-0909, section 36-0910, section 36-0911, section 36-0912 and section 36-0914 of the North Dakota Revised Code of 1943, relating to the application for use of livestock brand or mark, the fee therefor, the recording of brands, notices and brand books.

Was read the first time and referred to the committee on Agriculture.

**House Bill No. 712.** A Bill for an Act to amend and reenact section 16-0906 of the North Dakota Revised Code of 1943, relating to townships or school districts not having voting facilities in a nearby municipality.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 718.** A Bill for an Act to amend and reenact Section 7-0401 of the North Dakota Revised Code of 1943 relating to the operation of building and loan associations.

Was read the first time and referred to the Committee on Industry and Business.

**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 the placing of moneys in the Hail Insurance Fund at interest, and investment of the same; continuing appropriation; and providing penalty.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 720.** A Bill for an Act to amend and reenact Section 26-2303 of the North Dakota Revised Code of 1943, relating to deposit of funds of the State Bonding Fund at interest; authorizing investments; continuing appropriations; and providing penalty.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 721.** A Bill for an Act to amend and reenact Section 65-0431 of the North Dakota Revised Code of 1943, relating to investment of funds of the Workmen's Compensation Bureau; providing for a continuing appropriation; and providing penalty for violation.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 722.** A Bill for an Act to amend and reenact Section 26-2407 of the North Dakota Revised Code of 1943, relating to the deposit of funds in the State Fire and Tornado Fund at interest; authorizing investments and making a continuing appropriation; and providing penalty.

Was read the first time and referred to the committee on State and Federal Government.

**House Bill No. 728.** A Bill for an Act to provide for the administration of estates of persons missing over seven years.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 736.** 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 Grafton; and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 753.** A Bill for an Act to amend and reenact sections 37-0204, 37-0302, and 37-0408 of the North Dakota Revised Code of 1943 and sections 37-0202, 37-0206 and 37-0312 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the inclusion of females in the composition of the North Dakota national guard, the organization of the national guard, the staff of the governor, assistant adjutants general, compilation of records of members of the armed forces and pay and allowances of members of the national guard; and declaring an emergency.

Was read the first time and referred to the Committee on Veterans and Military Affairs.

**House Bill No. 754.** A Bill for an Act to provide that an owner of personal property may transfer the same to himself and others in joint tenancy with right of survivorship without an intermediate transfer through a third person, and declaring valid transfers of personal property heretofore made by an owner to himself and others in joint tenancy with right of survivorship.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 760.** A Bill for an Act making an appropriation to reimburse Knife River Coal Mining Company in the sum of two thousand five hundred sixty dollars, which sum was erroneously and inadvertently remitted to the State of North Dakota and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 762.** A Bill for an Act to amend and reenact section 32-1528 of the North Dakota Revised Code of 1943 relating to public corporations bound by decisions in condemnation proceedings.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 769.** A Bill for an Act to amend and reenact section 15-2804 of the North Dakota Revised Code of 1943, relating to election precincts and polling places.

Was read the first time and referred to the Committee on Education.

**House Bill No. 770.** A Bill for an Act to amend and reenact Section 49-0115 of the North Dakota Revised Code of 1943 relating to charges for copies and records determined by the Public Service Commission.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 771.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 775.** A Bill for an Act authorizing the board of county commissioners to designate a county safety council or director to cooperate with other agencies and organizations in the promotion of general safety.

Was read the first time and referred to the Committee on Social Welfare.

**House Bill No. 780.** A Bill for an Act relating to assessment, levy and collection and distribution of taxes on personal property brought, driven or coming into this state after the regular annual assessment date of such property.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 793.** A Bill for an Act to amend and reenact section 20-0303 of the 1953 Supplement to North Dakota Revised Code of 1943 relating to applications for resident

hunting, trapping, or fishing license and requiring all license sellers to require proof of residence and providing a penalty for violators.

Was read for the first time and referred to the Committee on Natural Resources.

**House Bill No. 798.** A Bill for an Act relating to licensing of aircraft used in aerial spraying and regulations pertaining thereto, and providing a penalty, and declaring an emergency.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 802.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the establishment of an unsatisfied judgment fund and to make a continuing appropriation.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 807.** A Bill for an Act to amend and reenact sections 53-0601 and 53-0608 of the North Dakota Revised Code of 1943 relating to licensing of moving picture theaters and other business activities and to provide for theater licensing and regulating by the state fire marshal.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 817.** A Bill for an Act to amend and reenact section 23-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to licensure of medical hospitals.

Was read the first time and referred to the Committee on Social Welfare.

**House Bill No. 821.** A Bill for an Act making an appropriation for administrative expenses of the state industrial commission in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

**House Bill No. 822.** A Bill for an Act designating a coat of arms for the state of North Dakota and providing for its use.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 823.** A Bill for an Act to amend and reenact section 4-10A10 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax areas affected by orders of the potato development commission.

Was read the first time and referred to the committee on Agriculture.

**House Bill No. 825.** A Bill for an Act to amend and reenact subsection 2 of section 57-1408 of the North Dakota Revised Code of 1943, relating to reassessments of property and special assessors, to provide for changing the allowance for services and expenses paid to special assessors.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 826.** A Bill for an Act to amend and reenact subsections 4, 5, and 6 of section 57-3813 of the North Dakota Revised Code of 1943 relating to allocation of income of corporations doing business within and without North Dakota.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Concurrent Resolution "W".** A concurrent resolution designating the city of Rugby as the permanent site of the "North Dakota State Championship Horse Show".

Was read the first time and referred to the Committee on General Affairs.

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, Senator Foss presiding.

**MOTIONS**

Senator Sayer moved that Senate Bill No. 243 be placed at the head of the calendar, which motion prevailed.

Senator Sayer moved that the Senate reconsider its action in adopting the floor amendments to Senate Bill No. 243, which motion prevailed.

Senator Sayer moved that the Senate rescind its action in adopting the floor amendments to Senate Bill No. 243, which motion prevailed.

**SECOND READING OF SENATE BILLS**

**Senate Bill No. 243.** A Bill for an Act to amend and reenact Initiated Measure No. 2, approved by the electors of the state of North Dakota in the general election on November 6, 1956 relating to scholarship loans.

Which has been read.

**ROLL CALL**

The question being on the final passage of Senate Bill No. 243, as amended on committee report, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden                      Torno

So the bill passed and the title was agreed to.



**Senate Bill No. 244.** A Bill for an Act to amend and reenact section 16-0103 of the North Dakota Revised Code of 1943, relating to qualifications of 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Larson	Torno
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So the bill passed and the title was agreed to.

**Senate Bill No. 255.** A Bill for an Act relating to contribution among tortfeasors, providing for release of tortfeasors, procedure enabling recovery of contribution, and making uniform the law with reference thereto, and providing a savings clause.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Morgan	Wenstrom
George	Nelson	Wolf
Hernett	O'Brien	Yunker

Those voting in the negative were:

Erickstad	Kusler	Miller
Gilbertson		

Absent and not voting:

Bilden	Larson	Torno
Klefstad	Roen	

So the bill passed and the title was agreed to.

Senate Bill No. 274. A Bill for an Act to amend and reenact sections 40-5107 and 40-5108 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to annexation of territory to 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, 26; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Saumur
Dewing	Kieley	Thomas
Dolan	Klefstad	Trenbeath
Erickstad	Krause	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Yunker
Hernett	Miller	

Those voting in the negative were:

Erickson	Kusler	Roen
Fiedler	Leier	Sayer
Foss	Livingston	Schrock
Fraser	Luick	Tuff
Freed	Morgan	Wartner
Gilbertson	Olson	Wenstrom
Knudson		

Absent and not voting:

Bilden	Torno	Wolf
Larson		

So the bill passed and the title was agreed to.

Senate Bill No. 281. A Bill for an Act to amend and reenact section 30-0504 of the North Dakota Revised Code of 1943 relating to filing an original will.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel

Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Torno	Wenstrom
Larson		

So the bill passed and the title was agreed to.

Senate Bill No. 296. A Bill for an Act confirming and establishing water rights acquired through use or attempted use of water for mining, manufacturing, irrigating or other beneficial purposes prior to January 1, 1934, which water rights have not been wilfully forfeited because of non-use.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Larson	Torno
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So the bill passed and the title was agreed to.

Senate Bill No. 297. 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 exceptions; 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.

Senator Dewing moved that Senate Bill No. 297 be amended as follows:

In line 765 after the word "law" insert a period and strike out balance of line 765 and all of line 766.

In line 771 after the word "law" insert a period and strike out balance of line 771 and all of line 772.

ROLL CALL

The question being on the motion of Senator Dewing to amend Senate Bill No. 297, the roll was called and there were ayes, 14; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	Tuff
Dewing	Kusler	Vendsel
Fiedler	O'Brien	Wolf
Fraser	Olson	Yunker
Garaas	Schrock	

Those voting in the negative were:

Baeverstad	Kee	Morgan
Brooks	Kieley	Nelson
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Foss	Leier	Thomas
Freed	Livingston	Trenbeath
George	Longmire	Wadson
Gilbertson	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	

Absent and not voting:

Bilden	Larson	Torno
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So the motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 297, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kieley	Morgan
Brooks	Klefstad	Nelson
Dolan	Knudson	Roen
Erickson	Krause	Saumur
Erickstad	Kusler	Sayer
Foss	Leier	Schrock
Freed	Livingston	Thomas
Garaas	Longmire	Trenbeath
George	Luick	Wadson
Hernett	Meidinger	Wartner
Holand	Miller	Wenstrom
Kee		

Those voting in the negative were:

Berube	Gilbertson	Vendsel
Dewing	Johnson	Yunker
Fiedler	O'Brien	Tuff
Fraser	Olson	

Absent and not voting:

Bilden	Torno	Wolf
Larson		

So the bill passed and the title was agreed to.

MOTIONS

Senator Meidinger moved that the Senate do now recess until 10:00 a.m., February 21, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FORTY-THIRD DAY AFTER RECESS, AND  
FORTY-FOURTH DAY AND FORTY-FIFTH DAY

Bismarck, February 21, 1957

The Senate convened at 10:00 a. m., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 51  
Senate Bill No. 86  
Senate Bill No. 135  
Senate Bill No. 136  
Senate Bill No. 155  
Senate Bill No. 160  
Senate Bill No. 166  
Senate Bill No. 171  
Senate Bill No. 181  
Senate Bill No. 186  
Senate Bill No. 213  
Senate Bill No. 225  
Senate Bill No. 245  
Senate Bill No. 252  
Senate Bill No. 260

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 1 have had the same under consideration and recommend that the same be amended as follows:

In line 8 strike out the figure "\$3,855,075.55" and insert the figure "\$4,535,383.00" in lieu thereof.

In line 12 strike out the figure "30,000.00" and insert the figure "50,000.00" in lieu thereof.

In line 15 strike out the figure "\$3,964,075.55" and insert the figure "\$4,664,383.00" in lieu thereof.

In line 16 strike out the figure "\$3,323,250.10" and insert the figure "\$3,909,706.00" in lieu thereof.

In line 17 strike out the figure "\$3,323,250.10" and insert the figure "\$3,909,706.00" in lieu thereof.

In line 19 strike out the figure "883,533.35" and insert the figure "1,039,451.00" in lieu thereof.

In line 21 strike out the figure "64,101.00" and insert the figure "88,500.00" in lieu thereof.

In line 22 strike out the figure "14,450.00" and insert the figure "17,000.00" in lieu thereof.

In line 24 strike out the figure "\$1,036,244.35" and insert the figure "\$1,219,111.00" in lieu thereof.

After line 24 insert the following lines:

"Plant Improvements:

1. Animal nutrition center and equipment.....	\$240,000.00
2. Seed and plot laboratory and machine storage .....	50,000.00
3. Three research greenhouses.....	150,000.00
4. Turkey research building.....	17,500.00
TOTAL (Plant Improvements)	\$457,500.00"

In line 26 strike out the figure "61,000.00" and insert the figure "72,680.00" in lieu thereof.

In line 27 strike out the figure "39,300.00" and insert the figure "46,740.00" in lieu thereof.

In line 28 strike out the figure "21,250.00" and insert the figure "25,252.00" in lieu thereof.

In line 29 strike out the figure "35,000.00" and insert the figure "41,541.00" in lieu thereof.

In line 30 strike out the figure "27,000.00" and insert the figure "32,084.00" in lieu thereof.

In line 32 strike out the figure "38,400.00" and insert the figure "45,684.00" in lieu thereof.

After line 32 insert the following line:

"8. New Irrigation Station..... 67,200.00"

In line 33 strike out the figure "\$237,904.00" and insert the figure "\$347,135.00" in lieu thereof.

In line 34 after the word Stations add the following words: "and Plant Improvements".

In line 34 strike out the figure "\$1,274,148.35" and insert the figure "\$2,023,746.00" in lieu thereof.

In line 35 strike out the figure "\$511,659.20" and insert the figure "\$601,952.00" in lieu thereof.

In line 36 strike out the figure "\$511,659.20" and insert the figure "\$601,952.00" in lieu thereof.

In line 38 strike out the figure "\$486,694.70" and insert the figure "\$572,582.00" in lieu thereof.

After line 42 insert the following line:

"4. Overhaul Ventilating System, May Hall..... 2,300.00"

In line 43 strike out the figure "\$495,743.87" and insert the figure "\$584,431.17" in lieu thereof.

In line 44 strike out the figure "\$321,452.15" and insert the figure "\$378,179.00" in lieu thereof.

In line 47 strike out the figure "1,879.00" and insert the figure "1,879.50" in lieu thereof.

In line 48 strike out the figure "41,000.00" and insert the figure "50,000.00" in lieu thereof.

In line 49 strike out the figure "\$367,431.15" and insert the figure "\$433,158.50" in lieu thereof.

In line 50 strike out the figure "\$425,198.90" and insert the figure "\$500,234.00" in lieu thereof.

Strike out all of lines 52 and 53.

In line 56 strike out the figure "\$480,198.90" and insert the figure "\$519,234.00" in lieu thereof.

In line 57 strike out the figure "\$1,098,520.45" and insert the figure "\$1,292,377.00" in lieu thereof.

In line 67 strike out the figure "50,000.00" and insert the figure "70,000.00" in lieu thereof.

In line 70 strike out the figure "\$1,199,420.45" and insert the figure "\$1,413,277.00" in lieu thereof.

In line 71 strike out the figure "\$691,758.90" and insert the figure "\$813,834.00" in lieu thereof.

In line 73 strike out the figure "9,000.00" and insert the figure "9,831.00" in lieu thereof.

In line 76 strike out the figure "3,000.00" and insert the figure "3,640.00" in lieu thereof.

After line 76 insert the following lines:

4. Purchase of Real Estate.....	25,000.00
5. Parking area.....	5,100.00"

In line 77 strike out the figure "\$706,758.90" and insert the figure "\$860,405.00" in lieu thereof.

In line 78 strike out the figure "\$857,795.35" and insert the figure "\$1,009,171.00" in lieu thereof.

In line 80 strike out the figure "26,000.00" and insert the figure "30,700.00" in lieu thereof.

After line 88a insert the following lines:

"9. Instrument fusing, Electrical Shop.....	6,100.00
10. Remodel hangar into Trade Shops.....	4,500.00
11. Campus planning, maps and drawing.....	2,000.00"

In line 89 strike out the figure "\$958,445.35" and insert the figure "\$1,127,121.00" in lieu thereof.

In line 90 strike out the figure "\$244,524.60" and insert the figure "\$287,676.00" in lieu thereof.

In line 93 strike out the figure "8,500.00" and insert the figure "10,000.00" in lieu thereof.

In line 94 strike out the figure "\$253,024.60" and insert the figure "\$297,676.00" in lieu thereof.

And renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 170 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

**FIRST READING OF SENATE RESOLUTION**

Senator Leier introduced:

Senate Concurrent Resolution "OO". A concurrent resolution authorizing and directing the legislative research committee to make an interim study of installment loan practices and statutes governing such operations in this state and to make its report and recommendation to the Thirty-sixth Legislative Assembly.

Was read the first time and referred to the Committee on Industry and Business.

**SECOND READING OF SENATE BILLS AND RESOLUTIONS**

Senate Bill No. 116. A Bill for an Act to provide for the acquisition of right of way and materials by purchase or by condemnation by the state or any of its departments, agencies, political subdivisions and municipalities and to repeal sections 24-0507, 24-0509, 24-0510, 24-0511, 24-0512, 24-0513, 24-0514, 24-0515, 24-0716, 24-0717, 24-0723, 24-0724, 24-0725, 24-0726, 24-0727, 24-0728, 24-0729, 24-0730, and 24-0733 of the North Dakota Revised Code of 1943 and to repeal sections 24-0118, 24-0119, 24-0120, 24-0121, 24-0122, 24-0123, 24-0124 and 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to repeal section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by section 1 of Chapter 88 of the Session Laws of 1955 and to amend section 24-0722 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, as amended, the roll was called and there were: ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Brooks	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Fiedler	Krause	Schrock
Foss	Leier	Thomas
Fraser	Livingston	Torno
Freed	Longmire	Trenbeath
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Those voting in the negative were:

Dewing	Kusler	Wartner
Erickstad	Tuff	

Absent and not voting:

Berube	Bilden	Larson
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**Senate Bill No. 191.** A Bill for an Act to amend and reenact section 14 of chapter 251 of the North Dakota Session Laws of 1955 relating to motor vehicle operator's license and to increase the fee therefor to three dollars.

Which has been read.

Senator Knudson moved that Senate Bill No. 191 be indefinitely postponed, which motion lost.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Hernett	Roen
Brooks	Kieley	Saumur
Dewing	Krause	Sayer
Dolan	Livingston	Trenbeath
Erickson	Longmire	Tuff
Erickstad	Luick	Wartner
Foss	Miller	Wolf
Gilbertson	Nelson	

Those voting in the negative were:

Fiedler	Klefstad	Schrock
Fraser	Knudson	Thomas
Freed	Kusler	Torno
Garaas	Leier	Vendsel
George	Meidinger	Wadeson
Holand	Morgan	Wenstrom
Johnson	O'Brien	Yunker
Kee	Olson	

Absent and not voting:

Berube	Bilden	Larson
--------	--------	--------

So the bill was declared lost.

**Senate Concurrent Resolution "D".** A concurrent resolution recommending greater efforts toward highway safety through expanded education programs, better driver's license enforcement programs, better and more adequate posting of all highways, and the construction and maintenance of safer highways.

Which has been read.

Senator Krause moved that Senate Concurrent Resolution "D" be adopted, which motion prevailed.

**Senate Concurrent Resolution "O".** A Concurrent Resolution directing the legislative research committee to make an interim study of motor vehicle laws and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions, to make uniform the word usage, and to make such substantive changes as may be found necessary or advisable.

Senator Meidinger moved that Senate Concurrent Resolution "O" be adopted, which motion prevailed.

**Senate Concurrent Resolution "Z"**. A concurrent resolution authorizing and directing the legislative research committee to study all special state funds and nonreverting balances in appropriations to determine which of these are no longer active or needed.

Which has been read.

Senator Hernettt moved that Senate Concurrent Resolution "Z" be adopted, which motion prevailed.

**Senate Concurrent Resolution "EE"**. A concurrent resolution relating to the need to protect the national security by imposing a limitation on petroleum imports.

Which has been read.

Senator Roen moved that Senate Concurrent Resolution "EE" be adopted, which motion prevailed.

**Senate Resolution No. 6**. A Resolution requesting the Governor to appoint a five-man committee to investigate the industrial possibilities of the potato industry and to make recommendations.

Which has been read.

Senator Kieley moved that Senate Resolution No. 6 be adopted, which motion prevailed.

#### MOTIONS

Senator Roen moved that the rules be suspended and that Senate Concurrent Resolution "NN" be placed on the calendar, which motion prevailed.

**Senate Concurrent Resolution "NN"**. A concurrent resolution commending the University of North Dakota on its Seventy-Fifth Anniversary.

Was read the second time.

Senator Roen moved that Senate Concurrent Resolution "NN" be adopted, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 548**. A Bill for an Act authorizing conveyance of certain property now owned by the state of North Dakota to the United States of America for park purposes, and the reversion of same in case of non-user for the purpose granted, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Krause	Thomas

Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	Olson	Yunker

Absent and not voting:

Berube	Knudson	Larson
Bilden	Kusler	O'Brien
Klefstad		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 569.** A Bill for an Act to provide for payment of expenses to certain state officers, making an appropriation and declaring an emergency.

Which has been read.

Senator Wartner moved that House Bill No. 569 be referred to the Committee on State and Federal Government, which motion prevailed.

**House Bill No. 581.** A Bill for an Act to amend and reenact section 37-0113 of the North Dakota Revised Code of 1943, relating to right-of-way of the national guard.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	Olson	

Absent and not voting:

Berube	Foss	O'Brien
Bilden	Larson	

So the bill passed and the title was agreed to.

**House Bill No. 583.** A Bill for an Act accepting and declaring to be held in trust for the soil conservation districts of the state for use in carrying out the soil conservation

program certain lands conveyed to the State of North Dakota by the United States of America for use in carrying out the soil conservation program of the soil conservation districts of the state; providing for control, custody, possession, supervision, management and operation of such lands by the North Dakota Association of Soil Conservation Districts and for the holding by such association of accumulations of surplus funds or personal property in trust for the soil conservation districts of the state for use in carrying out the soil conservation program; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Berube	Larson	O'Brien
Bilden		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Senator Holand moved that the Senate reconsider the vote by which Senate Bill No. 191 was lost, which motion prevailed.

Senator Holand moved that Senate Bill No. 191 be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 191. A Bill for an Act to amend and reenact section 14 of chapter 251 of the North Dakota Session Laws of 1955 relating to motor vehicle operators' license and to increase the fee therefor to three dollars.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Brooks	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Wadeson
George	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	

Those voting in the negative were:

Dewing	Kusler	Thomas
Fiedler	Leier	Torno
Fraser	Morgan	Vendsel
Garaas	Olson	Wolf
Gilbertson	Schrock	Yunker
Klefstad		

Absent and not voting:

Berube	Larson	O'Brien
Bilden		

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Longmire moved that the Senate reconsider the vote by which Senate Bill No. 122 was lost, which motion prevailed.

Senator Kusler moved that Senate Bill No. 122 be placed on the calendar, which motion prevailed.

Senator Meidinger moved that the Senate do now recess for forty-five minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 247 have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the title to the bill insert a period after the word "licenses" and strike the words "and to repeal section 32 thereof".

In line 28 of the bill after the word "court" insert the underlined words "or commissioner".

On line 50 of the bill strike the bracket.

On line 53 of the bill strike the bracket and insert a colon in lieu thereof.

Strike all the underlined material on lines 53, 54 and 55.

Strike all of lines 56 and 57.

On line 58 strike the number "2" and insert in lieu thereof the number "1"

On line 63 strike the number "3" and insert in lieu thereof the number "2"

On line 65 strike the number "4" and insert in lieu thereof the number "3"

On line 66 strike the number "5" and insert in lieu thereof the number "4"

On line 67 after the semi-colon insert the word "or"

On line 68 strike the number "6" and insert in lieu thereof the number "5"

On line 68 strike the word "committed" and insert in lieu thereof the words "been convicted of"

On line 70 strike the semi-colon and the word "or" and insert a period after the word "revocation"

Strike lines 71 through 75 inclusive.

On a new line after the word "revocation" insert the following:

Any court is authorized to suspend the license of an operator within its jurisdiction who:

- a. Has committed an offense for which mandatory revocation of license is required upon conviction;
- b. Has been convicted of serious offenses against traffic regulations governing the movement of vehicles with such frequency as to indicate a disrespect for traffic laws and a disregard for the safety of other persons on the highways; or
- c. Has been convicted of driving a motor vehicle while under the influence of intoxicating liquor or a narcotic drug, or under the influence of any other drug to a degree which renders him incapable of safely driving a motor vehicle.

Strike lines 102 and 103.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 283 have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 32 through 37 inclusive.

On line 38 of the bill strike the number "3" and insert in lieu thereof the number "2"

On line 39 of the bill after the word "Where" insert the word "any"

On line 41 of the bill after the word "tenant" insert the words "or tenants"

On line 42 of the bill strike the words "one half share thereof in trust for" and insert in lieu thereof the following: "share theretofore owned by the deceased tenant subject to the claims of"

On line 46 of the bill strike the number "4" and insert in lieu thereof the number "3"

On line 50 of the bill strike the word "shall" and insert in lieu thereof the following: "or any creditor of the deceased tenant or other interested person may"

On line 51 of the bill strike the words "within sixty days"

On line 54 of the bill insert a comma after the word "applicable" and the following "except that such notice shall be published once each week for two successive weeks and the time specified for filing claims shall be not less than thirty days from the date of the second publication;"

Strike all of lines 59 and 60

Re-number the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

### SECOND READING OF SENATE BILLS

Senate Bill No. 122. A Bill for an Act to amend and reenact sections 38-0313, 38-0401, 38-0402, 38-0403, 38-0404, 38-0406, 38-0407, 38-0408, 38-0409, and 38-0410 and repealing section 38-0405 of the North Dakota Revised Code of 1943, as amended, relating to licensing coal mines and gravel pits.

Which has been read.

Senator Kusler moved that Senate Bill No. 122 be amended as follows:

Delete everything after the words "A Bill" and insert the following in lieu thereof:

For an Act to amend and reenact section 38-0401 of the North Dakota Revised Code of 1943 relating to license fees for coal mines.

### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Section 38-0401 of the  
 1a North  
 2 Dakota Revised Code of 1943 is hereby amended and  
 2a reenacted  
 3 to read as follows:  
 4 38-0401. COAL MINE LICENSE: REQUIRED;  
 5 TERM; FEES.) On or before the tenth day of July in  
 6 each year, the operator of each and every coal mine in  
 7 this state selling, bartering, or exchanging coal with  
 8 any other person shall procure a license from the  
 8a inspector  
 9 to operate such mine. The fee for such license shall be  
 10 as follows:  
 11 1. For any mine producing not more than one hundred  
 12 tons of coal annually, the sum of five dollars;  
 13 2. For any mine producing more than one hundred tons  
 14 and not more than one thousand tons of coal  
 15 annually, the sum of ((ten)) fifteen dollars;  
 16 3. For any mine producing more than one thousand  
 16a tons  
 17 and not more than five thousand tons of coal  
 18 annually, the sum of ((thirty)) forty-five  
 19 dollars;  
 20 4. For any mine producing more than five thousand  
 20a tons

- 21 and not more than ten thousand tons of coal  
 21a annually,  
 22 the sum of (((forty))) sixty-five dollars;  
 23 5. For any mine producing more than ten thousand  
 23a tons  
 24 and not more than twenty thousand tons of coal  
 25 annually, the sum of (((fifty))) eighty-five  
 26 dollars;  
 27 6. For any mine producing more than twenty thousand  
 28 tons and not more than fifty thousand tons of coal  
 29 annually, the sum of (((eighty))) one hundred  
 30 twenty-five dollars;  
 31 7. For any mine producing more than fifty thousand  
 32 tons and not more than two hundred thousand tons  
 33 of coal annually, the sum of (((one))) two  
 34 hundred dollars; and  
 35 8. For any mine producing more than two hundred  
 35a thousand  
 36 tons of coal annually, the sum of (((one hundred  
 37 fifty))) three hundred dollars.  
 38 The license period shall be from July first of the year  
 39 in which the license is issued to June thirtieth of the  
 40 following year, both dates inclusive. The amount of the  
 41 license fee shall be based on the operator's report of  
 42 the number of tons of coal mined during the year  
 42a terminat-  
 43 ing with the date of issuance of the new license, except  
 44 that in the case of mines applying for an initial license,  
 45 the license fee shall be based on the operator's estimate  
 46 of the number of tons of coal to be produced during the  
 47 license year.

Which motion prevailed.

Senator Kusler moved that the rules be suspended and that Senate Bill No. 122 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 122 the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	Olson	

Those voting in the negative were:

Kee



Absent and not voting:

Bilden                      Larson                      O'Brien  
Foss

So the bill passed and the title was agreed to.

#### REPORTS OF STANDING COMMITTEES

Mr. President: The majority of your Committee on Judiciary to whom was referred Senate Bill No. 47 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON  
R. E. MEIDINGER  
RALPH J. ERICKSTAD  
STEVE THOMAS  
GILMAN A. KLEFSTAD  
GEORGE LONGMIRE  
AMOS FREED

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted.

Mr. President: The minority of your Committee on Judiciary to whom was referred Senate Bill No. 47 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN  
JOHN YUNKER  
JOHN O. GARAAS

Senator Garaas moved that the report of the minority be substituted for that of the majority.

The question being on the substitute motion of Senator Garaas that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: The majority of your Committee on Judiciary to whom was referred Senate Bill No. 291 have had the same under consideration and recommend that the same be amended as follows:

Strike everything after "A Bill" and insert in lieu thereof the following:

For an Act relating to elections and to amend and reenact sections 16-1704, 16-1706, 16-1707, 16-1708, 16-1710, 16-1711, 16-1712, and 16-1716 of the North Dakota Revised Code of 1943 and sections 16-0426, 16-1701, 16-1702, 16-1703, 16-1705, and 16-1709 of the 1953 Supplement thereto and as amended, relating to registration of voters at primary elections, precinct committeemen and committeewomen, and ballots.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 16-0426 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-0426. REGISTRATION OF VOTERS (((NOT REQUIRED; POLL LISTS KEPT BY CLERKS OF ELECTIONS))). ((No registration)) Registration of voters shall be required under the provisions of this chapter to vote

at any primary election. (((The clerks of primary elections shall keep a list of the names of all persons voting at each primary election;))) There is hereby required at all primary voting polls, a republican poll book and democratic poll book and all electors voting at such primary shall sign the poll book according to their party preference. (((the))) The judges and inspectors of election shall hand to the voter the ballot of the political party which such voter calls for. No record shall be kept of the ballot called for or delivered to such voter and no officer of the election board shall disclose the kind of ballot called for by any such voter. The clerk shall return one list and one tally sheet, together with the poll books, which shall be a part of the records and filed with other election returns.

SECTION 2. AMENDMENT.) Section 16-1701 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1701. PRECINCT COMMITTEEMEN AND COMMITTEEWOMEN ELECTED, WHEN.) That at the party primary election now held on the last Tuesday in June of each even numbered year prior to presidential years and commencing with the year 1938, and each fourth year thereafter, there shall be elected as hereinafter provided by the qualified electors of each political party from each voting precinct, committeemen and committeewomen to represent such political party.

SECTION 3. AMENDMENT.) Section 16-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1702. NUMBER OF PRECINCT COMMITTEEMEN AND COMMITTEEWOMEN POLITICAL PARTY ENTITLED TO; TERM OF.) Each political party in each voting precinct in this state shall be entitled to elect one precinct committeeman and one precinct committeewoman for each two hundred and fifty votes, or major fraction thereof cast in such precinct at the last preceding presidential election for the presidential electors of such party. Each precinct shall be entitled to at least one precinct committeeman and one precinct committeewoman for each national party. Each precinct committeeman and committeewoman shall be an elector of his or her precinct and shall be elected to serve for a term of four years and until his successor is elected and qualified.

SECTION 4. AMENDMENT.) Section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 160 of the North Dakota Session Laws of 1955 is hereby amended and reenacted to read as follows:

16-1703. PETITION TO PLACE NAME ON PRECINCT COMMITTEEMEN OR COMMITTEEWOMEN BALLOT; CONTENTS; REQUIREMENTS.) Candidates for precinct committeemen and committeewomen may have their names placed on separate party ballots of their respective parties within their respective precincts by filing with the county auditor not more than forty nor less than thirty days and before four o'clock p.m. of the thirtieth day prior to the election petitions bearing the signatures of not less than five percent of the last vote in such precinct for the aforesaid candidate for presidential elector of the party to which the

candidate for precinct committeeman or committeewoman belongs. Such nominating petitions shall conform with the provisions of chapter 4 of this title in all matters not specifically provided for in this chapter. Each name on the petition shall be that of a qualified voter of the precinct of which the candidate seeks to be elected and shall be subscribed under a party heading. Each signer of a nomination paper shall be entitled to sign the same number of petitions as the number of precinct committeemen and committeewomen entitled to be elected in his precinct; he shall add his residence with the street number, if any, and the date of signing.

SECTION 5. AMENDMENT.) Section 16-1704 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1704. POLITICAL PARTY ENTITLED TO COLUMN ON BALLOT.) No organization, political or otherwise, shall be entitled to a column on the precinct committeemen and committeewomen ballot unless:

1. Such organization nominated and had printed upon the ballot at the last preceding presidential election the names of a set of presidential electors pledged to the election of the candidates of such party for president and vice president; and
2. Such candidates provided for in subsection 1 of this section received at least five percent of the total vote cast for president within this state as such election.

SECTION 6. AMENDMENT.) Section 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1705. BALLOT FOR PRECINCT COMMITTEEMEN AND COMMITTEEWOMEN; FORM AND CONTENTS OF.) The name of each candidate for election as precinct committeeman or committeewoman shall be printed on a separate ballot for each political party. Such ballot shall contain only the names of candidates for party precinct committeemen or committeewomen for whom nominating petitions have been filed with the county auditor as provided in section 16-1703. If no nominating petition has been filed for any candidate the ballot shall contain blank lines and spaces on which names may be written or a sticker pasted. Such ballot shall be in substantially the same form as the primary election ballot provided for. The ballot to be used for the election of precinct committeemen and committeewomen shall be prepared for each voting precinct in the county by the county auditor and shall be distributed by him with other election supplies in the manner in which the primary election ballots are distributed. An elector calling for a ballot for the office of precinct committeeman or precinct committeewoman shall receive such ballot in accordance with the party registration of such elector.

SECTION 7. AMENDMENT.) Section 16-1706 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1706. CANDIDATES ELECTED AT ELECTION; TIE VOTE; CANVASSING VOTE; CERTIFICATE OF ELECTION.) The candidate, or if more than one precinct committeeman or committeewoman is to be elected, the

corresponding number of candidates, receiving the highest number of votes shall be declared elected. In case of a tie vote, the election officials immediately shall decide the winner by drawing lots. Upon the closing of the polls, the election officials in each precinct shall proceed to count and canvass the votes cast for precinct committeemen and committeewomen and ascertain who were elected, and shall notify the county auditor. The county auditor shall make out, upon blanks furnished by the county, and mail to each person elected, a certificate of election which also shall notify each precinct committeeman and committeewoman of the time and the place of the first meeting of the county committee as provided for in this chapter.

**SECTION 8. AMENDMENT.)** Section 16-1707 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**16-1707. PROVISIONS OF PRIMARY ELECTION LAW APPLICABLE TO ELECTION OF PRECINCT COMMITTEEMEN AND COMMITTEEWOMEN.)** Except as otherwise provided in this chapter, the provisions of chapter 4 of this title, relating to primary elections, shall govern the election of precinct committeemen and committeewomen with reference to the preparation, printing, distributing, voting, canvassing, returning, and disposition of ballots, the notice of election, the holding and conduct of elections, the certifying of election results, and the penalties for the violation of the election laws.

**SECTION 9. AMENDMENT.)** Section 16-1708 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**16-1708. VACANCIES IN OFFICE OF PRECINCT COMMITTEEMAN OR COMMITTEEWOMAN; FILING OF.)** A vacancy in the office of precinct committeeman or committeewoman shall be filled by appointment from such precinct by the county executive committee of such party. A vacancy in the office of precinct committeeman or committeewoman, in counties having more than one legislative district, shall be filled by the members of the county executive committee residing in the legislative district where the vacancy occurs.

**SECTION 10. AMENDMENT.)** Section 16-1709 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**16-1709. COUNTY COMMITTEE OF POLITICAL PARTY; HOW CONSTITUTED.)** The precinct committeeman and committeewoman of a party, elected or appointed as provided in this chapter, together with the nominees for, and the members of the legislative assembly of that party, shall constitute the county committee of such party.

**SECTION 11. AMENDMENT.)** Section 16-1710 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

**16-1710. MEETING OF COUNTY COMMITTEE; ORGANIZATION.)** The county committee of each party shall meet in the courthouse at the county seat at two o'clock p. m. on the third Wednesday after the primary election. The county committee shall organize by:

1. Selecting a chairman, a vice chairman, a secretary, and a treasurer;
2. Adopting rules and modes of procedure not in conflict with law; and
3. Selecting an executive committee consisting of from five to eleven persons chosen from the county committee. The chairman and secretary of the county committee shall be members of the executive committee.

In counties having more than one legislative district, each legislative district is entitled to representation on the county executive committee apportioned in the ratio which the number of precinct committeemen and committeewomen each legislative district may have bears to the total number of precinct committeemen and committeewomen in the county, and shall be selected by the precinct committeemen and committeewomen from each legislative district meeting separately.

SECTION 12. AMENDMENT.) Section 16-1711 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1711. COUNTY COMMITTEE TO SELECT DELEGATE FOR STATE CENTRAL COMMITTEE.) In a county consisting of one legislative district, the county committee, at the meeting provided for in section 16-1710, shall select a legal voter to act upon and be a member of the state central committee of such party. In counties having more than one legislative district, the precinct committeemen and committeewomen from each legislative district, meeting separately, shall select a legal voter from their legislative district to serve on such state central committee.

SECTION 13. AMENDMENT.) Section 16-1712 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1712. SELECTION OF DELEGATE TO STATE COMMITTEE WHEN TWO OR MORE COUNTIES EMBRACED IN LEGISLATIVE DISTRICT.) When two or more counties are embraced in one legislative district, the county committee of each county shall meet as provided in section 16-1710 and shall elect a committee of three of its members to meet with a similar committee from the other county or counties comprising such legislative district, at the courthouse at the county seat of the senior county of such district, at two o'clock p. m. on the fourth Wednesday following their election, and shall proceed to elect a member of the state central committee from such legislative district. Each such county committee shall be entitled to cast votes equal to the number of precinct committeemen and committeewomen elected in its county in such manner and for such candidate as shall be determined by the majority of such committee acting personally or by proxy.

SECTION 14. AMENDMENT.) Section 16-1716 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-1716. MEETING OF PRECINCT COMMITTEEMEN AND COMMITTEEWOMEN OF COUNTY TO ELECT

**DELEGATES TO STATE PARTY CONVENTION: PROX-IES.)** At two o'clock p. m. on the first Wednesday in May in each presidential election year, the precinct committeemen and committeewomen of each county shall meet at the county seat to elect delegates to a state party convention to be held as provided in this chapter. One delegate shall be elected for each three hundred votes or majority fraction thereof cast in such county at the last preceding presidential election for the candidates for presidential electors of such party, but every county shall be entitled to at least one delegate. Delegates shall be electors of their county. If any delegate shall be unable to attend such convention, he shall designate in writing an alternate to attend and represent and act for him. In counties having more than one legislative district, the precinct committeemen and committeewomen from each legislative district, meeting separately, shall elect delegates to the state party convention. One delegate shall be elected for each three hundred votes, or major fraction thereof, cast in said legislative district at the last preceding presidential election for the candidates for presidential elector of such party, but each legislative district shall be entitled to at least one delegate.

(and renumber the lines accordingly)

And when so amended recommend the same do pass.

HARVEY B. KNUDSON  
 GEORGE LONGMIRE  
 R. E. MEIDINGER  
 AMOS FREED  
 GILMAN A. KLEFSTAD  
 STEVE THOMAS  
 ALOYS WARTNER, JR.

Senator Knudson moved that the report be adopted.

Mr. President: The minority of your Committee on Judiciary have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN YUNKER  
 ROSAMOND O'BRIEN  
 JOHN O. GARAAS

Senator Garaas moved that the report of the minority be substituted for that of the majority.

The question being on the substitute motion of Senator Garaas that the report of the minority on Senate Bill No. 291 be substituted for that of the majority, which motion was declared lost.

Senator Garaas requested a division, which request was denied for lack of sufficient number requesting.

The question being on the motion of Senator Knudson that the report of the majority be adopted on Senate Bill No. 291, which motion prevailed.

## MOTIONS

At the request of Senator Fiedler the Senate recognized the junior and senior classes of Underwood, North Dakota, and the Riverdale High School.

At the request of Senator Larson the Senate recognized the eighth grade from the Cathedral at Bismarck, North Dakota.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

## FORTY-FOURTH DAY

Bismarck, February 21, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Msgr. Feehan, St. Mary's Catholic Church, Bismarck.

Roll call: All Senators present except Senators Bilden and Wartner.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second day after recess and Forty-third day and recommends that the same be corrected as follows:

Page 429, line 1, strike out the word "Thursday" and insert in lieu thereof the word "Tuesday".

Page 430, line 23, correct the spelling of the word "gases".

Page 433, line 48, correct the spelling of the word "pre-vailed".

Page 435, line 30, strike out the words "Robert Feehan" and insert in lieu thereof the word "Simon".

Page 435, line 34, after the word "President" insert a colon.

Page 440, line 23, correct the spelling of the word "nays".

Page 447, line 43, correct the spelling of the word "the"

Page 453, after line 47 insert the following:

"Senator Longmire moved that Senate Bill No. 287 be amended as follows:"

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 21, 1957

Mr. President: I have the honor to return:

Senate Bill No. 87

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, February 21, 1957

Mr. President: I have the honor to transmit:

House Bill No. 526  
House Bill No. 533  
House Bill No. 584  
House Bill No. 591  
House Bill No. 596  
House Bill No. 613  
House Bill No. 654  
House Bill No. 665  
House Bill No. 666  
House Bill No. 731  
House Bill No. 738  
House Bill No. 749  
House Bill No. 757  
House Bill No. 761  
House Bill No. 766  
House Bill No. 774  
House Bill No. 789  
House Bill No. 795  
House Bill No. 797  
House Bill No. 799  
House Bill No. 800  
House Bill No. 805  
House Bill No. 819  
House Bill No. 829  
House Bill No. 830  
House Bill No. 831  
House Bill No. 833

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 169 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to Senate Bill No. 188 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 207 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 214 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 239 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 242 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 251 be adopted, which motion lost.

Senator Luick moved that Senate Bill No. 251 be amended as follows:

In line 1, strike out the word "August" and insert in lieu thereof the word "October".

In line 5, strike out the word "August" and insert in lieu thereof the word "October".



In line 11, strike out the word "August" and insert in lieu thereof the word "October".

Which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 293 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 299 be adopted, which motion prevailed.

#### MOTION

Senator Knudson moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 1, 247, 283 and 291, be dispensed with, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 1 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 247 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Bill No. 283 be adopted, which motion prevailed.

#### MOTION

Senator Longmire moved that the rules be suspended and that he be permitted to withdraw Senate Bill No. 291, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 122

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FORTY-FIFTH DAY

Bismarck, February 21, 1957

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Rev. Norman E. Brauer, Zion Lutheran Church, Bismarck.

Roll call: All Senators present except Senator Bilden.

A quorum was declared by the President.

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the

Forty-third day after recess and recommends that the same be corrected as follows:

Page 455, strike out line 6

Page 469, line 50, strike out the word "HOUSE" and insert in lieu thereof the word "SENATE".

Page 475, line 54, after the word "certificate" strike out the word "or" and insert in lieu thereof the word "of".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 21, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5  
 Senate Bill No. 28  
 Senate Bill No. 42  
 Senate Bill No. 54  
 Senate Bill No. 75  
 Senate Bill No. 89  
 Senate Bill No. 144  
 Senate Bill No. 157  
 Senate Bill No. 200  
 Senate Bill No. 257  
 Senate Bill No. 284  
 Senate Bill No. 287

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, February 21, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 16  
 Senate Bill No. 64  
 Senate Bill No. 79  
 Senate Bill No. 84  
 Senate Bill No. 93  
 Senate Bill No. 133  
 Senate Bill No. 155  
 Senate Bill No. 201  
 Senate Bill No. 213  
 Senate Bill No. 216  
 Senate Bill No. 232  
 Senate Bill No. 243  
 Senate Bill No. 244  
 Senate Bill No. 255  
 Senate Bill No. 274  
 Senate Bill No. 281  
 Senate Bill No. 296  
 Senate Bill No. 297

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Meidinger moved that after the reading of Senate Bills Nos. 1, 40, 47, 51, 86, 121, 135, 136, 141, 154, 160, 166, 169, 171, 174, 175, 181, 186, 188, 192, 193, 196, 207, 209, 211, 214, 217, 222, 223, 225, 226, 229, 239, 242, 245, 247, 251, 252, 260, 262, 279, 283, 293, 298, 299, and Senate Concurrent Resolutions "FF" and "JJ" that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

Senator Nelson moved that Senate Bill No. 196 be placed at the head of the calendar, which motion prevailed.

Senator Roen moved that Senate Bill No. 121 be placed at the foot of the calendar, which motion prevailed.

## SECOND READING OF SENATE BILLS

**Senate Bill No. 196.** 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 live-stock brand inspection.

Which has been read.

Senator Knudson moved that Senate Bill No. 196 be amended as follows:

In line 31, after the word "plants" insert the following:

"from the owner or owners of the registered brand on cattle so inspected."

The President announced that if there wasn't a second to Senator Knudson's amendment the Senate would be back on the bill itself.

Senator Dewing seconded the motion of Senator Knudson to amend Senate Bill No. 196.

The question was on the motion of Senator Knudson to amend Senate Bill No. 196, which motion was lost.

## ROLL CALL

The question being on the final passage of Senate Bill No. 196, the roll was called and there were ayes, 23; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kieley	Thomas
Brooks	Knudson	Trenbeath
Dolan	Luick	Tuff
Erickstad	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Nelson	Wolf
Johnson	Sayer	Yunker
Kee	Schrock	

Those voting in the negative were:

Berube	Holand	Morgan
Dewing	Klefstad	O'Brien
Erickson	Krause	Olson
Fiedler	Kusler	Roen
Foss	Larson	Saumur
Fraser	Leier	Torno

Freed	Livingston	Vendsel
Garaas	Longmire	Wenstrom
George		

Absent and not voting:

Bilden

So the bill was declared lost.

Senator Krause moved that the vote by which Senate Bill No. 196 was lost be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 40. A Bill for an Act to amend and reenact section 49-1845 of the North Dakota Revised Code of 1943 relating to the enforcement of motor carrier laws, 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickstad	Krause	Thomas
Erickson	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden Morgan

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which Senate Bill No. 40 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 51. A Bill for an Act relating to economic development activities of the state, providing an appropriation, and repealing chapter 54-34 of the North Dakota Revised Code of 1943 relating to the North Dakota Research Foundation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Knudson	Nelson
Dolan	Krause	Roen
Erickson	Kusler	Saumur
Erickstad	Larson	Sayer
Foss	Leier	Thomas
Freed	Livingston	Trenbeath
George	Longmire	Wadeson
Hernett	Luick	Wartner
Holand	Meidinger	Wenstrom
Kee	Miller	Wolf
Kieley	Morgan	Yunker
Klefstad		

Those voting in the negative were:

Berube	Garaas	Olson
Dewing	Gilbertson	Schrock
Fiedler	Johnson	Tuff
Fraser	O'Brien	Vendsel

Absent and not voting:

Bilden	Brooks	Torno
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So the bill passed and the title was agreed to.

Senator Erickstad moved that the vote by which Senate Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Baeverstad moved that the remarks of Senator Meidinger on Senate Bill No. 51 be printed in the journal, which motion prevailed.

Senator Meidinger: One of the most talked about bills in the Senate during this session and is the bill which is now before us. The people of North Dakota never before have been so conscious of the need for stabilizing our agricultural economy.

Although it was but a few years ago that we cared little about industrial development, we now realize that our schools, our local and state governments cannot be supported by the wealth we receive from agriculture alone.

North Dakota must, of necessity, expand its sources of new wealth. Industries which will fully utilize the resources of our state are needed to provide this new wealth.

The appropriation of \$125,000 for this Economic Development Commission is an investment . . . an investment which leads the way to the establishment of more job opportunities in our state.

Through a vigorous industrial promotional program which this Commission will carry on, new businesses will come to North Dakota, processors of our agricultural products will be encouraged. Our entire state, through the work of this Commission, will profit tremendously. More jobs will be created for our young people . . . our income will rise . . . and our sources of tax revenue will increase. In short, we can expect in years to come more money for all the things we want and need—more money for our schools, for the administration of our state and local governments—more money for

the benefit of all the people of North Dakota. This is an investment . . . a sound investment in the future of our state.

This is not a bill for any single element of our economy—not for agriculture alone, for industry alone or for labor alone. This bill is a program for all of North Dakota. This Commission will seek the location of processors for our crops, our livestock, our poultry. Existing industry will be aided. An the labor force of North Dakota stands to gain strongly by this bill . . . as jobs are provided for our high school and college-trained graduates.

But probably most important of all, this Commission will send North Dakota on a road to independence—where we can be more than merely a producer of raw materials—where we can reserve the full value of our agriculture, of all our resources—where we can throw off the shackles of control from outside our state.

Already, North Dakota has started on an industrial march . . . but to lend dignity and great assistance to this march, a state Economic Development Commission is necessary. The effectiveness of such commissions in other states bears out the need for state help.

Yet, I should like to caution you . . . don't expect to see smokestacks dot the state horizon merely because we enact this bill . . . don't expect industries to knock at the door of your town for admission.

And, finally, don't expect to come back to the legislature in two years and find that North Dakota has grown to a highly-industrialized state. It's very possible that very little progress will be made in the next two years. This is a long, continuing program, the results of which cannot be seen overnight.

I'd like to make one final statement about this matter of industrial promotion as it relates to our cities and areas of our state.

North Dakota long has been victimized by a boiling strife between cities and and between areas or sections of our state. It is time that we throw off our sectionalism and remember that we are North Dakotans first. It is time that we forget our petty differences and realize when industry comes to Fargo, Jamestown, Minot or Columbus, all of North Dakota benefits . . . when development occurs in the Red River Valley, the Missouri slope or the Badlands, all of North Dakota is helped.

**Senate Bill No. 86.** 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 liquified petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquified petroleum gas containers and to prohibit the refilling or use of such containers without authorization by the owner thereof; and providing for penalty.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Bilden	Brooks	Torno
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So the bill passed and the title was agreed to.

Senator Freed moved that the vote by which Senate Bill No. 86 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**MOTIONS**

Senator Leier moved that Senate Bill No. 154 be placed at the foot of the calendar, which motion prevailed.

Senator Livingston moved that Senate Bill No. 171 be placed at the foot of the calendar, which motion prevailed.

**SECOND READING OF SENATE BILLS**

Senate Bill No. 135. A Bill for an Act relating to the taxation of the sale of cigarettes and snuff and exempting sales to or by any instrumentality of the armed forces of the United States.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kee	Nelson
Dewing	Kieley	Saumur
Dolan	Klefstad	Thomas
Erickson	Knudson	Trenbeath
Erickstad	Krause	Tuff
Fiedler	Kusler	Vendsel
Foss	Larson	Wadeson
Freed	Livingston	Wartner
Garaas	Longmire	Wenstrom

George	Luick	Wolf
Hernett	Meidinger	Yunker
Holand	Miller	

Those voting in the negative were:

Fraser	O'Brien	Sayer
Gilbertson	Olson	Schrock
Leier	Roen	

Absent and not voting:

Bilden	Brooks	Torno
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So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 135 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 5-0205 of the North Dakota Revised Code of 1943, as amended by the 1955 Session Laws, Chapter 96, section 1, and section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by the 1953 Session Laws, Chapter 96, section 9, relating to alcoholic beverages and exempting the sale to or by an instrumentality of the armed forces of the United States from certain taxes of this state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended; the roll was called and there were: ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Fraser	Olson
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Absent and not voting:

Bilden	Kieley	Torno
Brooks		

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 136 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.



**Senate Bill No. 141.** A Bill for an Act to amend and reenact section 19-0331 of the North Dakota Revised Code of 1943, relating to penalties for illegal use of narcotics or providing them to minors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Brooks	Kieley	Torno
Bilden		

So the bill passed and the title was agreed to.

Senator O'Brien moved that the vote by which Senate Bill No. 141 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 160.** A Bill for an Act to require the manufacturer of a new automobile to furnish the purchaser thereof with a certificate of origin; and providing for a penalty in the event of failure to do so.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Olson
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Miller	Wartner

George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Those voting in the negative were:

Johnson	Meidinger	Wenstrom
Klefstad	Roen	
Absent and not voting:		
Bilden	Kieley	Torno
Brooks		

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which Senate Bill No 160 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Meidinger: I would like to explain my vote. I have been in the automobile business for twelve years and never once have I had need for a certificate of origin, and if I would have needed one I could have gotten one with a three cent stamp.

Senate Bill No. 166. A Bill for an Act to provide for the payment by the State Highway Commissioner of costs incurred by utilities in changing, removing or relocating utility facilities in connection with Federal Aid and Interstate Road Projects in which the Federal Government shares such costs.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 43; nays, 3; absent and not voting, 3.

So the bill passed and the title was agreed to.

Those voting in the affirmative were:

Baeverstad	Kieley	O'Brien
Berube	Klefstad	Olson
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Kee		

Those voting in the negative were:

Erickson	Johnson	Roen
Absent and not voting:		
Bilden	Brooks	Torno

So the bill passed and the title was agreed to.

Senator Freed moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 174.** A Bill for an Act to amend and reenact sections 40-4701 and 40-4702 of the North Dakota Revised Code of 1943 and section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to municipal zoning, providing for application and extension of zoning regulations, for establishment of districts, and for changes of regulations, restrictions, and district boundaries.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Those voting in the negative were:

Schrock

Absent and not voting:

Bilden	Brooks	Torno
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So the bill passed and the title was agreed to.

Senator Klefstad moved that the vote by which Senate Bill No. 174 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 175.** A Bill for an Act to amend and reenact section 57-3706 of the North Dakota Revised Code of 1943 relating to joint interests and interests with the right of survivorship.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Fiedler	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Trenbeath

Freed	Leier	Tuff
Garaas	Livingston	Vendsel
George	Longmire	Wadson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	Nelson	Yunker

Those voting in the negative were:

Erickstad	Luick	Sayer
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Absent and not voting:

Bilden	Erickson	Torno
Brooks		

So the bill passed and the title was agreed to.

Senator Holand 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.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess until 10:00 a. m., February 22, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

## FORTY-FIFTH DAY AFTER RECESS

Bismarck, February 22, 1957

The Senate convened at 10:00 a. m., pursuant to recess taken, the President presiding.

## SECOND READING OF SENATE BILLS

**Senate Bill No. 47.** A Bill for an Act to amend and reenact section 16-0415 and 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to primary election ballots and precinct committeemen, and to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 160 of the 1955 Session Laws, relating to precinct committeemen 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, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Garaas	Olson
Berube	Gilbertson	Schrock
Brooks	Johnson	Tuff
Dewing	Kusler	Vendsel
Fiedler	Leier	Wolf
Fraser	O'Brien	Yunker

Those voting in the negative were:

Dolan	Klefstad	Nelson
Erickson	Knudson	Roen
Erickstad	Krause	Saumur
Foss	Larson	Sayer
Freed	Livingston	Thomas
George	Longmire	Trenbeath
Hernett	Luick	Wadeson
Holand	Meidinger	Wartner
Kee	Miller	Wenstrom
Kieley	Morgan	

Absent and not voting:

Bilden Torno

So the bill was declared lost.

Senator Larson moved that the vote by which Senate Bill No. 47 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1  
 Senate Bill No. 169  
 Senate Bill No. 188  
 Senate Bill No. 207  
 Senate Bill No. 214  
 Senate Bill No. 239  
 Senate Bill No. 242  
 Senate Bill No. 247  
 Senate Bill No. 251  
 Senate Bill No. 283  
 Senate Bill No. 293  
 Senate Bill No. 299

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## COMMUNICATION

A communication was presented addressed to Lt. Gov. Duffy from Lydia Langer Irwin.

Senator Dewing moved that the communication be printed in the journal, which motion prevailed.

## UNITED STATES SENATE

Washington, D. C.

Dear Mr. Duffy,

Words cannot express my father's gratitude to each member of the North Dakota Senate, and to each member of the North Dakota House, for your generosity and kindness in passing your fine resolution wishing dad a speedy recovery in his time of trouble.

Please believe me—nothing could have warmed his heart more—and he never dreamed of, or expected, you all to do such a wonderful kindness to him. Please extend this message to each member of the legislature from my father.

I know if daddy could, he would tell each one of you to take very good care of yourself.

Again, greatest thanks for your tremendous generosity and kindness to my dearest father—from both dad and mother and his daughters.

Most sincerely,  
 LYDIA LANGER IRWIN

Feb. 19, 1957

## MOTIONS

Senator Wartner moved that Senate Bill No. 154 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF SENATE BILLS

Senate Bill No. 154. A Bill for Act to amend and reenact subsections 1. b., 1. c., 1. d., 2. f., and 2. h. of section 26-03A03 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to health and accident insurance policies, and to repeal section 26-03A07 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, 17; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Gilbertson	Olson
Berube	Knudson	Tuff
Dewing	Leier	Vendsel
Fiedler	Livingston	Wolf
Fraser	Miller	Yunker
Garaas	O'Brien	

Those voting in the negative were:

Brooks	Kee	Nelson
Dolan	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Krause	Schrock
Foss	Kusler	Thomas
Freed	Larson	Torno
George	Longmire	Trenbeath
Hernett	Luick	Wadeson
Holand	Meidinger	Wartner
Johnson	Morgan	Wenstrom

Absent and not voting:

Bilden	Roen
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So the bill was declared lost.

Senator Klefstad moved that the vote by which Senate Bill No. 154 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 1.** A Bill for an Act 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, as amended, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden Vendsel

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 169.** 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, as amended, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which Senate Bill No. 169 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 181.** A Bill for an Act to create a medical center loan fund board, prescribe its duties, and provide for loans to North Dakota students desiring to complete their education in medicine.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur



Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker

Those voting in the negative were:

Gilbertson	Johnson	Morgan
Absent and not voting:		
Bildn		

So the bill passed and the title was agreed to.

Senator Saumur moved that the vote by which Senate Bill No. 181 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 186.** A Bill for an Act to amend and re-enact Sections 43-1701, 43-1702, 43-1706, 43-1707, 43-1712, 43-1713, 43-1718, 43-1720, 43-1721, 43-1722, 43-1725, 43-1730, 43-1731 and 43-1734 and to repeal Section 43-1719, of the North Dakota Revised Code of 1943, relating to the regulation of the practice of medicine.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Bildn	Fraser	Sayer
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So the bill passed and the title was agreed to.

Senator Livingston 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.

## MOTIONS

Senator Meidinger moved that the Senate do now recess for thirty minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## SECOND READING OF SENATE BILLS

Senate Bill No. 188. 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.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 29; nays, 8; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Krause	Saumur
Berube	Larson	Thomas
Dolan	Livingston	Trenbeath
Erickson	Longmire	Tuff
Fiedler	Luick	Wadeson
Fraser	Meidinger	Wartner
Freed	Miller	Wenstrom
George	Morgan	Wolf
Kieley	O'Brien	Yunker
Klefstad	Roen	

Those voting in the negative were:

Brooks	Hernett	Olson
Dewing	Knudson	Vendsel
Garaas	Leier	

Absent and not voting:

Bilden	Holand	Nelson
Erickstad	Johnson	Sayer
Foss	Kee	Schrock
Gilbertson	Kusler	Torno

So the bill passed and the title was agreed to.

Senator O'Brien moved that the vote by which Senate Bill No. 188 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 192. A Bill for an Act to amend and reenact section 15-2202 of the North Dakota Revised Code of 1943, relating to qualifications of county superintendent.

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, 2; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kieley	O'Brien
Berube	Klefstad	Roen
Brooks	Knudson	Saumur
Dolan	Krause	Thomas
Erickson	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Johnson	Morgan	

Those voting in the negative were:

Dewing	Olson
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Absent and not voting:

Bilden	Gilbertson	Sayer
Erickstad	Kee	Schrock
Foss	Nelson	Torno

So the bill passed and the title was agreed to.

Senator Dolan moved that the vote by which Senate Bill No. 192 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 193.** A Bill for an Act to amend and reenact section 15-5502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the construction of revenue producing buildings at higher educational 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden	Gilbertson	Torno
Foss	Nelson	

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 193 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 207. A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943 as amended, relating to constitutional amendments and initiated and referred measures.

Which has been read.

Senator Brooks moved that Senate Bill No. 207 be amended as follows:

In line 23 strike out the word "proceeding" and insert in lieu thereof the word "preceding".

Which motion prevailed.

Senator Brooks moved that Senate Bill No. 207 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 207

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 207, as amended, the roll was called and there were: ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kieley	Nelson
Berube	Klefstad	Roen
Brooks	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Foss	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker
Kee		

Those voting in the negative were:

Dewing	Fiedler	Olson
Erickstad	O'Brien	Vendsel
Absent and not voting:		
Bilden	Gilbertson	Torno

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 209.** A Bill for an Act to amend and reenact subsection 4 of section 15-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 15-3503 of the North Dakota Revised Code of 1943, relating to school building construction.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Torno
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So the bill passed and the title was agreed to.

Senator Sayer moved that the vote by which Senate Bill No. 209 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 211.** A Bill for an Act relating to municipal police officers' witness fees in criminal actions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom

Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Torno
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 211 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 214.** A Bill for an Act making an appropriation for the purpose of raising and reconstructing a bridge on United States highway number ten over the Heart River west of Mandan, in cooperation with the corps of engineers, United States Army, Garrison District.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Dewing	Kusler	Sayer
Dolan	Larson	Schrock
Erickson	Leier	Thomas
Erickstad	Livingston	Torno
Fiedler	Longmire	Trenbeath
Fraser	Luick	Tuff
Freed	Meidinger	Vendsel
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Those voting in the negative were:

Foss	Klefstad	Wadeson
Gilbertson		

Absent and not voting:

Bilden	Krause
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So the bill passed and the title was agreed to.

Senator Wolf moved that the vote by which Senate Bill No. 214 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 217.** A Bill for an Act to amend and reenact section 40-2216 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sewer and water and parking lot improvements to be paid for in part by special assessments and in part by service charges, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden	Krause
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Longmire moved that the vote by which Senate Bill No. 217 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 222.** A Bill for an Act to amend and reenact section 15-2201 of the North Dakota Revised Code of 1943, relating to election; term of office of County Superintendent.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kieley	Morgan
Dolan	Krause	Nelson
Erickson	Kusler	O'Brien
Fraser	Larson	Saumur
Freed	Leier	Schrock
Garaas	Livingston	Thomas
George	Longmire	Torno
Holand	Meidinger	Trenbeath
Kee	Miller	Wenstrom

Those voting in the negative were:

Baeverstad	Hernett	Sayer
Brooks	Johnson	Tuff
Dewing	Klefstad	Vendsel
Erickstad	Knudson	Wadeson
Fiedler	Luick	Wartner
Foss	Olson	Wolf
Gilbertson	Roen	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Shrock moved that the vote by which Senate Bill No. 222 was passed be reconsidered and the motion to reconsider be laid on the table;

Which motion prevailed.

Senate Bill No. 223. A Bill for an Act relating to grasshopper control and providing an appropriation therefor and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wenstrom
George	Meidinger	Wartner
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden Tuff

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Morgan moved that the vote by which Senate Bill No. 223 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 225. A Bill for an Act to amend and reenact subsection 3, of section 43-1317 of the North Dakota Revised Code of 1943, as amended, relating to qualifications for the practice of optometry.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath



Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Livingston 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.

**Senate Bill No. 226.** 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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

<b>Baeverstad</b>	<b>Johnson</b>	<b>O'Brien</b>
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 229.** A Bill for an Act to amend and reenact section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to zoning regulations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Dewing	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Bilden	Dolan	Klefstad
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 229 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 239. A Bill for an Act to appropriate the sum of \$3,045,000.00 for the construction of buildings at the state institutions of higher learning.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden	Krause
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So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which Senate Bill No. 239 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 242.** A Bill for an Act relating to authority to make arrests and to amend and reenact sections 29-0615 and 29-0616 of the North Dakota Revised Code of 1943 relating to arrest without warrant and arrest in the night time.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Miller	Wadeson
Garaas	Meidinger	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Absent and not voting:

Bilden	Krause	Leier
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 242 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

#### MOTION

Senator Roen moved that Senate Bill No. 121 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 121.** A Bill for an Act to amend and reenact section 39-0467 of the North Dakota Revised Code of 1943, as amended, relating to allocation of motor vehicle registration tax proceeds for counties.

Which has been read.

Senator Meidinger moved the previous question, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 121, as amended, the roll was called and there were: ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Hernett	Olson
Berube	Johnson	Roen
Dewing	Kee	Sayer
Erickson	Klefstad	Schrock
Fiedler	Krause	Torno

Foss	Kusler	Tuff
Fraser	Miller	Vendsel
Garaas	Nelson	Wartner

Those voting in the negative were:

Brooks	Knudson	O'Brien
Dolan	Larson	Saumur
Erickstad	Leier	Thomas
Freed	Livingston	Trenbeath
George	Longmire	Wadeson
Gilbertson	Luick	Wenstrom
Holand	Meidinger	Wolf
Kieley	Morgan	Yunker

Absent and not voting:

Bilden

So the bill was declared lost.

Senator Meidinger moved that the vote by which Senate Bill No. 121 was lost be reconsidered and the motion to reconsider be laid on the table:

The question being on the motion of Senator Meidinger that the vote by which Senate Bill No. 121 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Dewing requested a division, which request was granted.

#### ROLL CALL

The question being on motion of Senator Meidinger that the vote by which Senate Bill No. 121 was lost be reconsidered and the motion to reconsider be laid on the table, the roll was called and there were: ayes, 25; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Brooks	Larson	O'Brien
Dolan	Leier	Saumur
Erickstad	Livingston	Thomas
Foss	Longmire	Trenbeath
Freed	Luick	Wadeson
George	Meidinger	Wenstrom
Holand	Miller	Wolf
Kieley	Morgan	Yunker
Knudson	Nelson	

Those voting in the negative were:

Baeverstad	Gilbertson	Olson
Berube	Hernett	Roen
Dewing	Johnson	Sayer
Erickson	Kee	Schrock
Fiedler	Klefstad	Torno
Fraser	Krause	Tuff
Garaas	Kusler	Wartner

Absent and not voting:

Bilden                      Vendsel

So the motion prevailed.

## FIRST READING OF SENATE RESOLUTION

The Committee on Senate Memorial Resolutions introduced:

Senate Memorial Resolution No. 2. A Memorial Resolution for deceased members of the Senate of the State of North Dakota.

Was read the first time.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 22, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 40  
Senate Bill No. 51  
Senate Bill No. 86  
Senate Bill No. 116  
Senate Bill No. 122  
Senate Bill No. 135  
Senate Bill No. 136  
Senate Bill No. 141  
Senate Bill No. 160  
Senate Bill No. 166  
Senate Bill No. 174  
Senate Bill No. 175  
Senate Bill No. 191  
Senate Concurrent Resolution "D"  
Senate Concurrent Resolution "O"  
Senate Concurrent Resolution "Z"  
Senate Concurrent Resolution "EE"  
Senate Concurrent Resoluition "NN"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 22, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 548  
House Bill No. 581  
House Bill No. 583

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

## SECOND READING OF SENATE BILLS

Senate Bill No. 245. A Bill for an Act authorizing the state board of higher education to plat, re-plat, sell and convey to fraternities, sororities and institutional dormitory corporations portions of the east thirty-one acres of the north half of the southwest quarter of section 5 in township 151 north, range 50 west of the fifth meridian, in Grand Forks County, North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Saumur

Dolan	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden	Erickson	Roen
Brooks	Klefstad	Vendsel
Dewing	Morgan	

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 245 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 247. A Bill for an Act to amend and reenact sections 24, 28, 30, 31, 34, 36, and 42 of chapter 251 of the North Dakota Session Laws of 1955, relating to cancellation, suspension or revocation of motor vehicle operators' licenses, and to repeal section 32 thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Berube	Johnson	Morgan
Brooks	Kee	Nelson
Dolan	Kieley	O'Brien
Erickstad	Klefstad	Saumur
Fiedler	Knudson	Sayer
Foss	Krause	Schrock
Fraser	Kusler	Thomas
Freed	Leier	Trenbeath
Garaas	Livingston	Tuff
George	Longmire	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Meidinger	Wolf

Those voting in the negative were:

Dewing	Torno	Wadeson
Olson		

Absent and not voting:

Bilden	Larson	Vendsel
Erickson	Roen	Yunker

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 247 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 251.** A Bill for an Act relating to refund claims in connection with motor vehicle fuel not used on the public highways; providing for the issuance of a permit; providing for penalties against dealers who aid in filing false returns; providing for revocation of permits upon conviction of any claimant of filing a fraudulent return; providing appropriation for administration of this Act; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kieley	O'Brien
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickstad	Krause	Thomas
Foss	Larson	Torno
Freed	Livingston	Trenbeath
George	Longmire	Wadeson
Hernett	Luick	Wartner
Holand	Meidinger	Wenstrom
Kee	Miller	Wolf

Those voting in the negative were:

Berube	Gilbertson	Olson
Dewing	Johnson	Roen
Erickson	Kusler	Schrock
Fiedler	Leier	Tuff
Fraser	Morgan	Vendsel
Garaas	Nelson	Yunker

Absent and not voting:

Bilden

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Senator Freed moved that the vote by which Senate Bill No. 251 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senator Dewing: I want to explain my vote. I voted against this measure because I don't believe it is fair to penalize the farmers of the State of North Dakota who generally are honest in making applications for refunds, so that the people in the oil bulk business can collect on credit that they feel is due them. If a farmer must apply for refunds within 30 days he will also have to hire a book-keeper to take care of his business so that he doesn't overlook the filing of any of these applications.

**Senate Bill No. 252.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, as amended, relating to salaries of county officers.

Which has been read.

FRIDAY, FEBRUARY 22, 1957

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## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 12; nays, 36; absent and not voting, 1.

Those voting in the affirmative were:

Dolan	Knudson	Saumur
Freed	Longmire	Thomas
Holand	Meidinger	Trenbeath
Kee	O'Brien	Wenstrom

Those voting in the negative were:

Baeverstad	Hernett	Nelson
Berube	Johnson	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Torno
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Garaas	Luick	Wartner
George	Miller	Wolf
Gilbertson	Morgan	Yunker

Absent and not voting:

Bilden

So the bill was declared lost.

Senator Dewing moved that the vote by which Senate Bill No. 252 was passed be reconsidered and the motion to reconsider be laid on the table:

Senate Bill No. 260. A Bill for an Act to amend and reenact section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to inspection of weighing and measuring devices.

Which had been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Those voting in the negative were:

Torno



Absent and not voting:

Bilden Meidinger

So the bill passed and the title was agreed to.

Senator Livingston moved that the vote by which Senate Bill No. 260 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 262.** A Bill for an Act to provide funds for the construction of buildings at institutions of higher learning; providing for the issuance and sale of two million dollars of general obligation bonds to reimburse the general fund for appropriations therefrom for such purposes and providing a tax and appropriation for the servicing and retirement of the bonds; and to amend and reenact section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to taxes on beer, section 5-0322 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon liquor and alcoholic beverages, and section 57-3622 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon cigarettes.

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, 16; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Kusler	Schrock
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Miller	Wolf
Garaas	Morgan	Yunker
Johnson	O'Brien	

Those voting in the negative were:

Baeverstad	Klefstad	Roen
Brooks	Krause	Thomas
George	Larson	Torno
Gilbertson	Meidinger	Wartner
Hernett	Nelson	Wenstrom
Holand		

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which Senate Bill No. 262 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 279.** A Bill for an Act to amend and reenact Section 27-1623 of the North Dakota Revised Code of 1943 relating to juvenile courts and providing that the juvenile court may make an order directing the county of a child's residence for poor relief purposes to support such child.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Bilden	Nelson	Thomas
Brooks		

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which Senate Bill No. 279 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

Senate Bill No. 283. A Bill for an Act to amend and reenact section 47-1906 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to property held in joint tenancy and providing for claims against a joint tenant.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Bilden	Nelson	Torno
Klefstad	Thomas	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 283 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 293.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the establishment of an unsatisfied judgment fund and to make a continuing appropriation to the state highway department for administration of financial responsibility and driver's license laws.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Holand	O'Brien	Yunker

Absent and not voting:

Bilden	Klefstad	Nelson
Hernett		

So the bill passed and the title was agreed to.

Senator Erickstad moved that the vote by which Senate Bill No. 293 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 22, 1957

Mr. President: I have the honor to transmit:

House Bill No. 501  
House Bill No. 504  
House Bill No. 506  
House Bill No. 507  
House Bill No. 607  
House Bill No. 617  
House Bill No. 638  
House Bill No. 640  
House Bill No. 649  
House Bill No. 677  
House Bill No. 683  
House Bill No. 685

House Bill No. 707  
 House Bill No. 709  
 House Bill No. 717  
 House Bill No. 752  
 House Bill No. 781  
 House Bill No. 782  
 House Bill No. 790  
 House Bill No. 810  
 House Bill No. 811  
 House Bill No. 814  
 House Bill No. 818  
 House Bill No. 832

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

A committee from the House was received and such committee announced that the House was ready to receive the Senate in a Joint Memorial Service.

#### CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Meidinger moved that the Senate do now recess until after the Joint Memorial Service, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MOTIONS

Senator Dolan moved that Senate Memorial Resolution No. 2 which was adopted in the joint session this afternoon be printed in the journal, and not as a bill, which motion prevailed.

#### SENATE MEMORIAL RESOLUTION NO. 2

Introduced by Senate Memorial Resolutions Committee

A Memorial Resolution for deceased members of the Senate of the State of North Dakota

1 WHEREAS, since the adjournment of the thirty-fourth  
 2 legislative assembly, God in His wisdom has seen fit to  
 3 summon to eternal rest His servants and our former  
 4 colleagues:

5 Carroll Day, who served in the twenty-eighth to the  
 6 thirty-fourth legislative assemblies, inclusive, from  
 7 the sixth legislative district, died March 3, 1956.

8 C. W. Fine, who served in the 19th session of the  
 9 legislative assembly in the House of Representatives  
 10 and who, subsequently, served as a member of the Senate  
 11 in the twentieth to the twenty-fifth legislative  
 12 assemblies, inclusive, from the twentieth legislative  
 13 district, died March 20, 1956.

14 Edward Greene, who served in the twenty-fourth  
 15 and twenty-fifth legislative assemblies, from the  
 16 eighteenth legislative district, died June 21, 1956.

17 J. J. Kehoe, who served in the twenty-seventh,  
 18 twenty-eighth and twenty-ninth legislative assemblies,  
 19 from the twenty-second legislative district, died  
 20 December 10, 1956.

21 Reinhart Krenz, who served in the twenty-ninth to  
 22 the thirty-fourth legislative assemblies, inclusive,  
 23 from the forty-third legislative district, died  
 24 January 29, 1957.

25 Robert S. Lewis, who served in the seventh and  
 26 eighth legislative assemblies from the ninth legislative  
 27 district, and, who, subsequently was elected and served  
 28 as lieutenant governor of the state of North Dakota  
 29 during the years 1907, 1908, 1909 and 1910, died  
 30 May 23, 1956.

31 Nels Magnuson, who served in the fifteenth,  
 32 sixteenth and seventeenth sessions of the legislative  
 33 assemblies in the house of representatives, and who,  
 34 subsequently, served as a member of the senate in the  
 35 eighteenth to the twenty-third legislative assemblies,  
 36 inclusive, from the twenty-eighth legislative district,  
 37 died October, 1955.

38 Simon Stewart McDonald, who served in the twenty-  
 39 third and twenty-fourth legislative assemblies, from  
 40 the twenty-seventh legislative district, died May 24,  
 41 1956.

42 William Patten, who served in the seventeenth to  
 43 the twenty-third legislative assemblies, inclusive,  
 44 from the forty-fourth legislative district, died  
 45 January 5, 1957.

46 R. M. Striebel, who served in the twenty-fifth  
 47 to the thirty-fourth legislative assemblies, inclusive,  
 48 from the thirty-third legislative district, died  
 49 August 19, 1956.

50 Arthur Trovatten, who served in the twenty-third  
 51 and twenty-fourth legislative assemblies, from the  
 52 third legislative district, died September 2, 1954.

53 WHEREAS, today, we as members of the Senate of the  
 54 thirty-fifth legislative assembly of the State of  
 55 North Dakota, pause to mourn the passing of our  
 56 former colleagues and to honor their memories, and

57 WHEREAS, these men rendered outstanding service  
 58 to the people of this state by their contribution  
 59 to their fellow men and their communities,

60 NOW, THEREFORE, BE IT RESOLVED, BY THE  
 60a SENATE

61 OF THE THIRTY-FIFTH LEGISLATIVE ASSEMBLY  
 61a OF THE  
 62 STATE OF NORTH DAKOTA, that we express our keen  
 62a sorrow

63 on their passing and our appreciation, on behalf of the  
 64 people of North Dakota, of the loyal and devoted service  
 65 of these, our former colleagues.

66 BE IT FURTHER RESOLVED, that for the  
 67 perpetuation of their memory, this token of respect  
 68 and sympathy by their successors in trust be printed  
 69 in the Journal of the Senate and that duly enrolled  
 70 copies of this resolution be presented by the Secretary  
 71, of State to the surviving families of these deceased  
 72 senators.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 22, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1  
 Senate Bill No. 169  
 Senate Bill No. 181  
 Senate Bill No. 186

Senate Bill No. 188  
 Senate Bill No. 192  
 Senate Bill No. 193  
 Senate Bill No. 207  
 Senate Bill No. 209  
 Senate Bill No. 211  
 Senate Bill No. 214  
 Senate Bill No. 217  
 Senate Bill No. 222  
 Senate Bill No. 223  
 Senate Bill No. 225  
 Senate Bill No. 226  
 Senate Bill No. 229  
 Senate Bill No. 239  
 Senate Bill No. 242  
 Senate Bill No. 245  
 Senate Bill No. 247  
 Senate Bill No. 251  
 Senate Bill No. 260  
 Senate Bill No. 262  
 Senate Bill No. 279  
 Senate Bill No. 283  
 Senate Bill No. 293

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 298. A Bill for an Act to amend and reenact section 40-3401 of the North Dakota Revised Code of 1943, relating to municipal sewage and garbage disposal plants and systems and the issuance of bonds to acquire, construct, equip, extend and improve the same, and to provide funds for the redemption or purchase of outstanding bonds, 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Brooks	Knudson	Roen
Dewing	Krause	Saumur
Dolan	Kusler	Sayer
Erickson	Larson	Schrock
Erickstad	Leier	Thomas
Fiedler	Livingston	Trenbeath
Fraser	Longmire	Tuff
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Absent and not voting:

Bilden	Hernett	Torno
Foss	Klefstad	Vendsel
Freed	Nelson	Wenstrom

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Longmire moved that the vote by which Senate Bill No. 298 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

**Senate Bill No. 299.** A Bill for an Act to amend and reenact section 16-1012 of the North Dakota Revised Code of 1943 relating to poll clerks and additional poll clerks.

Which has been read.

Senator Knudson moved that Senate Bill No. 299 be amended as follows:

In line 18, strike out the word "four" and insert in lieu thereof the word "six".

Which motion prevailed.

Senator Knudson moved that the rules be suspended and that Senate Bill No. 299 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 299

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

**Senate Bill No. 299.** A Bill for an Act to amend and reenact section 16-1012 of the North Dakota Revised Code of 1943 relating to poll clerks and additional poll clerks.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 299, as amended, the roll was called and there were: ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Fiedler	Kusler	Schrock
Foss	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Those voting in the negative were:

Dewing                      Vendsel

Absent and not voting:

Bilden                      Torno                      Wenstrom  
Nelson

So the bill passed and the title was agreed to.

Senator Larson moved that the vote by which Senate Bill No. 299 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

## SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "FF". A Concurrent Resolution authorizing and directing the legislative research committee to make a study of the adequacy of office and other working space for state agencies at the state capitol and to submit recommendation thereon.

Which has been read.

Senator Kusler moved that Senate Concurrent Resolution "FF" be adopted, which motion prevailed.

Senate Concurrent Resolution "JJ". A Concurrent Resolution recommending that all people of the State under 40 years of age avail themselves of Poliomyelitis vaccine to reduce to an absolute minimum the incidence of this dreaded disease.

Which has been read.

Senator Larson moved that Senate Concurrent Resolution "JJ" be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 171. A Bill for an Act relating to a State Contractors Board; Providing for appointments; Defining powers and duties of Board; Providing for licenses, exemptions, and fees; Administration of Act; Providing the method of suspension and cancellation; Prescribing a penalty for violation of Act; and Providing for repeal of Chapter 43-07 of the North Dakota Revised Code of 1943.

Which has been read.

Senator Livingston moved that Senate Bill No. 171 be amended as follows:

Strike out everything after "A BILL" and insert in lieu thereof the following:

For an Act to amend and reenact sections 43-0702, 43-0703, 43-0704, 43-0708 and 43-0709 of the North Dakota Revised Code of 1943, relating to Public Contractors and establishing a State Contractors' Board; providing for appointments thereto, and defining powers and duties thereof.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Section 43-0702 of
- 1a the
- 2 North Dakota Revised Code of 1943 is hereby amended
- 2a and
- 3 reenacted to read as follows:
- 4 43-0702. LICENSE REQUIRED.) No person shall
- 4a engage
- 5 in the business nor act in the capacity of a public
- 6 contractor within this state without first having a
- 7 license as provided in this chapter. Joint ventures
- 8 or combinations of licensed contractors operating
- 9 under a common name, maintaining common records
- 9a with a



10 common tax status and payroll for any project, shall be  
 11 considered as a person requiring a license for the  
 12 purposes of this Act.

13 SECTION 2. AMENDMENT.) Section 43-0703 of  
 13a the

14 North Dakota Revised Code of 1943 is hereby amended  
 14a and

15 reenacted to read as follows:

16 40-0703. (((REGISTRAR DESIGNATED. The  
 16a secretary

17 of state as registrar shall have authority to employ  
 18 such assistance and procure such records, supplies,  
 19 and equipment as may be necessary to carry out the  
 20 provisions of this chapter.))) STATE CONTRAC-

20a TORS'

21 BOARD CREATED; HOW APPOINTED; QUALIFI-  
 21a CATIONS OF

22 MEMBERS; OPERATION AND GENERAL POWERS

22a OF BOARD. There

23 is hereby created the State Contractors' Board, to

24 consist of eight members to be appointed by the

25 Governor of the State of North Dakota and the

25a Secretary

26 of State, who shall be an ex-officio member and shall

27 be the secretary-treasurer and registrar of the Board.

28 The Board shall have powers and shall be set up as

29 follows:

30 1. The appointive personnel of the Board shall  
 31 be named by the Governor within thirty days  
 32 after the effective date of this Act, with  
 33 two of such initial members to serve a term  
 34 of one year, two for a term of two years, two  
 35 for a term of three years, and two for a term  
 36 of four years. Thereafter, each appointment  
 37 shall be for a term of four years. The Board  
 38 shall consist of one registered professional  
 39 engineer, one registered architect, one build-  
 40 ing contractor, one highway contractor, one  
 41 municipal-heavy contractor, one house builder,  
 42 one electrical contractor, and one mechanical  
 43 contractor. The Governor shall make his  
 44 appointments from a list of three for each  
 45 classification submitted by the following:

46 a. One engineer to be nominated by the North  
 47 Dakota Association of Consulting Engineers  
 48 and two by the North Dakota Society of  
 49 Professional Engineers.

50 b. The architect to be nominated jointly by  
 51 the North Dakota Association of Architects  
 52 and the North Dakota Chapter of American  
 53 Institute of Architects;

54 c. The electrical contractor to be nominated  
 55 jointly by the North Dakota Chapter of  
 56 National Electrical Contractors Associa-  
 57 tion and the North Dakota Electrical  
 58 Contractors Association;

59 d. The mechanical contractor to be nominated  
 60 by the North Dakota Plumbing Association;  
 61 and

- 62 e. The building contractor, the highway con-  
 63 tractor, the municipal-heavy contractor,  
 64 and the house builder to be nominated by  
 65 the Associated General Contractors of  
 66 North Dakota.
- 67 2. All appointed members of the Board shall have  
 68 been actively engaged in their profession or  
 69 classification for a period of not less than  
 70 five years preceding the date of their  
 71 appointment, and each member of the Board shall  
 72 have been a citizen of the United States and a  
 73 resident of the State of North Dakota for at  
 74 least five years next preceding his appointment.  
 75 Vacancies arising for any reason shall be filled  
 76 by the Governor by appointment for the unexpired  
 77 term from nominations submitted by the  
 78 appropriate group concerned, as above provided.  
 79 Each member shall hold office after the expira-  
 80 tion of his term until his successor has been  
 81 duly nominated, appointed, and qualified. A  
 82 member of the Board may be removed by the  
 83 Governor for cause.
- 84 3. Each member of the Board shall receive a certi-  
 85 ficate of appointment from the Governor and,  
 86 before entering upon the discharge of the duties  
 87 of his office, shall take the oath required of  
 88 civil officers.
- 89 4. The members of the Board shall elect from their  
 90 number a president and a vice president, such  
 91 officers to be elected annually. The secretary-  
 92 treasurer of the Board shall be the Secretary  
 93 of State. The secretary-treasurer and the  
 94 president of the Board may administer oaths.
- 95 5. The Board shall be an instrumentality of the  
 96 State of North Dakota, shall act for the purpose  
 97 of administering the provisions of this chapter,  
 98 and shall have such powers as may be necessary  
 99 to administer and enforce the same. It may adopt  
 100 and enforce all rules and orders necessary to  
 101 carry out the provisions of this chapter.

102 SECTION 3. AMENDMENT.) Section 43-0704 of  
 102a the  
 103 North Dakota Revised Code of 1943 is hereby amended  
 103a and  
 104 reenacted to read as follows:  
 105 40-0704. LICENSE; HOW OBTAINED. To obtain  
 105a a license  
 106 under this chapter, an applicant shall submit, on such  
 107 forms as the ((registrar)) Board shall prescribe, an  
 108 application under oath containing a statement of the  
 109 applicant's experience and qualifications as a contractor,  
 110 and the value and character of the contract work  
 111 completed by him during the five years preceding the  
 111a date  
 112 of such application, and the names of the persons for  
 113 whom such work was done. The applicant also shall give  
 114 such other information as shall be required by the  
 115 ((registrar)) Board to assist ((him)) in determi-  
 115a ing

116 the applicant's fitness to act in the capacity of a  
 117 public contractor, and the application shall contain a  
 118 statement that the applicant desires the issuance of a  
 119 license under the terms of this chapter, and shall specify  
 120 the class of license applied for. Any person refused a  
 121 license by the (((registrar))) Board shall have a right  
 122 of appeal from such refusal to the district court of  
 123 Burleigh County, North Dakota.

124 SECTION 4. AMENDMENT.) Section 43-0708 of  
 124a the

125 North Dakota Revised Code of 1943 is hereby amended  
 125a and

126 reenacted to read as follows:

127 40-0708. WHEN LICENSE NOT REQUIRED. An  
 127a original

128 public contractor shall not be required to procure a  
 129 license or to pay any license fee on any public contract  
 130 project of a value of less than two thousand dollars. A  
 131 sub-contractor shall not be required to procure a license  
 132 or pay a license fee on any public contract project of a  
 133 value less than one thousand dollars. The provisions of  
 134 this chapter shall not apply (((to any road construction  
 135 or road repair contract financed in whole or in part  
 136 through federal aid furnished by the bureau of public  
 137 roads of the department of agriculture, unless such  
 138 bureau approves the licensing provisions of this  
 139 chapter.))) in any case where the provisions of this  
 140 chapter would be in conflict with the laws of the United  
 141 States or the rules and regulations of its agencies.

142 SECTION 5. AMENDMENT.) Section 43-0709 of the  
 143 North Dakota Revised Code of 1943 is hereby amended  
 143a and

144 reenacted to read as follows:

145 40-0709. DUTY OF (((REGISTRAR))) BOARD:  
 146 EXPIRATION ORIGINAL LICENSE. The (((regis-  
 146a trar))) Board

147 shall investigate and determine each applicant's fitness  
 148 to act in the capacity of public contractor as defined in  
 149 this chapter, and no license shall be issued to such  
 150 applicant until the expiration of ten days from and after  
 151 the filing of the application. The license issued on an  
 152 original application shall entitle the licensee to act as  
 153 a public contractor within this state, subject to the  
 154 limitations of such license, until the expiration of the  
 155 then current calendar year.

Which motion prevailed.

Senator Livingston moved that the rules be suspended  
 and that Senate Bill No. 171 be deemed properly reengrossed  
 and placed on second reading and final passage, as amended,  
 which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 171

And find the same correctly engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 171. A Bill for an Act relating to a State Contractors Board; Providing for appointments; Defining powers and duties of Board; Providing for licenses, exemptions, and fees; Administration of Act; Providing the method of suspension and cancellation; Prescribing a penalty for violation of Act; and Providing for repeal of Chapter 43-07 of the North Dakota Revised Code of 1943.

Senator Morgan moved the previous question, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 171, as amended, the roll was called and there were: ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kieley	Morgan
Brooks	Klefstad	O'Brien
Erickstad	Knudson	Saumur
Freed	Larson	Thomas
George	Livingston	Trenbeath
Hernett	Longmire	Wadeson
Holand	Luick	Wartner
Johnson	Meidinger	Wolf
Kee	Miller	Yunker

Those voting in the negative were:

Berube	Garaas	Roen
Dewing	Gilbertson	Sayer
Erickson	Krause	Schrock
Fiedler	Kusler	Tuff
Foss	Leier	Vendsel
Fraser	Olson	Wenstrom

Absent and not voting:

Bilden	Nelson	Torno
Dolan		

So the bill passed and the title was agreed to.

Senator Livingston moved that the vote by which Senate Bill No. 171 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

## FIRST READING OF HOUSE BILLS

House Bill No. 526. 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.

House Bill No. 533. A Bill for an Act to appropriate money for the construction of a tuberculosis sanatorium to be located at Grand Forks, and for expenses for the renovation of the facilities of San Haven for the care of the feeble-minded, and directing the state health department and the state health planning council to exert efforts to obtain federal funds for the construction of the tuberculosis sanatorium, to create and enact subsection 12 of section 25-0101, and to amend and reenact sections 25-0401, 25-0501, and 25-0512 of the North Dakota Revised Code of 1943 and section 25-0102 of

the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state schools for the feebleminded and the North Dakota state tuberculosis sanatorium.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 584.** A Bill for an Act relating to joint county park districts and recreation areas, providing for the governing boards, their powers, a tax levy and penalty.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 591.** A Bill for an Act to amend and reenact subsection 7 of section 20-0101, subsection 1 of section 20-0301, and section 20-0702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to protected fur-bearing animals.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 596.** 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.

**House Bill No. 613.** A Bill for an Act to amend and reenact section 31-0111 of the North Dakota Revised Code of 1943, relating to interpreters for deaf witnesses and declaring an emergency.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 654.** A Bill for an Act to amend and reenact sections 27-0801 and 27-0803 of the North Dakota Revised Code of 1943, relating to establishing or abolishing county courts of increased jurisdiction.

Was read the first time and referred to the committee on Judiciary.

**House Bill No. 665.** A Bill for an Act to amend and reenact sections 3 to 10 and 12 to 18 inclusive of chapter 335 of the North Dakota Session Laws of 1955, relating to special fuels tax.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 666.** A Bill for an Act to amend and reenact section 1 chapter 235 of the 1955 Session Laws of the state of North Dakota relating to descriptions and definitions of minerals in leases and other conveyances.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 731.** A Bill for an Act to amend and reenact section 1-0401 of the North Dakota Revised Code of 1943, relating to validation of instruments affecting title to real estate.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 738.** A Bill for an Act to amend and reenact sections 40-0805, 40-0809, 40-1305, 40-1306 and 58-0512 of the North Dakota Revised Code of 1943, and section 12-1006 of the

North Dakota Revised Code of 1943, as amended by Chapter 120, 1955 Session Laws, relating to contracts by public officers.

Was read the first time and referred to the committee on Political Subdivisions.

**House Bill No. 749.** A Bill for an Act to amend and reenact section 24-0202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the appointment, term, removal, oath, bond, and salary of the highway commissioner.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 757.** A Bill for an Act declaring legislative policy with reference to Replat of Calkins Addition in Bismarck, North Dakota, and authorizing Board of Administration to execute quitclaim deeds giving title to lots contained therein.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 761.** A Bill for an Act relating to consent of persons to be adopted, amending section 14-1105 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Social Welfare.

**House Bill No. 766.** A Bill for an Act providing for joint use of drains as water courses for city water supply under agreement of the board of drain commissioners and the city governing body; providing for public hearings on proposed agreements, for sharing of costs, and for permissive payments to owners of land originally assessed; and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

**House Bill No. 774.** A Bill for an Act to amend and reenact Sections 49-0301 and 49-0305 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 789.** A Bill for an Act to amend and reenact section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 concerning weight limitations for vehicles and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 795.** A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 150 of the 1955 Session Laws, relating to transportation in reorganized school districts.

Was read the first time and referred to the Committee on Education.

**House Bill No. 797.** A Bill for an Act to amend and reenact Section 15-3404 of the 1953 Supplement to the North Dakota

Revised Code of 1943, relating to transportation: payment and schedule.

Was read the first time and referred to the Committee on Education.

**House Bill No. 799.** A Bill for an Act to amend and reenact subsections 1 and 3 of section 20-0312 of the North Dakota Revised Code of 1943 relating to the fee for resident hunting.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 800.** A Bill for an Act relating to payment of bounties and to amend and reenact sections 20-1306, 20-1307, 20-1308, 20-1407, 20-1408 and 20-1409 of the North Dakota Revised Code of 1943, as amended.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 805.** A Bill for an Act making an appropriation for the purpose of paying the wolf, coyote, fox, bobcat, and magpie bounty.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 819.** A Bill for an Act to repeal section 19-1017 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the coloring of gasoline.

Was read the first time and referred to the Committee on General Affairs.

**House Bill No. 829.** A Bill for an Act to amend and reenact section 39-0424 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session Laws relating to fees for commercial and non-commercial trucks, and to repeal subsection 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session Laws.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 830.** A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 242 of the 1955 Session Laws, relating to exemptions from registration and reciprocal use of highways.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 831.** A Bill for an Act to amend and reenact section 39-0429 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to truck-mile tax.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 833.** A Bill for an Act authorizing the board of higher education of the state of North Dakota to negotiate for and enter into a contract for the purchase of additional land for use of the experiment station at Dickinson, Stark County, North Dakota, and declaring an emergency.

Was read the first time and referred to the committee on Education.

**House Bill No. 501.** 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.

**House Bill No. 504.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 506.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, 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.

**House Bill No. 507.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, 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.

**House Bill No. 607.** A Bill for an Act to require a "yes" vote in all instances to sustain or approve any measure initiated by or referred to the electors.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 617.** A Bill for an Act authorizing the board of administration to convey certain property now owned by the state and under the control of the Grafton State School.

Was read the first time and referred to the committee on State and Federal Government.

**House Bill No. 638.** A Bill for an Act to amend and reenact section 57-1510 of the North Dakota Revised Code of 1943, and sections 40-3801, 40-3802, 57-1506 and 57-1508 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, empowering the governing body of any municipality or county to establish and maintain public library service, establish a library fund and levy taxes therefor, and limiting levy for such purposes, providing an exception to limitations on municipal and county tax levies, empowering the state library commission to enter into contracts with municipalities, political subdivisions and agencies of the State of North Dakota and other states, making an appropriation and declaring an emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 640.** 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.

**House Bill No. 649.** A Bill for an Act to amend and reenact subsection 12 of section 40-0501 of the North Dakota Revised Code of 1943 relating to the powers of municipalities regarding gas and water mains, sewers, and electric light and gas plants.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 677.** A Bill for an Act to amend and reenact section 57-1544 of the 1953 Supplement to the North Dakota Revised Code of 1943, authorizing cities to levy taxes for urban renewal purposes and for the purpose of acquiring real estate to be used as a site for public buildings, construction of public buildings and furnishing of same.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 683.** A Bill for an Act to amend and reenact section 6-0816 of the North Dakota Revised Code of 1943, relating to issuing checks or drafts without an account, or without sufficient funds or credit with a bank or other depository; providing for penalty and rule of evidence.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 685.** A Bill for an Act making an appropriation to pay administration expenses in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 707.** A Bill for an Act to amend and reenact section 40-5204 of the North Dakota Revised Code of 1943, and repealing sections 40-5201, 40-5202 and 40-5203 of the North Dakota Revised Code of 1943, relating to municipal wards and precincts.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 709.** A Bill for an Act making appropriations for the Interim Committee, which was created by the Thirty-fourth Legislative Assembly under Senate Concurrent Resolution D-1, out of the North Dakota workmen's compensation fund, and declaring an emergency.

Was read the first time and referred to the Committee on Appropriations.

**House Bill No. 717.** A Bill for an Act to amend and reenact section 11-3202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to county memorial funds and providing for authority of the county commissioners to make an allocation of such funds.

Was read the first time and referred to the Committee on Political Subdivisions.

**House Bill No. 752.** A Bill for an Act reappropriating and transferring the unexpended balances existing in certain prior appropriations to the adjutant general for the purpose of compiling a record of North Dakota residents who have served in the Armed Forces of the United States

Was read the first time and referred to the Committee on Veterans and Military Affairs.

**House Bill No. 781.** A Bill for an Act to amend and reenact section 28-0406 of the North Dakota Revised Code of 1943, relating to venue in civil actions and providing a limitation on challenges thereof.

Was read the first time and referred to the Committee on Judiciary.

**House Bill No. 782.** A Bill for an Act relating to petitions for creation and dissolution of water conservation and flood control districts, and amending and reenacting section 61-1602 of the North Dakota Revised Code of 1943, as amended, by chapter 346 of the North Dakota Session Laws of 1955.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 790.** A Bill for an Act to amend and reenact sections 19-0701, 19-0702, 19-0703, 19-0704, 19-0705, and 19-0706, and to repeal sections 19-0707, 19-0708, 19-0709, 19-0710, and 19-0711, relating to eggs and egg dealers, providing a penalty, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

**House Bill No. 810.** A Bill for an Act to amend and reenact subsection 2 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to height limitations on vehicles.

Was read the first time and referred to the Committee on Transportation.

**House Bill No. 811.** A Bill for an Act relating to installment and conditional sales contracts.

Was read the first time and referred to the Committee on Industry and Business.

**House Bill No. 814.** A Bill for an Act relating to purchase of motor vehicle fuels without payment of tax on the sale thereof, providing for administration of such purchases, amending and reenacting Subsection 6 of section 57-4001, Subsection 5 of section 57-4003, and section 57-4103 of the North Dakota Revised Code of 1943 relating to fuel dealers' licenses, and providing penalties.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Bill No. 818.** A Bill for an Act creating a merit system commission, providing for its organization, powers, and duties and abolishing the North Dakota Merit system council.

Was read the first time and referred to the Committee on State and Federal Government.

**House Bill No. 832.** A Bill for an Act to amend and reenact sections 38-0301, 65-0201, 65-0205, 65-0206, 65-0209, 65-0211, and 65-0212 of the North Dakota Revised Code of 1943, as amended, and sections 52-0201, 65-0202, 65-0503,

65-1001, 65-1101, 65-1106, 65-1201, and subsection 6 of section 52-0101, of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the workmen's compensation bureau, the director, policy board, and appeals board thereof, and to repeal sections 65-0203 and 65-0204 of the North Dakota Revised Code of 1943.

Was read the first time and referred to the Committee on Labor Relations.

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

VIC GILBREATH, Secretary.

FORTY-FIFTH DAY AFTER RECESS,  
FORTY-SIXTH DAY, FORTY-SEVENTH DAY  
AND FORTY-NINTH DAY

Bismarck, February 22, 1957

The Senate convened at 1:00 p. m., pursuant to recess taken, the President presiding.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 171

Senate Bill No. 298

Senate Bill No. 299

Senate Concurrent Resolution "FF"

Senate Concurrent Resolution "JJ"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 22, 1957

Mr. President: I have the honor to transmit:

House Bill No. 701

House Bill No. 741

House Bill No. 636

House Concurrent Resolution "J"

House Concurrent Resolution "K"

House Concurrent Resolution "R"

House Concurrent Resolution "S"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Hernettt moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

## FORTY-SIXTH DAY

Bismarck, February 25, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Norman E. Brauer, Zion Lutheran Church, Bismarck.

Roll call: All Senators present except Senators Bilden, Erickstad, Kee, Kieley, Roen, Shrock, Torno and Vendsel.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third day after recess and forty-fourth day and forty-fifth day and recommends that the same be corrected as follows:

Page 501, line 58, correct the spelling of the word "precinct".

Page 506, line 36, correct the spelling of the word "Senator".

Page 507, line 22, correct the spelling of the word "permitted".

Page 511, line 33, correct the spelling of the word "conscious".

Page 511, line 42, correct the spelling of the word "appropriations".

Page 512, line 52, strike out the word "of" and insert in lieu thereof the word "or".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

## COMMUNICATION

A communication was presented addressed to Senator Fiedler bearing 31 signatures relative to the betterment and maintenance of the State Library Commission, which communication was referred to the Committee on Education.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 536 have had the same under consideration and recommend that the same be amended as follows:

In line 510 of the bill following "proceedings." insert the following language:

"No person who is being treated by prayer in the practice of the religion of any well recognized church, sect, denomination or organization, shall be ordered detained or committed under the provisions of this chapter unless the county mental health board shall determine that he is or would likely become dangerous to himself or to the person or property of others, or unless, being an adult, he shall consent to such detention or commitment, or, being a minor, his parent or guardian having custody of his person shall consent thereto."

After line 772 insert the following subsection:

"4. Every patient shall be entitled to have private interviews with the hospital chaplains or with ministers, priests, rabbis, and Christian Science practitioners, not associated as staff members of the hospital. Patients shall be allowed every religious freedom available in the hospital without regard to his or her mental or emotional condition."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 552 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 561 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 573 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 579, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 586, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 647, have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 659, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 687, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 740, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 745, have had the same consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 823, have had the same under consideration and recommend that the same be placed on calendar without recommendation.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "O", have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "W", have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "GG", have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Resolution No. 6

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

FIRST READING OF  
SENATE CONCURRENT RESOLUTION

Senator Larson introduced:

**Senate Concurrent Resolution "PP".** A concurrent resolution urging the University of North Dakota to cooperate with the Legislative Research Committee in providing courses in legislative process and procedure and for the employment of students completing such courses as employees of the legislative assembly during its sessions.

Was read the first time and referred to the Committee on Education.

MOTIONS

Senator Larson moved that Senate Concurrent Resolution "PP" be printed in the Journal but not as a bill, which motion prevailed.

SENATE CONCURRENT RESOLUTION "PP"

Introduced by Senator Larson

A concurrent resolution urging the University of North Dakota to cooperate with the Legislative Research Committee in providing courses in legislative process and procedure and for the employment of students completing such courses as employees of the legislative assembly during its sessions.

1 WHEREAS, the legislative assembly, because of the  
1a short

2 period of employment available to its employees, has  
3 experienced great difficulty in obtaining sufficient  
4 numbers of competent personnel who are experienced in  
5 legislative process, procedure and related work; and

6 WHEREAS, the limited sixty day session makes it  
7 imperative that the legislative assembly have trained  
8 personnel immediately available when it convenes in  
9 order to immediately begin its work, and a period of  
10 adequate training after the convening of the session  
11 appears to be impossible; and

12 WHEREAS, it is possible for the university of North  
13 Dakota to institute courses of study relating to legis-  
14 lative process and procedures and to make such courses  
15 available to students throughout the state, which students  
16 could then be available as legislative employees during  
17 the legislative session; and

18 WHEREAS, such courses and employment would be  
18a exceed-

19 ingly valuable training to the students of our colleges  
20 and of special benefit to those majoring in political  
21 science, and would be of great service to the legislature  
22 in providing trained employees during its session;

23 NOW, THEREFORE, BE IT RESOLVED BY THE  
23a SENATE

24 OF THE STATE OF NORTH DAKOTA, THE HOUSE  
24a OF

25 REPRESENTATIVES CONCURRING THEREIN:

26 That the university of North Dakota is hereby urged  
27 and requested, in cooperation with the Legislative  
27a Research

28 Committee to institute courses of study relating to  
29 legislative process, procedure and other legislative work  
30 for the purpose of making students trained in these fields



31 available as employees for the legislative assembly during  
 32 its sessions, and the Legislative Research Committee is  
 33 hereby directed to cooperate with the university in  
 34 furthering such program and to provide to the employ-  
 34a ment  
 35 committees of the thirty-sixth legislative assembly  
 36 names of such students who are qualified to fill the  
 36a various  
 37 positions of employment with the legislative assembly.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

**House Bill No. 636.** A Bill for an Act relating to the settlement of labor disputes, defining words, terms and phrases, setting up a division of conciliation, forbidding political activities, providing for payment of expenses, authorizing adoption of rules and regulations, providing for collective bargaining, and notice of intention to strike or lockout, defining when conciliator may take jurisdiction, procedure when labor dispute affects public interest, powers of commission appointed by governor, providing for arbitration rights to join labor organizations and bargain collectively, and employers associations, defining unfair labor practices by employees and employers, protecting collective bargaining agreements, providing for injunctions and temporary restraining orders, providing violators not entitled to benefits of Act, defining who are representatives for collective bargaining, authorizing investigations by conciliator and giving him testimonial powers, defining what constitutes contempt, and citations of the Act, repealing sections 34-1002, 34-1003, 34-1004, 34-1005 and 34-1006 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing a savings clause, and providing for an appropriation.

Was read the first time and referred to the Committee on Labor Relations.

**House Bill No. 701.** A Bill for an Act providing for the creation, organization, operation and maintenance of water conservation and flood control districts; providing for district boards of commissioners and prescribing their powers and duties, authorizing financing construction of projects and requiring appropriations and tax levies to keep sinking funds for construction assessment warrants on a cash basis, repealing chapter 61-16 of the 1953 Supplement of the North Dakota Revised Code of 1943 and chapter 346 of the Session Laws of 1955; validating the organization of existing districts and declaring an emergency.

Was read the first time and referred to the Committee on Natural Resources.

**House Bill No. 741.** A Bill for an Act to amend and reenact Section 34-0801 of the North Dakota Revised Code of 1943, relating to labor disputes and providing for definition of the term "strike."

Was read the first time and referred to the Committee on Labor Relations.

**House Concurrent Resolution "J".** A concurrent resolution directing the Legislative Research Committee to study the organization, administration and financing of public schools.

Was read the first time and referred to the Committee on Education.

**House Concurrent Resolution "K".** A concurrent resolution providing for the repeal of Article 56 of the Amendments to the Constitution of the state of North Dakota and the amendment of section 1 of Article 60 of the Amendments to the Constitution and Section 186 of Article 12 of the Constitution of the state of North Dakota.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Concurrent Resolution "R".** A concurrent resolution for an amendment of sections 25 and 202 of the Constitution of the state of North Dakota relating to the powers of initiative and referendum, and future amendments to the Constitution.

Was read the first time and referred to the Committee on Judiciary.

**House Concurrent Resolution "S".** A concurrent resolution memorializing the Congress to pass legislation already introduced which would set up a two hundred million dollar program to induce industry to locate on or near Indian reservations to provide employment for Indians.

Was read the first time and referred to the Committee on State and Federal Government.

#### MOTIONS

Senator Hernettt moved that House Bill No. 645 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Hernettt moved that House Bill No. 645 be referred to the Committee on Industry and Business, which motion prevailed.

Senator Klefstad moved that House Bill No. 649 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Klefstad moved that House Bill No. 649 be referred to the Committee on Industry and Business, which motion prevailed.

Senator Freed moved that House Bill No. 679 be returned to the Senate from the Committee on Industry and Business, which motion prevailed.

Senator Freed moved that House Bill No. 679 be referred to the Committee on Judiciary, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FORTY-SEVENTH DAY

Bismarck, February 25, 1957

The Senate convened at 2:00 p. m., the President presiding.  
Prayer by Chaplain Rev. Robert H. Strutz, Evangelical United Brethren Church, Mandan.

Roll call: All Senators present except Senators Bilden, Kee, Kieley and Roen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth day after recess and recommends that the same be corrected as follows:

Page 520, line 4, correct the spelling of the word "respectfully".

Page 539, line 18, correct the spelling of the word "Supplement".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 25, 1957

Mr. President: I have the honor to return:

Senate Bill No. 59

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

#### REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 59

Was delivered to the Governor for his approval at the hour of 1.30 o'clock p. m., February 25, 1957.

CLYDE KIELEY, Chairman

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "GG". A Concurrent Resolution memorializing the Congress of the United States to authorize the United States Corps of Army Engineers, when reconstructing Highway No. 85 running through the Lewis and Clark Irrigation District of McKenzie County, North Dakota, to install adequate siphons and irrigation facilities therein so as to permit the irrigation of the lands in the district so long as irrigation can be carried on therein.

Was read the second time.

Senator Garaas moved that Senate Concurrent Resolution "GG" be adopted, which motion prevailed.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FORTY-NINTH DAY

Bismarck, February 25, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. R. J. Sausoman, Wesleyan Methodist Church, Bismarck.

Roll call: All Senators present except Senators Bilden, Kusler, Morgan and Roen.

A quorum was declared by the President.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 25, 1957

Mr. President: I have the honor to transmit:

House Bill No. 548

House Bill No. 581

House Bill No. 583

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

#### SIGNING OF BILLS AND RESOLUTION

The Secretary announced that the President was about to sign:

House Bill No. 548

House Bill No. 581

House Bill No. 583

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign:

Senate Resolution No. 6

And the President signed the same in the presence of the Senate.

#### MOTIONS

At the request of Senator Vendsel, Mrs. Reinhart Krenz was recognized by the Senate.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 587 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 611 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 622 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 651 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 681 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 697 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 718 have had the same same under consideration and recommend that the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 730 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 738 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 798 have had the same under consideration and recommend that the same be amended as follows:

In line 23 of the bill strike out the word "equally"

Strike out all of lines 24 and 25

After the word "divided" in line 23 insert the following:

"in the same manner as aircraft registration fees are divided among municipalities under the provisions of Section 2-0501 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.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Concurrent Resolution "G" have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 25, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 548  
House Bill No. 581  
House Bill No. 583

Which the President has signed.

VIC GILBREATH, Secretary

MOTIONS

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger, moved that after the reading of House Bills Nos. 552, 561, 573, 579, 586, 647, 659, 687, 740, 745, 823, and House Concurrent Resolution "O" and "W", that the Senate do adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

## FIFTIETH DAY

Bismarck, February 26, 1957

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Rev. R. J. Sausoman, Wesleyan Methodist Church, Bismarck, North Dakota.

Roll call: All Senators present except Senators Baeverstad, Berube and Bilden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth Day after Recess, Forty-sixth day, Forty-seventh Day, and Forty-ninth Day, and recommends that the same be corrected as follows:

Page 560, line 33, correct the spelling of the word "communication".

Page 560, line 45, correct the spelling of the word "recognized".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 6

Was delivered to the Secretary of State at the hour of 1:50 o'clock p.m., February 26, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Memorial Resolution No. 2

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Concurrent Resolution "OO", have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

TUESDAY, FEBRUARY 26, 1957

545

Senator Freed moved that the report be adopted.

So the motion was declared carried.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 508, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 509, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 510, have had the same under consideration and recommend that the same be amended as follows:

In line 2 strike out the figure "\$250,000.00" and insert the figure "\$300,000.00" in lieu thereof.

In line 9 strike out the figure "\$250,000.00" and insert the figure "\$300,000.00" in lieu thereof.

In line 11 strike out the figure "\$258,000.00" and insert the figure "\$308,000.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 511, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 516, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 518, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 528, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 554, have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.



Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 560, have had the same under consideration and recommend that the same be amended as follows:

In line 52 insert a comma after the word "department".

In line 52 delete the word "without" and insert in lieu thereof the word "with" following the word "interest" insert the words "at the rate of 3% per annum,"

In line 55 after the period add a new sentence "For the purpose of this Act defenses of minority or statute of limitations are hereby removed as to any applicant granted a loan by the commissioner and such contracts shall in all respects be legal and binding."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 574, have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 577, have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 578, have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 585, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 592, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 616, have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 617, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 626, have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 632, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 643, have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 662, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 678, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 689, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 705, have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 706, have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 709, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 736, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 739, have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 743, have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 751, have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 752, have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 753, have had the same under consideration and recommend that the same be amended as follows:

Delete all of lines 71 and 72 and insert in lieu thereof the following:

"4. Not more than two assistant adjutants general to"

On line 76 delete the words "adjutant general" and insert in lieu thereof the word "governor"

Delete all of line 77 the word "air" in line 78 and insert in lieu thereof the words "an assistant adjutant general"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

EMIL T. NELSON, Chairman

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 757 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 760 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 766 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 768 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 769 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 771 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 789 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 801 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 829 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 830 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 831 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 26, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "GG"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 26, 1957

Mr. President: I have the honor to return:

Senate Bill No. 77

Which the House has amended, as follows:

Renumber the lines consecutively.

GERALD L. STAIR, Chief Clerk  
House Chamber

Bismarck, February 26, 1957

Mr. President: I have the honor to return:

Senate Bill No. 60

Senate Bill No. 66

Senate Bill No. 94

Senate Bill No. 97

Senate Bill No. 98

Senate Bill No. 128

Senate Bill No. 254

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

#### MOTIONS

Senator Meidinger moved that Senate Bills Nos. 34, 37, 39, 42, 45, 49, 51, 116, 149, 171 and 216 be reprinted, which motion prevailed.

Senator Sayer moved that House Bill No. 833 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Sayer moved that House Bill No. 833 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Wadeson moved that the name of E. L. Christensen, as chart room employee, be stricken from the employment roll of the Senate as of the close of the day of March 6. His resignation is in the hands of the Employment Committee and is based upon his own personal reasons.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Longmire moved that the Senate concur in the House amendments to Senate Bill No. 77, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 77 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 77

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

Senate Bill No. 77. A Bill for an Act to amend and re-enact chapter 241 of the 1955 Session Laws, and Sections 39-0412, 39-0413, and 39-0414 of the North Dakota Revised Code of 1943, relating to license plates for motor vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	O'Brien	Wolf
Holand	Olson	Yunker
Kee		

Absent and not voting:

Baeverstad	Brooks	Leier
Bilden	Johnson	Nelson

So the bill passed and the title was agreed to.

#### MOTIONS

At the request of Senator Erickson a class from the New England High School was recognized by the Senate.

At the request of Senator Larson the seventh and eighth grades from the State Training School were recognized by the Senate.

At the request of Senator Foss a class from the Valley City Teachers College High was recognized by the Senate.

At the request of Senator Fiedler the junior and senior classes of Turtle Lake High School were recognized by the Senate.

Senator Roen moved that a committee of two be appointed to escort Jerry Satola, Head of the Research Division of the Armour Company, Chicago, Illinois, to the rostrum, which motion prevailed.

The President appointed as such committee Senators Roen and Wadeson, and Mr. Satola was escorted to the rostrum and he addressed the Senate briefly.

Senator Livingston moved that a Committee of two be appointed to escort Miss Kerstin Eriksson of Sweden to the rostrum, which motion prevailed.

The President appointed as such committee Senators Livingston and Dewing, and Miss Eriksson was escorted to the rostrum and presented to the Senate by the President.

Miss Eriksson: This is the first time in my life I have the pleasure to speak before a legislature. I haven't done it in Sweden either, and I am sure you can imagine how I feel and I certainly wish I could take the chance to say something real important—but I can't, I am sure of that. I am here in America to study the American way of life and I find it very interesting here and I want to stay as long as possible because this country is a very big one and we have much to learn, and I want to tell you that we in Sweden keep an eye on you because we are very interested in what you are doing over here with everything. We know that you are the leader of nations today, and that is why we want to send over so many people as possible from Sweden to study here and we want to have mutual understanding between Sweden and America. I know we have had it before. The names on the sign up there are very familiar, and maybe you are all Scandinavians. I don't know. But now when I am here in America I feel more concerned about American affairs than I feel about the Sweden affairs, and right now I am working at the Jamestown Hospital and I know you have passed a bill here a few days ago, and there isn't much to do about it now, but I want you to remember next year that the State Hospital in Jamestown certainly needs more money.

Senator Trenbeath moved that the remarks of Miss Eriksson be printed in the Journal, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

Senator O'Brien moved that the amendments to House Bill No. 536 be adopted, which motion prevailed.

Senator O'Brien moved that House Bill No. 536 be re-referred to the Committee on Social Welfare, which motion prevailed.

Senator Freed moved that the amendments to House Bill No. 798 be adopted, which motion prevailed.

## SIGNING OF A RESOLUTION

The Secretary announced that the President was about to sign:

Senate Memorial Resolution No. 2

And the President signed the same in the presence of the Senate.

## SECOND READING OF HOUSE BILLS

House Bill No. 552. A Bill for an Act to amend and reenact sections 11-1126 and 24-0504 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to advertising for bids.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Kee	Olson	

Those voting in the negative were:

O'Brien

Absent and not voting:

Baeverstad	Brooks	Johnson
Bilden		

So the bill passed and the title was agreed to.

House Bill No. 561. A Bill for an Act to amend and reenact section 50-0722 of the North Dakota Revised Code of 1943 relating to assistance to transients.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.



Those voting in the affirmative were:

Berube	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Tuff
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Kee	O'Brien	Yunker

Absent and not voting:

Baeverstad	Brooks	Johnson
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 573.** A Bill for an Act to amend and re-enact 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, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Dolan	Kieley	Olson
Erickson	Klefstad	Roen
Erickstad	Knudson	Saumur
Fiedler	Krause	Sayer
Foss	Larson	Schrock
Fraser	Leier	Thomas
Freed	Livingston	Torno
Garaas	Longmire	Trenbeath
George	Luick	Tuff
Gilbertson	Miller	Vendsel
Hernett	Morgan	Wadeson
Holand	Nelson	Wolf
Kee	O'Brien	Yunker

Those voting in the negative were:

Brooks	Kusler	Wartner
Dewing	Meidinger	Wenstrom

Absent and not voting:

Baeverstad	Bilden	Johnson
Berube		

So the bill passed and the title was agreed to.

**House Bill No. 579.** 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 eighty 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Kusler	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Kee		

Absent and not voting:

Baeverstad	Bilden	Johnson
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So the bill passed and the title was agreed to.

**House Bill No. 586.** A Bill for an Act to authorize the sale of the property known as the Irrigation Demonstration and Experiment Farm in McKenzie County, near Williston, 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Kee		

Absent and not voting:

Baeverstad                      Bilden                                      Johnson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 647.** A Bill for an Act to amend and reenact section 43-1520 of the North Dakota Revised Code of 1943, relating to fees for examination.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Holand	Morgan
Brooks	Kee	Nelson
Dolan	Kieley	O'Brien
Erickson	Klefstad	Roen
Erickstad	Knudson	Saumur
Fiedler	Krause	Sayer
Foss	Kusler	Schrock
Fraser	Larson	Thomas
Freed	Leier	Trenbeath
Garaas	Livingston	Tuff
George	Longmire	Wadeson
Gilbertson	Luick	Wolf
Hernett	Miller	Yunker

Those voting in the negative were:

Dewing	Torno	Wartner
Meidinger	Vendsel	Wenstrom
Olson		

Absent and not voting:

Baeverstad                      Bilden                                      Johnson

So the bill passed and the title was agreed to.

**House Bill No. 659.** A Bill for an Act to amend and reenact section 9 of chapter 347 of the North Dakota Session Laws of 1955 relating to levy for administrative expense of county drainage boards.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Brooks	Knudson	Roen
Dolan	Krause	Saumur
Erickson	Larson	Sayer
Foss	Leier	Schrock
Fraser	Livingston	Thomas
Freed	Longmire	Torno
George	Luick	Trenbeath
Hernett	Miller	Wadeson
Holand	Morgan	Wenstrom
Kee	Nelson	Wolf
Kieley	O'Brien	Yunker

Those voting in the negative were:

Berube	Gilbertson	Olson
Dewing	Klefstad	Tuff
Erickstad	Kusler	Vendsel
Fiedler	Meidinger	Wartner
Garaas		

Absent and not voting:

Baeverstad	Bilden	Johnson
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So the bill passed and the title was agreed to.

House Bill No. 687. A Bill for an Act to amend and reenact section 54-0320 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to allowance for living expenses of members of the legislative assembly and to provide for an increase thereof to twelve hundred dollars, and declaring an emergency.

Which has been read.

Senator Hernettt moved that House Bill No. 687 be referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 740. A Bill for an Act to amend and reenact section 54-2118 of the North Dakota Revised Code of 1943, relating to a transfer of the charge and control of a part of the state capitol grounds to the State Board of Armory Supervisors and authorizing the erection of an armory thereon.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernettt	Nelson	Wolf
Holand	O'Brien	Yunker
Kee		

Absent and not voting:

Baeverstad	Bilden	Johnson
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So the bill passed and the title was agreed to.

House Bill No. 745. A Bill for an Act prohibiting the issuance of retail beer or liquor licenses by county commissioners without written consent of township 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Kee		

Absent and not voting:

Baeverstad	Bilden	Johnson
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So the bill passed and the title was agreed to.

**House Bill No. 823.** A Bill for an Act to amend and reenact section 4-10A10 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax areas affected by orders of the 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, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Brooks	Klefstad	Olson
Dolan	Knudson	Roen
Erickson	Krause	Saumur
Erickstad	Kusler	Sayer
Fiedler	Larson	Schrock
Foss	Leier	Thomas
Fraser	Livingston	Torno
Freed	Longmire	Trenbeath
George	Luick	Wadeson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Kee	Nelson	Yunker
Kieley	O'Brien	

Those voting in the negative were:

Berube	Garaas	Vendsel
Dewing	Tuff	

Absent and not voting:

Baeverstad	Bilden	Johnson
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So the bill was passed and the title agreed to.

SECOND READING OF HOUSE CONCURRENT  
RESOLUTIONS

**House Concurrent Resolution "O".** A concurrent resolution memorializing Congress to enact Point 4 of the Eisenhower-Republican 9-point farm program of 1956.

Which has been read.

Senator Wadson moved that House Concurrent Resolution "O" be adopted, which motion prevailed.

**House Concurrent Resolution "W".** A concurrent resolution designating the city of Rugby as the permanent site of the "North Dakota State Championship Horse Show".

Which has been read.

Senator Tuff moved that House Concurrent Resolution "W" be adopted, which motion prevailed.

## MOTION

Senator Meidinger moved that after the reading of House Bills Nos. 587, 611, 622, 651, 681, 697, 718, 730, 738, and House Concurrent Resolution "G", that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## REPORT OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 2

Was delivered to the Secretary of State at the hour of 2:55 o'clock p. m., February 26, 1957.

CLYDE KIELEY, Chairman.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 77.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Livingston moved that House Bill No. 822 be returned to the Senate from the Committee on General Affairs, which motion prevailed.

Senator Livingston moved that House Bill No. 822 be referred to the Committee on Veterans and Military Affairs, which motion prevailed.

SECOND READING OF HOUSE BILLS  
AND RESOLUTIONS

**House Bill No. 587.** A Bill for an Act to amend and re-enact sections 40-3104 and 40-3106 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in cities.

Which has been read.

Senator Leier moved that House Bill No. 587 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 611.** A Bill for an Act to amend and reenact section 40-0705 of the North Dakota Revised Code of 1943, relating to the election of village trustees and providing for changes in number and boundaries of trustee districts, for election at large, and for three year terms.

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, 8; absent and not voting, 15.

Those voting in the affirmative were:

Berube	Holand	Roen
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Krause	Tuff
Foss	Larson	Wartner
Fraser	Livingston	Wenstrom
Freed	Longmire	Wolf
Garaas	Luick	Yunker
Hernett	Miller	

Those voting in the negative were:

Brooks	Leier	Torno
Erickstad	Morgan	Wadeson
Gilbertson	Olson	

Absent and not voting:

Baeverstad	Klefstad	O'Brien
Bilden	Knudson	Saumur
Fiedler	Kusler	Thomas
George	Meidinger	Trenbeath
Johnson	Nelson	Vendsel

So the bill passed and the title was agreed to.

**House Bill No. 622.** A Bill for an Act to provide for the registration and protection of trade-marks and repeal chapter 47-22 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, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Holand	Morgan
Brooks	Kee	Nelson
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Foss	Larson	Torno
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Baeverstad	Kusler	Thomas
Bilden	O'Brien	Trenbeath
Fiedler	Saumur	Vendsel
Johnson		

So the bill passed and the title was agreed to.

**House Bill No. 651.** A Bill for an Act to amend and reenact section 26-1518 of the North Dakota Revised Code of 1943, relating to permanent expense and loss funds of mutual insurance companies.

Which has been read.

Senator Freed moved that House Bill No. 651 be amended as follows:

In line 14 of the bill delete the words "make an".

In line 15 delete the words "assessment of" and insert in lieu thereof the following: "maintain a permanent loss fund not to exceed".

Renumber the lines accordingly.

Which motion prevailed.

Senator Freed moved that the rules be suspended and that House Bill No. 651 be placed on second reading and final passage, as amended, which motion prevailed.

### ROLL CALL

The question being on the final passage of House Bill No. 651, as amended, the roll was called and there were: ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Baeverstad	Johnson	O'Brien
Bilden	Kusler	Roen
Fiedler	Livingston	Vendsel

So the bill passed and the title was agreed to.

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 26-2413 and 26-2414 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for an increase in the reserve 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, 37; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Holand	Saumur
Brooks	Kieley	Sayer
Dewing	Klefstad	Schrock
Dolan	Krause	Thomas
Erickson	Larson	Torno



Erickstad	Leier	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Nelson	Wolf
Gilbertson	Olson	Yunker
Hernett		

Those voting in the negative were:

Kee	Knudson	Morgan
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Absent and not voting:

Baeverstad	Johnson	O'Brien
Bilden	Kusler	Roen
Fiedler	Livingston	Vendsel

So the bill passed and the title was agreed to.

**House Bill No. 697.** A Bill for an Act to amend and reenact Section 7-0414 of the North Dakota Revised Code of 1943 as amended by Chapter 145 of the Session Laws of 1945, and by Chapter 101 of the Session Laws of 1953, relating to the operation of building and loan associations.

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, 4; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	Saumur
Brooks	Klefstad	Sayer
Dewing	Krause	Schrock
Dolan	Larson	Thomas
Erickson	Leier	Torno
Erickstad	Longmire	Trenbeath
Foss	Luick	Tuff
Fraser	Meidinger	Wadeson
Freed	Miller	Wartner
Garaas	Morgan	Wenstrom
George	Nelson	Wolf
Holand	Olson	Yunker

Those voting in the negative were:

Gilbertson	Kielef	Knudson
Hernett		

Absent and not voting:

Baeverstad	Johnson	O'Brien
Bilden	Kusler	Roen
Fiedler	Livingston	Vendsel

So the bill was passed and the title agreed to.

**House Bill No. 718.** A Bill for an Act to amend and reenact Section 7-0401 of the North Dakota Revised Code of 1943 relating to the operation of building and loan associations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Holand	Nelson
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Baeverstad	Kusler	Roen
Bilden	Meidinger	Torno
Fiedler	O'Brien	Vendsel
Johnson		

So the bill was passed and the title agreed to.

**House Bill No. 730.** A Bill for an Act relating to expenses of state and county officials, and amending and reenacting subsection 3 of section 11-1010 of the North Dakota Revised Code of 1943, as amended by Chapter 111 of the North Dakota Session Laws of 1955, and section 44-0804 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	Nelson
Brooks	Kieley	Olson
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Baeverstad	Johnson	Roen
Bilden	Kusler	Torno
Fiedler	O'Brien	Vendsel

So the bill passed and the title was agreed to.

**House Bill No. 738.** A Bill for an Act to amend and reenact sections 40-0805, 40-0809, 40-1305, 40-1306 and 58-0512 of the North Dakota Revised Code of 1943, and section 12-1006 of the North Dakota Revised Code of 1943, as amended by Chapter 120, 1955 Session Laws, relating to contracts by public officers.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Kieley	Olson
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Foss	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Kee		

Those voting in the negative were:

Brooks	Fraser	
Absent and not voting:		
Baeverstad	Kusler	Roen
Bilden	Nelson	Torno
Fiedler	O'Brien	Vendsel
Johnson		

So the bill passed and the title was agreed to.

**House Concurrent Resolution "G".** A concurrent resolution requesting the Congress of the United States to repeal excise taxes levied on the transportation of persons, property, and messages by common and contract carriers.

Which has been read.

Senator Hernett moved that House Concurrent Resolution "G" be adopted, which motion prevailed.

**House Bill No. 587.** A Bill for an Act to amend and reenact sections 40-3104 and 40-3106 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in cities.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 38; nays, 0; absent and not voting, 11.

## ROLL CALL

Those voting in the affirmative were:

Berube	Holand	Morgan
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Wadeson
Freed	Livingston	Wartner
Garaas	Longmire	Wenstrom
George	Luick	Wolf
Gilbertson	Meidinger	Yunker
Hernett	Miller	

**Absent and not voting:**

Baeverstad	Kusler	Roen
Bilden	Nelson	Torno
Fiedler	O'Brien	Vendsel
Johnson	Olson	

So the bill passed and the title was agreed to.

**MOTIONS**

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary

## FIFTY-FIRST DAY

Bismarck, February 27, 1957

The Senate convened at 2:00 p. m., the President presiding.  
Prayer by Chaplain Lt. Dale Tollerud, Salvation Army,  
Bismarck.

Roll call: All Senators present except Senators Baeverstad, Bilden, Garaas, Nelson, and Saumur.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth day and recommends that the same be corrected as follows:

Page 572, line 21, insert a dollar sign before the figure 300,000.00.

Page 572, last line, correct the spelling of the name "Klefstad".

Page 575, line 31, correct the spelling of the name "Klefstad".

Page 579, line 25, 28 and 30, correct the spelling of the name "Eriksson".

Page 586, line 38, strike out the figure "833" and insert in lieu thereof the figure "822".

Page 580, line 14, after the word "Senate" insert the word "Memorial".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 27, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 552  
House Bill No. 561  
House Bill No. 573  
House Bill No. 579  
House Bill No. 586  
House Bill No. 587  
House Bill No. 611  
House Bill No. 622

House Bill No. 647  
House Bill No. 659  
House Bill No. 681  
House Bill No. 697  
House Bill No. 718  
House Bill No. 730  
House Bill No. 738  
House Bill No. 740  
House Bill No. 745  
House Bill No. 823  
House Concurrent Resolution "G"  
House Concurrent Resolution "O"  
House Concurrent Resolution "W"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 27, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 651

Which the Senate has amended.

VIC GILBREATH, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 27, 1957

Mr. President: I have the honor to return:

Senate Bill No. 35  
Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 63  
Senate Bill No. 71  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 96  
Senate Bill No. 102  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 118  
Senate Bill No. 140  
Senate Bill No. 149  
Senate Bill No. 173  
Senate Bill No. 184  
Senate Concurrent Resolution "B"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 27, 1957

Mr. President: I have the honor to return:

Senate Bill No. 127  
Senate Bill No. 174  
Senate Bill No. 274

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 27, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "V"  
Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 60  
Senate Bill No. 66  
Senate Bill No. 77  
Senate Bill No. 94  
Senate Bill No. 97  
Senate Bill No. 98  
Senate Bill No. 128  
Senate Bill No. 254

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "T" have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "HH" have had the same under consideration and recommend that the same be indefinitely postponed.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "PP" have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 522 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 527 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: 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.  
A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 549 have had the same under consideration and recommend that the same be amended as follows:

In line 7, after the word "resides" and before the period, insert the following:

"and in applying for such certificate, the buyer shall state his place of residence. The buyer's post office address is sufficient for purposes of this Act if it is the same as his residence address, but if different he shall state his place of residence by naming the county, township, range and section wherein located."

And when so amended recommend the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 567 have had the same under consideration and recommend that the same do pass.  
ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 591 have had the same under consideration and recommend that the same do pass.  
JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: 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.  
HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 615 have had the same under consideration and recommend that the same do pass.  
GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 621 have had the same under consideration and recommend that the same do pass.  
L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 631 have had the same under consideration and recommend that the same do pass.  
HARVEY B. KNUDSON, Chairman.



Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 653 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 654 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 675 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 677 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 688 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 694 have had the same under consideration and recommend that the same be amended as follows:

Line 7. Strike out the word "accessibile" and in lieu thereof insert the word "accessible"

And when so amended recommend the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 695 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 703 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 723 have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 724 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 727 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 731 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 737 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 754 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: 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.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 787 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 793 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 794 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 799 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 810 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "J" have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the title after the word "of" insert the words "special education".

At the end of line 3 change the period to a comma and add the words "and schools of higher learning."

In line 21 after the word "improving" insert the word "special,"

In line 22 after the word "college" insert the words "and higher"

In line 31 after the word "affecting" insert the word "special," and after the word "college" insert the words "and higher"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to House Bill No. 510 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to House Bill No. 560 be adopted, which motion prevailed.

Senator Erickstad moved that the amendments to House Bill No. 753 be adopted, which motion prevailed.

## MOTIONS

Senator Meidinger moved that Senate Resolution "U" be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Meidinger requested the unanimous consent of the Senate to withdraw Senate Resolution "U", which consent was granted.

At the request of Senator Gilbertson the junior and senior classes from the Nome High School were recognized by the Senate.

## FIRST READING OF HOUSE RESOLUTION

**House Concurrent Resolution "V".** A Concurrent Resolution urging that the North Dakota waterfowl hunting season should open not later than the last Friday or Saturday in September in any year.

Was read the first time and referred to the Committee on Natural Resources.

Senator Meidinger moved that after the reading of Senate Concurrent Resolution "OO", and House Bills Nos. 508, 509, 511, 516, 518, 528, 554, 574, 577, 578, 585, 592, 616, 617, 626, 632, 639, 643, 662, 678, 689, 705, 706, 709, 736, 739, 743, 751, 752, 757, 760, 766, 768, 769, 771, 789, 798, 801, 829, 830, and 831, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened pursuant to recess taken, the President presiding.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 60  
 Senate Bill No. 66  
 Senate Bill No. 77  
 Senate Bill No. 94  
 Senate Bill No. 97  
 Senate Bill No. 98  
 Senate Bill No. 128  
 Senate Bill No. 254

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, February 27, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 60  
 Senate Bill No. 66  
 Senate Bill No. 77  
 Senate Bill No. 94  
 Senate Bill No. 97  
 Senate Bill No. 98  
 Senate Bill No. 128  
 Senate Bill No. 254

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 559 have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE RESOLUTION

**Senate Concurrent Resolution "OO".** A concurrent resolution authorizing and directing the legislative research committee to make an interim study of installment loan practices and statutes governing such operations in this state and to make its report and recommendation to the Thirty-sixth Legislative Assembly.

Which has been read.

Senator Leier moved that Senate Concurrent Resolution "OO" be adopted, which motion prevailed.

## MOTION

Senator Luick moved that House Bills Nos. 789, 829, 830 and 831 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

**House Bill No. 789.** A Bill for an Act to amend and reenact section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 concerning weight limitations for 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Berube	Holand	Olson
Brooks	Kee	Sayer
Dewing	Klefstad	Schrock
Dolan	Knudson	Thomas
Erickson	Krause	Torno
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	O'Brien	

Absent and not voting:

Baeverstad	Kielely	Roen
Bilden	Leier	Saumur
Johnson	Nelson	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 829. A Bill for an Act to amend and reenact section 39-0424 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session Laws relating to fees for commercial and non-commercial trucks, and to repeal subsection 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session 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, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Klefstad	O'Brien
Brooks	Knudson	Olson
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Freed	Longmire	Wadeson
George	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Kee	Morgan	Yunker
Kieley		

Those voting in the negative were:

Dewing	Gilbertson	Tuff
Fraser	Johnson	Vendsel
Garaas	Roen	
Absent and not voting:		
Baeverstad	Nelson	Saumur
Bilden		

So the bill passed and the title was agreed to.

House Bill No. 830. A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 242 of the 1955 Session Laws, relating to exemptions from registration and reciprocal use of 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, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Klefstad	Olson
Brooks	Knudson	Roen
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Freed	Longmire	Vendsel
George	Luick	Wadeson
Hernett	Meidinger	Wartner

Holand	Miller	Wenstrom
Kee	Morgan	Wolf
Kieley	O'Brien	Yunker

Those voting in the negative were:

Dewing	Garaas	Johnson
Fraser	Gilbertson	Tuff

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 831.** A Bill for an Act to amend and reenact section 39-0429 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to truck-mile 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, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Brooks	Krause	Roen
Dolan	Kusler	Sayer
Erickstad	Larson	Schrock
Foss	Leier	Thomas
Freed	Livingston	Torno
George	Longmire	Trenbeath
Hernett	Luick	Wadeson
Holand	Meidinger	Wartner
Kee	Miller	Wenstrom
Kieley	Morgan	Wolf
Klefstad	O'Brien	Yunker
Knudson	Olson	

Those voting in the negative were:

Berube	Fraser	Johnson
Dewing	Garaas	Tuff
Erickson	Gilbertson	Vendsel
Fiedler		

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden		

So the bill passed and the title was agreed to.

Senator Freed: I would like to make a few remarks and I would like to have my remarks placed in the journal. I hope that everybody is happy in passing House Bills 789, 830, 829 and 831. I will promise you one thing in two years we will be back here with another truck bill and I hope it won't be 44.

The President requested that Senator Leier take the chair, and Senator Leier presided.

**House Bill No. 508.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, of the state penitentiary.

Which has been read.

WEDNESDAY, FEBRUARY 27, 1957

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## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden		

So the bill passed and the title was agreed to.

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance 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, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden		

So the bill passed and the title was agreed to.

House Bill No. 511. 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, and providing for the transfer of funds.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Nelson	Torno
Bilden	Saumur	

So the bill passed and the title was agreed to.

House Bill No. 516. A Bill for an Act making an appropriation for the purpose of 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Holand	Miller
Brooks	Johnson	Morgan
Dewing	Kee	O'Brien
Dolan	Kieley	Olson
Erickson	Klefstad	Roen
Erickstad	Knudson	Sayer
Fiedler	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Trenbeath
Freed	Leier	Tuff
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	Wenstrom
Nelson		

So the bill passed and the title was agreed to.

House Bill No. 518. 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadson
George	Luick	Wartner
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Baeverstad	Nelson	Torno
Bilden	Saumur	Wenstrom

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 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadson
George	Luick	Wartner
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Baeverstad	Nelson	Torno
Bilden	Saumur	Wenstrom

So the bill passed and the title was agreed to.

House Bill No. 554. 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Holand	Miller
Brooks	Johnson	Morgan
Dewing	Kee	O'Brien
Dolan	Kieley	Olson
Erickson	Klefstad	Roen
Erickstad	Knudson	Sayer
Fiedler	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker

Absent and not voting:

Baeverstad	Saumur	Trenbeath
Bilden	Torno	Wenstrom
Nelson		

So the bill passed and the title was agreed to.

The President resumed the chair.

**House Bill No. 574.** A Bill for an Act to amend and re-enact section 15-2308 of the North Dakota Revised Code of 1943, relating to change of common school district boundaries.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Baeverstad	Nelson	Torno
Bilden	Saumur	Wenstrom

So the bill passed and the title was agreed to.

House Bill No. 577. 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Dolan	Saumur
Bilden	Nelson	Torno

So the bill passed and the title was agreed to.

House Bill No. 578. A Bill for an Act to amend and re-enact Subsection 7 of Section 24-A0102 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a definition of "Commissioner" as used in title 24.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf

Hernett	Miller	Yunker
Holand	Morgan	
Absent and not voting:		
Baeverstad	Nelson	Torno
Bilden	Saumur	

So the bill passed and the title was agreed to.

House Bill No. 585. A Bill for an Act to amend and reenact section 55-0204 of the North Dakota Revised Code of 1943 relating to use of state parks, monuments or recreation reserve facilities.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Saumur
Berube	Nelson	Torno

So the bill passed and the title was agreed to.

House Bill No. 592. 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner

Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Saumur
Berube	Nelson	Torno

So the bill passed and the title was agreed to.

House Bill No. 616 A Bill for an Act relating to school districts acquiring sites, constructing buildings, and operating or discontinuing schools, where there is impact of federal activity, amending and reenacting subsection 3 of section 15-2506, subsection 2 of section 15-2908, subsection 1 of section 15-3207 and subsection 1 of section 15-5117 of the North Dakota Revised Code of 1943 as amended, relating to school board powers in such cases, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	O'Brien
Dolan	Kieley	Olson
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Foss	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden	Roen	Torno
Dewing		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 617. A Bill for an Act authorizing the board of administration to convey certain property now owned by the state and under the control of the Grafton State School.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

ROLL CALL

Those voting in the affirmative were:

Berube	Holand	Morgan
Brooks	Johnson	O'Brien
Dewing	Kee	Olson

Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Trenbeath
Foss	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Absent and not voting:		
Baeverstad	Nelson	Saumur
Bilden	Roen	Torno
Livingston		

So the bill passed and the title was agreed to.

**House Bill No. 626.** A Bill for an Act to amend and reenact section 40-4508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to membership fees and assessments under police pension plans.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Holand	Morgan
Brooks	Johnson	O'Brien
Dewing	Kee	Olson
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Trenbeath
Foss	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Baeverstad	Nelson	Saumur
Bilden	Roen	Torno
Livingston		

So the bill passed and the title was agreed to.

**House Bill No. 632.** A Bill for an Act to amend and reenact section 4-1703 of the North Dakota Revised Code of 1943 relating to the duties of the dairy 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, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Dewing	Kee	O'Brien

Dolan	Kieley	Olson
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Foss	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Those voting in the negative were:

Brooks

Absent and not voting:

Baeverstad	Livingston	Saumur
Bilden	Roen	Torno

So the bill passed and the title was agreed to.

**House Bill No. 639.** A Bill for an Act to amend and reenact section 15-3801 of the North Dakota Revised Code of 1943, relating to the bond of the superintendent of schools.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Those voting in the negative were:

Gilbertson

Absent and not voting:

Baeverstad	Livingston	Saumur
Bilden	Roen	Torno

So the bill passed and the title was agreed to.

**House Bill No. 643.** A Bill for an Act to authorize the Governor, by order of general application, to permit excess limitations on sizes and weights for certain vehicles in emergencies.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson,	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Baeverstad	Livingston	Saumur
Bilden	Roen	Torno

So the bill passed and the title was agreed to.

**House Bill No. 662.** A Bill for an Act to amend and reenact section 38 of chapter 347 of the North Dakota Session Laws of 1955 relating to lateral drains, and providing a penalty.

Which has been read.

Senator Wadeson moved that House Bill No. 662 be amended as follows:

In line 6, strike out the word "Where" and capitalize the word "all", and between the words "owners" and "whose" insert the word "jointly".

In line 18, strike out the words "petitioner agrees". and insert in lieu thereof the words "petitioners agree".

In line 24, strike out the word "a" and insert thereof the word "the", and strike out the word "petitioner" and insert in lieu thereof the word "petitioners".

In line 29, strike out the two words "petitioner" and insert in lieu thereof the words "petitioners".

In line 30, strike out the word "he" and insert in lieu thereof the word "they".

In line 31, strike out the word "his" and insert in lieu thereof the word "such".

In line 33, strike out the word "his" and insert in lieu thereof the word "their".

Which motion prevailed.

Senator Wadeson moved that the rules be suspended and that House Bill No. 662 be placed on second reading and final passage, as amended, which motion prevailed.

Senator Dewing moved that the Senate reconsider its action in adopting the floor amendments to House Bill No. 662, which motion prevailed.

Senator Holand moved that House Bill No. 662 be referred to the Committee on Agriculture, which motion prevailed.

**House Bill No. 678.** A Bill for an Act making an appropriation to the Superintendent of Public Instruction out of the State Equalization Fund to meet deficiencies in the Emergency, High School Tuition, Elementary Aid and High School Aid for the biennium ending June 30, 1957 and declaring an emergency.

Which has been read.

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

#### ROLL CALL

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Baeverstad	Livingston	Torno
Bilden	Saumur	Vendsel

So the bill passed and the title was agreed to and the emergency clause was declared carried.

**House Bill No. 689.** A Bill for an Act to require that all livestock with a certificate or registration or breeding shall not in any way be misrepresented, providing for auctioneers acting in good faith, 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, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Freed	Meidinger	
Absent and not voting:		
Baeverstad	Livingston	Torno
Berube	Saumur	Vendsel
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 705.** A Bill for an Act to amend and reenact subsection 3 of section 36-0902, section 36-0904, section 36-0909, section 36-0910, section 36-0911, section 36-0912 and section 36-0914 of the North Dakota Revised Code of 1943, relating to the application for use of livestock brand or mark, the fee therefor, the recording of brands, notices and brand books.

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, 18; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Kieley	Olson
Dewing	Krause	Roen
Dolan	Kusler	Schrock
Erickson	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Holand	Morgan	Yunker
Kee		

Those voting in the negative were:

Brooks	Johnson	Nelson
Erickstad	Klefstad	O'Brien
Freed	Knudson	Sayer
Gilbertson	Miller	Wadeson
Hernett		

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

**House Bill No. 706.** A Bill for an Act to amend and reenact section 15-2515 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 138 of the 1955 Session Laws, 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson

Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

**House Bill No. 709.** A Bill for an Act making appropriations for the Interim Committee, which was created by the Thirty-fourth Legislative Assembly under Senate Concurrent Resolution D-1, out of the North Dakota workmen's compensation 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, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Dewing	Kee	Nelson
Dolan	Kieley	O'Brien
Erickson	Klefstad	Olson
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Foss	Kusler	Tuff
Fraser	Larson	Wadeson
Freed	Leier	Wartner
Garaas	Livingston	Wenstrom
George	Longmire	Wolf
Gilbertson	Luick	Yunker
Hernett	Miller	

Those voting in the negative were:

Brooks	Meidinger	Sayer
Holand	Roen	Trenbeath

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

**House Bill No. 736.** 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 Grafton; and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 739. A Bill for an Act relating to the North Dakota highway patrolmen's retirement system, and to amend and reenact section 39-03A21 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

House Bill No. 743. A Bill for an Act to amend and reenact section 11-2501 of the North Dakota Revised Code of 1943 as amended by chapter 98 of the North Dakota Session Laws of 1955, relating to warrants issued by the county 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

House Bill No. 751. A Bill for an Act to repeal section 37-1607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the registration of graves of deceased members of the armed forces.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

**House Bill No. 752.** A Bill for an Act reappropriating and transferring the unexpended balances existing in certain prior appropriations to the adjutant general for the purpose of compiling a record of North Dakota residents who have served in the Armed Forces of the United States

Which had been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

**House Bill No. 757.** A Bill for an Act declaring legislative policy with reference to Replat of Calkins Addition in Bismarck, North Dakota, and authorizing Board of Administration to execute quitclaim deeds giving title to lots 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

**House Bill No. 760.** A Bill for an Act making an appropriation to reimburse Knife River Coal Mining Company in the sum of two thousand five hundred sixty dollars, which sum was erroneously and inadvertently remitted to the State 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, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meldinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Those voting in the negative were:

Trenbeath

Absent and not voting:

Baeverstad	Saumur	Torno
Bilden		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 766.** A Bill for an Act providing for joint use of drains as water courses for city water supply under agreement of the board of drain commissioners and the city governing body; providing for public hearings on proposed agreements, for sharing of costs, and for permissive payments to owners of land originally assessed; and declaring an emergency.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock



Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Absent and not voting:		
Baeverstad	Saumur	Torno
Bilden		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 768. A Bill for an Act to amend and reenact section 57-1514 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to tax levy limitations in school districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Baeverstad	Saumur	Torno
Bilden		

So the bill passed and the title was agreed to.

House Bill No. 769. A Bill for an Act to amend and reenact section 15-2804 of the North Dakota Revised Code of 1943, relating to election precincts and polling places.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson

Dewing	Kieley	Roen
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Baeverstad	Klefstad	Saumur
Bilden	Knudson	Torno

So the bill passed and the title was agreed to.

**House Bill No. 771.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Baeverstad	Klefstad	Torno
Bilden	Saumur	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 798.** A Bill for an Act relating to licensing of aircraft used in aerial spraying and regulations pertaining thereto, and providing a penalty, and declaring an emergency.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Sayer
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand		

Those voting in the negative were:

Kee	Morgan	Schrock
Luick		

Absent and not voting:

Baeverstad	Foss	Torno
Bilden	Saumur	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 801.** A Bill for an Act to require school attendance by children of school age residing upon United States Government bases and installations; and providing penalties against parents, guardians and others having control over such children for failure to require such attendance.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Baeverstad	Saumur	Vendsel
Bilden	Torno	

So the bill passed and the title was agreed to.

WEDNESDAY, FEBRUARY 27, 1957

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MESSAGE FROM THE GOVERNOR

Bismarck, February 27, 1957

Members of the Senate  
Senate Chambers  
Thirty-Fifth Legislative Assembly  
Bismarck, North Dakota

Gentlemen:

Today I have signed Senate Bill No. 59.

This bill has been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

MOTIONS

Senator Roen moved that the absent Senators be excused,  
which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn,  
which motion prevailed.

VIC GILBREATH, Secretary.

## FIFTY-SECOND DAY

Bismarck, February 28, 1957

The Senate convened at 2:00 p.m., the President presiding.  
Prayer by Chaplain Lt. Dale Tollerud, Salvation Army,  
Bismarck, North Dakota.

Roll call: All Senators present except Senators Baeverstad,  
Bilden, Luick and Saumur.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction  
of the Journal have carefully examined the Journal of the  
Fifty-first day and recommends that the same be corrected  
as follows:

Page 597, line 28, strike out the word "our" and insert in  
lieu thereof the word "Your" and strike out the word  
"Resource" and insert in lieu thereof the word "Resources".

Page 597, line 52, strike out the word "recommends" and  
insert in lieu thereof the word "recommend".

Page 604, correct the spelling of the word "affirmative".

Page 613, after line 24, insert the following: "So the bill  
passed and the title was agreed to".

Page 613, line 50, correct the spelling of the word "pre-  
vailed".

Page 617, strike out lines 2 and 3.

Page 620, correct the spelling of the word "inadvertently".

And when so corrected recommend that the same be ap-  
proved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which  
motion prevailed.

## COMMUNICATIONS

A resolution was presented addressed to Senator Olson  
from the Sheyenne Valley Electric Cooperative, Inc., Legis-  
lative Committee, relative to House Bills 649 and 774, which  
resolution was referred to the Committee on Labor Relations.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to return:

Senate Bill No. 85

Senate Bill No. 263

Senate Bill No. 160  
Senate Bill No. 191  
Senate Bill No. 203

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to return:

Senate Bill No. 39  
Senate Bill No. 55  
Senate Bill No. 67

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 651.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to return:

Senate Bill No. 60  
Senate Bill No. 66  
Senate Bill No. 77  
Senate Bill No. 94  
Senate Bill No. 97  
Senate Bill No. 98  
Senate Bill No. 128  
Senate Bill No. 254

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

#### MOTIONS

At the request of Senator Freed a high school class from Gladstone High School, Stark County, was recognized by the Senate.

At the request of Senator George a group of high school students from Tuttle was recognized by the Senate.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 35  
Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 63  
Senate Bill No. 71  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 96  
Senate Bill No. 102  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 118

Senate Bill No. 140  
 Senate Bill No. 149  
 Senate Bill No. 173  
 Senate Bill No. 184

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 521 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 546 have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 547 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 596 have had the same under consideration and recommend that the same be placed on the calendar without recommendation

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 610 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 627 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 655, have had the same under consideration and recommend that the same do pass.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 656 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 661 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the word "fee" and before the period strike the following ", and providing for safety chains on utility trailers".

In line 5 before the semi-colon, strike out the following: "TRAILER CHAINS".

Delete lines 19 through 26 inclusive.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 662 have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the bill delete the words "Where all" and insert the underlined word "All" in lieu thereof.

In line 7 of the bill following the word "may" insert the underlined word "jointly".

In line 10 following the word "board" insert a comma and delete the word "that" and insert the underlined word "upon" in lieu thereof.

In line 11 delete the words "will pay" and insert the underlined word "paying" in lieu thereof.

In line 18 delete the words "petitioner agrees" and insert the underlined words "petitioners agree" in lieu thereof.

In line 24 delete the words "a petitioner" and insert the underlined words "the petitioners" in lieu thereof.

In line 29 delete the words "petitioner" in both instances where the word appears and insert the underlined word "petitioners" in both instances in lieu thereof.

In line 30 delete the word "he" and insert the underlined word "they" in lieu thereof.

In line 31 delete the word "his" and insert the underlined word "such" in lieu thereof.

In line 33 delete the word "his" and insert the underlined word "their" in lieu thereof.

And when so amended recommend the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.



Mr. President: Your Committee on Transportation to whom was referred House Bill No. 663 have had the same under consideration and recommend that the same do pass.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 742 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 802 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Vice Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "N" have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "P" have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to return:

Senate Bill No. 70  
Senate Bill No. 100  
Senate Bill No. 139  
Senate Bill No. 142  
Senate Bill No. 143  
Senate Bill No. 181  
Senate Bill No. 190  
Senate Bill No. 192  
Senate Bill No. 193  
Senate Bill No. 205  
Senate Bill No. 229  
Senate Bill No. 232  
Senate Bill No. 241  
Senate Bill No. 245

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1957

Mr. Speaker: I have the honor to transmit:  
Senate Concurrent Resolution "OO"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 28, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 508  
House Bill No. 509  
House Bill No. 511  
House Bill No. 516  
House Bill No. 518  
House Bill No. 528  
House Bill No. 554  
House Bill No. 574  
House Bill No. 577  
House Bill No. 578  
House Bill No. 585  
House Bill No. 592  
House Bill No. 616  
House Bill No. 617  
House Bill No. 626  
House Bill No. 632  
House Bill No. 639  
House Bill No. 643  
House Bill No. 678  
House Bill No. 689  
House Bill No. 705  
House Bill No. 706  
House Bill No. 709  
House Bill No. 736  
House Bill No. 739  
House Bill No. 743  
House Bill No. 751  
House Bill No. 752  
House Bill No. 757  
House Bill No. 760  
House Bill No. 766  
House Bill No. 768  
House Bill No. 769  
House Bill No. 771  
House Bill No. 789  
House Bill No. 801  
House Bill No. 829  
House Bill No. 830  
House Bill No. 831

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, February 28, 1957

Mr. Speaker: I have the honor to return:  
House Bill No. 798

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, February 28, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 723

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

#### CONSIDERATION OF AMENDMENTS

Senator Freed moved that the amendments to House Bill No. 549 be adopted, which motion prevailed.

Senator Livingston moved that the amendments to House Bill No. 694 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to House Concurrent Resolution "J" be adopted, which motion prevailed.

#### FIRST READING OF A SENATE RESOLUTION

Senators Kieley and Knudson introduced:

Senate Concurrent Resolution "QQ". A concurrent resolution, authorizing and directing the legislative research committee to make a study of the need for consolidation and simplification of the statutes governing requirements in the bidding and letting of public contracts.

Was read the first time.

#### MOTION

Senator Kieley moved that Senate Concurrent Resolution "QQ" be printed in the journal but not printed as a bill, and laid over one legislative day, which motion prevailed.

#### SENATE CONCURRENT RESOLUTION "QQ"

Introduced by Senators Kieley and Knudson.

A CONCURRENT RESOLUTION, authorizing and directing the legislative research committee to make a study of the need for consolidation and simplification of the statutes governing requirements in the bidding and letting of public contracts.

- 1 WHEREAS, it has come to the attention of the
- 1a legislative
- 2 assembly that there now exists a lack of uniformity in the
- 3 statutes of this state which now govern the procedure to
- 3a be
- 4 followed by the various subdivisions of the state in the
- 5 bidding and letting of public contracts; and
- 6 WHEREAS, no sound reason exists for the continua-
- 6a tion of
- 7 this lack of uniformity, and its elimination would simplify
- 8 the process for all concerned and would tend to diminish
- 9 the possibility of a bid or the contract being held void
- 10 for failure of compliance with the appropriate statute;
- 11 NOW, THEREFORE, BE IT RESOLVED BY THE
- 11a SENATE OF THE
- 12 STATE OF NORTH DAKOTA, THE HOUSE OF REP-
- 12a RESENTATIVES
- 13 CONCURRING THEREIN:
- 14 That the legislative research committee is authorized
- 15 and directed to make a study of the need for the consolida-
- 16 tion and simplification of the statutes governing

- 17 requirements in the bidding and letting of public con-  
 17a tracts;  
 18 and the legislative research committee shall make its  
 19 reports and recommendations thereon in such form as it  
 19a may  
 20 deem proper to the Thirty-sixth Legislative Assembly.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "PP". A concurrent resolution urging the University of North Dakota to cooperate with the Legislative Research Committee in providing courses in legislative process and procedure and for the employment of students completing such courses as employees of the legislative assembly during its sessions.

Was read the second time.

Senator Larson moved that Senate Concurrent Resolution "PP" be adopted, which motion prevailed.

#### MOTIONS

Senator Wartner moved that House Bill No. 569 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Wartner moved that the Senate reconsider its action in adopting the amendments to House Bill No. 569, which motion prevailed.

Senator Wartner moved that House Bill No. 569 be referred to the Committee on State and Federal Government, which motion prevailed.

Senator Meidinger moved that after the reading of House Bills Nos. 510, 522, 527, 545, 559, 560, 567, 591, 595, 615, 621, 631, 653, 654, 675, 677, 680, 688, 695, 703, 724, 727, 731, 737, 753, 754, 786, 787, 793, 794, 799 and 810 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

- Senate Bill No. 35
- Senate Bill No. 56
- Senate Bill No. 58
- Senate Bill No. 63
- Senate Bill No. 71
- Senate Bill No. 74
- Senate Bill No. 88
- Senate Bill No. 96
- Senate Bill No. 102
- Senate Bill No. 110
- Senate Bill No. 112
- Senate Bill No. 118
- Senate Bill No. 140
- Senate Bill No. 149
- Senate Bill No. 173
- Senate Bill No. 184

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, February 28, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 35  
Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 63  
Senate Bill No. 71  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 96  
Senate Bill No. 102  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 118  
Senate Bill No. 140  
Senate Bill No. 149  
Senate Bill No. 173  
Senate Bill No. 184

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 60  
Senate Bill No. 66  
Senate Bill No. 77  
Senate Bill No. 94  
Senate Bill No. 97  
Senate Bill No. 98  
Senate Bill No. 128  
Senate Bill No. 254

Were delivered to the Governor for his approval at the hour of 3:10 o'clock p.m., February 28, 1957.

CLYDE KIELEY, Chairman

## SECOND READING OF HOUSE BILLS

House Bill No. 510. 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, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath

Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Baeverstad	Luick	Saumur
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 522.** 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, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Baeverstad	Luick	Saumur
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 527.** 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno

Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Baeverstad	Bilden	Saumur
Berube	Luick	

So the bill passed and the title was agreed to.

**House Bill No. 545.** A Bill for an Act to amend and reenact sections 6, 7, 8, and 12 of chapter 253 of the 1955 Session Laws, relating to vehicle accidents, notices, and reports, and penalty therefor.

Which has been read.

Senator Holand moved that House Bill No. 545 be referred to the Committee on Judiciary, which motion prevailed.

**House Bill No. 559.** A Bill for an Act creating a state real estate commission; prescribing the powers and duties of the commission; providing for the regulation, supervision, and licensing of real estate brokers and salesmen as defined in this Act; prescribing penalties for violation of provisions of this Act.

Which has been read.

#### ROLL CALL

Senator Morgan moved the previous question.

The question being on the motion of Senator Morgan, the roll was called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kieley	O'Brien
Dolan	Knudson	Roen
Erickson	Krause	Sayer
Erickstad	Larson	Thomas
Foss	Livingston	Torno
George	Longmire	Tuff
Hernett	Meidinger	Wadeson
Holand	Miller	Wartner
Johnson	Morgan	Wenstrom
Kee	Nelson	

Those voting in the negative were:

Berube	Garaas	Schrock
Dewing	Gilbertson	Trenbeath
Fiedler	Kusler	Vendsel
Fraser	Leier	Wolf
Freed	Olson	

Absent and not voting:

Baeverstad	Klefstad	Saumur
Bilden	Luick	Yunker

So the motion was declared carried.

THURSDAY, FEBRUARY 28, 1957

609

## ROLL CALL

The question being on the final passage of House Bill No. 559, the roll was called and there were ayes, 24; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kee	Morgan
Dolan	Kieley	Roen
Erickson	Krause	Thomas
Erickstad	Larson	Trenbeath
Foss	Livingston	Wadson
George	Longmire	Wartner
Holand	Meidinger	Wenstrom
Johnson	Miller	Yunker

Those voting in the negative were:

Berube	Hernett	Sayer
Dewing	Knudson	Schrock
Fiedler	Kusler	Torno
Fraser	Leier	Tuff
Freed	Nelson	Vendsel
Garaas	Olson	Wolf
Gilbertson		

Absent and not voting:

Baeverstad	Klefstad	O'Brien
Bilden	Luick	Saumur

So the bill was declared lost for lack of a constitutional majority.

Senator Dewing moved that the vote by which House Bill No. 559 was lost be reconsidered and the motion to reconsider be laid on the table.

## ROLL CALL

The question being on the motion of Senator Dewing that the vote by which House Bill No. 559 was lost be reconsidered and the motion to reconsider be laid on the table, the roll was called and there were ayes, 23; nays 19; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Hernett	Olson
Dewing	Johnson	Sayer
Dolan	Kee	Schrock
Fiedler	Knudson	Torno
Fraser	Kusler	Tuff
Freed	Leier	Vendsel
Garaas	Morgan	Wolf
Gilbertson	Nelson	

Those voting in the negative were:

Brooks	Krause	Roen
Erickson	Larson	Thomas
Erickstad	Livingston	Wadson
Foss	Longmire	Wartner
George	Meidinger	Wenstrom
Holand	Miller	Yunker
Kieley		

Absent and not voting:

Baeverstad	Luick	Saumur
Bilden	O'Brien	Trenbeath
Klefstad		

So the motion was declared carried.



## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "B"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, February 28, 1957

Mr. President: I have the honor to inform you that the House does not concur with the Senate amendments on House Bill No. 798

And the Speaker has appointed a Conference Committee of three, Rep. Dick, Gress and Tescher to meet with a like Committee from the Senate.

GERALD L. STAIR, Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Meidinger moved that a Conference Committee be appointed to confer with a like committee from the House on House Bill No. 798, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 798 Senators Freed, Brooks and Garaas.

## MOTION

Senator Meidinger moved that the Senate do now recess until 1:00 p. m., March 1, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FIFTY-SECOND DAY AFTER RECESS  
AND FIFTY-THIRD DAY

Bismarck, March 1, 1957

The Senate convened at 1:00 p.m., pursuant to recess taken,  
the President presiding.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to inform you that the  
President has appointed as a conference committee to act with  
a like committee from the House, on House Bill No. 798

SENATORS:

FREED  
BROOKS  
GARAAS

VIC GILBREATH, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1957

Mr. President: I have the honor to return:

Senate Bill No. 35  
Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 63  
Senate Bill No. 71  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 96  
Senate Bill No. 102  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 118  
Senate Bill No. 140  
Senate Bill No. 149  
Senate Bill No. 173  
Senate Bill No. 184

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.  
House Chamber

Bismarck, March 1, 1957

Mr. President: I have the honor to transmit:

House Bill No. 552  
House Bill No. 561

House Bill No. 573  
 House Bill No. 579  
 House Bill No. 586  
 House Bill No. 587  
 House Bill No. 611  
 House Bill No. 622  
 House Bill No. 647  
 House Bill No. 659  
 House Bill No. 681  
 House Bill No. 697  
 House Bill No. 718  
 House Bill No. 730  
 House Bill No. 738  
 House Bill No. 740  
 House Bill No. 745  
 House Bill No. 823

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

#### FIRST READING OF SENATE RESOLUTION

Senators Klefstad and Vendsel introduced:

**Senate Concurrent Resolution "RR".** A concurrent resolution for the amendment of sections 41, 53, and 56 of the Constitution of the state of North Dakota relating to the time of meeting and the length of sessions of the legislative assembly.

Was read the first time and referred to the Committee on State and Federal Government.

#### MOTIONS

Senator Sayer moved that the Senate reconsider its action by which House Bill No. 559 was lost.

#### ROLL CALL

The question being on the motion of Senator Sayer that the Senate reconsider its action by which House Bill No. 559 was lost, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Thomas
Foss	Larson	Torno
Freed	Livingston	Trenbeath
George	Longmire	Wadson
Hernett	Meidinger	Wartner
Holand	Miller	Wenstrom
Johnson	Morgan	Wolf
Kee	Nelson	Yunker
Kieley	O'Brien	

Those voting in the negative were:

Berube	Garaas	Schrock
Dewing	Gilbertson	Tuff
Fiedler	Leier	Vendsel
Fraser	Olson	

Absent and not voting:

Baeverstad	Bilden	Luick
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So the motion was declared carried.

Senator Dewing moved that House Bill No. 559 be amended as follows:

In line 3, strike the words "three only" and insert in lieu thereof the word "none".

Which motion lost.

Senator Erickstad moved that House Bill No. 559 be referred to the Committee on General Affairs, which motion was lost.

Senator Brooks moved that House Bill No. 559 be amended as follows:

In line 3, strike out the word "three" and insert in lieu thereof the word "two".

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that House Bill No. 559 be placed on second reading and final passage, as amended, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 559, as amended, the roll was called and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Brooks	Klefstad	Roen
Dolan	Krause	Saumur
Erickson	Kusler	Thomas
Erickstad	Livingston	Torno
Foss	Longmire	Trenbeath
George	Larson	Wadeson
Holand	Meidinger	Wartner
Johnson	Miller	Wenstrom
Kee	Morgan	Yunker
Kieley		

Those voting in the negative were:

Berube	Gilbertson	Olson
Dewing	Hernett	Sayer
Fiedler	Knudson	Schrock
Fraser	Leier	Tuff
Freed	Nelson	Vendsel
Garaas	O'Brien	Wolf

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 560.** A Bill for an Act to provide for engineering scholarships to be established by the state highway commissioner for students attending the University of North Dakota at Grand Forks and the North Dakota Agricultural College at Fargo and to provide for employment contracts for such students after graduation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	Roen
Dewing	Kee	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	O'Brien	Wenstrom
Hernett	Olson	Wolf
Holand		Yunker

Those voting in the negative were:

Brooks	Meidinger	Nelson
Garaas	Miller	Torno
Kieley	Morgan	

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

**House Bill No. 567.** A Bill for an Act to amend and reenact section 46-0407 of the North Dakota Revised Code of 1943, relating to marking published 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, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker

Absent and not voting:

Baeverstad	Brooks	Luick
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 591.** A Bill for an Act to amend and reenact subsection 7 of section 20-0101, subsection 1 of section 20-0301, and section 20-0702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to protected fur-bearing 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, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Foss	Larson	Torno
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
George	Longmire	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	Nelson	

Those voting in the negative were:

Brooks	Kusler	Trenbeath
Fiedler	Olson	Wadeson
Garaas	Saumur	

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

House Bill No. 595. A Bill for an Act authorizing the county judge to waive the bond required in chapter 30-11 of the North Dakota Revised Code of 1943 relating to executors and administrators.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Tuff
Freed	Leier	Vendsel
Garaas	Livingston	Wadeson
George	Longmire	Wenstrom
Gilbertson	Meidinger	Wolf
Holand	Morgan	Yunker
Johnson		

Those voting in the negative were:

Erickstad	Miller	Torno
Fiedler	Nelson	Trenbeath
Hernett	Sayer	Wartner

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

**House Bill No. 615.** 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, as amended by chapter 325 of the North Dakota Session Laws of 1955, relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining of natural deposits of brick, tile, clay deposits and clay mined for processing into commercially marketable products and to encourage its processing in North Dakota.

Which has been read.

Senator Hernettt moved that House Bill No. 615 be re-referred to the Committee on Finance and Taxation, which motion prevailed

**House Bill No. 621.** A Bill for an Act to amend and reenact subsection 1 of Section 15-4007 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the financial effort required for emergency assistance from the state equalization fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernettt	Morgan	Yunker
Holand	Nelson	

Those voting in the negative were:

Torno                      Trenbeath

Absent and not voting:

Baeverstad              Bilden                      Luick

So the bill passed and the title was agreed to.

**House Bill No. 631.** A Bill for an Act to amend and reenact Sections 27-1701 and 27-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the retirement of justices of the supreme court and judges of the district court; providing for an assessment on salaries of such judges; providing for the withdrawal of a portion of the amount so assessed on retirement from office without becoming eligible for retirement salary; and repealing Section 27-1704 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to retirement allowances for judges, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 653.** A Bill for an Act to amend and reenact section 16-1314 of the North Dakota Revised Code of 1943 relating to the qualifications of members of canvassing board and to provide for replacement of disqualified members.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Torno
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker

Absent and not voting:

Baeverstad	Dewing	Luick
Bilden		

So the bill passed and the title was agreed to.



**House Bill No. 654.** A Bill for an Act to amend and reenact sections 27-0801 and 27-0803 of the North Dakota Revised Code of 1943, relating to establishing or abolishing 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, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Those voting in the negative were:

Torno

Absent and not voting:

Baeverstad                      Bilden                      Luick

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Roen moved that the absent Senator be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FIFTY-THIRD DAY

Bismarck, March 1, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Marvin H. Olson, House of Prayer, Lutheran, Bismarck.

Roll call: All Senators present except Senators Baeverstad, Bilden and Luick.

A quorum was declared by the President.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-second day and find the same correct.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 55  
 Senate Bill No. 67  
 Senate Bill No. 70  
 Senate Bill No. 100  
 Senate Bill No. 139  
 Senate Bill No. 142  
 Senate Bill No. 143  
 Senate Bill No. 181  
 Senate Bill No. 190  
 Senate Bill No. 192  
 Senate Bill No. 193  
 Senate Bill No. 205  
 Senate Bill No. 229  
 Senate Bill No. 232  
 Senate Bill No. 241  
 Senate Bill No. 245

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 519, have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$234,000.00" and insert the figure "\$236,800.00" in lieu thereof.

Strike out all of line 8.

In line 9 strike out the word "and" at the end of the line and insert the figure "\$230,700.00".

After line 9 insert the following line:

"Talking Book Program for Blind..... \$2,000.00".....

In line 11 strike out the figure "222,000.00" and insert the figure "4,100.00" in lieu thereof.

In line 12 strike out the figure "\$234,000.00" and insert the figure "\$236,800.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 563, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 564, have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 629, have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 634, have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 670, have had the same same under consideration and recommend that the same be amended as follows:

Delete all of Section 2

And when so amended recommend the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 671, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 672, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 673, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 710, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 713, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 744, have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "T", have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "V", have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Freed moved that the amendments to House Bill No. 661 be adopted, which motion prevailed.

Senator Wadson moved that the amendments to House Bill No. 662 be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "PP"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 522

House Bill No. 527

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 510

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 610

House Bill No. 802

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary

Senate Chamber  
Bismarck, March 1, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 559

Which the Senate has amended.

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 1, 1957

Mr. President: I have the honor to return:

Senate Bill No. 36

Senate Bill No. 61

Senate Bill No. 145

Senate Bill No. 150

Senate Bill No. 156

Senate Bill No. 162

Senate Bill No. 177

Senate Bill No. 280

Senate Bill No. 289

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "I"

Senate Concurrent Resolution "K"

Senate Concurrent Resolution "L"

Senate Concurrent Resolution "M"

Senate Concurrent Resolution "S"

Senate Concurrent Resolution "V"

Senate Concurrent Resolution "CC"

Senate Concurrent Resolution "NN"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 1, 1957

Mr. President: I have the honor to return:

Senate Bill No. 180

Senate Bill No. 270

Which the House has amended as follows:

Amendments to Senate Bill No. 180:

In line 1 of the title insert "or memorial halls" after the word armories

In line 2 of the title insert "or memorial hall" after the word armory

In line 6 insert "or memorial hall" after the word armory

After line 7 insert the following language:

"Provided that a municipality shall in no case levy such tax, unless the governing body of the municipality shall have submitted to the voters of the municipality according to the procedure set forth in sections 2, 3 and 4 of this Act, the question of levying a tax for the purposes authorized by this statute, not to exceed two mills on the dollar in any one year upon the assessed valuation of all property in the municipality. Then, if the majority of the electors voting on the question approved such levy, there shall be levied, spread and collected such tax as other taxes are collected in and for such municipality."

Further amend the bill by adding the following sections and language:

"SECTION 2. RESOLUTION AND NOTICE OF ELECTION.) The resolution and order of the governing body of the municipality calling an election pursuant to the provisions of this Act shall contain a general description of the precise purpose for which a tax is to be levied and collected, the maximum number of years over which such tax shall be spread, the maximum mills per annum to be levied not to exceed two mills per annum, and the time when such election shall be held. Notice of the adoption of such resolution and of the election to be held in pursuance thereof shall be published by the clerk or auditor thirty days prior to the day of election.

SECTION 3. FORM OF BALLOT.) The form of the ballot at an election authorized by this Act shall be prepared by the clerk or auditor and shall be substantially as follows:

Shall a levy of not to exceed two mills be made annually for a period of.....years for the purpose of.....

Yes.....

No.....

There shall be inserted in the blank space in such question appropriate words describing the purpose and nature of the improvement to be undertaken.

SECTION 4. CONDUCT OF ELECTION.) A special election upon the question of levying taxes for such purpose shall be held at a time to be set by the governing body of the municipality. The votes cast upon the question of the proposed tax levy shall be returned and canvassed as other votes cast at elections are returned and canvassed, and the result of such election shall be certified and spread upon the minutes of the proceedings of the governing body of the municipality at the next regular or special meeting thereafter.

And renumber the lines accordingly.

Amendments to Senate Bill No. 270:

In line 21 strike out the word "two" and insert in lieu thereof the word "a" and strike out the word "schools" and insert in lieu thereof the word "school."

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, March 1, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 1, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "C"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 1, 1957

Mr. President: I have the honor to return:

Senate Bill No. 105

Senate Bill No. 106

Senate Bill No. 283

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk

## SECOND READING OF HOUSE BILLS

**House Bill No. 675.** A Bill for an Act prohibiting the unauthorized operation of a motor vehicle, tractor, or other vehicle, upon a dike or flood protective works, and prescribing penalties for violation of this act.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	Olsen
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

**House Bill No. 677.** A Bill for an Act to amend and reenact section 57-1544 of the 1953 Supplement to the North Dakota Revised Code of 1943, authorizing cities to levy taxes for urban renewal purposes and for the purpose of acquiring real estate to be used as a site for public buildings, construction of public buildings and furnishing of same.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Those voting in the negative were:

Olson

Absent and not voting:

Baeverstad            Bilden                            Luick

So the bill passed and the title was agreed to.

**House Bill No. 680.** A Bill for an Act to amend and reenact section 61-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to application for beneficial use of water for irrigation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieleley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker

Absent and not voting:

Baeverstad            Kusler                            Luick

Bilden

So the bill passed and the title was agreed to.

**House Bill No. 688.** A Bill for an Act to amend and reenact section 18-0308 of the North Dakota Revised Code of 1943, relating to report of use of money.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieleley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom



Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Those voting in the negative were:

Johnson

Absent and not voting:

Baeverstad	Kusler	Vendsel
Bilden	Luick	

So the bill passed.

Senator Freed moved that the title to House Bill No. 688 be amended as follows:

In line 3 of the title strike out the period and insert in lieu the following: "and examination by the state examiner."

Which motion prevailed.

And the President announced that the title was agreed to.

**House Bill No. 695.** A Bill for an Act providing for public access to records of public or governmental bodies.

Which has been read.

Senator Erickstad moved that House Bill No. 695 be referred to the Committee on General Affairs, which motion prevailed.

**House Bill No. 703.** A Bill for an Act to amend and reenact section 27-0602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salary and expense of court reporters.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meldinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

Senator Dewing moved that the vote by which House Bill No. 703 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 724.** A Bill for an Act to amend and reenact section 15-4109 of the North Dakota Revised Code of 1943,

relating to the establishment of high schools 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, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker

Those voting in the negative were:

Johnson

Absent and not voting:

Baeverstad	Bilden	Luick
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So the bill passed and the title was agreed to.

**House Bill No. 727.** A Bill for an Act to repeal section 57-2210 of the North Dakota Revised Code of 1943 relating to county auditor's record of delinquent taxes.

Which has been read.

Senator Knudson moved that House Bill No. 727 be indefinitely postponed, which motion lost.

Senator Holand moved that House Bill No. 727 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 731.** A Bill for an Act to amend and reenact section 1-0401 of the North Dakota Revised Code of 1943, relating to validation of instruments affecting title to 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom

Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Baeverstad	Kieley	Saumur
Bilden	Luick	

So the bill passed and the title was agreed to.

**House Bill No. 737.** A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943 as amended and reenacted by section 1 of chapter 345 of the Session Laws of 1955.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Torno
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Baeverstad	Luick	Saumur
Bilden		

So the bill passed and the title was agreed to.

#### MOTION

Senator Vendsel moved that he be permitted to introduce Senate Bill No. 300, which motion prevailed.

Senator Vendsel introduced:

**Senate Bill No. 300.** A bill to amend and reenact Section 47-1408, Section 47-1409, Section 47-1410 and Section 47-1411 of the North Dakota Revised Code of 1943, relating to interest on loans; interest on loans deductible in advance; usury; definition of usury; maximum contract rate; prohibition; civil liability for usury; forfeiture of interest and principal and criminal penalty for usury and forfeiture.

Was read the first time and referred to the Committee on Industry and Business.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 753.** A Bill for an Act to amend and reenact sections 37-0204, 37-0302, and 37-0408 of the North Dakota Revised Code of 1943 and sections 37-0202, 37-0206 and 37-0312 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the inclusion of females in the

composition of the North Dakota national guard, the organization of the national guard, the staff of the governor, assistant adjutants general, compilation of records of members of the armed forces and pay and allowances of members of the national guard; and declaring an emergency.

Which has been read.

Senator Nelson moved that House Bill No. 753 be referred to the Committee on Veterans and Military Affairs, which motion prevailed.

**House Bill No. 754.** A Bill for an Act to provide that an owner of personal property may transfer the same to himself and others in joint tenancy with right of survivorship without an intermediate transfer through a third person, and declaring valid transfers of personal property heretofore made by an owner to himself and others in joint tenancy with right of survivorship.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Dewing	Kieley	Olson
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Holand	Morgan	Yunker
Johnson	Nelson	

Those voting in the negative were:

Brooks	Trenbeath	
Absent and not voting:		
Baeverstad	Hernett	Roen
Bilden	Luick	Torno

So the bill passed and the title was agreed to.

**House Bill No. 786.** A Bill for an Act to amend and reenact section 49-1842 of the North Dakota Revised Code of 1943 relating to the auto transportation 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock

Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Baeverstad	Klefstad	Torno
Bilden	Luick	Wartner
Hernett	Roen	

So the bill passed and the title was agreed to.

**House Bill No. 787.** A Bill for an Act to provide for the transfer of all unappropriated and unexpended funds in the auto transportation fund as of July 1, 1957, to the credit of the general 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Holand	Nelson
Brooks	Johnson	O'Brien
Dewing	Kee	Olson
Dolan	Kieley	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Baeverstad	Luick	Torno
Bilden	Roen	Wartner
Klefstad		

So the bill passed and the title was agreed to.

**House Bill No. 793.** A Bill for an Act to amend and reenact section 20-0303 of the 1953 Supplement to North Dakota Revised Code of 1943 relating to applications for resident hunting, trapping, or fishing license and requiring all license sellers to require proof of residence and providing a penalty for violators.

Which has been read.

Senator Krause moved that House Bill No. 793 be indefinitely postponed, which motion prevailed.

**House Bill No. 794.** A Bill for an Act to amend and reenact subsection 4 of section 20-0312 of the North Dakota Revised Code of 1943 relating to non-resident big game hunting license and to provide for a non-resident bow license fee.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kieley	Olson
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson	O'Brien	Yunker
Kee		

Those voting in the negative were:

Berube	Fraser	Gilbertson
--------	--------	------------

Absent and not voting:

Baeverstad	Klefstad	Roen
Bilden	Luick	Torno

So the bill passed and the title was agreed to.

**House Bill No. 799.** A Bill for an Act to amend and reenact subsections 1 and 3 of section 20-0312 of the North Dakota Revised Code of 1943 relating to the fee for resident hunting licenses.

Which has been read.

Senator Leier moved that House Bill No. 799 be amended as follows:

In line 5, after the word "dollars" insert the following:

"of which fifty cents shall be credited to the state game and fish bounty fund."

In line 7, after the word "dollars" insert the following:

"of which one dollar shall be credited to the game and fish bounty fund."

Renumber the lines accordingly.

Which motion prevailed.

Senator Leier moved that the rules be suspended and that House Bill No. 799 be placed on second reading and final passage, as amended, which motion prevailed.

## ROLL CALL

The question being on the final passage of House Bill No. 799, as amended, the roll was called and there were ayes, 37; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Brooks	Kieley	O'Brien
Dewing	Klefstad	Roen
Dolan	Krause	Saumur
Erickson	Kusler	Sayer
Erickstad	Larson	Schrock
Fiedler	Leier	Thomas

Foss	Livingston	Trenbeath
Freed	Longmire	Vendsel
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Kee

Those voting in the negative were:

Berube	Johnson	Tuff
Fraser	Olson	Wadeson

Absent and not voting:

Baeyerstad	Garaas	Luick
Bilden	Knudson	Torno

So the bill passed and the title was agreed to.

**House Bill No. 810.** A Bill for an Act to amend and reenact subsection 2 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to height limitations on 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Baeverstad	Knudson	Torno
Bilden	Luick	Vendsel
Garaas		

So the bill passed and the title was agreed to.

#### FIRST READING OF HOUSE RESOLUTION

**House Concurrent Resolution "H-1".** A concurrent resolution authorizing and directing the Legislative Research Committee to make an interim study of practices of lending agencies, public and private, interest charges, sales of merchandise under installment contracts, and charges connected therewith, and requesting that such committee report its findings to the thirty-sixth legislative assembly, together with its recommendations as to such legislation it may find necessary or advisable.

Was read the first time and referred to the Committee on Industry and Business.

**REPORT OF STANDING COMMITTEE**

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 35  
Senate Bill No. 56  
Senate Bill No. 58  
Senate Bill No. 63  
Senate Bill No. 71  
Senate Bill No. 74  
Senate Bill No. 88  
Senate Bill No. 96  
Senate Bill No. 102  
Senate Bill No. 110  
Senate Bill No. 112  
Senate Bill No. 118  
Senate Bill No. 140  
Senate Bill No. 149  
Senate Bill No. 173  
Senate Bill No. 184

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p. m., March 1, 1957.

CLYDE KIELEY, Chairman.

**MESSAGE FROM THE GOVERNOR**

Bismarck, March 1, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota  
Gentlemen:

Today I have signed Senate Bills No. 60, 66, 77, 94, 97, 98, 128, and 254.

These bills have been filed with the Secretary of State.

Sincerely yours,  
JOHN E. DAVIS  
Governor.

**MOTION**

Senator Meidinger moved that after the reading of House Bills Nos. 521, 546, 547, 549, 596, 627, 655, 656, 663, 694, 742, and House Concurrent Resolutions "J" "N" and "P", that the Senate recess until 1:00 p.m., March 2, 1957, which motion prevailed.

VIC GILBREATH, Secretary.



FIFTY-THIRD DAY AFTER RECESS AND  
FIFTY-FOURTH DAY

Bismarck, March 2, 1957

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Dewing moved that the Senate do not concur in the House amendments to Senate Bill No. 180 and that a conference committee be appointed, which motion prevailed.

The President appointed as a conference committee on Senate Bill No. 180 Senators Nelson, Wartner and Dewing.

Senator Sayer moved that the Senate do concur in the House amendments to Senate Bill No. 270, which motion prevailed.

Senator Sayer moved that the rules be suspended and that Senate Bill No. 270 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 270

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 270. A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the North Dakota Revised Code of 1943 as amended by chapter 154 of the North Dakota Session Laws of 1955.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	O'Brien	

Absent and not voting:

Baeverstad	George	Roen
Berube	Kusler	Tuff
Bilden	Nelson	

So the bill passed and the title was agreed to.

**MOTION**

Senator Sayer moved that the Senate request the House to return House Bill No. 681, which motion prevailed.

**MESSAGES TO THE HOUSE**

Senate Chamber  
Bismarck, March 2, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 681.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 2, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 180 and the President has appointed as a Conference Committee, Senators Nelson, Wartner and Dewing.

VIC GILBREATH, Secretary.

**MESSAGES FROM THE HOUSE**

House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed a conference committee of three, Anderson (Richland), Goebel and Solberg to meet with a like committee from the Senate on Senate Bill No. 180.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bills No. 156, 229 and 193.

GERALD L. STAIR, Chief Clerk

House Bill No. 521. 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, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Brooks	Kieley	Roen
Dolan	Klefstad	Saumur
Erickstad	Knudson	Sayer
Erickson	Krause	Schrock
Fiedler	Leier	Thomas
Foss	Livingston	Torno
Fraser	Longmire	Trenbeath
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
Hernett	Miller	Wartner
Holand	Morgan	Wenstrom
Johnson	O'Brien	Wolf
Kee	Olson	Yunker

Those voting in the negative were:

Dewing                    Gilbertson

Absent and not voting:

Baeverstad	George	Nelson
Berube	Kusler	Tuff
Bilden	Larson	

So the bill passed and the title was agreed to.

**House Bill No. 546.** A Bill for an Act to amend and reenact section 20-0115 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to posting of lands for hunting 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	O'Brien	Yunker
Johnson	Olson	

Absent and not voting:

Baeverstad	George	Nelson
Berube	Knudson	Tuff
Bilden	Kusler	

So the bill passed and the title was agreed to.

**House Bill No. 547.** A Bill for an Act establishing a commission for the commemoration of the hundredth anniversary

of the birth of Theodore Roosevelt; making an appropriation therefor; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	O'Brien	Yunker
Absent and not voting:		
Baeverstad	George	Nelson
Berube	Kusler	Tuff
Bilden		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

**House Bill No. 549.** A Bill for an Act relating to the distribution of registration fees collected from the licensing of motor vehicles, and to the crediting of the application of the certificate of title to the county wherein the buyer of the motor vehicle resides.

Which has been read.

Senator Schrock moved that House Bill No. 549 be amended as follows:

In line 7 of the amendment on the committee report after the word "county" strike the comma and the following: "township, range and section".

Which motion prevailed.

Senator Schrock moved that the rules be suspended and that House Bill No. 549 be placed on second reading and final passage, as amended on the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 549, as amended on the floor, the roll was called and there were: ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath

Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Wenstrom
Holand	Morgan	Wolf
Johnson	O'Brien	Yunker

Absent and not voting:

Baeverstad	George	Nelson
Berube	Kusler	Tuff
Bilden		

So the bill passed and the title was agreed to.

**House Bill No. 596.** 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.

Senator Dewing moved that House Bill No. 596 be laid over until Monday, which motion prevailed.

#### MESSAGES FROM THE HOUSE

Bismarck, March 2, 1957  
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 559  
House Bill No. 510

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to inform you that the Speaker has substituted Rep. Wilkie for Rep. Tescher on conference committee on House Bill No. 798.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to transmit:

House Bill No. 508  
House Bill No. 509  
House Bill No. 511  
House Bill No. 516  
House Bill No. 518  
House Bill No. 528  
House Bill No. 554  
House Bill No. 574  
House Bill No. 577  
House Bill No. 578  
House Bill No. 585  
House Bill No. 592  
House Bill No. 616.  
House Bill No. 617  
House Bill No. 626  
House Bill No. 632  
House Bill No. 639  
House Bill No. 643  
House Bill No. 651  
House Bill No. 678  
House Bill No. 689

House Bill No. 705  
 House Bill No. 706  
 House Bill No. 709  
 House Bill No. 736  
 House Bill No. 739  
 House Bill No. 743  
 House Bill No. 751  
 House Bill No. 752  
 House Bill No. 757  
 House Bill No. 760  
 House Bill No. 766  
 House Bill No. 768  
 Senate Bill No. 229  
 House Bill No. 769  
 House Bill No. 771  
 House Bill No. 789  
 House Bill No. 801  
 House Bill No. 829  
 House Bill No. 830  
 House Bill No. 831

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.  
 House Chamber  
 Bismarck, March 2, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "G"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "W"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Meidinger moved that Senate Bills Nos. 156, 193 and 229 be returned to the House, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1957

Mr. Speaker: I have the honor to return:

Senate Bill No. 156  
 Senate Bill No. 193

Which the House has requested.

VIC GILBREATH, Secretary.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FIFTY-FOURTH DAY

Bismarck, March 2, 1957

The Senate convened at 2:00 p. m., pursuant to recess taken, the President presiding.

Prayer by Chaplain Rev. Marvin H. Olson, House of Prayer, Lutheran, Bismarck.

Roll call: All Senators present except Senators Baeverstad, Berube, Bilden, George, Kusler, Nelson and Tuff.

A quorum was declared by the President.

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-second day after recess and fifty-third day and recommends that the same be corrected as follows:

Page 653, delete lines 40, 41, 42, 43 and 44

Page 654, after line 15, insert the following: "So the bill passed.

Senator Freed moved that the title to House Bill No. 688 be amended as follows:

In line 3 of the title strike out the period and insert in lieu the following: "and examination by the state examiner".

Which motion prevailed."

Page 655, line 33, strike the name "Knudson" and insert in lieu thereof the name "Holand".

Page 654 after line 52 insert the following:

"Senator Dewing moved that the vote by which House Bill No. 703 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed."

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 36

Senate Bill No. 39

Senate Bill No. 61

Senate Bill No. 145

Senate Bill No. 150

Senate Bill No. 162

Senate Bill No. 177

Senate Bill No. 280

Senate Bill No. 289

Senate Concurrent Resolution "K"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 534 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

SATURDAY, MARCH 2, 1957

641

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 536 have had the same under consideration and recommend that the same be amended as follows:

In Section 3, Code Section 25-0310 in line 395 delete the word "three" and insert in lieu thereof the word "five"

In Section 3, Code Section 25-0319 in line 738 after the word "patient" delete the period and insert in lieu thereof: "or safety of hospital personnel."

In Section 3, Code Section 25-0320 in line 753 after the word "rights" delete the comma and the balance of the line

Delete all of lines 754 and 755

In line 756 delete the word "vote" and the comma

And renumber the lines accordingly.

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 545 have had the same under consideration and recommend that the same be amended as follows:

On line 21 of the bill strike out the word "shall" and insert in lieu thereof the word "may"

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 557 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 566 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 582 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 589 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.



Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 590 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 599 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 600 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice-Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 604 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 605 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 613 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 614 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice-Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 633, have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 640, have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 676, have had the same under consideration and recommend that the same be amended as follows:

On line 5 of the bill strike the words "all of his" and insert in lieu thereof the word "reasonable".

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 679, have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 762, have had the same under consideration and recommend that the same be amended as follows:

On line 13 of the bill strike the words "all of his" and insert in lieu thereof the word "reasonable".

Remember the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 775, have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice-Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 781, have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 817, have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice-Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 819, have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 825, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice-Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "M", have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Vice-Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Foss moved that House Bill No. 519 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 670 be adopted, which motion prevailed.

#### FIRST READING OF SENATE RESOLUTIONS

Senator Holand introduced:

**Senate Concurrent Resolution "SS".** A Concurrent Resolution directing the Legislative Research Committee to study the rules, procedure, and committee system of the Legislative Assembly, methods of obtaining and training certain key legislative employees, the preparation, introduction and printing of bills, the preparation and printing of journals, the preparation of a legislator's handbook, and other related matters for the purpose of improving the efficiency of the Legislative Assembly in properly performing its duties.

Was read the first time and referred to the Committee on State and Federal Government.

Senator Holand introduced:

**Senate Concurrent Resolution "TT".** A Concurrent Resolution directing the Legislative Research Committee to study the procedures and practices of the departments and agencies in providing public liability and casualty insurance on state-owned vehicles and other equipment and make recommendations as to the practicality of providing such insurance by competitive bids under fleet or group contracts.

Was read the first time and referred to the Committee on State and Federal Government.

#### SIGNING OF BILLS AND A RESOLUTION

The Secretary announced that the President was about to sign:

Senate Bill No. 55  
Senate Bill No. 67  
Senate Bill No. 70  
Senate Bill No. 100  
Senate Bill No. 139  
Senate Bill No. 142  
Senate Bill No. 143  
Senate Bill No. 181  
Senate Bill No. 190  
Senate Bill No. 192  
Senate Bill No. 205  
Senate Bill No. 232  
Senate Bill No. 241  
Senate Bill No. 245

Senate Concurrent Resolution "B"

And the President signed the same in the presence of the Senate.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 552  
 House Bill No. 561  
 House Bill No. 573  
 House Bill No. 579  
 House Bill No. 586  
 House Bill No. 587  
 House Bill No. 611  
 House Bill No. 622  
 House Bill No. 647  
 House Bill No. 659  
 House Bill No. 697  
 House Bill No. 718  
 House Bill No. 730  
 House Bill No. 738  
 House Bill No. 740  
 House Bill No. 745  
 House Bill No. 823

And the President signed the same in the presence of the Senate.

## MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 2, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 55  
 Senate Bill No. 67  
 Senate Bill No. 70  
 Senate Bill No. 100  
 Senate Bill No. 139  
 Senate Bill No. 142  
 Senate Bill No. 143  
 Senate Bill No. 181  
 Senate Bill No. 190  
 Senate Bill No. 192  
 Senate Bill No. 205  
 Senate Bill No. 232  
 Senate Bill No. 241  
 Senate Bill No. 245

Senate Concurrent Resolution B

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 2, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 552  
 House Bill No. 561  
 House Bill No. 573  
 House Bill No. 579  
 House Bill No. 586

House Bill No. 587  
 House Bill No. 611  
 House Bill No. 622  
 House Bill No. 647  
 House Bill No. 659  
 House Bill No. 697  
 House Bill No. 718  
 House Bill No. 730  
 House Bill No. 738  
 House Bill No. 740  
 House Bill No. 745  
 House Bill No. 823

Which the President has signed.

VIC GILBREATH, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, March 2, 1957

Mr. President: I have the honor to transmit:

House Bill No. 681

Which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, March 2, 1957

Mr. President: I have the honor to return:

Senate Bill No. 4  
 Senate Bill No. 7  
 Senate Bill No. 8  
 Senate Bill No. 9  
 Senate Bill No. 14  
 Senate Bill No. 15  
 Senate Bill No. 19  
 Senate Bill No. 20  
 Senate Bill No. 21  
 Senate Bill No. 22  
 Senate Bill No. 24  
 Senate Bill No. 27  
 Senate Bill No. 75  
 Senate Bill No. 79  
 Senate Bill No. 99  
 Senate Bill No. 107  
 Senate Bill No. 120  
 Senate Bill No. 123  
 Senate Bill No. 124  
 Senate Bill No. 125  
 Senate Bill No. 126  
 Senate Bill No. 147  
 Senate Bill No. 161  
 Senate Bill No. 200  
 Senate Bill No. 240  
 Senate Bill No. 242

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to return:

Senate Bill No. 201  
Senate Bill No. 209  
Senate Bill No. 219  
Senate Bill No. 227

Which the House has amended as follows:

Amendments to Senate Bill No. 201:

In line 32 change the figure "1.9" to "1.6625"

In line 50 change the words "four dollars" to "three dollars and fifty cents"

Renumber the lines accordingly.

Amendments to Senate Bill No. 209:

In the title of the bill delete the following words "subsection 4 of section 15-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943 and"

Delete lines 1 through 7.

In line 8 change the number "2" to "1".

Renumber the lines accordingly.

Amendments to Senate Bill No. 219:

In line 16 after maturity delete "together"

In line 16 after maturity insert "but the board may add to such levy"

In line 17 delete "with"

In line 18 delete "less" and insert in lieu thereof "more"

And renumber the lines accordingly.

Amendments to Senate Bill No. 227:

After the enacting clause add:

Section 1. Amendment)

Section 28-1405 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and re-enacted to read as follows:

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "L1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 2, 1957

Mr. President: I have the honor to return:

Senate Bill No. 108  
Senate Bill No. 222  
Senate Bill No. 247

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 2, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 567  
House Bill No. 591  
House Bill No. 595  
House Bill No. 621  
House Bill No. 631  
House Bill No. 653  
House Bill No. 654  
House Bill No. 675  
House Bill No. 677  
House Bill No. 680  
House Bill No. 703  
House Bill No. 724  
House Bill No. 731  
House Bill No. 737  
House Bill No. 754  
House Bill No. 786  
House Bill No. 787  
House Bill No. 794  
House Bill No. 810

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 2, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 560  
House Bill No. 688  
House Bill No. 799

Which the Senate has amended.

VIC GILBREATH, Secretary

Senate Chamber  
Bismarck, March 2, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 564  
House Bill No. 793

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Wadson moved that House Bill No. 627 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Livingston moved that House Bill No. 694 be re-referred to the Committee on General Affairs, which motion prevailed.

Senator Meidinger moved that after the reading of House Bills Nos. 563, 629, 634, 661, 662, 671, 672, 673, 710, 713, 744, and House Concurrent Resolutions "T" and "V", that the Senate recess until 9:00 a.m., March 4, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FIFTY-FOURTH DAY AFTER RECESS  
AND FIFTY-SIXTH DAY

Bismarck, March 4, 1957

The Senate convened at 9:00 a.m., pursuant to recess taken, the President presiding.

MOTIONS

Senator Meidinger moved that the Senate do now recess until 1:00 p.m., this afternoon, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

Bismarck, March 4, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

On March 2 I signed Senate Bills No. 35, 56, 58, 71, 74, 88, 96, 102, 110, 112, 118, 140, 149, 173 and 184.

These bills have been filed with the Secretary of State.

Sincerely yours,  
JOHN E. DAVIS  
Governor

SECOND READING OF HOUSE BILLS

House Bill No. 563. A Bill for an Act relating to exemption from taxation of personal property in transit through 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, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Saumur
Brooks	Knudson	Sayer
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Foss	Livingston	Tuff



Freed	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Nelson	Yunker
Johnson		

Those voting in the negative were:

Dewing	Garaas	Olson
Fiedler	Klefstad	Schrock
Fraser	Leier	Vendsel

Absent and not voting:

Bilden	Morgan	Roen
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So the bill passed and the title was agreed to.

**House Bill No. 596.** 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, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kieley	Saumur
Brooks	Knudson	Sayer
Dewing	Krause	Schrock
Dolan	Kusler	Thomas
Erickson	Larson	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Meidinger	Wadeson
Freed	Miller	Wartner
Garaas	O'Brien	Wenstrom
George	Olson	Wolf
Hernett	Roen	Yunker
Kee		

Those voting in the negative were:

Baeverstad	Johnson	Morgan
Gilbertson	Klefstad	Nelson
Holand	Luick	

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 39.

GERALD L. STAIR, Chief Clerk.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sayer moved that Senate Bill No. 39 be returned to the House, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 39 which the House has requested.

VIC GILBREATH, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 629. A Bill for an Act to amend and reenact section 61-0305 of the North Dakota Revised Code of 1943 relating to fees of the state engineer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Those voting in the negative were:

Erickson	Klefstad	Schrock
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Absent and not voting:

Bilden	Larson	Olson
--------	--------	-------

So the bill passed and the title was agreed to.

House Bill No. 634. A Bill for an Act to amend and reenact section 39-04121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to special license plates for amateur radio station license holders.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff

Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	
Absent and not voting:		
Bilden	Olson	

So the bill passed and the title was agreed to.

**House Bill No. 655.** A Bill for an Act to amend and reenact section 24-0516 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a county road 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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	
Absent and not voting:		
Bilden	Olson	

So the bill passed and the title was agreed to.

**House Bill No. 656.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended relating to the designation of a secondary highway system.

Which has been read.

Senator Dewing moved that House Bill No. 656 be amended as follows:

Line 10, underscore the language "eighteen thousand five hundred"

Which motion prevailed.

Senator Dewing moved that the rules be suspended and that House Bill No. 656 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 656, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen

Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	
Absent and not voting:		
Bilden	Olson	

So the bill passed and the title was agreed to.

Senator Sayer moved that the Senate reconsider its action in passing Senate Bill No. 270 as amended by the House, which motion prevailed.

Senator Dewing moved that further consideration of Senate Bill No. 270 be indefinitely postponed, which motion prevailed.

#### MOTIONS

Senator Sayer moved that the Senate reconsider its action in passing House Bill No. 681, which motion prevailed.

Senator Sayer moved that House Bill No. 681 be placed on the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 26-2413 and 26-2414 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for an increase in the reserve fund.

Which has been read.

Senator Sayer moved that House Bill No. 681 be amended as follows:

In line 29, after the word "policy" strike the period and insert a comma and the following words:

"provided that until the reserve fund shall reach eight million dollars, the assessment shall be in such amount as may be determined by the commissioner but in no event in excess of 50% of the rates set by the Fire Underwriters Inspection Bureau unless the reserve fund shall be depleted below three million dollars"

Renumber the lines accordingly.

Which motion prevailed.

Senator Sayer moved that the rules be suspended and that House Bill No. 681 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 681, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Dewing	Krause	Sayer

Dolan	Kusler	Schrock
Erickson	Larson	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		
Absent and not voting:		
Bilden	Foss	Klefstad

So the bill passed and the title was agreed to.

## MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

## FIFTY-SIXTH DAY

Bismarck, March 4, 1957

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Rev. John H. Holton, Christ's Episcopal, Mandan, North Dakota.

Roll call: All Senators present except Senator Bilden.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-third day after recess and Fifty-fourth day and find the same correct.

GLENN R. DOLAN, Chairman

Senator Dolan moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to return:

Senate Bill No. 49  
Senate Bill No. 50  
Senate Bill No. 114  
Senate Bill No. 115  
Senate Bill No. 122  
Senate Bill No. 133  
Senate Bill No. 210  
Senate Bill No. 244  
Senate Bill No. 257  
Senate Bill No. 281  
Senate Bill No. 293  
Senate Bill No. 296  
Senate Bill No. 299

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to return:

Senate Bill No. 18

Which the House has amended as follows:

Amendments to Senate Bill No. 18:

In line 15, strike the following language:

“Labor expense” and insert in lieu thereof the language:  
“Direct Assistant to Districts”

Senate Bill No. 62

Which the House has amended as follows:

Amendments to Senate Bill No. 62:

Strike everything after the words “A BILL” and insert in lieu thereof the following:

For an Act authorizing the parole of prisoners, providing for the compensation and working conditions of prisoners, for violations by the prisoner of his condition of parole.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. EMPLOYMENT OF PRISONERS  
1a WHILE ON  
2 PAROLE; COMPENSATION; CONFINEMENT.) Any  
2a person  
3 convicted of a misdemeanor and sentenced to the county  
4 jail by the district court, county court with increased  
5 jurisdiction, or county justice court may, at the com-  
5a mitting  
6 court's discretion, be paroled to the sheriff, as parole  
7 officer, for outside employment. At the committing  
7a court's  
8 discretion, where the convicted person has been regularly  
9 employed, the sheriff shall arrange for a continuation of  
10 said work in so far as possible without interruption. If  
11 the convicted person has not been employed in any job,  
11a the  
12 sheriff at the committing court's discretion shall make  
12a every  
13 effort to secure some suitable employment. Any prisoner  
14 so employed shall be paid a fair and reasonable wage for  
15 such work and shall work at fair and reasonable employ-  
15a ment  
16 and hours per day and per week. Whenever the prisoner  
16a is  
17 not employed, and between the hours or periods of  
17a employ-  
18 ment, he shall be confined in jail unless the committing  
19 court shall direct otherwise. The court may also make  
20 such other conditions for the parole as seems desirable  
21 to the court.
- 22 SECTION 2. COLLECTION AND USE OF PRISON-  
22a ER'S  
23 COMPENSATION.) The earnings of the prisoner shall  
24 be collected by the sheriff and used for the support  
25 of the prisoner's family or dependents, for the actual  
26 expenses of the prisoner while on parole and for the  
27 payment of the fine and costs assessed by the court.

28 SECTION 3. VIOLATION OF CONDITIONS OF  
 29 EMPLOYMENT.) In case of a violation of the conditions  
 30 laid down for the prisoner's conduct, custody and employ-  
 31 ment, the prisoner shall then be returned to the com-  
 31a mitting  
 32 court, and said court may then require the prisoner to  
 33 serve the balance of his sentence in actual confinement  
 34 at hard labor.

Senate Bill No. 163

Which the House has amended as follows:

Amendments to Senate Bill No. 163:

In the 3rd line of the title, after the word "drivers" insert the following language; "and the fee therefor"

In line 6, delete the word "two" and insert in lieu thereof "three" and after the word "dollar" delete "and fifty cent"

And renumber the lines accordingly.

Senate Bill No. 233

Which the House has amended as follows:

Amendments to Senate Bill No. 233:

Strike lines 7 through 29, inclusive, which motion prevailed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1957

Mr. President: I have the honor to return:

Senate Bill No. 55

Senate Bill No. 67

Senate Bill No. 70

Senate Bill No. 100

Senate Bill No. 139

Senate Bill No. 142

Senate Bill No. 143

Senate Bill No. 181

Senate Bill No. 190

Senate Bill No. 192

Senate Bill No. 205

Senate Bill No. 232

Senate Bill No. 241

Senate Bill No. 245

Senate Concurrent Resolution "B"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, March 4, 1957

Mr. President: I have the honor to return:

Senate Bill No. 44

Senate Bill No. 183

Senate Bill No. 188

Senate Bill No. 220

Senate Bill No. 246

Senate Bill No. 284

Senate Bill No. 119

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 4  
 Senate Bill No. 7  
 Senate Bill No. 8  
 Senate Bill No. 9  
 Senate Bill No. 14  
 Senate Bill No. 15  
 Senate Bill No. 19  
 Senate Bill No. 20  
 Senate Bill No. 21  
 Senate Bill No. 22  
 Senate Bill No. 24  
 Senate Bill No. 75  
 Senate Bill No. 79  
 Senate Bill No. 99  
 Senate Bill No. 107  
 Senate Bill No. 123  
 Senate Bill No. 124  
 Senate Bill No. 125  
 Senate Bill No. 126  
 Senate Bill No. 147  
 Senate Bill No. 161  
 Senate Bill No. 240  
 Senate Bill No. 242  
 Senate Concurrent Resolution "D"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "CC"  
 Senate Concurrent Resolution "NN"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "BB" have had the same under consideration and recommend that the same be amended as follows:

On line 13 of the bill after the words "Section 121." strike the remainder of line 13 and all of lines 14 through 20, inclusive, and line 21 to the period. Insert in lieu thereof the following:

"Every person of the age of eighteen years or upwards who is a citizen of the United States and who shall have resided in the state one year and in the county ninety days and in the precinct thirty days next preceeding any election shall be a qualified elector at such election."

Renumber the lines accordingly.

And when so amended, place on calendar without recommendation.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.



Mr. President: Your Committee on Veterans and Military Affairs to whom was referred Senate Concurrent Resolution "MM" have had the same under consideration and recommend that the same be indefinitely postponed.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 519 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$234,000.00" and insert the figure "\$236,800.00" in lieu thereof.

Strike out all of line 8.

In line 9 strike out the word "and" at the end of the line and insert the figure "\$230,700.00".

After line 9 insert the following line:

"Talking Book Program for Blind.....\$2,000.00"

In line 11 strike out the figure "222,000.00" and insert the figure "4,100.00" in lieu thereof.

In line 12 strike out the figure "\$234,000.00" and insert the figure "\$236,800.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 569 have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the engrossed bill following the word "the" insert the word "governor,".

In line 18, delete the word "six" and insert the word "eighteen" in lieu thereof.

In line 22 delete the period and insert a semicolon and following such semicolon insert the following words:

"and the lieutenant governor in order to properly discharge his official duties shall be paid the sum of six hundred dollars for each of the calendar years 1957 and 1958 for expenses and moneys expended while engaged in the discharge of official duties, to be paid quarterly payments by the state auditor without the filing of any itemized voucher or statement."

In line 25 delete the words "nineteen thousand two hundred" and insert the words "twenty-four thousand eight hundred" in lieu thereof.

Renumber the lines accordingly.

And further moves that House Bill No. 569 be referred to the Committee on Appropriations.

GAIL H. HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 594 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 623 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 638 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

#### MOTION

Senator Klefstad moved that House Bill No. 638 be referred to the Committee on Appropriations, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 646 have had the same under consideration and recommend that the same be amended as follows:

In line 9 after the words "internee pharmacist" insert the following:

"enrolled in a school of pharmacy after the Freshman year"

In line 14 after the words "internee pharmacist" insert the following:

"enrolled in a school of pharmacy after the Freshman year"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 648 have had the same under consideration and recommend that the same be amended as follows:

After line 11 insert the following new subsection:

"1. In cities not exceeding one thousand in population, to each alderman not to exceed five dollars for each meeting of the city council actually attended by him;"

Renumber sections and lines accordingly.

After line 41 insert the following new subsection:

"1. In cities not exceeding one thousand in population,

each commissioner shall receive a monthly salary of not to exceed fifteen dollars;"

Renumber sections and lines accordingly.

And when so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 650 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 686 have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 687 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 699 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 753 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Bill No. 761 have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 770 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 790 have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 807 have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 811, have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 818 have had the same under consideration and recommend that the same be amended as follows:

On line 6 of the original bill, delete the word "commissioner" and insert in lieu thereof "member"

On line 117 of the original bill, delete the words "NORTH DAKOTA MERIT SYSTEM COUNCIL:"

On line 118 of the original bill, delete the word "ESTABLISHMENT.)"

On line 117 of the original bill, after the words "SECTION 7.", insert the words "TRANSFER OF RECORDS AND OTHER MATERIALS.)"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

GAIL H. HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Veterans and Military Affairs to whom was referred House Bill No. 822 have had the same under consideration and recommend that the same do pass.

EMIL T. NELSON, Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 826 have had the same under consideration and recommend that the same be amended as follows:

In line 19 strike the brackets.

In line 23 strike the brackets and the words "state from which".

Strike all of lines 24 and 25.

In line 23 after the word "execution" insert a semicolon and add the following:

"Provided that in any case in which the tangible property is located in North Dakota at the time of delivery to the buyer, or to a carrier or other bailee for delivery to the buyer, the receipts from such sale shall be assigned to North Dakota;"

And when so amended recommend the same do pass.

GAIL H. HERNETT, Vice Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 833 have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "H" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "L" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "S" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Concurrent Resolution "H-1" have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 521

House Bill No. 546

House Bill No. 547

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 4, 1957

Mr. Speaker: I have the honor to return:  
House Bill No. 781  
Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

CONSIDERATION OF AMENDMENTS

Senator O'Brien moved that the amendments to House Bill No. 536 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 545 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 676 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 762 be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 798 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 798, have had the same under consideration and recommend:

The Senate recede from its amendment to House Bill 798.

For the Senate:  
SENATOR FREED  
SENATOR BROOKS  
SENATOR GARAAS

For the House:  
REPRESENTATIVE DICK  
REPRESENTATIVE GRESS  
REPRESENTATIVE WILKE

Senator Freed moved that the report be adopted, which motion prevailed.

MOTION

Senator Freed moved that the rules be suspended and that House Bill No. 798 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 798. A Bill for an Act relating to licensing of aircraft used in aerial spraying and regulations pertaining thereto, 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, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Dewing	Kieley	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas

Foss	Leier	Torno
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Those voting in the negative were:

Brooks	Klefstad	Trenbeath
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Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Wadeson moved that the name of Grace Leifur be stricken from the employment roll of the Senate in accordance with her request, as of March 5, 1957, which request is on file with the employment committee, which motion prevailed.

Senator Erickstad moved that the Senate reconsider its action in passing House Bill No. 549, which motion prevailed.

Senator Erickstad moved that the Senate reconsider its action in adopting the floor amendments to House Bill No. 549, which motion prevailed.

Senator Erickstad moved that the Senate reconsider its action in adopting the amendments proposed by the Committee on Transportation, which motion prevailed.

Senator Erickstad moved that House Bill No. 549 be referred to the Committee on Judiciary, which motion prevailed.

#### FIRST READING OF HOUSE RESOLUTION

House Concurrent Resolution "L-1". A concurrent resolution authorizing and directing the legislative research committee to study the lien laws of this state and, if feasible, to introduce legislation to revise and modernize the lien laws so that adequate protection is given to the intended persons.

Was read the first time and referred to the Committee on General Affairs.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 798.

VIC GILBREATH, Secretary

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sayer moved that the Senate do concur in the House amendments to Senate Bill No. 201, which motion prevailed.

Senator Sayer moved that the rules be suspended and that Senate Bill No. 201 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## SECOND READING OF SENATE BILLS

Senate Bill No. 201. A Bill for an Act to amend and reenact sections 15-4019, 15-5803, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to county high school equalization fund tax levy and payments, 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, as amended by the House, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kieley	Olson
Brooks	Klefstad	Roen
Dolan	Krause	Saumur
Erickson	Larson	Sayer
Erickstad	Livingston	Schrock
Foss	Longmire	Thomas
Freed	Luick	Tornó
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Kee	O'Brien	Yunker

Those voting in the negative were:

Berube	Garaas	Trenbeath
Dewing	Johnson	Tuff
Fiedler	Leier	Vendsel
Fraser		

Absent and not voting:

Bilden	Knudson	Kusler
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So the bill passed and the title was agreed to.

Senator Brooks moved that the Senate do not concur in the House amendments to Senate Bill No. 209 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee Senators Sayer, Johnson and Tuff.

Senator Dewing moved that the Senate do concur in the House amendments to Senate Bill No. 219, which motion prevailed.

Senator Dewing moved that the rules be suspended and that Senate Bill No. 219 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 219. A Bill for an Act to amend and reenact section 57-1503 of the North Dakota Revised Code of 1943 relating to the state tax levy.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.



Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Thomas	Torno
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So the bill passed and the title was agreed to.

Senator Brooks moved that the Senate do concur in the House amendments to Senate Bill No. 227, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 227 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**Senate Bill No. 227.** A Bill for an Act to amend and reenact Section 28-1405 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to challenge of jurors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Olson
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Baeverstad	Bilden	Torno
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So the bill passed and the title was agreed to.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 27  
 Senate Bill No. 120  
 Senate Bill No. 200  
 Senate Concurrent Resolution "I"  
 Senate Concurrent Resolution "L"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 4, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 798.

GERALD L. STAIR, Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 209 and the President has appointed as a Conference Committee, Senators Sayer, Johnson and Tuff.

VIC GILBREATH, Secretary.

## MOTIONS

Senator Meidinger moved that after the reading of House Bills Nos. 534, 557, 566, 582, 589, 590, 599, 600, 604, 605, 613, 614, 633, 640, 670, 679, 775, 817, 819, 825 and House Concurrent Resolution "M" that the Senate recess until thirty p.m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 36  
 Senate Bill No. 61  
 Senate Bill No. 145  
 Senate Bill No. 150  
 Senate Bill No. 177  
 Senate Bill No. 280  
 Senate Bill No. 289  
 Senate Concurrent Resolution "K"

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 4, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 36  
Senate Bill No. 61  
Senate Bill No. 145  
Senate Bill No. 150  
Senate Bill No. 177  
Senate Bill No. 280  
Senate Bill No. 289  
Senate Concurrent Resolution "K"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Tollefson, Sortland and Skaar on Senate Bill No. 209.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to inform you that the House has refused to concur on Senate amendments to House Bill No. 799 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Saugstad, Short and Bye.

GERALD L. STAIR, Chief Clerk.

The President appointed as a Conference Committee on House Bill No. 799, Senators Leier, Erickson and Yunker.

## MESSAGE TO THE SENATE

House Chamber  
Bismarck, March 4, 1957

Mr. President: I have the honor to inform you that the House has concurred on Senate amendments on House Bill Nos. 688 and 560.

GERALD L. STAIR, Chief Clerk

## MOTIONS

Senator Baeverstad moved that a committee of two be appointed to escort Leif Bothner, Mayor of Harstad, Norway, and Christian Jokhelln, Chairman of the Board of Research and North Norway Economy to the rostrum, which motion prevailed.

The President appointed as such Committee Senators Baeverstad and Longmire and Mr. Bothner and Mr. Jokhelln were escorted to the rostrum and presented to the Senate by the President.

Mr. Jokhelln: Lieutenant Governor. Senators. I am very much honored and pleased by having the opportunity of speaking to you. We are on a trip touring the states at the invitation of the State Department in Washington. We are from the north part of Norway. As you probably know the

most of it was damaged by the war and we have had to try to rebuild after the war. Many people ask why people are living up so far north and I will tell you a story. During the war a German officer came in my office and asked why people live here. Well I said to him, he is not willing to live in another place but here where he himself can say when to get up in the morning, when to go out and plow his acre and when to go out in his fishing boat, and when to go asleep and when to get up again, and that is why people have left there and come over the border to the sea-front, and why they have left the old countries in Europe and gone to explore other places where they could search for a better living. After the war we had to try to reestablish a life in the north part of Norway and we met an understanding from this country for which we are very much thankful. In this United States there are many of our countrymen, many of Norwegian extraction, and I know you feel, as I do, that we have to make it possible to have a good life in these parts of the old land of Europe and Norway, and we are doing our best.

We have had a wonderful trip around the states and if we only have brains to keep it and make something out of it, I guess it will be wonderful.

I thank you that I have had this chance to speak to you. I wish all the best to you and to the State of North Dakota.

Senator Livingston moved that the remarks of Mr. Jokhellin be printed in the journal, which motion prevailed.

Senator Meidinger moved that the Senate do now recess until 1:15 p. m., March 5, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FIFTY-SIXTH DAY AFTER RECESS  
AND FIFTY-SEVENTH DAY

Bismarck, March 5, 1957

The Senate convened at 1:15 p. m., pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

Senate Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 233.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Leier moved that the House be requested to return House Bill No. 737, which motion prevailed.

Senator Holand moved that the House be requested to return House Bills Nos. 578 and 643, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Baeverstad moved that the Senate return Senate Bill No. 233 to the House, which motion prevailed.

Senator Erickstad moved that the Senate do concur in the House amendments to Senate Bill No. 62, which motion prevailed.

Senator Erickstad moved that the rules be suspended and that Senate Bill No. 62 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 62. A Bill for an Act authorizing the employment of prisoners, providing for the compensation and working conditions of prisoners, for violations by the prisoner of his conditions of employment, for employment in another county, and providing an election between hard labor and employment.

Which has been read.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 62

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 62, as amended by the House, the roll was called and there were ayes, 44 ;nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand	Olson	

Those voting in the negative were:

Brooks

Absent and not voting:

Bilden	Knudson	Livingston
Klefstad		

So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do not concur in the House amendments to Senate Bill No. 18, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee on Senate Bill No. 18, Senators Foss, Erickstad and Fraser.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 163, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 163 be deemed properly reengrossed and placed upon second reading and final passage, as amended by the House, which motion prevailed.

**Senate Bill No. 163.** A Bill for an Act to amend and re-enact sections 14 and 27 of chapter 251 of the North Dakota Session Laws of 1955 relating to the licensing of drivers and to eliminate triple license card, to require the notation of traffic warnings and traffic convictions upon the license and to provide for carrying over notations of convictions from one license card to another.

Which has been read.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 163

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## ROLL CALL

The question being on the final passage of Senate Bill No. 163, as amended by the House, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kieley	O'Brien
Dewing	Knudson	Roen
Dolan	Krause	Saumur
Erickson	Larson	Thomas
Erickstad	Leier	Torno
Foss	Longmire	Trenbeath
Freed	Luick	Tuff
George	Meidinger	Wadeson
Hernett	Miller	Wartner
Holand	Morgan	Wenstrom
Johnson	Nelson	Wolf
Kee		

Those voting in the negative were:

Berube	Garaas	Schrock
Brooks	Gilbertson	Vendsel
Fiedler	Kusler	Yunker
Fraser	Sayer	

Absent and not voting:

Bilden	Livingston	Olson
Klefstad		

So the bill passed and the title was agreed to.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 233 which the House requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 799, Senators:

JOHN LEIER  
RALPH J. ERICKSTAD  
JOHN E. YUNKER

VIC GILBREATH, Secretary.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 508  
House Bill No. 509  
House Bill No. 511  
House Bill No. 516  
House Bill No. 518  
House Bill No. 528  
House Bill No. 554  
House Bill No. 574  
House Bill No. 577  
House Bill No. 585

House Bill No. 592  
House Bill No. 616  
House Bill No. 617  
House Bill No. 626  
House Bill No. 632  
House Bill No. 639  
House Bill No. 651  
House Bill No. 678  
House Bill No. 689  
House Bill No. 705  
House Bill No. 706  
House Bill No. 709  
House Bill No. 736  
House Bill No. 739  
House Bill No. 743  
House Bill No. 751  
House Bill No. 752  
House Bill No. 757  
House Bill No. 760  
House Bill No. 766  
House Bill No. 768  
House Bill No. 769  
House Bill No. 771  
House Bill No. 789  
House Bill No. 801  
House Bill No. 829  
House Bill No. 830  
House Bill No. 831  
House Concurrent Resolution "G"  
House Concurrent Resolution "O"  
House Concurrent Resolution "W"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 508  
House Bill No. 509  
House Bill No. 511  
House Bill No. 516  
House Bill No. 518  
House Bill No. 528  
House Bill No. 554  
House Bill No. 574  
House Bill No. 577  
House Bill No. 585  
House Bill No. 592  
House Bill No. 616  
House Bill No. 617  
House Bill No. 626  
House Bill No. 632  
House Bill No. 639  
House Bill No. 651  
House Bill No. 678  
House Bill No. 689  
House Bill No. 705  
House Bill No. 706  
House Bill No. 709



House Bill No. 736  
 House Bill No. 739  
 House Bill No. 743  
 House Bill No. 751  
 House Bill No. 752  
 House Bill No. 757  
 House Bill No. 760  
 House Bill No. 766  
 House Bill No. 768  
 House Bill No. 769  
 House Bill No. 771  
 House Bill No. 789  
 House Bill No. 801  
 House Bill No. 829  
 House Bill No. 830  
 House Bill No. 831  
 House Concurrent Resolution "G"  
 House Concurrent Resolution "O"  
 House Concurrent Resolution "W"  
 Which the President has signed.

VIC GILBREATH, Secretary.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary

#### FIFTY-SEVENTH DAY

Bismarck, March 5, 1957

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Rev. Edward R. Kimball, First Evangelical Free Church, Bismarck, North Dakota.

Roll call: All Senators present except Senators Bilden, Livingston and Olson.

A quorum was declared by the President.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-fourth day after recess and Fifty-sixth day and recommends that the same be corrected as follows:

On page 683, after line 22 insert the following:

"Senator Sayer moved that the Senate reconsider its action in passing Senate Bill No. 270, as amended by the House, which motion prevailed.

Senator Dewing moved that further consideration of Senate Bill No. 270 be indefinitely postponed, which motion prevailed."

Page 697, line 48, strike out the figure "288" and insert in lieu thereof the figure "280".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "LL" have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "RR" have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 503 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 505 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 512 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 513 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 525 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 531 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 537 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 538 have had the same under consideration and recommend that the same be amended as follows:

In the 4th line of the title, delete the number "36-0806"

Delete lines 200 through 215 inclusive

Renumber the lines and sections accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 539 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 541 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 542, have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill in the second line strike out the last two words "and to" and strike out all of the third line except the period.

Strike out all of Section 2, which consists of lines 9 to 16, inclusive.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 549, have had the same under consideration and recommend that the same be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following language:

"For an Act to amend and reenact subsection 3 of section 39-0467 of the North Dakota Revised Code of 1943 as amended by chapter 244 of the North Dakota Session Laws of 1955, relating to the crediting of certificate of title to motor vehicles to counties and to the distribution of registration fees collected from the licensing of such motor vehicles.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Subsection 3 of section  
2 39-0467 of the North Dakota Revised Code of 1943 as  
3 amended by chapter 244 of the North Dakota Session  
3a Laws of

4 1955, is hereby amended and reenacted to read as follows:  
 5 3. Fifty percent to the counties of this state  
 6 in proportion to the number of certificates of  
 7 title credited to each county. Each county shall  
 8 be credited with the certificates of title of all  
 9 motor vehicles registered by residents of such  
 10 county. In applying for such certificate of title  
 11 the buyer shall state his post-office address and  
 12 the county and city or township of his residence  
 13 and the dealer shall make specific inquiry relative  
 14 thereto before filling such information in the  
 15 application blank.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary 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 9 of the bill strike the words "or guardian"

On line 10 of the bill strike the words "or guardian"

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 570, have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title of the engrossed bill after the word "reenact" insert the following language:

"section 54-0803 of the North Dakota Revised Code of 1943, and"

In the first line of the title after the number "49-0105," insert the following language:

"54-0704,".

In line 68, delete the words "six thousand" and insert in lieu thereof the following language:

"seventy-two hundred".

After line 74, insert the following language:

"SECTION 10. AMENDMENT.) Section 54-0803 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

54-0803. SALARY OF LIEUTENANT GOVERNOR.) The lieutenant governor shall receive an annual salary of ((one thousand))) sixteen hundred dollars for all services performed by him.

SECTION 11. AMENDMENT.) Section 54-0704 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

54-0704. SALARY OF GOVERNOR.) The governor shall receive an annual salary of (((nine))) ten thousand dollars for all services performed by him."

And when so amended recommend the same be placed on the calendar without recommendation.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 571, have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 572 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 588 have had the same under consideration and recommend that the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 612, have had the same under consideration and recommend that the same do pass.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 615 have had the same under consideration and recommend that the same be indefinitely postponed.

H. B. BAEVERSTAD, Chairman.

Senator Beaverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 624 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 627 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Labor Relations to whom was referred House Bill No. 636 have

had the same under consideration and recommend that the same be indefinitely postponed.

STEVE THOMAS  
 ERNEST C. LIVINGSTON  
 RAYMOND G. VENDSEL  
 WALTER R. FIEDLER  
 DONALD HOLAND  
 GEORGE LONGMIRE  
 LEE F. BROOKS

Senator Thomas moved that the report be adopted.

Mr. President: The minority of your Committee on Labor relations to whom was referred House Bill No. 636 have had the same under consideration and recommend that the same do pass.

CLYDE KIELEY  
 P. L. FOSS  
 A. W. LUICK

Senator Luick moved that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Luick that the report of the minority be substituted for that of the majority, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 645, have had the same under consideration and recommend that the same be amended as follows:

In Section 3, line 87, delete the words "and department representatives"

In line 89 delete the words "or department" and in line 90 delete the word "representative"

In line 93 delete the words "or department representative"

In line 99 delete the words "or department representative"

In line 108 delete the words "or department representative"

In Section 4, in line 134, delete the words "and department" and in line 135, delete the word "representative"

In line 136 delete the words "or department" and in line 137 delete the word "representative"

In line 147 delete the words "or department representative"

In Section 5, line 156, delete the words "or department" and in line 157 delete the word "representative"

In line 171 delete the words "or department representative"

In Section 7, in line 202 delete the word "department" and in line 203 delete the word "representatives"

In line 204, delete the comma and the word "department" and in line 205 delete the word "representatives"

In line 212 delete the comma and the words "department representatives"

In Section 12, in line 284, correct the spelling of the word "cancellation" and in line 285, correct the spelling of the word "cancellation"

In line 292 correct the spelling of the word "cancellation"

In line 294 correct the spelling of the word "cancellation"

In line 296 correct the spelling of the word "cancellation"

In line 301 correct the spelling of the word "cancellation"

In line 304 correct the spelling of the word "cancellation"

In line 307 correct the spelling of the word "cancellation"

In Section 13, line 316, correct the spelling of the word "cancellation"

In line 317, correct the spelling of the word "cancellation"

In line 323 correct the spelling of the word "cancellation"

In line 324 correct the spelling of the word "cancellation"

In Section 16, line 442 correct the spelling of the word "losses"

In Section 17, line 503 correct the spelling of the word "cancellation"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 652 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 665 have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 666, have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: 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.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 684, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 685, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 694, have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Bill No. 695, have had the same under consideration and recommend that the same be placed on calendar without recommendation.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 701, have had the same under consideration and recommend that the same be amended as follows:

In line 577 after the word "herein" insert the following "and by the Board of County Commissioners of each of the counties wherein the district lies",

In line 1017 following the period insert the following:

"During the month of June of each year the board of commissioners shall prepare a complete statement of the condition of the finances of each district and shall cause the same to be filed with the County Auditor of each county in which the district lies on or before July 1 next following. Such statement shall show separately and in detail the condition and resources of each and every assessment fund for the payment of project warrants of the district, including the amount of any anticipated deficit and the apportionment thereof. At its July meeting next following the filing of such statement of condition of any water conservation and flood control district, the county board shall examine such statement and make inquiry regarding same to determine whether or not the district has defaulted or may soon default on payment of its financial obligations as the same become due.

Whenever all special assessments, taxes, or other receipts, if any, appropriated and theretofore collected for a project are insufficient to pay the special assessment warrants issued against such project, with interest, the board of county commissioners of each of the counties wherein the district lies, upon the maturity of the last special assessment warrant, shall advance to the district project warrant fund an amount



sufficient to pay the deficiency attributable to benefited property in each such county. If it appears to the county board at any time prior to the maturity of the last special assessment project warrant that a deficiency exists or is likely to occur within one year in such project warrant fund for the payment of principal or interest due or to become due on such warrants, the board of county commissioners of each of the counties wherein the district lies in order to forestall imminent deficiency in such fund or to promptly restore the ability of such fund to pay principal and interest punctually as the same become due shall advance to such project fund the amount necessary to cover the deficiency or anticipated deficiency attributable to benefited property in such county. In order to make such advances, the board of county commissioners of each of the counties shall levy a general tax upon the taxable property in the county, and may issue certificates of indebtedness against levies so made, or shall pay such advances from its general fund. Advances made by the county or counties shall be obligations of the district to be met out of any surplus in the district project warrant fund, and future district budgets and tax levies for the district after provision has been made for necessary current expenses. No tax limitation provided by any statute of this state shall apply to tax levies made by any county for the purpose of making any advances in accordance with the provisions of this section.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 707 have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 712 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, in line 3, delete the words "or school districts" and, in line 4, after the word "nearby" insert the words "town or".

In Section 1, in line 4, delete the words "Adjoining Municipality".

In line 5, after the word "within" insert the words "A Town or"

In line 7, after the word "of" insert the following: "A Town or".

In line 9, after the word "such" insert the following: "town,"

In line 11, after the word "such" insert the following: "town,"

In line 15, after the word "such", insert the following: "town,".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 714 have had the same under consideration and recommend that the same be amended as follows:

In line 79 of House Bill No. 714, after the period, add the following:

"The provisions of this subdivision shall apply to all income years beginning after December 31, 1954."

Strike lines 80 and 81, and insert in lieu thereof the following:

"c. In the case of brick and tile clay deposits and clay mined for processing into commercially marketable products, the taxpayer shall have the option to accept an allowance for depletion of five per centum of the gross income from each property during the taxable year in lieu of other bases of depletion. If the option to accept the five per centum depletion allowance is exercised, the taxpayer shall exclude from such gross income an amount equal to any rents or royalties paid or incurred by the taxpayer in respect to the property. 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. For the purpose of this subsection the term 'gross income from property' means the gross income from the mining of the natural deposits of clay and such mining includes the processing applied to the extracted clay to obtain the commercially marketable brick, tile or other product or products. The provisions of this subdivision shall apply to all income years beginning after December 31, 1956."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 717, have had the same under consideration and recommend that the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 719, have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 720, have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 721, have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 722, have had the same under consideration and recommend that the same be indefinitely postponed.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 741, have had the same under consideration and recommend that the same do pass.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 780, have had the same under consideration and recommend that the same be amended as follows:

In line 14, after the word "merchant", insert a comma and add the word "farmer"

In line 15, after the word "wares", insert a comma and add the word "livestock"

In line 16, after the word "merchant", insert a comma and add the word "farmer"

In line 19, after the word "merchant", insert a comma and add the word "farmer"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 782, have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN LEIER, Chairman

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President. Your Committee on Finance and Taxation to whom was referred House Bill No. 814, have had the same under consideration and recommend that the same be amended as follows:

On line 163 after the word "FUEL" insert the words, underlined:

"; DISTRIBUTION TO COUNTIES."

Strike out all of lines 169 and 170 of the engrossed bill and insert in lieu thereof the following:

"Such "use" tax deductions shall be transferred to the state treasurer and distributed quarterly to the various

counties of the state, and such funds are hereby appropriated and shall be allocated to each county in accordance with the ratio which the total assessed valuation of farm tractors upon the tax rolls of each county as equalized by the state board of equalization bears to the total assessed valuation of farm tractors upon the tax rolls of all counties in the state as equalized by the state board of equalization."

And renumber the lines accordingly.

And when so amended recommend the same be placed on the calendar without recommendation.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 821, have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Labor Relations to whom was referred House Bill No. 832, have had the same under consideration and recommend that the same be indefinitely postponed.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted.

Senator Brooks made the substitute motion that House Bill No. 832 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "L-1" have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "K"

Was delivered to the Secretary of State at the hour of 3:30 o'clock p. m., March 5, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your Committee on Industry and Business to whom was referred Senate Bill No. 300 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted.

Senator Vendsel made the substitute motion that Senate Bill No. 300 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Freed that the committee report on Senate Bill No. 300 be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "B"

Was delivered to the Secretary of State at the hour of 1:35 o'clock p. m., March 5, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 49  
 Senate Bill No. 50  
 Senate Bill No. 114  
 Senate Bill No. 115  
 Senate Bill No. 122  
 Senate Bill No. 133  
 Senate Bill No. 210  
 Senate Bill No. 219  
 Senate Bill No. 227  
 Senate Bill No. 244  
 Senate Bill No. 257  
 Senate Bill No. 281  
 Senate Bill No. 293  
 Senate Bill No. 296  
 Senate Bill No. 299

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 55  
 Senate Bill No. 67  
 Senate Bill No. 70  
 Senate Bill No. 100  
 Senate Bill No. 139  
 Senate Bill No. 142  
 Senate Bill No. 143  
 Senate Bill No. 181  
 Senate Bill No. 190  
 Senate Bill No. 192  
 Senate Bill No. 205  
 Senate Bill No. 232  
 Senate Bill No. 241  
 Senate Bill No. 245

Were delivered to the Governor for his approval at the hour of 1:35 o'clock p. m., March 5, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your Committee on Labor Relations to whom was referred Senate Concurrent Resolution "II" have had the same under consideration and recommend that the same be amended as follows:

In line 18 before the word women insert the word "men" and a "comma"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

STEVE THOMAS, Chairman.

Senator Thomas moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "SS" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "TT" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernet moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to return:

Senate Bill No. 36  
Senate Bill No. 61  
Senate Bill No. 145  
Senate Bill No. 150  
Senate Bill No. 177  
Senate Bill No. 280  
Senate Bill No. 289  
Senate Concurrent Resolution "K"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 36  
Senate Bill No. 61  
Senate Bill No. 145  
Senate Bill No. 150  
Senate Bill No. 177  
Senate Bill No. 280  
Senate Bill No. 289

Were delivered to the Governor for his approval at the hour of 3:20 o'clock p. m., March 5, 1957.

CLYDE KIELEY, Chairman  
House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to transmit:

House Bill No. 559  
House Bill No. 567  
House Bill No. 591  
House Bill No. 595  
House Bill No. 621  
House Bill No. 631  
House Bill No. 653  
House Bill No. 654  
House Bill No. 675  
House Bill No. 677  
House Bill No. 680  
House Bill No. 703  
House Bill No. 724

House Bill No. 731  
 House Bill No. 737  
 House Bill No. 754  
 House Bill No. 786  
 House Bill No. 787  
 House Bill No. 794  
 House Bill No. 810

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk  
 House Chamber  
 Bismarck, March 5, 1957

Mr. President: I have the honor to return:

Senate Bill No. 86

Which the House has amended, as follows:

In the title of the bill, line nine, strike out the word "and", the balance of the line, all of line ten, and line eleven through the word "therefor".

GERALD L. STAIR, Chief Clerk  
 House Chamber  
 Bismarck, March 5, 1957

Mr. President: I have the honor to return:

Senate Bill No. 37

Senate Bill No. 38

Senate Bill No. 175

Senate Concurrent Resolution "PP"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk  
 House Chamber  
 Bismarck, March 5, 1957

Mr. President: I have the honor to return:

Senate Bill No. 54

Senate Bill No. 89

Senate Bill No. 141

Senate Bill No. 144

Senate Bill No. 157

Senate Bill No. 158

Senate Bill No. 224

Senate Bill No. 225

Senate Bill No. 255

Senate Bill No. 277

Senate Concurrent Resolution "X"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk  
 House Chamber  
 Bismarck, March 5, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Z"

House Concurrent Resolution "A-1"

House Concurrent Resolution "C-1"

House Concurrent Resolution "N-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 201.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Sayer moved that the Senate return Senate Bill No. 201 to the House, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to House Bill No. 519 be adopted, which motion prevailed.

Senator O'Brien moved that the amendments to House Bill No. 646 be adopted, which motion prevailed.

Senator Klefstad moved that the amendments to House Bill No. 648 be adopted, which motion prevailed.

Senator Schrock moved that House Bill No. 648 be further amended as follows:

In line 12 after the word "cities" insert "over one thousand and".

In line 42 after the word "cities" insert "over one thousand and".

Reenumerate the subsections accordingly.

Which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 818 be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 826 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to Senate Concurrent Resolution "BB" be adopted, which motion prevailed.

Senator Knudson moved that Senate Concurrent Resolution "BB" be further amended as follows:

In line 5 of the amendment on the committee report strike out the word "eighteen" and insert in lieu thereof the word "twenty-one".

Which motion prevailed.

Senator Erickstad moved that the rules be suspended and that Senate Concurrent Resolution "BB" be placed on second reading and final passage, as amended, which motion prevailed.

Senator Erickstad moved that Senate Concurrent Resolution "BB" be placed at the foot of the calendar, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bill No. 62 and Senate Bill No. 163

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to



Senate Bill No. 18 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Foss, Erickstad and Fraser.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 578  
House Bill No. 643  
House Bill No. 737

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 201 which the House requested

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 563  
House Bill No. 596  
House Bill No. 629  
House Bill No. 634  
House Bill No. 655

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 656  
House Bill No. 681

Which the Senate has amended.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 594  
House Bill No. 686  
House Bill No. 807

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

#### REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 209 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 209 have had the same under consideration and recommend that the same be indefinitely postponed.

For the Senate:

L. A. SAYER  
A. S. JOHNSON  
EUGENE TUFF

For the House:

CARL G. TOLLEFSON  
HAROLD SKAAR  
ARTHUR SORTLAND

Senator Sayer moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the the House is returning House Bills 578, 643 and 737 which the Senate requested

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 209

GERALD L. STAIR, Chief Clerk.

#### FIRST READING OF SENATE RESOLUTION

Senators Trenbeath, Johnson, Roen, Erickson, Meidinger, Krause, Schrock and Kee introduced:

Senate Concurrent Resolution "UU". A concurrent resolution memorializing the Congress of the United States that the Legislative Assembly of North Dakota favors the passage and approval of Senate Bill 1164, providing for the evaluation of recreational benefits on a non-reimbursable basis resulting from the construction of flood control, navigation or reclamation projects as an integral part of project planning and for other purposes.

Was read the first time and referred to the committee on Natural Resources.

#### MOTION

Senator Roen moved that Senate Concurrent Resolution "UU" be printed in the journal and not as a bill, which motion prevailed.

#### SENATE CONCURRENT RESOLUTION "UU"

Introduced by Senators Trenbeath, Johnson, Roen, Erickson, Meidinger, Krause, Schrock and Kee.

A CONCURRENT RESOLUTION memorializing the Congress of the United States that the Legislative Assembly of North Dakota favors the passage and approval of Senate Bill 1164, providing for the evaluation of recreational benefits on a non-reimbursable basis resulting from the construction of flood control, navigation or reclamation projects as an integral part of project planning and for other purposes.

1 WHEREAS, Senate Bill 1164, introduced in the Senate  
1a of  
2 the United States, 85th Congress, 1st Session, by Senators  
3 Kerr and Moroney of Oklahoma, provides for the evalua-  
3a tion  
4 of public benefits for recreational purposes on a non-  
5 reimbursable basis, resulting from the development of the  
6 reservoir areas of flood control and navigation projects

7 constructed by the Corps of Engineers of the United  
 7a States  
 8 Army or projects constructed by the Bureau of Reclama-  
 8a tion,  
 9 and  
 10 WHEREAS, the passage and approval of Senate Bill  
 10a 1164  
 11 will promote national welfare, as well as confer state and  
 12 local benefits, by providing for the development and  
 13 improvement of reservoir areas of projects constructed  
 13a by  
 14 the Corps of Engineers of the United States Army or by  
 14a the  
 15 Bureau of Reclamation;  
 16 NOW THEREFORE BE IT RESOLVED BY THE  
 16a SENATE OF THE STATE  
 17 OF NORTH DAKOTA, THE HOUSE OF REPRESENT-  
 17a ATIVES CONCURRING  
 18 THEREIN: that the Legislative Assembly of the State  
 18a of  
 19 North Dakota does hereby express its approval of Senate  
 20 Bill 1164 and urges its adoption and approval;  
 21 BE IT FURTHER RESOLVED that the Secretary of  
 21a State be,  
 22 and he is hereby, directed to mail copies of this  
 23 resolution to Senators Kerr and Moroney of Oklahoma  
 23a and  
 24 to each of our Senators and Representatives in Congress.

#### CONSIDERATION OF AMENDMENTS FROM THE HOUSE

Senator Dewing moved that the Senate do not concur in the House amendments to Senate Bill No. 86 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee Senators Livingston, Berube and Krause.

#### MOTIONS

At the request of Senator Wartner the Senior class of the Harvey High School was recognized by the Senate.

At the request of Senator Meidinger a class from the Crippled Childrens Home at Jamestown was recognized by the Senate.

#### FIRST READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "Z".** A concurrent resolution for amendment of sections 30, 33, 71, 82, 110, and 173 of the Constitution of the state of North Dakota, relating to terms of offices.

Was read the first time and referred to the Committee on Education.

**House Concurrent Resolution "A-1".** A Concurrent Resolution directing the legislative research committee to study the feasibility of allowing more free access to welfare records.

Was read the first time and referred to the Committee on Social Welfare.

**House Concurrent Resolution "C-1".** A concurrent resolution calling for official recognition of the Eastern Orthodox

Church as a major faith in America and in the State of North Dakota.

Was read the first time and referred to the Committee on Social Welfare.

**House Concurrent Resolution "N-1".** A concurrent resolution directing the legislative research committee to study and, if feasible, to prepare suitable legislation, constitutional amendments or suggested changes in legislative procedure authorizing the state to sell state lands to private individuals, corporations, political subdivisions, and governmental entities at private sale or under improved legislative procedures.

Was read the first time and referred to the Committee on State and Federal Government.

#### MOTIONS

Senator Holand moved that the Senate reconsider its action in passing House Bill No. 578, which motion prevailed.

Senator Holand moved that House Bill No. 578 be placed on the calendar, which motion prevailed.

Senator Holand moved that the Senate reconsider its action in passing House Bill No. 643, which motion prevailed.

Senator Holand moved that House Bill No. 643 be placed on the calendar, which motion prevailed.

Senator Holand moved that the Senate reconsider its action in passing House Bill No. 737, which motion prevailed.

Senator Holand moved that House Bill No. 737 be placed on the calendar, which motion prevailed.

Senator Foss moved that House Bill No. 687 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**House Bill No. 687.** A Bill for an Act to amend and reenact section 54-0320 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to allowance for living expenses of members of the legislative assembly and to provide for an increase thereof to twelve hundred dollars, and declaring an emergency.

Was read the second time.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Tuff
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom

Holand  
Johnson

Nelson

Yunker

Those voting in the negative were:

Dewing                      Wolf

Absent and not voting:

Bilden

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Meidinger moved that the vote by which House Bill No. 687 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that after the reading of House Bills Nos. 536, 545, 623, 650, 676, 687, 699, 753, 761, 762, 770, 790, 811, 822, 833, and House Concurrent Resolutions "H", "L", "S" and "H-1", that the Senate recess until 4:00 p. m., which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 687

Which the Senate passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 5, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 86 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Livingston, Berube and Krause

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the House has concurred with the Senate amendments on House Bills Nos. 656 and 681.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Paulson, Stockman and Esterby on Senate Bill No. 86

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 5, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act

with a like committee from the Senate, Reps. Anderson (Cass), Frank and Rolfsrud on House amendment to Senate Bill No. 18

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 4  
Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 9  
Senate Bill No. 14  
Senate Bill No. 15  
Senate Bill No. 19  
Senate Bill No. 20  
Senate Bill No. 21  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 75  
Senate Bill No. 79  
Senate Bill No. 99  
Senate Bill No. 107  
Senate Bill No. 123  
Senate Bill No. 124  
Senate Bill No. 125  
Senate Bill No. 126  
Senate Bill No. 147

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE GOVERNOR

Bismarck, March 5, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers,  
Bismarck, North Dakota

Gentlemen:

Today I have signed Senate Bill No. 63.  
This bill has been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

MOTION

Senator Meidinger moved that the Senate do now recess until 1:15 p. m., March 6, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FIFTY-SEVENTH DAY AFTER RECESS  
AND FIFTY-EIGHTH DAY

Bismarck, March 6, 1957

The Senate convened at 1:15 p.m., pursuant to recess taken the President presiding.

MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 6, 1957

Mr. President: I have the honor to transmit:

House Bill No. 834

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk

SECOND READING OF HOUSE BILL

House Bill No. 661. A Bill for an Act to amend and reenact section 39-0513 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the trailer identification plate fee, and providing for safety chains on utility trailers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Hernett	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Olson
Dewing	Kieley	Saumur
Dolan	Klefstad	Schrock
Erickson	Krause	Trenbeath
Erickstad	Kusler	Tuff
Fiedler	Larson	Vendsel
Foss	Leier	Wadeson
Fraser	Longmire	Wartner
Freed	Luick	Wenstrom
Garaas	Meidinger	Wolf
George	Miller	Yunker
Gilbertson	Morgan	

Absent and not voting:

Bilden	Livingston	Thomas
Holand	Roen	Torno
Knudson	Sayer	

So the bill passed and the title was agreed to.

## MOTIONS

Senator Longmire moved that the House be requested to return House Bill No. 807, which motion prevailed.

At the request of Senator O'Brien the junior and senior classes of Adams, North Dakota, were recognized by the Senate.

SIGNING OF BILLS  
AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 27  
 Senate Bill No. 49  
 Senate Bill No. 50  
 Senate Bill No. 115  
 Senate Bill No. 120  
 Senate Bill No. 122  
 Senate Bill No. 133  
 Senate Bill No. 161  
 Senate Bill No. 200  
 Senate Bill No. 210  
 Senate Bill No. 219  
 Senate Bill No. 227  
 Senate Bill No. 240  
 Senate Bill No. 242  
 Senate Bill No. 244  
 Senate Bill No. 257  
 Senate Bill No. 281  
 Senate Bill No. 293  
 Senate Bill No. 296  
 Senate Bill No. 299  
 Senate Concurrent Resolution "D"  
 Senate Concurrent Resolution "I"  
 Senate Concurrent Resolution "L"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "CC"  
 Senate Concurrent Resolution "NN"

And the President signed the same in the presence of the Senate.

The Secretary announced that the President was about to sign

House Bill No. 559  
 House Bill No. 567  
 House Bill No. 591  
 House Bill No. 595  
 House Bill No. 621  
 House Bill No. 631  
 House Bill No. 653  
 House Bill No. 654  
 House Bill No. 675  
 House Bill No. 677  
 House Bill No. 680  
 House Bill No. 703  
 House Bill No. 724  
 House Bill No. 731  
 House Bill No. 754



House Bill No. 786  
House Bill No. 787  
House Bill No. 794  
House Bill No. 810

And the President signed the same in the presence of the Senate.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4  
Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 9  
Senate Bill No. 14  
Senate Bill No. 15  
Senate Bill No. 19  
Senate Bill No. 20  
Senate Bill No. 21  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 27  
Senate Bill No. 49  
Senate Bill No. 50  
Senate Bill No. 75  
Senate Bill No. 79  
Senate Bill No. 99  
Senate Bill No. 107  
Senate Bill No. 115  
Senate Bill No. 120  
Senate Bill No. 122  
Senate Bill No. 123  
Senate Bill No. 124  
Senate Bill No. 125  
Senate Bill No. 126  
Senate Bill No. 133  
Senate Bill No. 147  
Senate Bill No. 161  
Senate Bill No. 200  
Senate Bill No. 210  
Senate Bill No. 219  
Senate Bill No. 227  
Senate Bill No. 240  
Senate Bill No. 242  
Senate Bill No. 244  
Senate Bill No. 257  
Senate Bill No. 281  
Senate Bill No. 293  
Senate Bill No. 296  
Senate Bill No. 299

Senate Concurrent Resolution "D"  
Senate Concurrent Resolution "I"  
Senate Concurrent Resolution "L"  
Senate Concurrent Resolution "M"  
Senate Concurrent Resolution "S"  
Senate Concurrent Resolution "V"

Senate Concurrent Resolution "CC"  
Senate Concurrent Resolution "NN"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 559  
House Bill No. 567  
House Bill No. 591  
House Bill No. 595  
House Bill No. 621  
House Bill No. 631  
House Bill No. 653  
House Bill No. 654  
House Bill No. 675  
House Bill No. 677  
House Bill No. 680  
House Bill No. 703  
House Bill No. 724  
House Bill No. 731  
House Bill No. 754  
House Bill No. 786  
House Bill No. 787  
House Bill No. 794  
House Bill No. 810

Which the President has signed.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 807.

VIC GILBREATH, Secretary.

#### SECOND READING OF HOUSE BILLS AND RESOLUTIONS

**House Bill No. 662.** A Bill for an Act to amend and reenact section 38 of chapter 347 of the North Dakota Session Laws of 1955 relating to lateral drains, and providing a penalty.

Which has been read.

Senator Trenbeath moved that House Bill No. 662 be amended as follows:

In line 58 strike out the words "less than three" and insert in lieu thereof the words "more than one".

In line 59 strike out the words "nor more than five hundred dollars".

Which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 662 be placed on second reading and final passage, as amended, which motion prevailed

#### ROLL CALL

The question being on the final passage of House Bill No. 662, as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the negative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Torno
--------	-------

So the bill passed and the title was agreed to.

**House Bill No. 663.** A Bill for an Act to amend and reenact section 49-1829 of the North Dakota Revised Code of 1943 relating to certificates and permits of motor carriers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Olson
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Fiedler	Kusler	Schrock
Foss	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Those voting in the negative were:

Dewing	Vendsel
--------	---------

Absent and not voting:

Bilden	Torno
--------	-------

So the bill passed and the title was agreed to.

**House Bill No. 671.** A Bill for an Act to amend and reenact for purposes of clarification subsection 3 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to deduction of taxes from gross income.

Which has been read.

Senator Dewing moved that House Bill No. 671 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 672.** A Bill for an Act to amend and reenact subsection 3 of section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the definition of "dependent."

Which has been read.

Senator Baeverstad moved that House Bill No. 672 be indefinitely postponed, which motion prevailed.

**House Bill No. 673.** A Bill for an Act to amend and reenact section 57-3834 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the time and place of filing returns and to the payment of interest when an extension of time for filing a return is granted.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden                      Torno

So the bill passed and the title was agreed to.

**House Bill No. 710.** A Bill for an Act to amend and reenact section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income by creating and enacting subsection 5 to provide that gross income shall include amounts received as alimony, separate maintenance, or support, and to amend and reenact section 57-3822 of the North Dakota Revised Code of 1943 relating to deductions from gross income by creating and enacting subsection 13 to provide that deductions from gross income shall include payments made as alimony, separate maintenance, or 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen

Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Klefstad	Torno
--------	----------	-------

So the bill passed and the title was agreed to.

**House Bill No. 713.** A Bill for an Act to amend and reenact subsections 1, 3, 4, and 5 of section 57-3804 of the North Dakota Revised Code of 1943; to amend and reenact subsection 2 of section 57-3804 of the 1953 Supplement to the North Dakota Revised Code of 1943; to create and enact a new subsection 6 and renumber subsections 6 and 7 of section 57-3804 of the North Dakota Revised Code of 1943; all of which relate to allocation and apportionment of gross income of individuals and subsections 2 and 6 of which also permit a credit under certain conditions for income taxes paid to another state or foreign country.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Torno
--------	-------

So the bill passed and the title was agreed to.

**House Bill No. 742.** A Bill for an Act to amend and reenact section 14-0317 of the North Dakota Revised Code of 1943, relating to consent of parents or guardians to marriage of minors and to change the physical qualifications of applicants.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Longmire	Vendsej
Freed	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Those voting in the negative were:

Garaas

Absent and not voting:

Bilden                      Livingston                      Torno

So the bill passed and the title was agreed to.

House Bill No. 744. A Bill for an Act to amend and reenact Section 38-0919 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the leasing of public lands for oil and gas exploration and production.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden                      Livingston

So the bill passed and the title was agreed to.

**House Concurrent Resolution "J".** A concurrent resolution directing the Legislative Research Committee to study the organization, administration and financing of public schools.

Which has been read.

Senator Sayer moved that House Concurrent Resolution "J" be adopted, which motion prevailed.

**House Concurrent Resolution "N".** A concurrent resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on Lac Aux Mortes (Lake Alice), Lakes Irvine, Dry and Sweetwater, Mauvais Coulee, and in contributing watersheds in Ramsey, Benson and Towner Counties, North Dakota, and urging the early completion of such work.

Which has been read.

Senator Leier moved that House Concurrent Resolution "N" be adopted, which motion prevailed.

**House Concurrent Resolution "P".** A concurrent resolution favoring the early construction of the proposed Pembina River dam and reservoir project and urging the corps of engineers to expedite the completion of a favorable report thereon.

Which has been read.

Senator Leier moved that House Concurrent Resolution "P" be adopted, which motion prevailed.

**House Concurrent Resolution "T".** A Concurrent Resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on the Pipestem Creek, a tributary of James River, is a stream with recurring floods, whose waters, if impounded, would greatly benefit, instead of damage, the affected areas; and urging the early completion of such work.

Which has been read.

Senator Meidinger moved that House Concurrent Resolution "T" be adopted, which motion prevailed.

**House Concurrent Resolution "V".** A Concurrent Resolution urging that the North Dakota waterfowl hunting season should open not later than the last Friday or Saturday in September in any year.

Which has been read.

Senator Leier moved that House Concurrent Resolution "V" be adopted, which motion prevailed.

Senator Brooks: I rise to a point of personal privilege. I don't know if everybody knows the duck bill was passed or not, but yesterday afternoon it was signed by the Governor after a conference the day before with the Fish and Wildlife men. Through misunderstanding the proponents of the bill were not called in to the conference and did not have a chance to work them over as we had hoped to be able to do. I note in the press that the Fish and Wildlife have threatened that if the bill signed became law they would send in an army of 50 or more game wardens. I say to those Bureaucratic Bonapartes to send in 500 men and when they get through they will have so many cases jammed up in our Federal Courts that they will not be able to go ahead with their condemnation cases.

WEDNESDAY, MARCH 6, 1957

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## COMMUNICATIONS

The following communication was presented addressed to Senator Lee Brooks:

Oakes, North Dakota

Senator Lee Brooks  
State Senate Building  
Bismarck, North Dakota

Would appreciate your enacting legislation to open season on "Migratory" Federal Wardens during special non-migratory hunting season for North Dakota residents only.

Signed

John Kootsikas

Senator Brooks moved that the communication from John Kootsikas be printed in the journal, which motion prevailed.

## SECOND READING OF HOUSE BILL

House Bill No. 727. A Bill for an Act to repeal section 57-2210 of the North Dakota Revised Code of 1943 relating to county auditor's record of delinquent 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, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Olson
Brooks	Krause	Roen
Dewing	Kusler	Saumur
Erickson	Larson	Sayer
Erickstad	Leier	Schrock
Fiedler	Livingston	Thomas
Foss	Longmire	Trenbeath
Fraser	Luick	Tuff
Freed	Meidinger	Vendsel
Garaas	Miller	Wartner
George	Morgan	Wolf
Johnson	Nelson	Yunker

Those voting in the negative were:

Gilbertson	Klefstad	Torno
Holand	Knudson	Wadeson

Absent and not voting:

Bilden	Hernett	Wenstrom
Dolan		

So the bill passed and the title was agreed to.

## MESSAGE FROM THE GOVERNOR

Bismarck, March 6, 1957

Members of the Senate  
Thirty-Fifth Legislative Assembly  
Senate Chambers  
Bismarck, North Dakota

Gentlemen:

Today I have signed Senate Bills No. 36, 55, 61, 67, 70, 100, 139, 142, 143, 145, 150, 177, 181, 190, 192, 205, 232, 241, 245, 280, and 289.



These bills have been filed with the Secretary of State.

Sincerely yours,  
John E. Davis  
Governor

MOTION

On motion of Senator Foss the courtesy of the floor was extended to: The High School class from Wimbledon, North Dakota.

SECOND READING OF HOUSE BILLS

House Bill No. 534. A Bill for an Act to amend and reenact section 50-0108 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the compensation of the county welfare board members.

Which has been read.

Senator Sayer asked to be excused from voting on House Bill No. 534 on the grounds of personal interest in said bill.

Senator Leier moved that Senator Sayer be excused from voting on House Bill No. 534, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 534 the roll was called and there were ayes, 43; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Dewing	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Those voting in the negative were:

Gilbertson           Klefstad

Absent and not voting:

Bilden                           Sayer                           Meidinger  
Dolan

So the bill passed and the title was agreed to.

House Bill No. 557. A Bill for an Act to amend and reenact Section 14-0319 of the North Dakota Revised Code of 1943 and section 14-0310 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to solemnizing marriages.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Olson
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden	Dolan
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So the bill passed and the title was agreed to.

MOTION

Senator Hernett moved that House Bill No. 671 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

**House Bill No. 671.** A Bill for an Act to amend and reenact for purposes of clarification subsection 3 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to deduction of taxes from gross income.

Which has been read.

Senator Hernett moved that House Bill No. 671 be amended as follows:

At the end of line 19 insert a period and strike all of lines 20, 21 and 22.

Which motion prevailed.

Senator Hernett moved that the rules be suspended and that House Bill No. 671 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 671, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom

Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Leier	Saumur
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So the bill passed and the title was agreed to.

**House Bill No. 566.** A Bill for an Act to amend and reenact section 28-2606 of the North Dakota Revised Code of 1943 relating to disbursements taxed in judgment.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the negative were:

Krause

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

**House Bill No. 582.** A Bill for an Act to amend and reenact section 53-0508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to minors in certain public places, and providing a penalty.

Which has been read.

Senator Schrock moved that House Bill No. 582 be indefinitely postponed, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 6, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "V-1"  
House Concurrent Resolution "W-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.

GERALD. L. STAIR, Chief Clerk.

## MOTION

At the request of Senator Fiedler a group of students from McLean County was recognized by the Senate.

## SECOND READING OF HOUSE BILLS

House Bill No. 589. A Bill for an Act to amend and reenact sections 16-0102 and 16-0602 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by Chapter 157, 1955 Session Laws, and 40-0703 and 40-2102 of the North Dakota Revised Code of 1943, and section 40-2103 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state and local elections and providing for optional early opening of polls.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand	O'Brien	Yunker

Absent and not voting:

Bilden	Krause	Livingston
Brooks		

So the bill passed and the title was agreed to.

House Bill No. 590. A Bill for an Act to amend and reenact section 23-0906 of the North Dakota Revised Code of 1943, relating to chemical fire extinguishers and stand-pipes.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Absent and not voting:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff

Fraser	Longmire	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Those voting in the affirmative were:

Bilden	Livingston	Luick
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So the bill passed and the title was agreed to.

**House Bill No. 599.** A Bill for an Act relating to research studies conducted by the State Department of Health and other agencies, providing for the confidential character of such studies, 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Livingston	Saumur
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So the bill passed and the title was agreed to.

**House Bill No. 600.** A Bill for an Act relating to the registration of users of radioactive materials or radiation machines with the State Department of Health for the purpose of protecting health, providing for the issuance of certificates of registration, and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were: ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Olson
Brooks	Kee	Roen
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas

Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Those voting in the negative were:

Meidinger

Absent and not voting:

Bilden                      Livingston                      Saumur

So the bill passed and the title was agreed to.

**House Bill No. 604.** A Bill for an Act to amend and reenact section 16-1803 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absentee 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, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Erickstad	Klefstad	Roen
Fiedler	Krause	Sayer
Foss	Larson	Thomas
Freed	Leier	Trenbeath
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Hernett	Luick	Wenstrom
Holand	Miller	Wolf
Johnson	Nelson	Yunker
Kieley	O'Brien	

Those voting in the negative were:

Baeverstad	Gilbertson	Olson
Berube	Kee	Saumur
Brooks	Knudson	Schrock
Dewing	Kusler	Torno
Dolan	Meidinger	Tuff
Erickson	Morgan	Vendsel
Fraser		

Absent and not voting:

Bilden

So the bill passed and the title was agreed to.

**MESSAGE FROM THE HOUSE**

House Chamber  
Bismarck, March 6, 1957

Mr. President: I have the honor to inform you that the House is returning House Bill No. 807 which the Senate has requested.

GERALD L. STAIR, Chief Clerk

**CONSIDERATION OF MESSAGES FROM THE HOUSE**

Senator Longmire moved that the Senate reconsider its action by which House Bill No. 807 was indefinitely postponed.

## ROLL CALL

The question being on the motion of Senator Longmire that the Senate reconsider its action by which House Bill No. 807 was indefinitely postponed, the roll was called and there were: ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kieley	Saumur
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Foss	Livingston	Trenbeath
Freed	Longmire	Tuff
George	Meidinger	Vendsel
Hernett	Miller	Wadeson
Holand	Morgan	Wartner
Kee	Olson	Wenstrom

Those voting in the negative were:

Berube	Johnson	O'Brien
Brooks	Kusler	Roen
Dolan	Larson	Torno
Fraser	Leier	Wolf
Garaas	Luick	Yunker
Gilbertson	Nelson	

Absent and not voting:

Bilden	Dewing
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So the motion was declared lost for lack of a two-thirds majority.

## MOTIONS

Senator Knudson moved that Senate Concurrent Resolution "QQ" be placed at the foot of the calendar, which motion prevailed.

Senator Meidinger moved that the Senate recess for twenty minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 54  
 Senate Bill No. 62  
 Senate Bill No. 89  
 Senate Bill No. 141  
 Senate Bill No. 144  
 Senate Bill No. 157  
 Senate Bill No. 158  
 Senate Bill No. 163  
 Senate Bill No. 224  
 Senate Bill No. 225  
 Senate Bill No. 255  
 Senate Bill No. 277  
 Senate Concurrent Resolution "X"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

**SIGNING OF BILLS AND RESOLUTION**

The Secretary announced that the President was about to sign:

Senate Bill No. 54  
 Senate Bill No. 62  
 Senate Bill No. 89  
 Senate Bill No. 141  
 Senate Bill No. 144  
 Senate Bill No. 157  
 Senate Bill No. 158  
 Senate Bill No. 163  
 Senate Bill No. 224  
 Senate Bill No. 225  
 Senate Bill No. 255  
 Senate Bill No. 277  
 Senate Concurrent Resolution "X"

And the President signed the same in the presence of the Senate.

**MESSAGE FROM THE HOUSE**

House Chamber

Bismarck, March 6, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 114.

GERALD L. STAIR, Chief Clerk

**CONSIDERATION OF MESSAGES FROM THE HOUSE**

Senator Holand moved that Senate Bill No. 114 be returned to the House, which motion prevailed.

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "KK" have had the same under consideration and recommend that the same be amended as follows:

**PROPOSED AMENDMENTS TO SENATE CONCURRENT RESOLUTION "KK"**

In line 3 of the title of the resolution after the word "the" delete the following language: "best methods", and insert in lieu thereof the following language: "feasibility".

In line 4 of the title of the resolution after the word "recessed" insert the following language: ", lengthened".

In line 10 insert a comma after the word "recessed"; delete the word "or", and following the word "split" insert the words "or lengthened".

Delete lines 14 through 31 inclusive.

In line 36 of the resolution after the word "directed" delete the following language: ", in the event the proposed constitutional amendments are approved,".

In line 38 of the resolution after the word "the" delete the words "best methods" and insert in lieu thereof the following language: "feasibility".

In line 39 of the resolution after the word "split" insert the following language: ", lengthened".

And renumber the lines accordingly.

And when so amended recommend the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.



Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 502 have had the same under consideration and recommend that the same be amended as follows:

After line 18 insert the following two lines:

"Sprinkler system and fire,escape.....20,000.00  
Weekly medical visitation to institution..... 3,000.00"

In line 19 strike out the figure "\$170,180.00" and insert the figure "\$193,180.00" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 514 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 523 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$182,710.00" and insert the figure "\$180,710.00" in lieu thereof.

In line 5 after the word "bounty" insert the following:  
"and the sum of \$2,000.00 or so much thereof as may be necessary for the purpose of paying postage,"

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 529 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$225,000.00" and insert the figure "\$247,500.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: The Majority of your Committee on Judiciary to whom was referred House Bill No. 540 have had the same under consideration and recommend that the same be amended as follows:

On line 621 of the bill after the word "principles" and before the period insert the following: "when approved by a majority of the members voting at any annual meeting."

In line 625 of the bill, after the period insert the following: "Such educational funds shall not be paid to any other

cooperative, mutual aid corporation or other general farm organization unless such cooperative, mutual aid corporation or general farm organization receiving such funds provides in its by-laws or articles that officers and directors shall be elected by secret ballot and that only bonafide farmers and ranchers are eligible to vote for such position."

After line 685 of the bill insert the following:

"7. When authorized by a majority of the members voting at any annual meeting the directors may provide for the deduction from patronage dividends of membership dues in any other cooperative, mutual aid corporation or other general farm organization."

And renumber the lines accordingly.

HARVEY B. KNUDSON  
R. E. MEIDINGER  
ALOYS WARTNER, Jr.  
RALPH J. ERICKSTAD  
LEE F. BROOKS  
AMOS FREED  
STEVE THOMAS  
GEORGE LONGMIRE  
DONALD C. HOLAND

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted.

Mr. President: The Minority of your Committee on Judiciary to whom was referred House Bill No. 540 have had the same under consideration and recommend that the same do pass.

JOHN O. GARAAS

The question was on the motion of Senator Knudson that the report of the majority on House Bill No. 540 be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions 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 171 following the word "shall" insert the following words:

"request the respective boards of county commissioners of the counties within the joint park district to submit".

In line 172 delete the words "cause to be submitted".

In line 176 delete the words "joint park" and insert the word "county".

In line 177 following the word "mills" delete the period and insert the words "for joint county park district purposes."

In line 188 following the word "board" delete the period and insert the words:

"and thereafter prior to the first day of July of each year such levy shall be certified to the county auditor of each county within the joint park district by the secretary of the board. At the time of levying taxes for other county purposes, the respective boards of county commissioners of each county within the joint park district shall levy the tax certified by

the board of joint park commissioners upon all taxable property in the county in the same manner other taxes are levied."

Delete lines 190 through 194 both lines inclusive.

And renumber the lines accordingly.

When so amended recommend the same do pass.

GILMAN A. KLEFSTAD, Chairman.

Senator Klefstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 601 have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after 'A Bill' and insert the following:

For an Act to amend and reenact sections 16-0402 and 16-0404 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 16-0408 of the North Dakota Revised Code of 1943 and section 16-1703 of the North Dakota Revised Code of 1943 as amended.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT) Section 16-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-0402. STATE CANDIDATE'S PETITION REQUIRED TO GET NAME ON BALLOT; CONTENTS OF PETITION.) Every candidate for United States senator, member of congress, state officers, judges of the supreme and districts courts, shall not more than sixty days nor less than ((thirty)) forty days prior to a primary election, present to the secretary of state a petition giving his name, post office address, the title of the office to which he aspires, and the party which he represents, except that in the petition for the office of judge of the supreme court, judge of the district court, state superintendent of public instruction, and tax commissioner no reference shall be made to party affiliation. Such petition shall contain the names of three percent of the total vote cast for the candidates of the party with which he affiliates, for the same position at the last general election, except that in no case shall more than three hundred names be required. In a case where there is a candidate for the no-party ballot or where there was no candidate of a party for a position at the preceding general election, the nominating petition shall contain at least three hundred names. Each name on the petition shall be that of a legal voter and shall be subscribed under a certified party heading.

SECTION 2. AMENDMENT.) Section 16-0404 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-0404. COUNTY AND LEGISLATIVE DISTRICT CANDIDATES PETITONS; FILING; CONTENTS.) Every candidate for a county or district office shall not more than ((forty)) sixty days nor less than ((thirty)) forty days and before four o'clock p. m., of the ((thirtieth)) fortieth

day prior to any primary election present to the county auditor a petition giving his name, post office address, the title of the office to which he aspires, and if such office is under party designation, then the petition shall state the party represented by the candidate. Such petition shall contain the names of not less than two percent and not more than five percent of the total vote cast for said office at the last general election if the office be under no party designation, and if under party designation, then the same percentage shall be applied to the total vote cast for the candidate of the party represented for the same position at the last general election. If no candidate was elected or votes cast for an office at the last general election, a petition shall be deemed sufficient if it has the number of signers equal to the number of the foregoing percentage requirements applied to the total average vote cast for the offices of sheriff, superintendent of schools and county auditor at the last general election in such county or district as the case may be, such average to be arrived at by dividing the total vote cast for said offices in such county or district as the case may be by three. Each name on a petition shall be that of a qualified voter and if the office is under party designation, then such name shall be subscribed under the proper party heading. Each signer of a nomination paper shall sign but one such paper for the same office; he shall add his residence with the street number, if any, and the date of signing.

SECTION 3. AMENDMENT.) Section 16-0408 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

16-0408. FILLING VACANCY IN PARTY PRIMARY ELECTION BALLOT PERMISSIBLE; PETITION; AFFIDAVIT.) When the time during which a petition provided for in this chapter may be filed has expired, and a vacancy exists in the primary election ballot of any political party because no petition has been filed for such nomination, such vacancy may be filled by a petition and affidavit as provided in section 16-0407. Such petition and affidavit shall be filed with the proper officer at least ((twenty-five)) thirty-five days before the primary election.

SECTION 4. AMENDMENT.) Section 16-1703 of the North Dakota Revised Code of 1943, as amended, is hereby amended and reenacted to read as follows:

16-1703. PETITION TO PLACE NAME ON PRECINCT COMMITTEEMEN BALLOT; CONTENTS; REQUIREMENTS.) Candidates for precinct committeemen may have their names placed on separate party ballots of their respective parties within their respective precincts by filing with the county auditor not more than ((forty)) sixty nor less than ((thirty)) forty days and before four o'clock p. m. of the ((thirtieth)) fortieth day prior to the election petitions bearing the signatures of not less than five percent of the last vote in such precincts for the aforesaid candidate for presidential elector of the party to which the candidate for precinct committeeman belongs. Such nominating petitions shall conform with the provisions of chapter 4 of this title in all matters not specifically provided for in this chapter. Each name on the petition shall be that of a qualified voter of the precinct of which the candidate seeks to be elected

and shall be subscribed under a party heading. Each signer of a nomination paper shall be entitled to sign the same number of petitions as the number of precinct committeemen entitled to be elected in his precinct; he shall add his residence with the street number, if any, and the date of signing.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 607 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 619 have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill after the number "1955," insert the following language:

"and section 15-4016 of the North Dakota Revised Code of 1943 as amended by chapter 140 of the North Dakota Session Laws of 1955,".

After line 43, insert the following language:

"SECTION 2. AMENDMENT.) Section 15-4016 of the North Dakota Revised Code of 1943, as amended by chapter 140 of the Session Laws of 1955, is hereby amended and reenacted to read as follows:

15-4016. HIGH SCHOOL ((TUITION))) PAYMENTS FROM 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 nonresident high school students, except that the district of residence of the high school student may at its discretion agree to make reasonable tuition payments to the receiving district))). However, a high school district shall charge tuition for nonresident high school students. The whole amount of such tuition shall be paid by the district from which the pupil is admitted and shall equal the average cost of high school education per child in the county less payments from county high school equalization and state equalization funds. Such costs shall include expenditures from the general and sinking and interest funds. Districts not providing high school education which refuse to pay the tuition charges shall forfeit their rights to county tuition fund payments. The school board of any school district not providing high school education may levy an amount sufficient to pay tuition charges for high school students attending in another North

Dakota school district. Such levy shall not be subject to any mill levy limitations prescribed by law. 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.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 649 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 728 have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 747 have had the same under consideration and recommend that the same be indefinitely postponed.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 749 have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry and Business to whom was referred House Bill No. 774 have had the same under consideration and recommend that the same be indefinitely postponed.

AMOS FREED, Chairman.

Senator Freed moved that the report be adopted.

Senator Leier made the substitute motion that House Bill No. 774 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 795 have had the same under consideration and recommend that the same be amended as follows:

In Line 24 delete the bracket

In Line 26 delete the word "twice"

In Line 29 delete the bracket

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 797 have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 800 have had the same under consideration and recommend that the same be amended as follows :

Delete the title of the bill and insert the following language in lieu thereof:

"For an Act to amend and reenact sections 20-0313, 20-1306, 20-1307, 20-1308, 20-1407, 20-1408 and 20-1409 of the North Dakota Revised Code of 1943, as amended, relating to the payment of bounties and the use of hunting license fees."

After line 81 of the bill insert the following language: "SECTION 7. AMENDMENT.) Section 20-0313 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows;

20-0313. HUNTING LICENSE FEES; USE RESTRICTED.) No moneys accruing to this state from the license fees paid by hunters shall be used for any purpose other than the administration of the state game and fish department, except as otherwise provided by law.

Re-number the lines accordingly.

And when so amended recommend the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 805 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the word "seventy-five" and insert the words "one hundred ten" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "K" have had the same under consideration and recommend that the same be indefinitely postponed.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "R" have had the same under consideration and recommend that the same be amended as follows:

In line 104 strike the word "during".

Strike all of line 105 to the comma.

In line 107 after the period strike the words "If such", and strike all of lines 108 through 111, inclusive.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

HARVEY B. KNUDSON, Chairman.

Senator Knudson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "Z" have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title delete the figure 30 comma following and the figure 33 and the comma following.

In line 2 delete the figure 30, 33,

Delete all of Section 1 and all of Section 2

In line 96 after the comma insert the words "a county superintendent of schools,"

And renumber the lines accordingly.

And when so amended recommend the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "A-1" have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "C-1" have had the same under consideration and recommend that the same do pass.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "N-1" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "UU" have had the same under consideration and recommend that the same do pass.

JOHN LEIER, Chairman.

Senator Leier moved that the report be adopted, which motion prevailed.



## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 54  
Senate Bill No. 62  
Senate Bill No. 89  
Senate Bill No. 141  
Senate Bill No. 144  
Senate Bill No. 157  
Senate Bill No. 158  
Senate Bill No. 163  
Senate Bill No. 224  
Senate Bill No. 225  
Senate Bill No. 255  
Senate Bill No. 277  
Senate Concurrent Resolution "X"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 114, which the House requested.

VIC GILBREATH, Secretary.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 18 has had the same under consideration and recommends:

That the House recede from its amendments and that the same be amended as follows:

In line 15, strike the following language: "Labor expense" and insert in lieu thereof the language: "Direct assistance to districts"

For the Senate:  
P. L. FOSS  
RALPH J. ERICKSTAD  
DUNCAN FRASER

For the House:  
REP. ANDERSON (Cass)  
REP. FRANK  
REP. ROLFSRUD

Senator Foss moved that the report be adopted, which motion prevailed.

Senator Foss moved that Senate Bill No. 18 be deemed properly reengrossed and placed on second reading and final passage as amended in Conference Committee, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No 18. 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, as amended, in Conference Committee, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Olson
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Larson	Torno
Foss	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	O'Brien	Wolf
Holand		

Absent and not voting:

Bilden	Kusler	Nelson
Erickson	Leier	Yunker

So the bill passed and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 6, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 18

VIC GILBREATH, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 6, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B-1"  
House Concurrent Resolution "F-1"  
House Concurrent Resolution "O-1"  
House Concurrent Resolution "I-1"  
House Concurrent Resolution "E-1"  
House Concurrent Resolution "P-1"  
House Concurrent Resolution "Q-1"  
House Concurrent Resolution "T-1"  
House Concurrent Resolution "D-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

## MOTIONS

Senator Vendsel moved that the Senate reconsider its action by which Senate Concurrent Resolution "RR" was indefinitely postponed, which motion was lost.

Senator Erickstad moved that House Bill No. 695 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILL

**House Bill No. 695. A Bill for an Act providing for public access to records of public or governmental bodies.**

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Hernett	O'Brien
Brooks	Holand	Olson
Dewing	Johnson	Schrock
Dolan	Krause	Tuff
Fiedler	Kusler	Vendsel
Foss	Larson	Wartner
Fraser	Livingston	Wenstrom
Freed	Luick	Wolf
Garaas	Meidinger	Yunker
Gilbertson	Morgan	

Those voting in the negative were:

Baeverstad	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Leier	Thomas
George	Longmire	Torno
Kee	Miller	Trenbeath
Kieley	Roen	Wadeson

Absent and not voting:

Bilden	Nelson
--------	--------

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 695 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MOTIONS

Senator Meidinger moved that a committee be appointed to confer with a like committee from the House to consider the priority of the various assignments of the legislative research committee, which motion prevailed.

The President appointed as such Committee Senators Hernett, Baeverstad and Kusler.

Senator Meidinger moved that the Senate do now recess until 10:00 a. m., March 7, 1957, which motion prevailed.

VIC GILBREATH, Secretary.

FIFTY-SEVENTH DAY AFTER RECESS  
AND FIFTY-EIGHTH DAY

Bismarck, March 7, 1957

The Senate convened at 10:00 a.m., pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Thompson, Leet and Link to place in proper priority and order all business to be transacted by the legislative research committee.

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, March 7, 1957

Mr. President: I have the honor to inform you that the House has concurred with the Senate on amendments to Senate Bill No. 18.

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, March 7, 1957

Mr. President: I have the honor to inform you that the House has concurred with amendments on House Bill No. 799.

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, March 7, 1957

Mr. President: I have the honor to inform you that the House has concurred with the amendments on Senate Bill No. 86.

GERALD L. STAIR, Chief Clerk

House Chamber

Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 135

Senate Bill No. 136

Senate Bill No. 273

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 34  
Senate Bill No. 73  
Senate Bill No. 235  
Senate Concurrent Resolution "EE"

Which the House has amended as follows:

Amendments to Senate Bill No. 34 on House Committee Report:

Strike all of lines 116 to 129 inclusive.

And renumber the lines accordingly.

Amendment to Senate Bill No. 34 on the House floor:

In the title, line 2, after the words and figures "chapter 36-13" strike "sections 35-2316 and 58-1304", and in line 3, strike the comma after the figure "1943", insert a period and strike the rest of the title.

Amendments to Senate Bill No. 73:

In line 5 delete "and one-half"

In line 17 delete "and one-half"

Amendments to Senate Bill No. 235:

In the title to the bill, in line 2 insert a period after the word "large", and strike the remainder of line 2 and all of line 3.

In line 10 strike the period and add the following: "under the procedures set forth in Chapter 36-13 of the North Dakota Revised Code of 1943 as amended."

Strike the entire remainder of the bill lines 11 to 38 inclusive.

And renumber the lines accordingly.

Amendments to Senate Concurrent Resolution "EE":

In line 45 change the word "Expension" to "expansion".

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to transmit:

House Bill No. 521  
House Bill No. 546  
House Bill No. 547  
House Bill No. 560  
House Bill No. 688  
House Bill No. 798

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 167  
Senate Bill No. 212  
Senate Bill No. 234  
Senate Bill No. 267

Senate Bill No. 279  
Senate Concurrent Resolution "JJ"  
Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF A SENATE RESOLUTION

Senator Larson introduced:

Senate Concurrent Resolution "VV". A Concurrent Resolution memorializing the Congress to pass legislation requiring mail order retailers making sales in other states to furnish the tax departments of such states information in regard to such sales.

Was read the first time.

MOTION

Senator Larson moved that Senate Concurrent Resolution "VV" be printed in the Journal and not as a bill and placed on the calendar, which motion prevailed.

SENATE CONCURRENT RESOLUTION "VV"

Introduced by Senator Larson

A Concurrent Resolution memorializing the Congress to pass legislation requiring mail order retailers making sales in other states to furnish the tax departments of such states information in regard to such sales.

1 WHEREAS, there are numerous mail order companies  
2 operating in the United States which take orders from  
3 purchasers in states other than that in which such  
3a retailers  
4 maintain their business; and  
5 WHEREAS, many such purchases are subject to taxes  
5a in  
6 the state where the purchaser has his residence, but  
7 because of lack of information in regard to such  
7a purchases,  
8 the tax departments of the various states are unable to  
9 collect the taxes due, thereby discriminating against  
10 retailers within the state of residence of the purchaser  
11 and depriving the states of their proper tax revenue;

12 NOW, THEREFORE, BE IT RESOLVED BY THE  
12a SENATE  
13 OF THE STATE OF NORTH DAKOTA, THE HOUSE  
13a OF

14 REPRESENTATIVES CONCURRING THEREIN:

15 That the Legislative Assembly of the state of North  
16 Dakota most strongly urges and requests the Congress to  
17 pass legislation requiring all persons engaged in the  
18 business of mail order retailing wherein orders are  
19 accepted from purchasers in states other than that of the  
20 residence of such retailer, to file with the tax depart-  
21 ments of the states of residence of the purchasers a list  
22 of such purchases and pertinent information in regard  
23 thereto, and that such legislation contain suitable  
24 penalties to insure compliance with such law; and

25 BE IT FURTHER RESOLVED, that copies of this  
25a resolution

26 be forwarded to each member of the North Dakota

26a Congressional

27 delegation by the Secretary of the Senate.

Senator Luick introduced:

Senate Concurrent Resolution "WW". A Concurrent Resolution commending the citizens of Abercrombie for celebrating the centennial of Fort Abercrombie and urging the Governor to proclaim a "Fort Abercrombie Centennial Day".

Was read the first time.

Senator Luick moved that Senate Concurrent Resolution "WW" be printed in the Journal and not as bill and placed on the calendar, which motion prevailed.

SENATE CONCURRENT RESOLUTION "WW"

Introduced by Senator Luick

A Concurrent Resolution commending the citizens of Abercrombie for celebrating the centennial of Fort Abercrombie and urging the Governor to proclaim a "Fort Abercrombie Centennial Day".

- 1 WHEREAS, Fort Abercrombie, located near  
 1a Abercrombie,  
 2 North Dakota, was established as a military fort one  
 3 hundred years ago, in 1857; and  
 4 WHEREAS, the citizens of Abercrombie have seen fit  
 4a to  
 5 memorialize the centennial event by a suitable program  
 5a and  
 6 celebration; and  
 7 WHEREAS, the town of Abercrombie and Fort  
 7a Abercrombie  
 8 have played an outstanding role in the history of North  
 9 Dakota;  
 10 NOW, THEREFORE, BE IT RESOLVED BY THE  
 10a SENATE  
 11 OF THE STATE OF NORTH DAKOTA, THE HOUSE  
 11a OF  
 12 REPRESENTATIVES CONCURRING THEREIN:  
 13 That the citizens of Abercrombie are hereby  
 13a commended  
 14 for their action in memorializing the one hundredth  
 15 birthday of Fort Abercrombie by a centennial  
 15a celebration;  
 16 and  
 17 BE IT FURTHER RESOLVED that the Governor of  
 17a North  
 18 Dakota is hereby urged to proclaim a suitable day in  
 18a 1957  
 19 as "Fort Abercrombie Centennial Day".

Senators Garaas and Vendsel introduced:

Senate Concurrent Resolution "XX". A Concurrent Resolution relating to the need for a reversal of the proposal of President Dwight D. Eisenhower and Secretary of Agriculture Ezra T. Benson wherein it is necessary for the drought stricken states and counties to match emergency drought funds wherein the individual states are required to match at least 25 percent for the relief of drought areas, or committee be appointed by the Governor to study methods of raising matching funds.

Was read the first time.

Senator Vendsel moved that Senate Concurrent Resolution "XX" be printed in the Journal and not as a bill and laid over one legislative day, which motion prevailed.

### SENATE CONCURRENT RESOLUTION "XX"

Introduced by Senators Garaas and Vendsel

A Concurrent Resolution relating to the need for a reversal of the proposal of President Dwight D. Eisenhower and Secretary of Agriculture Ezra T. Benson wherein it is necessary for the drought stricken states and counties to match emergency drought funds wherein the individual states are required to match at least 25 percent for the relief of drought areas, or committee be appointed by the Governor to study methods of raising matching funds.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

1 WHEREAS, large areas of the State of North Dakota  
 2 have been declared drought stricken disaster areas as  
 3 a result of below normal rainfall in such areas; and  
 4 WHEREAS, in such disaster areas many farmers and  
 5 ranchers are in a desperate financial condition as a  
 6 result of no income from such farms and ranches and  
 6a are  
 7 in a situation where credit has been exhausted, and it  
 8 is impossible for such farmers and ranchers to continue  
 9 to operate and live on their farms without disaster aid;  
 10 and  
 11 WHEREAS, President Eisenhower recently made a  
 11a trip  
 12 through the drought stricken areas in the western parts  
 13 of the United States, and as a result of such trip  
 14 President Eisenhower has promised aid to such stricken  
 15 areas; and  
 16 WHEREAS, President Eisenhower and Secretary of  
 17 Agriculture Ezra T. Benson have proposed that such  
 18 federal aid to drought disaster areas be shared by the  
 19 local individual state containing such disaster areas,  
 20 thus requiring that the State of North Dakota furnish  
 21 and match at least 25 percent of such drought aid; and  
 22 WHEREAS, the agricultural industry in North Dakota  
 23 is of utmost importance to the economy of the State of  
 24 North Dakota, and that the farmers and ranchers in  
 24a such  
 25 drought areas in North Dakota are entitled to disaster  
 26 aid and assistance; and  
 27 WHEREAS, the President of the United States and  
 27a the  
 28 Secretary of Agriculture have stated that most state  
 29 legislatures are in session, and that needed state legis-  
 30 lation could be considered at this time to raise the  
 31 necessary money to match the federal aid; and  
 32 WHEREAS, the State of North Dakota containing  
 32a such  
 33 drought disaster area is not able to raise any money at  
 34 this time for such purposes, and as a matter of fact  
 34a cannot  
 35 even meet the expenses of government without such  
 35a disaster



36 aid without greater increased taxation;  
 37 NOW, THEREFORE, BE IT RESOLVED BY THE  
 37a SENATE OF  
 38 THE STATE OF NORTH DAKOTA, THE HOUSE OF  
 38a REPRESENTATIVES  
 39 CONCURRING THEREIN: That the Governor of the  
 39a State of  
 40 North Dakota appoint a committee to work with this  
 40a Thirty-  
 41 fifth Legislative Assembly for the purpose of finding  
 41a some  
 42 method of providing drought disaster costs in matching  
 43 federal aid for such drought disaster areas as proposed  
 43a by  
 44 President Eisenhower and Secretary of Agriculture, Ezra  
 45 T. Benson, and that if such funds cannot be provided by  
 45a the  
 46 State of North Dakota, then this Senate of the State of  
 47 North Dakota with the House of Representatives  
 47a concurring  
 48 therein do hereby respectfully request that such proposal  
 49 for matching aid by the state as proposed by President  
 50 Eisenhower be rescinded.

#### FIRST READING OF HOUSE BILLS AND RESOLUTIONS

**House Bill No. 834.** A Bill for an Act authorizing the Board of Administration to convey certain property now owned by the State and under the control of the State Training School.

Was read the first time and referred to the committee on State and Federal Government.

**House Concurrent Resolution "B-1".** Representative Carl G. Simenson Funeral Expenses.

Was read the first time and referred to the Committee on Appropriations.

**House Concurrent Resolution "D-1".** A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing a levy of a tax of not exceeding two mills for a period of ten years, for the purpose of creating a fund for construction of, and improvements and additions to, buildings of state higher educational institutions.

Was read the first time and referred to the Committee on Finance and Taxation.

**House Concurrent Resolution No. "E-1".** A concurrent resolution directing greater emphasis in our schools be placed on the art of penmanship and the rudiments of spelling.

Was read the first time and referred to the committee on Education.

**House Concurrent Resolution No. "F-1".** A concurrent resolution directing the Legislative Research Committee to continue its study of the mental health programs of this state.

Was read the first time and referred to the Committee on Social Welfare.

**House Concurrent Resolution "I-1".** A concurrent resolution commending the township, county, state and national groups of the multiple sclerosis campaign.

Was read the first time and referred to the Committee on Social Welfare.

**House Concurrent Resolution "O-1".** A concurrent resolution authorizing and directing the legislative research committee to make a study of the relocation practices of the state highway department of state and federal highways.

Was read the first time and referred to the Committee on Transportation.

**House Concurrent Resolution "P-1".** A concurrent resolution urging the United States Secretary of Agriculture and Congress to provide financial assistance and relief for areas incurring damage from grasshoppers.

Was read the first time and referred to the Committee on Agriculture.

**House Concurrent Resolution "Q-1".** A concurrent resolution directing the legislative research committee to study the feasibility of establishing a wheat commission to promote uses of wheat.

Was read the first time and referred to the Committee on Agriculture.

**House Concurrent Resolution "T-1".** A concurrent resolution urging the North Dakota Congressional delegation to initiate action for an investigation of increasing freight rates.

Was read the first time and referred to the Committee on Transportation.

**House Concurrent Resolution "V-1".** A concurrent resolution memorializing the President and the Congress of the United States to protect the farm economy of the United States by restoring full parity price supports for farm products.

Was read the first time and referred to the Committee on Agriculture.

**House Concurrent Resolution "W-1".** A concurrent resolution urging that the North Dakota Mill and Elevator buy all or most of North Dakota produced amber durum, in order to stimulate the market price on amber durum.

Was read the first time and referred to the Committee on Agriculture.

**House Concurrent Resolution "X-1".** A concurrent resolution requesting the state board of higher education to adjust nonresident tuition payments and fees at institutions of higher learning.

Was read the first time and referred to the Committee on Education.

**House Concurrent Resolution "Y-1".** A concurrent resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives, and the Senate, of the State of North Dakota.

Was read the first time and referred to the Committee on Employment.

**House Concurrent Resolution "Z-1".** A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Was read the first time and referred to the Committee on Employment.

**House Concurrent Resolution "A-2".** A concurrent resolution providing for the retaining of certain employees of the

House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Was read the first time and referred to the Committee on Employment.

#### REPORTS OF SELECT COMMITTEES

The Conference Committee on House Bill No. 799 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 799, have had the same under consideration and recommend that the House concur with the Senate amendments.

For the Senate:  
JOHN LEIER  
JOHN YUNKER  
LLOYD ERICKSON

For the House:  
REP. SAUGSTAD  
REP. BYE  
REP. SHORT

Senator Leier moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 86 has had the same under consideration and recommends:

The Senate concur with the House Amendment, with the further amendment that the word "therefor" in the amendment be deleted, and the word "thereof" be inserted in lieu thereof;

And be further amended in line 1 by deleting the word "liquified" and insert the word "liquified" in lieu thereof.

For the Senate:  
ERNEST C. LIVINGSTON  
FRED KRAUSE, Jr.  
PHILIP BERUBE

For the House:  
REP. PAULSON  
REP. STOCKMAN  
REP. ESTERBY

Senator Livingston moved that the report be adopted, which motion prevailed.

Senator Livingston moved that the rules be suspended and that Senate Bill No. 86 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

#### SECOND READING OF SENATE BILLS AND RESOLUTIONS

Senate Bill No. 86. 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 liquified petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquified petroleum gas containers and to prohibit the refilling or use

of such containers without authorization by the owner thereof; and providing for penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 41; nays, 0; absent and not voting, 8.

Absent and not voting:

Baeverstad	Johnson	Olson
Berube	Kee	Saumur
Brooks	Knudson	Sayer
Dewing	Krause	Schrock
Dolan	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the affirmative were:

Bilden	Kieley	Roen
Erickson	Klefstad	Torno
Erickstad	Livingston	

So the bill passed and the title was agreed to.

#### MOTION

Senator Leier moved that Senate Concurrent Resolution "UU" be placed at the head of the calendar, which motion prevailed.

Senate Concurrent Resolution "UU". A concurrent resolution memorializing the Congress of the United States that the Legislative Assembly of North Dakota favors the passage and approval of Senate Bill 1164, providing for the evaluation of recreational benefits on a non-reimbursable basis resulting from the construction of flood control, navigation or reclamation projects as an integral part of project planning and for other purposes.

Was read the second time.

Senator Leier moved that Senate Concurrent Resolution "UU" be adopted, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 605. A Bill for an Act to amend and reenact sections 16-1801, 16-1802, and 16-1813 of the North Dakota Revised Code of 1943, as amended, relating to absent voter ballots of persons in the military 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson

Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Meidinger	Torno
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So the bill passed and the title was agreed to.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 613.** A Bill for an Act to amend and reenact section 31-0111 of the North Dakota Revised Code of 1943, relating to interpreters for deaf witnesses and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Meidinger	Torno
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 114

Senate Bill No. 226

Senate Bill No. 42

Senate Bill No. 207  
 Senate Bill No. 243  
 Senate Bill No. 201  
 Senate Bill No. 151  
 Senate Concurrent Resolution "O"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 42

Delete all of Section 2, lines 14 through 31.

AMENDMENTS TO SENATE BILL NO. 114

In lines 49, 57 and 75, the word "chapter" be deleted and the word "Act" inserted in lieu thereof.

AMENDMENTS TO SENATE BILL NO. 151

In the title of the bill delete the following language:

((non-resident)).

After the word "duty" on Line 45, change the period to a comma, and add the following: "nor shall the provisions of this Act apply to the selling at auction of purebred or registered livestock."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 201

In line 32 change the figure "1.9" to "1.6625"

In line 50 change the words "four dollars" to "three dollars and fifty cents"

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 201

FROM THE FLOOR

Strike the words — 'In line 32 change the figure "1.9" to "1.6625" ', in the report of the Committee on Education.

AMENDMENTS TO SENATE BILL NO. 207

Strike line 8 of the bill and all subsequent lines in the entire remainder of the bill and insert in lieu thereof the following:

"Constitutional amendments duly certified to the county auditor by the secretary of state, or any question to be voted for aside from the election of public officers, shall be printed on a separate ballot and shall be deposited in a box separate from that provided to receive the ballots for public officers.

A constitutional amendment, initiated or referred measure, or other question shall be stated fully and fairly on such ballot. The secretary of state with the assistance and approval of the attorney general shall prepare a brief statement in simple, non-technical language, describing the proposed measure, and stating such background and/or historical information regarding the proposal as may be necessary or desirable to enable voters to understand fully the measure being voted upon. The county auditors shall have such explanatory statement printed on the ballot preceding the measure being voted on. For a constitutional amendment, initiated, or other question ((, and)) the words "Yes" and "No" shall be printed on the ballot at the close of the statement of the question, in separate lines with a square formed of black lines after each statement in which the voter may indicate by a cross or other mark how he desires to vote on the question. For a referred measure at the close of the statement of

the measure, in separate lines with a square formed of black lines after each statement, the question shall be stated as follows: "Shall such measure be disapproved?" and "Shall such measure be approved?". Where two or more amendments or questions are to be voted on, they shall be printed on the same ballot. In precincts in which voting machines are used, the entire amendment or measure need not be set forth on such machine but the ballot title, in the case of amendments or measures submitted by the people, or the title of the legislative bill or resolution, in the case of proposed amendments submitted by the legislative assembly, shall be set forth in full."

And renumber the lines accordingly.

#### AMENDMENTS TO SENATE BILL NO. 226

In the title of the bill, after the figure "1943 comma" insert the following language:

"and Chapter 104 of the 1955 Session Laws comma."

In line 14 delete the word "estate" and insert in lieu thereof the word "state".

#### AMENDMENTS TO SENATE BILL NO. 243

Delete lines 5 through 83 inclusive and insert the following language in lieu thereof:

"SECTION 1. ESTABLISHMENT OF SCHOLARSHIP BOARD.) The state board of public school education shall act as (((There is hereby established in the state of North Dakota,))) a state scholarship board, hereinafter called the board, whose purpose it shall be (((to provide for, facilitate, supervise, and administer state funds))) to carry out the duties as prescribed in this Act in regard to a scholarship program for students attending institutions of higher learning in this state.

SECTION 2. ELIGIBILITY REQUIREMENTS FOR SCHOLARSHIPS.) The sum of not to exceed five hundred ((((\$500.00))) dollars in any one year, shall be made available to students who are residents of the state of North Dakota and graduated from a North Dakota high school who shall be selected by the board and who desire to attend the state university, the state agricultural college, any state normal school or teacher's college, or any state trade school or junior college, or other institution of higher learning in the state of North Dakota, and who are unable to attend such institution, school or college, without such financial assistance.

SECTION 3. (((MEMBERSHIP))) MEETINGS OF BOARD; QUORUM.) (((The state scholarship board shall be composed of the president or chief administrative officer of the university, state agricultural college, each state normal school or teacher's college, each state trade school and junior college, and other institutions of higher education domiciled within the state of North Dakota, and the state superintendent of public instruction. The state commissioner of higher education shall be ex officio secretary of the board and shall be custodian of all records and files of the board. The state scholarship board shall elect one of its members annually to serve as president and one of its members to serve as vice president of the board for a term of one year.))) Meetings of the board shall be held at least twice a year at the capitol building in Bismarck, North Dakota, on call of the (((president))) chairman and in the event of his failure so to do,

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on call of the ((( vice president))) superintendent of public instruction. A majority thereof shall constitute a quorum and no grant shall be made except at a regular meeting and by majority vote of those present.

SECTION 4. APPLICATIONS; PROCEDURE; BANK OF NORTH DAKOTA TO HANDLE FUNDS.) Eligible students selected by the board shall make written application on a form to be provided by the board (((and shall give their promissory note payable to the state of North Dakota, in amount of scholarship granted, for the benefit of the scholarship revolving fund, and due in five (5) years from date thereof, with interest at the rate of one(1%) per cent per annum))). The board shall pass upon such applications and shall certify the approved applications to the Bank of North Dakota together with the amount of the loan the board has approved. The board shall disburse such loan funds in accordance with such rules or directives as it may promulgate for that purpose. Prior to disbursing such loan funds, the board shall require the student obtaining such loan to give his promissory note at an interest rate of three percent per annum payable annually to the state scholarship revolving fund. The principal amount of the note shall be due not more than five years from and after its date of execution. Payments of interest and principal upon such notes shall be made to the Bank of North Dakota and credited to the state scholarship revolving fund, which is hereby created and shall be maintained in the Bank of North Dakota, and such amounts are hereby appropriated for use by the board and the Bank of North Dakota in making further scholarship loans in accordance with the provisions of this Act and to pay the administrative expense of the Bank of North Dakota in administering the provisions of this Act, which expenditures may not exceed the amount of interest collected.

SECTION 5. APPROPRIATION.) (((There is hereby appropriated and transferred to the state scholarship revolving fund, the sum of one million (\$1,000,000.00) dollars from the profits of the Bank of North Dakota, which state scholarship revolving fund, which is hereby created, shall be maintained in the office of the state treasurer of the State of North Dakota. The state scholarship board may draw upon said revolving fund on voucher executed by the president and the secretary of the board in the manner provided by law))) There is hereby appropriated from the undivided profits of the Bank of North Dakota to the state scholarship revolving fund the sum of one million dollars, or so much thereof as may be necessary for the purpose of making scholarship loans as provided in this Act. The appropriation herein provided shall be transferred to the state scholarship revolving fund as needed for the purposes of this Act upon the certification of the board as provided in section 4 of this Act, but not more than two hundred thousand dollars shall be so transferred in any one year.

SECTION 6. RULES.) The financial aid herein provided shall be used for the sole purpose of contributing to the tuition, board, room rent, books and supplies of the student and the (((state scholarship))) board may make such rules and regulations as necessary to assure its use for the approved purposes.



((Minority)) Neither minority or any statute of limitations may ((not)) be used as a defense in avoidance of the note.

((SECTION 7. DEFINITIONS AS USED IN THIS ACT.))

1. "Fund" means the State Scholarship Revolving Fund.
2. "Board" means the State Scholarship Board.))

AMENDMENTS TO SENATE  
CONCURRENT RESOLUTION "O"

In the third line of the title of the resolution insert a period after the word "laws" and delete the balance of the title.

Delete all of lines 28 through 32 inclusive and insert the following words in lieu thereof;

"urged to give reasonable priority to the revision of motor vehicle laws in the course of its revision program, and upon the completion of the revision of motor vehicle laws to submit its report and recommendations to a subsequent session of the legislative assembly together with bills to carry out such recommendations."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to transmit:

House Bill No. 687  
House Bill No. 656  
House Bill No. 655  
House Bill No. 634  
House Bill No. 629  
House Bill No. 596  
House Bill No. 563  
House Bill No. 527  
House Bill No. 522  
House Bill No. 510  
House Bill No. 681

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 159  
Senate Bill No. 239  
Senate Bill No. 214  
Senate Bill No. 262  
Senate Bill No. 211  
Senate Bill No. 171

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Roen moved that the Senate concur in the House amendments to Senate Bill No. 34, which motion prevailed.

Senator Holand moved that the rules be suspended and

that Senate Bill No. 34 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

### SECOND READING OF SENATE BILLS AND RESOLUTIONS

**Senate Bill No. 34.** A Bill for an Act relating to estrays and to amend and reenact chapter 36-13, sections 35-2316 and 58-1304 of the North Dakota Revised Code of 1943, and to repeal sections 36-2201, 36-2204, 36-2205, 36-2206, 36-2207 and 36-2208 of the 1953 Supplement thereto, and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden	Meidinger	Torno
Brooks		

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 73, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 73 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**Senate Bill No. 73.** A Bill for an Act to amend and reenact section 57-5102 and subsection 1 of section 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a tax upon the production of oil and gas in this state.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Brooks	Kee	Morgan

Dewing	Kieley	O'Brien
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Foss	Kusler	Thomas
Freed	Larson	Vendsel
Garaas	Leier	Wadeson
George	Livingston	Wartner
Gilbertson	Longmire	Wolf
Hernett	Luick	

Those voting in the negative were:

Berube	Nelson	Tuff
Fiedler	Olson	Wenstrom
Fraser	Roen	Yunker
Johnson	Trenbeath	

Absent and not voting:

Bilden	Meidinger	Torno
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So the bill passed and the title was agreed to.

Senator Garaas moved that the Senate do not concur in the House amendments to Senate Bill No. 235, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee on Senate Bill No. 235 Senators Garaas, Freed and Brooks.

**Senate Concurrent Resolution "EE".** A concurrent resolution relating to the need to protect the national security by imposing a limitation on petroleum imports.

Which has been read.

Senator Leier moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "EE" which motion prevailed.

Senator Leier moved that the rules be suspended and that Senate Concurrent Resolution "EE" be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senator Leier moved that Senate Concurrent Resolution "EE" be adopted, which motion prevailed.

Senator Larson moved that the Senate do concur in the House amendments to Senate Bill No. 42, which motion prevailed.

Senator Larson moved that the rules be suspended and that Senate Bill No. 42 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kieley	Morgan
Dewing	Klefstad	Nelson
Dolan	Krause	Roen
Erickson	Kusler	Sayer

Erickstad	Larson	Schrock
Fiedler	Leier	Thomas
Foss	Livingston	Trenbeath
Freed	Longmire	Wartner
George	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Kee		

Those voting in the negative were:

Berube	Gilbertson	Saumur
Brooks	Johnson	Tuff
Fraser	Olson	Vendsel
Garaas		

Absent and not voting:

Bilden	O'Brien	Wadeson
Knudson	Torno	

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 114, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 114 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**Senate Bill No. 114.** A Bill for an Act to amend and reenact section 47-19A01, subsection 1 of section 47-19A02, and sections 47-19A03, 47-19A07 and 47-19A10 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to marketable record title to real property and to the definite period of time within which notices of claim of interest and affidavits of possession are required to be filed and recorded; and providing for an effective date.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Brooks	Kee	Olson
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Torno	Wadeson
O'Brien		

So the bill passed and the title was agreed to.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 151, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 151 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 151. A Bill for an Act to amend and reenact Section 51-0513 of the North Dakota Revised Code of 1943, relating to ( ( non-resident ) ) ) auctioneer licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Krause	Saumur
Dolan	Kusler	Sayer
Erickson	Larson	Schrock
Erickstad	Livingston	Thomas
Foss	Longmire	Trenbeath
Fraser	Luick	Tuff
Freed	Meidinger	Wadeson
George	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Kee	O'Brien	Yunker
Knudson		

Those voting in the negative were:

Berube	Garaas	Leier
Brooks	Gilbertson	Olson
Dewing	Johnson	Roen
Fiedler	Klefstad	Vendsel

Absent and not voting:

Bilden	Kieley	Torno
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Senator Dewing moved that further consideration of Senate Bill No. 151 be indefinitely postponed.

The chair ruled that the bill was no longer before the Senate for any motion or action except to verify the vote that has been completed, by which the bill passed, but that due to difficulty with the voting machine we do not know by how large a majority it passed.

So the bill passed and the title was agreed to.

Senator Schrock moved that the Senate do not concur in the House amendments to Senate Bill No. 201, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee on Senate Bill No. 201 Senators Schrock, Larson and Sayer.

Senator Brooks moved that the Senate do concur in the the House amendments to Senate Bill No. 207.

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 207 be deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 207. A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943 as amended, relating to constitutional amendments and initiated and referred measures.

Which has been read.

Senator Dewing moved that further consideration of Senate Bill No. 207 be indefinitely postponed, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 4  
Senate Bill No. 7  
Senate Bill No. 8  
Senate Bill No. 9  
Senate Bill No. 14  
Senate Bill No. 15  
Senate Bill No. 19  
Senate Bill No. 20  
Senate Bill No. 21  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 27  
Senate Bill No. 49  
Senate Bill No. 50  
Senate Bill No. 54  
Senate Bill No. 62  
Senate Bill No. 75  
Senate Bill No. 79  
Senate Bill No. 89  
Senate Bill No. 99  
Senate Bill No. 107  
Senate Bill No. 115  
Senate Bill No. 120  
Senate Bill No. 122  
Senate Bill No. 123  
Senate Bill No. 124  
Senate Bill No. 125  
Senate Bill No. 126  
Senate Bill No. 133  
Senate Bill No. 141  
Senate Bill No. 144  
Senate Bill No. 147  
Senate Bill No. 157  
Senate Bill No. 158  
Senate Bill No. 161  
Senate Bill No. 163  
Senate Bill No. 200  
Senate Bill No. 210  
Senate Bill No. 224  
Senate Bill No. 219  
Senate Bill No. 225  
Senate Bill No. 227  
Senate Bill No. 240  
Senate Bill No. 242  
Senate Bill No. 244

Senate Bill No. 255  
 Senate Bill No. 257  
 Senate Bill No. 277

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 281  
 Senate Bill No. 293  
 Senate Bill No. 296  
 Senate Bill No. 299  
 Senate Concurrent Resolution "D"  
 Senate Concurrent Resolution "I"  
 Senate Concurrent Resolution "L"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "X"  
 Senate Concurrent Resolution "CC"  
 Senate Concurrent Resolution "NN"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

House Chamber.  
 Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 3  
 Senate Bill No. 12  
 Senate Bill No. 13  
 Senate Bill No. 16  
 Senate Bill No. 23  
 Senate Bill No. 31  
 Senate Bill No. 84  
 Senate Bill No. 216  
 Senate Bill No. 217  
 Senate Bill No. 260  
 Senate Bill No. 266  
 Senate Bill No. 295  
 Senate Bill No. 298  
 Senate Concurrent Resolution "Z"  
 Senate Concurrent Resolution "J"  
 Senate Concurrent Resolution "FF"  
 Senate Concurrent Resolution "GG"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk

House Chamber  
 Bismarck, March 7, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B-2"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "G-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk

## SIGNING OF BILLS.

The Secretary announced that the President was about to sign:

House Bill No. 510  
 House Bill No. 522  
 House Bill No. 527  
 House Bill No. 563  
 House Bill No. 596  
 House Bill No. 629  
 House Bill No. 634  
 House Bill No. 655  
 House Bill No. 656  
 House Bill No. 681  
 House Bill No. 687

And the President signed the same in the presence of the Senate.

## REPORTS OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 18  
 Senate Bill No. 34  
 Senate Bill No. 42  
 Senate Bill No. 73  
 Senate Bill No. 86  
 Senate Bill No. 114  
 Senate Bill No. 151  
 Senate Concurrent Resolution "EE"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "D"  
 Senate Concurrent Resolution "I"  
 Senate Concurrent Resolution "L"  
 Senate Concurrent Resolution "M"  
 Senate Concurrent Resolution "S"  
 Senate Concurrent Resolution "V"  
 Senate Concurrent Resolution "X"  
 Senate Concurrent Resolution "CC"  
 Senate Concurrent Resolution "NN"

Were delivered to the Secretary of State at the hour of 1:35 o'clock p.m., March 7, 1957.

CLYDE KIELEY, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 4  
 Senate Bill No. 7  
 Senate Bill No. 8  
 Senate Bill No. 9  
 Senate Bill No. 14  
 Senate Bill No. 15  
 Senate Bill No. 19  
 Senate Bill No. 20



Senate Bill No. 21  
Senate Bill No. 22  
Senate Bill No. 24  
Senate Bill No. 27  
Senate Bill No. 49  
Senate Bill No. 50  
Senate Bill No. 54  
Senate Bill No. 62  
Senate Bill No. 75  
Senate Bill No. 79  
Senate Bill No. 89  
Senate Bill No. 99  
Senate Bill No. 107  
Senate Bill No. 115  
Senate Bill No. 120  
Senate Bill No. 122  
Senate Bill No. 123  
Senate Bill No. 124  
Senate Bill No. 125  
Senate Bill No. 126  
Senate Bill No. 133  
Senate Bill No. 141  
Senate Bill No. 144  
Senate Bill No. 147  
Senate Bill No. 157  
Senate Bill No. 158  
Senate Bill No. 161  
Senate Bill No. 163  
Senate Bill No. 200  
Senate Bill No. 210  
Senate Bill No. 219  
Senate Bill No. 224  
Senate Bill No. 225  
Senate Bill No. 227  
Senate Bill No. 240  
Senate Bill No. 242  
Senate Bill No. 244  
Senate Bill No. 255  
Senate Bill No. 257  
Senate Bill No. 277  
Senate Bill No. 281  
Senate Bill No. 293  
Senate Bill No. 296  
Senate Bill No. 299

Were delivered to the Governor for his approval at the hour of 1:35 o'clock p.m., March 7, 1957.

CLYDE KIELEY, Chairman

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 521  
House Bill No. 546  
House Bill No. 547  
House Bill No. 560  
House Bill No. 688  
House Bill No. 798

And the President signed the same in the presence of the Senate.

## MOTION

Senator Meidinger moved that the Senate do now recess until 1:15 p.m. which motion prevailed.

The Senate convened at 1:15 p.m., pursuant to recess taken, the President presiding.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 6  
Senate Bill No. 10  
Senate Bill No. 11  
Senate Bill No. 30  
Senate Bill No. 90  
Senate Bill No. 117  
Senate Bill No. 168  
Senate Bill No. 178  
Senate Bill No. 253  
Senate Bill No. 287  
Senate Concurrent Resolution "G"  
Senate Concurrent Resolution "H"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 86.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 799.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return House Bill No. 807 which the Senate has requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 235 and the President has appointed as a Conference Committee, Senators:

GARAAS  
FREED  
BROOKS

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

Senate Bill No. 201 and the President has appointed as a Conference Committee, Senators:

SCHROCK  
LARSON  
SAYER

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate concurred in the House amendment to Senate Bill No. 207 and has indefinitely postponed Senate Bill No. 207

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 510  
House Bill No. 522  
House Bill No. 527  
House Bill No. 563  
House Bill No. 596  
House Bill No. 629  
House Bill No. 634  
House Bill No. 655  
House Bill No. 656  
House Bill No. 681  
House Bill No. 687

Which the President has signed.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 521  
House Bill No. 546  
House Bill No. 547  
House Bill No. 560  
House Bill No. 688  
House Bill No. 798

Which the President has signed.

VIC GILBREATH, Secretary.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Livingston moved that the Senate do not concur in the House amendments to Senate Bill No. 226 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee on Senate Bill No. 226, Senators:

LIVINGSTON  
GILBERTSON  
MORGAN

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 243, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as such Conference Committee, Senators:

HOLAND  
MEIDINGER  
O'BRIEN

**SECOND READING OF SENATE RESOLUTION**

**Senate Concurrent Resolution "O".** A Concurrent Resolution directing the legislative research committee to make an interim study of motor vehicle laws and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions, to make uniform the word usage, and to make such substantive changes as may be found necessary or advisable.

Which has been read.

Senator Meidinger moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "O", which motion prevailed.

Senator Meidinger moved that the rules be suspended and that Senate Concurrent Resolution "O" be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

**REPORT OF STANDING COMMITTEE**

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "O"

And find the same correctly engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

The question being on the final passage of Senate Concurrent Resolution "O".

Senator Meidinger moved that Senate Concurrent Resolution "O" be adopted, which motion prevailed.

**FIRST READING OF HOUSE RESOLUTIONS**

**House Concurrent Resolution "G-1".** A concurrent resolution directing the Public Service Commission of the State of North Dakota to investigate complaints of discrimination on the part of utility companies in the conduct of the business of selling heating units, air-conditioning units, furnaces, and other appliances; for the divorcement and separation of such merchandising from the business for which such utilities hold a franchise, and for the enforcement of laws prohibiting discrimination if the same is found to exist.

Was read the first time and referred to the Committee on Industry and Business.

**House Concurrent Resolution "M-1".** A concurrent resolution directing the Legislative Research Committee to make an interim study of the pharmacy laws, and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions.

Was read the first time and referred to the committee on General Affairs.

**House Concurrent Resolution "B-2".** A Concurrent Resolution requesting the state board of administration and

historical society to keep the Liberty Memorial Building Museum open on Sundays.

Was read the first time and referred to the Committee on State and Federal Government.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 504 have had the same under consideration and recommend that the same be amended as follows:

In line 5 after the word "the" insert the following words: "Public Welfare Fund in the".

In line 33 after the word "Hall" insert the following: "(to be made available immediately on passage)".

After line 34 insert the following line:

"Ward building and furnishings.....700,000.00"

In line 35 strike out the figure "\$2,552,600.00" and insert the figure "\$3,252,600.00" in lieu thereof.

After line 35 insert the following Section:

"Section 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such item as is designated to be made available immediately on passage."

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 506 have had the same under consideration and recommend that the same be amended as follows:

In line 36 after the word "Lagoon" insert the following: ", either separately or jointly upon agreement with the city of Jamestown and the Board of Administration".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 507 have had the same under consideration and recommend that the same be amended as follows:

In line 19 strike out the figure "60,000.00" and insert the figure "65,000.00" in lieu thereof.

In line 25A strike out the figure "4,500.00" and insert the figure "5,500.00" in lieu thereof.

In line 26 strike out the figure "\$838,450.00" and insert the figure "\$844,450.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 515 have had the same under consideration and recommend that the same be amended as follows:

In line 14 strike out the figure "3,250,000.00" and insert the figure "3,750,000.00" in lieu thereof.

In line 21 strike out the figure "\$17,150,430.00" and insert the figure "\$17,650,430.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 517 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 520 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$121,950.00" and insert the figure "\$66,260.00" in lieu thereof.

In line 9 strike out the figure "77,400.00" and insert the figure "44,400.00" in lieu thereof.

In line 11 strike out the figure "5,000.00" and insert the figure "4,500.00" in lieu thereof.

In line 12 strike out the figure "1,300.00" and insert the figure "1,500.00" in lieu thereof.

In line 13 strike out the figure "36,000.00" and insert the figure "13,800.00" in lieu thereof.

In line 14 strike out the figure "150.00" and insert the figure "160.00" in lieu thereof.

In line 17 strike out the figure "1,100.00" and insert the figure "900.00" in lieu thereof.

In line 18 strike out the figure "121,950.00" and insert the figure "\$66,260.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 524 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 526 have had the same under consideration and recommend that the same be amended as follows:

In line 3 strike out the figure "\$404,200.00" and insert the figure "\$544,200.00" in lieu thereof.

In line 15 strike out the figure "70,000.00" and insert the figure "210,000.00" in lieu thereof.

In line 24 strike out the figure "\$404,200.00" and insert the figure "\$544,200.00" in lieu thereof.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 530 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 569 have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the engrossed bill following the word "The" insert the word "governor,".

In line 18, delete the word "six" and insert the word "eighteen" in lieu thereof.

In line 22 delete the period and insert a semicolon and following such semicolon insert the following words:

"and the lieutenant governor in order to properly discharge his official duties shall be paid the sum of six hundred dollars for each of the calendar years 1957 and 1958 for expenses and moneys expended while engaged in the discharge of official duties, to be paid quarterly by the state auditor without the filing of any itemized voucher or statement."

In line 25 delete the words "nineteen thousand two hundred" and insert the words "twenty-four thousand eight hundred" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 638 have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "E-1" have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "X-1" have had the same under consideration and recommend that the same do pass.

L. A. SAYER, Chairman.

Senator Sayer moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 614. A Bill for an Act to amend and reenact subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the definition of assessed valuation as it relates to municipal bond issues.

Which has been read.

Senator Baeverstad moved that House Bill No. 614, be amended as follows:

In line 5 of the title of the bill delete the period and add the following words "and declaring an emergency."

At the end of the bill after line 29 add the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

Which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that House Bill No. 614 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 614, as amended from the floor, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Berube	Kielely	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Those voting in the negative were:

Brooks Johnson

Absent and not voting:

Bilden Longmire Olson

So the bill passed and the title was agreed to.

House Bill No. 633. A Bill for an Act relating to gifts of securities and money to minors.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Longmire	Olson
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So the bill passed and the title was agreed to.

House Bill No. 640. 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, 29; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Garaas	O'Brien
Brooks	Holand	Saumur
Dewing	Kee	Thomas
Dolan	Kieley	Trenbeath
Erickson	Knudson	Vendsel
Erickstad	Kusler	Wartner
Fiedler	Larson	Wenstrom
Foss	Livingston	Wolf
Fraser	Meidinger	Yunker
Freed	Morgan	

Those voting in the negative were:

Baeverstad	Krause	Sayer
George	Leier	Schrock
Gilbertson	Luick	Torno
Hernett	Miller	Tuff
Johnson	Nelson	Wadeson
Klefstad	Roen	

Absent and not voting:

Bilden	Longmire	Olson
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So the bill passed and the title was agreed to.

Senator Larson moved that the vote by which House Bill No. 640 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

At the request of Senator Roen the Senate recognized Leopoldo Chizzini Melo, an exchange student from Santa Fe, Argentina.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 25  
Senate Bill No. 39  
Senate Bill No. 45  
Senate Bill No. 93  
Senate Bill No. 129  
Senate Bill No. 134  
Senate Bill No. 138  
Senate Bill No. 156  
Senate Bill No. 193  
Senate Bill No. 229  
Senate Bill No. 233  
Senate Bill No. 271

Senate Concurrent Resolution "Q"

Which the House has amended as follows:

#### AMENDMENTS TO SENATE BILL NO. 25

In line 4, change the figure from "\$572,500.00" to "\$812,500.00"

In line 13, change the figure from "130,000.00" to "180,000.00"

In line 16, change the figure from "80,000.00" to "270,000.00"

In line 22, change the total figure from "\$572,500.00" to "\$812,500.00"

#### AMENDMENT TO SENATE BILL NO. 39

In line 140 strike 1951 and insert in lieu thereof 1957

In line 144 strike numeral 1952 and insert in lieu thereof 1958

In line 15 strike the word department and insert in lieu thereof commissioner

In line 403 strike the word department and insert in lieu thereof the word commissioner

#### AMENDMENTS TO SENATE BILL NO. 45

In line 77, after the period, insert the following underlined words and figures:

"In order to pay the tax provided in this section, in addition to appropriations already made and to be made, the sum of five hundred and seventy-seven thousand dollars, or so much thereof as may be necessary for the payment of such tax, is hereby appropriated out of the general fund and out of the individual special funds as specified below in the amounts set opposite each office or department:

Office or Department and Fund	Amount
Governor - General Fund.....	\$ 800.00
Lieutenant governor - General Fund.....	80.00
Supreme court - General Fund.....	3,600.00
Supreme court, reporter and librarian General Fund.....	160.00
Judges of district court - General Fund.....	700.00
Secretary of state - General Fund.....	2,500.00
State auditor - General Fund.....	4,260.00
State treasurer - General Fund.....	2,650.00
State treasurer-liquor control - General Fund.....	820.00
Commissioner of insurance - General Fund.....	4,600.00
Commissioner of Insurance-Fire Marshal General Fund.....	900.00
Attorney general - General Fund.....	4,275.00
Department of Public Instruction - General Fund..	9,350.00
Department of Agriculture and Labor General Fund.....	6,200.00
Public Service Commission - General Fund.....	6,800.00
Aeronautics Commission - General Fund.....	1,100.00
Land Commissioner - General Fund.....	6,000.00
Tax Commissioner - General Fund.....	14,875.00
Board of Administration - General Fund.....	17,000.00
State Seed Department - General Fund.....	12,750.00
State library commission - General Fund.....	3,400.00
State printer - General Fund.....	600.00
Adjutant general - General Fund.....	2,000.00
Legislative Research Committee - General Fund...	1,700.00
State budget director - General Fund.....	820.00
State examiner - General Fund.....	8,500.00
State securities commission - General Fund.....	300.00
Board of Higher Education - General Fund.....	650.00
School for Blind - General Fund.....	4,800.00
School for Deaf - General Fund.....	7,435.00
Grafton State School - General Fund.....	21,250.00
Tuberculosis Sanatorium - General Fund.....	32,000.00
State Hospital - General Fund.....	106,250.00
State Training School - General Fund.....	76,500.00
State Penitentiary - General Fund.....	20,200.00
Economic Development Board - General Fund.....	1,300.00
Livestock Sanitary Board - General Fund.....	8,500.00
State Historical Society - General Fund.....	2,550.00
Public Health Department - General Fund.....	12,750.00
Coal Mine Inspector - General Fund.....	550.00
State Laboratories - General Fund.....	14,800.00
State Soil Conservation - General Fund.....	1,000.00
State Water Conservation - General Fund.....	3,800.00
State Geological Survey - General Fund.....	6,000.00
North Dakota Indian Affairs Commission General Fund.....	300.00
State Highway Patrol - General Fund.....	1,100.00
Civil Defense - General Fund.....	700.00
Alcoholic Commission - General Fund.....	350.00
N. D. Twine & Cordage Plant - Twine Plant Operating Fund.....	6,500.00
State Auditor, Gasoline Tax Division - Motor Vehicle Fuel Tax Fund.....	5,300.00
Attorney General Licensing - Attorney General License Fund.....	3,200.00

Office or Department and Fund	Amount
Vocational Education - State Equalization Fund.....	2,125.00
State Equalization Fund - State Equalization Fund	1,300.00
Board School District Reorganization - State Equalization Fund.....	300.00
Special Education of Exceptional Children - State Equalization Fund.....	600.00
State School Construction - State Equalization Fund.....	300.00
Division of Vocational Rehabilitation - State Equalization Fund.....	2,400.00
Public Service Commission, Automobile Trans- portation Division - Automobile Transporta- tion Fund.....	2,200.00
State Seed Department, Board of Administration - Seed Department Fund.....	1,800.00
Old Age and Survivors Insurance System, Unemployment Compensation Division - Old Age Survivors' Fund.....	1,500.00
Poultry Improvement Board - Poultry Improvement Fund.....	1,500.00
State Hail Insurance - State Hail Insurance Board Fund.....	5,000.00
State Fire & Tornado - State Fire & Tornado Fund	1,000.00
State Bonding Fund - State Bonding Fund.....	500.00
Banking Department - Bank of North Dakota Fund	20,000.00
Collection and Land Department - Bank of North Dakota Fund.....	6,400.00
Office or Department and Fund	Amount
Judge A. M. Christianson Project - Bank of North Dakota Fund.....	650.00
Unemployment Compensation Division (Social Security) - Old Age and Survivors' Trust Fund	1,100.00
Commissioner of Veterans Affairs - Veterans Aid Fund.....	2,000.00
Veterans Aid Commission - Veterans Aid Fund.....	500.00
N. D. Soldiers Home - Veterans Aid Fund.....	5,300.00
Public Welfare Board - Public Welfare Fund.....	19,000.00
Registrar of Motor Vehicles - Motor Registration Fund.....	8,500.00
Workmen's Compensation Bureau - Workmen's Compensation Fund.....	10,600.00
Game and Fish Department - Game and Fish Fund	25,500.00
Teachers Insurance and Retirement - Teachers Insurance and Retirement Fund.....	2,000.00
Department of Public Instruction - State Equaliza- tion, Department of Public Instruction Surplus Property.....	400.00

In the fourth line of the title delete "subdivision 3 (a) 4" and insert in lieu thereof the following: "subdivisions 3 (a) 4 and 2 (c)"

In the title in the last line after the numeral "1955," insert the words making an appropriation".

In line 44, after the numeral "52-0910" and before the period insert the following underlined material:

" , and to pay a prior service refund to any person who is employed on the date of the federal-state agreement covering services performed under this chapter and executed pursuant to chapter 306 of the North Dakota Session Laws

of 1955, or who was eligible to vote in the public employees' referendum held on December 20, 1956, pursuant to authorization of chapter 306 or to any employee or his survivor who has nineteen or more quarters of coverage on the date of such federal-state agreement and who is not receiving any other payment under this chapter, in an amount equal to the employees' individual contribution made between the dates July 1, 1947 and December 31, 1954, after such person makes written application therefor to the bureau".

In line 50 after the numeral "1954" insert the following underlined words: "and up to July 1, 1957"

Between lines 54 and 55, insert the following underlined words:

"D. For the purposes of making payments under this section, if the balance in the old age survivors' fund becomes insufficient to pay current obligations, the bureau is authorized to borrow necessary amounts from the Bank of North Dakota and to repay such loans from the employer tax set forth in section 52-0909 as amended."

In line 74 after the period strike the balance of the line, and strike lines 75, 76, and 77, and insert in lieu thereof the following underlined words:

"From and after July 1, 1957, and until July 1, 1959, the tax upon each employer shall be equal to four percent of the wages paid to each employee, and after June 30, 1959 such tax shall be equal to three percent. After June 30, 1957 there shall be no tax hereunder upon the employee."

Between lines 90 and 91 of the amended bill insert the following section and language:

"SECTION 4. AMENDMENT.) "c." of section 2 of chapter 306 of the North Dakota Session Laws of 1955 is hereby amended and reenacted to read as follows:

c.The term "employee" includes an officer of a state or political subdivisions (((;))) as well as all persons employed in and by regulatory boards, commissions or councils recognized and established by the statutes of the state of North Dakota;"

Renumber Section 4 and Section 5 to Section 5 and Section 6 respectively.

Renumber lines and sections accordingly.

#### AMENDMENTS TO SENATE BILL NO. 93

In line 3 after the word "unharvested" insert the word "cereal".

In line 5 after the period delete the rest of line 5 and all of lines 6, 7, 8, 9, and insert in lieu thereof the following language:

"For the purpose of this act, the words "unharvested cereal crops" shall include alfalfa, clover and other grasses grown for the purpose of harvesting of seed."

An renumber the lines accordingly.

#### AMENDMENTS TO SENATE BILL NO. 129

In Senate Bill 129 make the following amendments:

In line 8 delete the following words "and levying at least ten mills for general fund purposes"

After the word "term" in line 57 insert the following language:

"Payment shall not be made for Indian pupils in districts in which the school facilities are being provided, maintained and staffed wholly or in part by the federal government for the education of Indian pupils."

Senate Bill 129 is further amended by adding the following language at the end of the bill which ends with the words "number of elementary pupils enrolled." : "Districts with a two-room rural school or schools closed subsequent to July 1, 1949, shall receive payments under subsection 4 in the same manner and to the same effect as though such a school were in operation."

#### AMENDMENTS TO SENATE BILL NO. 134

In line 32 strike out the words "administrator, executor,"  
Renumber lines accordingly.

#### AMENDMENTS TO SENATE BILL NO. 138

In each of the following places in the bill,

In line 18, after the word "authority" and before the period,

In line 95, after the word "authority" and before the period,

In line 135, after the word "authority" and before the period,

In line 203, after the word "authority" and before the period,

insert the following underlined words:

" and purchase such loans and purchase such mortgage investments dated after the effective date of this Act as are insured by or guaranteed in any manner wholly or in part, or other investments that are fully guaranteed by the United States or any instrumentality thereof, or by this state or instrumentality thereof";

And renumber the lines accordingly.

#### AMENDMENTS TO SENATE BILL NO. 156

In line 2 of the title strike out the figure "6-0329" and insert in lieu thereof the figure "6-0328".

In line 42 strike out the figure "6-0382" and insert in lieu thereof the figure "6-0328".

#### AMENDMENTS TO SENATE BILL NO. 193

In line 20, strike out the word "Act" and the brackets, and in line 28, strike out the word "or" and the brackets.

#### AMENDMENTS TO SENATE BILL NO. 229

In line 4, strike out the figure "40-4075" and insert in lieu thereof the figure "40-4705".

#### AMENDMENTS TO SENATE BILL NO. 233

Line 1 of the title after the word "reenact" insert "subsection 3 of" and

Line 1 of the bill after the word amendment, insert "subsection 3 of"

Strike lines 7 through 29, inclusive.

#### AMENDMENTS TO SENATE BILL NO. 271

Following line 99 insert the following language:

SECTION 7. APPROPRIATION FROM GENERAL FUND.) Upon the sale and delivery of the bonds issued under this Act there is appropriated and the state treasurer

is authorized to transfer the sum of fifty thousand dollars on the first day of every month from the general fund in the state treasury to the sinking fund established under the provisions of this Act for the payment of such bonds. The money so appropriated shall be a first charge upon any moneys in the general fund and such appropriation and transfer shall continue until such bonds and interest thereon have been paid or until the cash balance accumulated in the sinking fund is sufficient to pay all bonds then outstanding together with interest thereon, and at such time the appropriation and transfer from the general fund shall terminate.

In line 108, following the word "determined" insert the following language: ", which tax shall not be less than six hundred thousand dollars,".

And renumber the lines and sections accordingly.

AMENDMENTS TO SENATE  
CONCURRENT RESOLUTION "Q"

In line 5 delete the figure "1956" and insert in lieu thereof the figure "1958";

GERALD L. STAIR, Chief Clerk

MESSAGE FROM THE HOUSE

Senate Chamber  
Bismarck, March 7, 1957

Mr. President: I have the honor to return:

Senate Bill No. 248

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk

SECOND READING OF HOUSE BILLS  
AND RESOLUTIONS

**House Bill No. 670.** A Bill for an Act to permit taxation under Chapter 57-38 of the North Dakota Revised Code of 1943, as amended, of certain back pay income in the year received or accrued at an amount not greater than that at which it would have been taxed had it been includible and included in the gross income of the taxpayer in the year to which attributable; and to authorize refunds with respect thereto.

Which has been read.

Senator Hernettt moved that House Bill No. 670 be amended as follows:

In line 6 of the title delete the semicolon and insert a period in lieu thereof, and delete all of line 7 of the title.

Which motion prevailed.

Senator Hernettt moved that the rules be suspended and that House Bill No. 670 be placed on the calendar for second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 670, as amended from the floor, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen

Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Longmire	Olson
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So the bill passed and the title was agreed to.

House Bill No. 679. A Bill for an Act to amend and reenact sections 39-1605 and 39-1606 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to suspension of 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, 33; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Saumur
Berube	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Klefstad	Thomas
Erickstad	Knudson	Tuff
Fiedler	Krause	Vendsel
Fraser	Larson	Wadeson
Freed	Livingston	Wartner
Garaas	Luick	Wenstrom
George	Morgan	Wolf
Hernett	O'Brien	Yunker

Those voting in the negative were:

Brooks	Leier	Roen
Gilbertson	Miller	Torno
Johnson	Nelson	Trenbeath
Kusler		

Absent and not voting:

Bilden	Foss	Meidinger
Dewing	Longmire	Olson

So the bill passed and the title was agreed to.

House Bill No. 775. A Bill for an Act authorizing the board of county commissioners to designate a county safety council or director to cooperate with other agencies and organizations in the promotion of general safety.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.



Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Bilden	Longmire	Olson
Foss		

So the bill passed and the title was agreed to.

**House Bill No. 817.** A Bill for an Act to amend and reenact section 23-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to licensure of medical hospitals.

Which has been read.

Senator O'Brien moved that House Bill No. 817 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 819.** A Bill for an Act to repeal section 19-1017 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the coloring of gasoline.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Longmire	Olson
Kieley		

So the bill passed and the title was agreed to.

House Bill No. 825. A Bill for an Act to amend and reenact subsection 2 of section 57-1408 of the North Dakota Revised Code of 1943, relating to reassessments of property and special assessors, to provide for changing the allowance for services and expenses paid to special 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Holand	O'Brien	

Absent and not voting:

Bilden	Kieley	Olson
Foss	Longmire	

So the bill passed and the title was agreed to.

House Concurrent Resolution "M". A concurrent resolution directing the legislative research committee to make an interim study of the feasibility of providing a homestead exemption under property tax laws on homestead property in villages, cities and communities, and to make its report and recommendations to the Thirty-sixth 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, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Longmire	Olson
Kieley		

So the resolution was declared adopted.

**House Bill No. 536.** A Bill for an Act to amend and reenact sections 11-1524, 11-1525, 12-4727, 12-4728, 12-4729, 12-4730, 14-0307, 25-0101, chapters 25-02 and 25-03, sections 25-0404, 25-0411, subsection 1 of section 25-0808, subsection 2 of section 25-0811, sections 25-08091, 25-0815, 25-0826, 54-2301, 54-2316, 54-2321, and 54-2322 of the North Dakota Revised Code of 1943, as amended, relating to the admission, transportation, care, treatment, and discharge of patients at the state hospital and elsewhere, the powers and duties of the county mental health board, the administration of the state hospital, and the care, treatment, and rights of epileptic persons; providing penalties; and repealing chapter 50-05 and section 54-2310 of the North Dakota Revised Code of 1943, section 25-02051 of the 1953 Supplement thereto, and chapters 184 and 185 of the North Dakota Session Laws of 1955, relating to the treatment of alcoholics and the mentally ill.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Longmire	Olson
Kieley		

So the bill passed and the title was agreed to.

**House Bill No. 545.** A Bill for an Act to amend and reenact sections 6, 7, 8, and 12 of chapter 253 of the 1955 Session Laws, relating to vehicle accidents, notices, and reports, and penalty therefor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Those voting in the negative were:

Nelson	Trenbeath
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Absent and not voting:

Bilden	Kieley	Olson
Freed	Longmire	

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Knudson moved that House Bill No. 676 be placed on the calendar after House Bill No. 762, which motion prevailed.

Senator Erickstad moved that House Bill No. 623 be placed after House Bill No. 833, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-0408 of the North Dakota Revised Code of 1943 relating to a change from commission system of government upon petition and to amend and reenact section 40-0803 of the North Dakota Revised Code of 1943 relating to the number of aldermen required in the governing body of council cities.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Holand	Saumur
Brooks	Johnson	Sayer
Dewing	Kee	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Luick	Vendsel
Fraser	Meidinger	Wadeson
Freed	Miller	Wartner
Garaas	Morgan	Wenstrom
George	Nelson	Wolf
Gilbertson	Roen	Yunker
Hernett		

Absent and not voting:

Baeverstad	Klefstad	Longmire
Bilden	Knudson	O'Brien
Kieley	Larson	Olson

So the bill passed and the title was agreed to.

**House Bill No. 699.** A Bill for an Act to amend and reenact section 32 of chapter 347 of the Session Laws of 1955 relating to the cost of building and maintaining bridges and culverts over and across drains.

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, 1; absent and not voting, 16.

Those voting in the affirmative were:

Brooks	Hernett	Roen
Dewing	Johnson	Torno
Dolan	Kee	Trenbeath
Erickson	Kusler	Tuff
Erickstad	Leier	Vendsel
Foss	Livingston	Wadeson
Fraser	Luick	Wartner
Freed	Meidinger	Wenstrom
Garaas	Miller	Wolf
George	Morgan	Yunker
Gilbertson	Nelson	

Those voting in the negative were:

Krause

Absent and not voting:

Baeverstad	Klefstad	Olson
Berube	Knudson	Saumur
Bilden	Larson	Sayer
Fiedler	Longmire	Schrock
Holand	O'Brien	Thomas
Kieley		

So the bill passed and the title was agreed to.

#### MOTION

Senator Erickstad moved that House Bill No. 753 be placed on the calendar after Senate Bill No. 623, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 761.** A Bill for an Act relating to consent of persons to be adopted, amending section 14-1105 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, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Hernett	Sayer
Brooks	Johnson	Schrock
Dewing	Kee	Thomas
Dolan	Krause	Torno

Erickson	Kusler	Trenbeath
Erickstad	Larson	Tuff
Fiedler	Livingston	Vendsel
Foss	Luick	Wadeson
Fraser	Meidinger	Wartner
Freed	Miller	Wenstrom
Garaas	Morgan	Wolf
George	Nelson	Yunker
Gilbertson	O'Brien	

Absent and not voting:

Berube	Klefstad	Olson
Bilden	Knudson	Roen
Holand	Leier	Saumur
Kieley	Longmire	

So the bill passed and the title was agreed to.

**House Bill No. 762.** A Bill for an Act to amend and reenact section 32-1528 of the North Dakota Revised Code of 1943 relating to public corporations bound by decisions in condemnation proceedings.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Brooks	Kee	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett		

Absent and not voting:

Berube	Kieley	Olson
Bilden	Klefstad	Roen
Holand	Longmire	Vendsel

So the bill passed and the title was agreed to.

**MOTION**

Senator Erickstad moved that House Bill No. 676 be placed on the calendar after House Bill No. 753, which motion prevailed.

**SECOND READING OF HOUSE BILLS**

**House Bill No. 770.** A Bill for an Act to amend and reenact Section 49-0115 of the North Dakota Revised Code of 1943 relating to charges for copies and records determined by the Public Service Commission.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Hernett	Morgan
Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Tuff
Fiedler	Larson	Vendsel
Foss	Leier	Wadeson
Fraser	Livingston	Wartner
Freed	Luick	Wenstrom
Garaas	Meidinger	Wolf
George	Miller	Yunker
Gilbertson		

Absent and not voting:

Bilden	Klefstad	Saumur
Dolan	Longmire	Sayer
Holand	Olson	Torno
Kieley	Roen	Trenbeath

So the bill passed and the title was agreed to.

## MOTIONS

Senator Meidinger moved that the Senate do now recess for ten minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolutions "O" and "EE"

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills No. 34, 42, 73, 114 and 151

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 243 and the President has appointed as a Conference Committee Senators Holand, Meidinger and O'Brien

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

THURSDAY, MARCH 7, 1957

769

Senate Bill No. 226 and the President has appointed as a Conference Committee Senators Livingston, Gilbertson and Morgan

VIC GILBREATH, Secretary.

#### REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 501, have had the same under consideration and recommend that the same be amended as follows:

In line 42, strike out the figure "9,000.00" and insert the figure "10,000.00" in lieu thereof.

In line 52 strike out the figure "\$175,020.00" and insert the figure "\$176,020.00" in lieu thereof.

In line 161 strike out the figure "112,600.00" and insert the figure "127,600.00" in lieu thereof.

In line 162 strike out the figure "34,240.00" and insert the figure "29,240.00" in lieu thereof.

In line 171 strike out the figure "\$189,040.00" and insert the figure "\$199,040.00" in lieu thereof.

In line 192, strike out the figure "113,240.00" and insert the figure "123,200.00" in lieu thereof.

In line 194 strike out the figure "28,200.00" and insert the figure "29,400.00" in lieu thereof.

In line 195 strike out the figure "4,000.00" and insert the figure "4,240.00" in lieu thereof.

In line 196 strike out the figure "42,800.00" and insert the figure "45,200.00" in lieu thereof.

In line 200 strike out the figure "2,912.80" and insert the figure "3,112.80" in lieu thereof.

In line 204 strike out the figure "\$341,052.80" and insert the figure "\$355,052.80" in lieu thereof.

In line 250 strike out the figure "\$10,800.00" and insert the figure "\$12,000.00" in lieu thereof.

In line 264 strike out the figure "\$189,304.00" and insert the figure "\$190,504.00" in lieu thereof.

In line 267 strike out the figure "\$12,000.00" and insert the figure "\$13,000.00" in lieu thereof.

In line 268 strike out the figure "10,000.00" and insert the figure "11,000.00" in lieu thereof.

In line 280 strike out the figure "685,600.00" and insert the figure "\$687,600.00" in lieu thereof.

In line 295 strike out the figure "\$10,000.00" and insert the figure "\$10,600.00" in lieu thereof.

In line 296 strike out the figure "20,000.00" and insert the figure "25,000.00" in lieu thereof.

In line 301 strike out the figure "\$35,500.00" and insert the figure "\$41,100.00" in lieu thereof.

In line 349 strike out the figure "\$50,000.00" and insert the figure "\$60,000.00" in lieu thereof.



In line 352 strike out the figure "\$82,700.00" and insert the figure "\$92,700.00" in lieu thereof.

After line 354 insert the following lines:

"35th Legislative Assembly—Expense— Members—Deficiency (to be made avail- able immediately on passage).....	\$97,200.00
35th Legislative Assembly—Per Diem Employees—Deficiency (to be made available immediately on passage).....	10,000.00"

In line 359 strike out the figure "97,200.00" and insert the figure "194,400.00" in lieu thereof.

In line 361 strike out the figure "\$292,950.00" and insert the figure "\$497,350.00" in lieu thereof.

In line 423 strike out the figure "\$5,208,012.40" and insert the figure "\$5,451,212.40" in lieu thereof.

Renumber the lines accordingly.

And when so amended recommend the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 533, have had the same under consideration and recommend that the same be amended as follows:

In line 51 of the bill following the word "organized" insert a comma, and insert the following underlined language:

"but the state board of administration shall be in charge of the administration of the tuberculosis sanatorium in the manner provided by law".

In lines 74 and 75 delete the words "health department and the state health planning council are" and insert the words "board of higher education, with the cooperation of other state agencies, is" in lieu thereof.

In line 78 delete the words "a grant of not less than five hundred thousand dollars" and insert the word "grants" in lieu thereof.

In line 79 delete the words "hospital construction' and delete the words "during the biennium".

In line 80 delete the words "beginning July 1, 1957 and ending June 30, 1959," and delete the word "the".

In line 81 delete the word "administration" and insert the words "higher education' in lieu thereof.

In line 84 delete the word "administration" and insert the words "higher education" in lieu thereof.

In line 88 delete the word "administration" and insert the words "higher education" in lieu thereof.

In lines 95 and 96 delete the words "in cooperation with the board of administration".

In line 97 following the period insert the following language:

"The state board of higher education shall submit the plans for the construction of the tuberculosis sanatorium to the state board of administration for its approval prior to letting the contract for its construction, and shall consult with the state board of administration in regard to such other matters as may be desirable in the course of the construction of the sanatorium."

In line 110 delete the word "administration" and insert the words "higher education" in lieu thereof.

In line 114 delete the period and insert a comma and insert the following words in lieu thereof:

"provided, however, that no transfer of money from the medical center fund shall be made for this purpose until such time as federal grant funds shall be available."

In line 129 delete the numerals "1959" and insert the numerals "1961" in lieu thereof.

Renumber the lines accordingly.

And place on the calendar without recommendation.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 834, have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Concurrent Resolution "B-1", have had the same under consideration and recommend that the same do pass.

P. L. FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Employment to whom was referred House Concurrent Resolution "Y-1", have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Employment to whom was referred House Concurrent Resolution "Z-1", have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Employment to whom was referred House Concurrent Resolution "A-2", have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FIFTY-EIGHTH DAY

Bismarck, March 7, 1957

The Senate convened at 2:00 p. m., the President presiding. Prayer by Chaplain Rev. Edward R. Kimball, First Evangelical Free Church, Bismarck.

Roll call: All Senators present except Senators Bilden, Longmire, Olson and Torno.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth day after recess and Fifty-seventh day and recommends that the same be corrected as follows:

Page 708, line 41, strike out the name "ERICKSON" and insert in lieu thereof the name "ERICKSTAD".

Page 710, line 21, correct the spelling of the name "Liuck".

Page 714, line 2, complete the spelling of the word "Taxation".

Page 721, line 4, correct the spelling of the name "Erickstad".

Page 722, line 36, strike out the words "and laid".

Page 722, line 37, strike out the words "over one legislative day".

Page 722, last line, correct the spelling of the word "reservoir".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### COMMUNICATION

A resolution was presented from the Fargo City Commission relative to House Bill No. 677, and commending Rep. Fitch for his efforts in guiding said bill through the legislature.

A thank you message from Senator Oliver E. Bilden was read from the desk.

Senator Dewing moved that the message from Senator Bilden be printed in the journal, which motion prevailed.

**"A THANK YOU MESSAGE FOR ALL OF YOU**

You're all so nice,  
So thoughtful too,

And that means every one of you,  
And so I sent this just to say—

"Thanks to all of you today".

May I add—

Receiving your signed personally "Get Well Wish" was a great thrill and will be one of my most cherished memories and I may have the opportunity of thanking you all personally some day, I hope.

Sincerely,  
Sen. Oliver E. Bilden.

**SECOND READING OF HOUSE BILLS**

**House Bill No. 790.** A Bill for an Act to amend and reenact sections 19-0701, 19-0702, 19-0703, 19-0704, 19-0705, and 19-0706, and to repeal sections 19-0707, 19-0708, 19-0709, 19-0710, and 19-0711, relating to eggs and egg dealers, 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, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Saumur
Brooks	Kee	Sayer
Dewing	Kieley	Schrock
Dolan	Klefstad	Trenbeath
Erickstad	Knudson	Tuff
Fiedler	Kusler	Vendsel
Foss	Larson	Wadson
Fraser	Livingston	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Hernett	Nelson	

Those voting in the negative were:

Berube	Johnson	Roen
Erickson	Krause	Thomas
Freed	Miller	Yunker
Gilbertson	O'Brien	

Absent and not voting:

Bilden	Longmire	Olson
Leier	Morgan	Torno

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Livingston moved that the vote by which House Bill No. 790 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 811.** A Bill for an Act relating to installment and conditional sales contracts.

Which has been read.

Senator Vendsel moved that House Bill No. 811 be amended as follows:

In line 303, change the word "ten" to "eight".

In line 305, change the word "thirteen" to "nine".

Which motion was declared lost.

Senator Vendsel moved that House Bill No. 811 be indefinitely postponed, which motion was declared lost.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 811 the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	Morgan
Brooks	Kieley	Nelson
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Foss	Larson	Thomas
Freed	Leier	Trenbeath
George	Livingston	Wadeson
Hernett	Luick	Wartner
Holand	Meidinger	Wenstrom
Johnson	Miller	Yunker

Those voting in the negative were:

Berube	Garaas	Tuff
Fiedler	Gilbertson	Vendsel
Fraser	O'Brien	Wolf

Absent and not voting:

Bilden	Olson	Torno
Longmire		

So the bill passed and the title was agreed to.

Senator Hernett moved that the vote by which House Bill No. 811 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 817.** A Bill for an Act to amend and reenact section 23-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to licensure of medical hospitals.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Holand	Saumur
Brooks	Johnson	Sayer
Dewing	Klefstad	Schrock
Dolan	Larson	Thomas
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Meidinger	Vendsel
Fraser	Nelson	Wartner
Garaas	O'Brien	Wolf
Hernett	Roen	Yunker

Those voting in the negative were:

Baeverstad	Kee	Luick
Erickson	Kieley	Miller
Freed	Knudson	Morgan
George	Krause	Wadeson
Gilbertson	Kusler	Wenstrom

Absent and not voting:

Bilden	Olson	Torno
Longmire		

So the bill passed and the title was agreed to.

Senator Larson moved that the vote by which House Bill No. 817 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGES TO THE HOUSE

Bismarck, March 7, 1957  
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 605  
House Bill No. 613  
House Bill No. 633  
House Bill No. 640  
House Bill No. 650  
House Bill No. 679  
House Bill No. 699  
House Bill No. 761  
House Bill No. 770  
House Bill No. 775  
House Bill No. 819  
House Bill No. 825

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 536  
House Bill No. 545  
House Bill No. 614  
House Bill No. 670  
House Bill No. 762

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 582  
House Bill No. 607  
House Bill No. 615  
House Bill No. 649  
House Bill No. 672  
House Bill No. 719  
House Bill No. 720  
House Bill No. 721  
House Bill No. 722  
House Bill No. 728  
House Bill No. 747  
House Bill No. 782  
House Concurrent Resolution "K"

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary  
Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 661  
House Bill No. 662  
House Bill No. 671  
House Concurrent Resolution "J"

Which the Senate has amended.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 7, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 534  
House Bill No. 557  
House Bill No. 566  
House Bill No. 589  
House Bill No. 590  
House Bill No. 599  
House Bill No. 600  
House Bill No. 604  
House Bill No. 663  
House Bill No. 673  
House Bill No. 695  
House Bill No. 710  
House Bill No. 713  
House Bill No. 727  
House Bill No. 742  
House Bill No. 744  
House Concurrent Resolution "N"  
House Concurrent Resolution "P"  
House Concurrent Resolution "T"  
House Concurrent Resolution "V"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary

## MOTION

Senator Meidinger moved that after the reading of House Bills Nos. 503, 505, 512, 513, 519, 525, 531, 537, 539, 541, 571, 572, 578, 588, 612, 624, 627, 636, 643, 646, 648, 652, 665, 666, 683, 684, 685, 694, 707, 717, 737, 741, 818, 821, 826, 832, House Concurrent Resolutions "L-1", Senate Concurrent Resolutions "QQ", House Bills Nos. 514, 749, 774, 797, and House Concurrent Resolutions "A-1", "C-1", "N-1", and Senate Concurrent Resolutions "VV" and "WW" that the Senate recess until 9:00 a. m., March 8, 1957, which motion prevailed.

VIC GILBREATH, Secretary.



FIFTY-EIGHTH DAY AFTER RECESS,  
FIFTY-NINTH DY  
AND SIXTIETH DAY

Bismarck, March 8, 1957

The Senate convened at 9:00 a. m., pursuant to recess taken, the President presiding.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 3  
Senate Bill No. 6  
Senate Bill No. 10  
Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 13  
Senate Bill No. 16  
Senate Bill No. 18  
Senate Bill No. 23  
Senate Bill No. 30  
Senate Bill No. 31  
Senate Bill No. 42  
Senate Bill No. 73  
Senate Bill No. 84  
Senate Bill No. 90  
Senate Bill No. 167  
Senate Bill No. 168  
Senate Bill No. 178  
Senate Bill No. 216  
Senate Bill No. 217  
Senate Bill No. 266  
Senate Bill No. 279  
Senate Bill No. 298  
Senate Concurrent Resolution "J"  
Senate Concurrent Resolution "Z"  
Senate Concurrent Resolution "FF"  
Senate Concurrent Resolution "GG"  
Senate Concurrent Resolution "JJ"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that House Bills Nos. 578 and 643 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 578. A Bill for an Act to amend and reenact Subsection 7 of Section 24-A0102 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a definition of "Commissioner" as used in title 24.

Which has been read.

Senator Holand moved that House Bill No. 578 be amended as follows:

Delete all of lines 5, 6, 7 and 8 and renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 578 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 578, as amended, from the floor, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kieley	O'Brien
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickstad	Krause	Schrock
Erickson	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Wartner
Garaas	Longmire	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Holand		

Absent and not voting:

Baeverstad	Kee	Roen
Bilden	Luick	Torno
Fiedler	Nelson	Vendsel
Hernett	Olson	Wadeson

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 578 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 643. A Bill for an Act to authorize the Governor, by order of general application, to permit excess limitations on sizes and weights for certain vehicles in emergencies.

Which has been read.

Senator Holand moved that House Bill No. 643 be amended as follows:

On line 2 of the original bill delete the words "to prescribe"

On line 3 after the word "permit" and before the word "excess" insert the following words: "and prescribe definite"

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 643 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 643 as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker

Absent and not voting:

Bilden	Klefstad	Olson
Hernett	Nelson	Torno
Kee		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 643 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

Senator Thomas moved that the amendments to Senate Concurrent Resolution "II" be adopted, which motion prevailed.

Senator Meidinger moved that the Senate dispense with the reading of the amendments to Senate Concurrent Resolution "KK", which motion prevailed.

Senator Leier moved that the amendments to Senate Concurrent Resolution "KK" be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 502 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 523 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 529 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 538 be adopted, which motion prevailed.

Senator Meidinger moved that the amendments to House Bill No. 540 be adopted.

Senator Knudson requested that the amendments to House Bill No. 540 be considered separately, which request was granted.

The question being on the motion of Senator Meidinger that the Senate adopt the following amendment to House Bill No. 540:

On line 621 of the bill after the word "principles" and before the period insert the following:

"when approved by a majority of the members voting at any annual meeting."

Which motion prevailed.

The question being on the motion of Senator Meidinger that the Senate adopt the following amendment to House Bill No. 540:

In line 625 of the bill, after the period insert the following:

"Such educational funds shall not be paid to any other cooperative, mutual aid corporation or other general farm organization unless such cooperative, mutual aid corporation or general farm organization receiving such funds provides in its by-laws or articles that officers and directors shall be elected by secret ballot and that only bonafide farmers and ranchers are eligible to vote for such position."

Which motion prevailed.

The question being on the motion of Senator Meidinger that the Senate adopt the following amendment to House Bill No. 540:

After line 685 of the bill insert the following:

"7. When authorized by a majority of the members voting at any annual meeting the directors may provide for the deduction from patronage dividends of membership dues in any other cooperative, mutual aid corporation or other general farm organization."

Which motion prevailed.

The question being on the motion of Senator Meidinger that the Senate adopt the following amendment to House Bill No. 540:

"And renumber the lines accordingly."

Which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 542 be adopted, which motion prevailed.

Senator Meidinger moved that the Senate dispense with the reading of the amendments to House Bill No. 549, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 549 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 556 be adopted, which motion prevailed.

Senator Hernet moved that the Senate dispense with the reading of the amendments to House Bill No. 570, which motion prevailed.

Senator Hernet moved that the amendments to House Bill No. 570 be adopted, which motion prevailed.

Senator Wolf moved that the amendments to House Bill No. 584 be adopted, which motion prevailed.

Senator Meidinger moved that the Senate dispense with the reading of the amendments to House Bill No. 601, which motion prevailed.

Senator Knudson moved that the amendments to House Bill No. 601 be adopted, which motion prevailed.

Senator Meidinger moved that the Senate dispense with the reading of the amendments to House Bill No. 619, which motion prevailed.

Senator Luick moved that the amendments to House Bill No. 619 be adopted, which motion prevailed.

Senator Freed moved that the Senate dispense with the reading of the amendments to House Bill No. 645, which motion prevailed.

Senator Freed moved that the amendments to House Bill No. 645 be adopted, which motion prevailed.

Senator Leier moved that the Senate dispense with the reading of the amendments to House Bill No. 701, which motion prevailed.

Senator Leier moved that the amendments to House Bill No. 701 be adopted, which motion prevailed.

Senator Wolf moved that the amendments to House Bill No. 712 be adopted, which motion prevailed.

Senator Dewing moved that the Senate dispense with the reading of the amendments to House Bill No. 714, which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 714 be adopted, which motion prevailed.

Senator Hernettt moved that the Senate dispense with the reading of the amendments to House Bill No. 780 which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 780 be adopted, which motion prevailed.

Senator Sayer moved that the amendments to House Bill No. 795 be adopted, which motion prevailed.

Senator Knudson moved that the Senate dispense with the reading of the amendments to House Bill No. 800, which motion prevailed.

Senator Leier moved that the amendments to House Bill No. 800 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 805 be adopted, which motion prevailed.

Senator Baeverstad moved that the Senate dispense with the reading of the amendments to House Bill No. 814, which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 814 be adopted, which motion prevailed.

Senator Knudson moved that the amendments to House Concurrent Resolution "R" be adopted, which motion prevailed.

Senator Sayer moved that the amendments to House Concurrent Resolution "Z" be adopted, which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Sortland, Paulson and Poling on Senate Bill No. 226.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Gefreh, Streibel and Skaar on Senate Bill No. 243.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 180.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 116

Senate Bill No. 51

Which the House has amended as follows:

Senate Bill No. 51:

After the period in Line 117, insert the following language:

SECTION 9. PATENTS AND PROFITS.) Any and all patents for equipment, processes, methods, designs, or developments based upon research conducted under this chapter shall inure and be taken out or assigned to the state of North Dakota, and any and all profits from such patents, developments, or research made under this chapter shall inure to the benefit of the North Dakota Economic Development Commission.

In line 118 delete SECTION 9 and insert SECTION 10.

And renumber the lines accordingly.

Senate Bill No. 116:

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to provide for a manner of appeal to determine the damages when private property is taken for right of way and to amend Section 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to platting of right of way.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Within thirty days after notice has been given in writing to the land owner by the clerk of the district court that a deposit has been made for a taking of right of way as authorized by section fourteen of the Constitution, the owner of the property taken may appeal to the district

court by serving a notice of appeal upon the acquiring agency, and the matter shall be tried at the next regular or special term of court with a jury unless a jury be waived, in the manner prescribed for trials under Chapter 32-15 of the North Dakota Revised Code of 1943 as amended.

SECTION 2.) AMENDMENT.) Section 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

SECTION 24-0217. SURVEY; PLAT; DAMAGES FROM SURVEY.) Whenever the commissioner shall determine by order that public exigency requires the taking of land or materials as provided in section ((90 of this Act (24-0118),)) 24-0118, he shall cause the same to be surveyed and described, and a plat thereof approved by the county auditor and the said description shall be recorded in the office of the register of deeds of the county wherein the same is located. When such plat has been approved and recorded, any description of the property in accordance with the parcel or lot number and description set forth in such plat shall be deemed a good and valid description of the lots or parcels of land so described. No such plat or description shall bear the name or number which has been applied to any plat or description previously made and recorded. The commissioner, or his duly authorized agents, may enter upon any land for the purpose of making surveys, examinations, or tests. In case of any damages to said premises the commissioner forthwith shall pay to the owner of said premises the amount of such damages.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 5  
Senate Bill No. 26  
Senate Bill No. 32  
Senate Bill No. 64  
Senate Bill No. 155  
Senate Bill No. 169  
Senate Bill No. 223  
Senate Concurrent Resolution "OO"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "D-2"  
House Concurrent Resolution "C-2"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Short, Dick and Tescher on Senate Bill No. 235.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Hofstrand, Van Sickle, and Loewen on Senate Bill No. 201.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 790

House Bill No. 811

House Bill No. 817

House Concurrent Resolution "M"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution "II"

Senate Concurrent Resolution "KK"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Senator Foss moved that the Senate dispense with the reading of the amendments to House Bill No. 501, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 501 be adopted, which motion prevailed.

Senator Foss moved that House Bill No. 501 be further amended as follows:

After line 46 of the amendment on the Committee report insert the following:

"35th Legislative Assembly-Legislative Printing Deficiency (to be made available immediately on passage") \$10,000.00."

In line 49 of the amendment on the Committee report delete the figure "10,000.00" and insert in lieu thereof the figure "16,800.00".

And that the total be changed by adding \$16,800.00.

Which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 504 be adopted, which motion prevailed.

Senator Foss moved that House Bill No. 504 be further amended as follows:

In line 4 of the title after the word "Dakota" and before the period insert the following: "and declaring an emergency",

Which motion prevailed.



Senator Foss moved that the amendments to House Bill No. 506 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 507 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 515 be adopted, which motion prevailed.

Senator Foss moved that the Senate dispense with the reading of the amendments to House Bill No. 520, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 520 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 526 be adopted, which motion prevailed.

Senator Wartner moved that the Senate dispense with the reading of the amendments to House Bill No. 533, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 533 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 569 be adopted, which motion prevailed.

#### FIRST READING OF HOUSE RESOLUTION

**House Concurrent Resolution "C-2".** A concurrent resolution opposing repeal or change of the long and short haul clause of section four of the Interstate Commerce Act.

Was read the first time.

Senator Meidinger moved that the rules be suspended and that House Concurrent Resolution "C-2" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE RESOLUTION

**House Concurrent Resolution "C-2".** A concurrent resolution opposing repeal or change of the long and short haul clause of section four of the Interstate Commerce Act.

Was read the second time.

Senator Meidinger moved that House Concurrent Resolution "C" be adopted, which motion prevailed.

#### FIRST READING OF A HOUSE RESOLUTION

**House Concurrent Resolution "D-2".** A concurrent resolution urging the state highway commissioner to consider loss of tax revenue and business to the state through lack of improvement of certain highways leading into the state in planning the highway improvements.

Was read the first time.

Senator Dewing moved that the rules be suspended and that House Concurrent Resolution "D-2" be placed on second reading and final passage, which motion prevailed.

#### SECOND READING OF HOUSE RESOLUTION

**House Concurrent Resolution "D-2".** A concurrent resolution urging the state highway commissioner to consider loss of tax revenue and business to the state through lack of improvement of certain highways leading into the state in planning the highway improvements.

Was read the second time.

Senator Dewing moved that further consideration of House Concurrent Resolution "D-2" be indefinitely postponed, which motion prevailed.

**MESSAGE FROM THE HOUSE**

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 201

GERALD L. STAIR, Chief Clerk.

**REPORTS OF STANDING COMMITTEES**

Mr. President: Your Committee on Industry and Business to whom was referred House Concurrent Resolution "G-1" have had the same under consideration and recommend that the same do pass.

AMOS FREED, Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Concurrent Resolution "O-1" have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "P-1" have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "Q-1" have had the same under consideration and recommend that the same be indefinitely postponed.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Concurrent Resolution "T-1" have had the same under consideration and recommend that the same do pass.

A. W. LUICK, Chairman.

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "V-1" have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "W-1" have had the same under consideration and recommend that the same do pass.

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted, which motion prevailed.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 180 has had the same under consideration and recommends:

That the Senate concur in the House amendments to Senate Bill No. 180 and that the House amendment be amended as follows:

In line 4 of Section 2 strike the comma and the balance of the line and in line 5 strike the word "spread"

In line 3 of Section 3 after the word "made" strike the balance of the line

In line 4 of Section 3 strike the word "years"

Renumber the lines accordingly.

For the Senate:

EMIL T. NELSON  
ALOYS WARTNER  
RALPH DEWING

For the House:

ELDON L. GOEBEL  
VERNON ANDERSON  
OWEN A. SOLBERG

Senator Nelson moved that the report be adopted, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 180 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 180

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 180. A Bill for an Act authorizing municipalities maintaining armories to levy not to exceed two mills for armory maintenance, repair, alteration and reconstruction.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Dewing	Kee	Sayer
Dolan	Kieley	Schrock
Erickson	Krause	Thomas
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff

Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett	O'Brien	

Absent and not voting:

Berube	Klefstad	Olson
Bilden	Knudson	Saumur
Brooks	Kusler	Torno
Holand	Larson	

So the bill passed and the title was agreed to.

Senator Nelson 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.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 201 has had the same under consideration and recommends:

That the Senate concur with the House amendments to Senate Bill No. 201

For the Senate:

C. W. SCHROCK  
GUY LARSON  
L. A. SAYER

For the House:

C. H. HOFSTRAND  
BRUCE M. VAN SICKLE  
CLARENCE P. LOEWEN

Senator Schrock moved that the report be adopted, which motion prevailed.

Senator Schrock moved that the rules be suspended and that Senate Bill No. 201 be deemed properly reengrossed and placed on second reading and final passage, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 201

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF A SENATE BILL

Senate Bill No. 201. A Bill for an Act to amend and reenact sections 15-4019, 15-5803, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to county high school equalization fund tax levy and payments, 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, as amended by the House, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Brooks	Johnson	Sayer
Dewing	Kee	Schrock
Dolan	Kieley	Thomas
Erickson	Krause	Trenbeath
Erickstad	Leler	Tuff
Fiedler	Livingston	Vendsel
Foss	Longmire	Wadeson
Fraser	Luick	Wartner
Freed	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Berube	Knudson	Olson
Bilden	Kusler	Saumur
Garaas	Larson	Torno
Klefstad	O'Brien	

So the bill passed and the title was agreed to.

Senator Schrock moved that the vote by which Senate Bill No. 201 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 226 has had the same under consideration and recommends:

That the House recede from its amendments to Senate Bill No. 226 and that the bill be amended as follows:

In the third line of the title after the figure "1943" insert the phrase: "as amended by Chapter 104 of the Session Laws of 1955"

In line 2 of the bill after the figure "1943" insert the phrase: "as amended by Chapter 104 of the Session Laws of 1955"

In line 14 delete the word "estate" and insert in lieu thereof the word "state"

Renumber the lines accordingly.

For the Senate:

ERNEST C. LIVINGSTON  
SELMER GILBERTSON  
KENNETH MORGAN

For the House:

ARTHUR C. SORTLAND  
GORDEN PAULSON  
CLARENCE POLING

Senator Livingston moved that the report be adopted, which motion prevailed.

Senator Livingston moved that the rules be suspended and that Senate Bill No. 226 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 226

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF A SENATE BILL

Senate Bill No. 226. 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, as amended in Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker

Absent and not voting:

Berube	Klefstad	O'Brien
Bilden	Larson	Olson
Garaas		

So the bill passed and the title was agreed to.

Senator Livingston moved that the vote by which Senate Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 822. A Bill for an Act designating a coat of arms for the state of North Dakota and providing for its use.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Johnson	Saumur
Brooks	Kee	Sayer
Dewing	Kieley	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Foss	Longmire	Vendsel
Fraser	Luick	Wadson
Freed	Meidinger	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Hernett	Roen	

Those voting in the negative were:

Knudson

Absent and not voting:

Berube	Klefstad	O'Brien
Bilden	Larson	Olson
Holand		

So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which House Bill No. 822 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 833. A Bill for an Act authorizing the board of higher education of the state of North Dakota to negotiate for and enter into a contract for the purchase of additional land for use of the experiment station at Dickinson, Stark County, 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Trenbeath
Foss	Longmire	Tuff
Fraser	Luick	Vendsel
Freed	Meidinger	Wadson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Johnson		

Absent and not voting:

Berube	Holand	Larson
Bilden	Klefstad	Olson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Freed moved that the vote by which House Bill No. 833 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that the Senate resolve itself into an Executive Session and receive a message from the Governor, which motion prevailed.

Senator Dewing moved that Lieutenant Governor Duffy be named the chairman of the Senate in Executive Session, which motion prevailed.

A message from the Governor was read by the Secretary requesting confirmation of the following executive appointment:

Carroll William Baker, Minot, North Dakota, as a member of the State Board of Higher Education to fill the unexpired term of Dr. A. D. McCannel of Minot, who resigned, term to be for a period from February 28, 1957 to July 1, 1962.

The Senate in executive session thereupon advised and consented to the above appointment and confirmed the same.

The executive session was thereupon dissolved and the Senate resumed its regular session.

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### FIFTY-NINTH DAY

Bismarck, March 8, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Gordon Sandau, Mandan Baptist Church, Mandan.

Roll call: All Senators present except Senators Bilden and Olson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh day after recess and recommends that the same be corrected as follows:

Page 727, strike all of line 6.

Page 742, next to last line strike out the figure "897" and insert in lieu thereof the figure "807".

Page 743, line 5, strike out the figure "897" and insert in lieu thereof the figure "807"

Page 747, last line, correct the spelling of the word "four".



Page 729, line 4, strike out the figure "294" and insert in lieu thereof the figure "794".

And when so corrected recommend that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 34  
 Senate Bill No. 86  
 Senate Bill No. 114  
 Senate Bill No. 117  
 Senate Bill No. 151  
 Senate Bill No. 212  
 Senate Bill No. 234  
 Senate Bill No. 248  
 Senate Bill No. 253  
 Senate Bill No. 260  
 Senate Bill No. 267  
 Senate Bill No. 295

Senate Concurrent Resolution "G"  
 Senate Concurrent Resolution "H"  
 Senate Concurrent Resolution "Q"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "UU"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 578  
 House Bill No. 643

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Q-1"  
 House Concurrent Resolution "D-2"

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bills No. 180, 201, and 226

VIC GILBREATH, Secretary.

MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 1  
Senate Bill No. 2  
Senate Bill No. 29  
Senate Bill No. 40  
Senate Bill No. 83  
Senate Bill No. 166  
Senate Bill No. 186  
Senate Bill No. 189  
Senate Bill No. 213

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 1

In line 8, change the figure from "\$4,535,383.00" to "\$4,453,075.00"

Delete line 11

In line 15, change the total figure from "\$4,664,383.00" to "\$4,557,075.00"

In line 16, change the figure from "\$3,909,706.00" to "\$3,773,250.00"

In line 17, change the total figure from "\$3,909,706.00" to "\$3,773,250.00"

In line 19, change the figure from "\$1,039,451.00" to "\$1,013,533.00"

In line 21, change the figure from "88,500.00" to "64,101.00"

Delete line 23

In line 24, change the figure from "\$1,219,111.00" to "\$1,108,434.00"

Delete lines 26 and 30

In line 31, change the total figure from "\$457,500.00" to "\$200,000.00"

In line 33, change the figure from "72,680.00" to "61,000.00"

In line 36, change the figure from "41,541.00" to "35,000.00"

In line 39, change the figure from "45,684.00" to "38,400.00"

In line 41, change the figure from "347,135.00" to "321,630.00"

In line 43, change the total figure from "\$2,023,746.00" to "\$1,630,064.00"

In line 44, change the figure from "\$601,952.00" to "\$516,159.00"

In line 45, change the total figure from "\$601,952.00" to "\$516,159.00"

In line 47, change the figure from "\$572,582.00" to "\$563,694.00"

In line 53, change the total figure from "\$584,431.17" to "\$575,543.17"

In line 54, change the figure from "\$378,179.00" to "\$364,452.00"

In line 58, change the figure from "50,000.00" to "41,000.00"

In line 59, change the total figure from "\$433,158.50" to "\$410,431.50"

In line 60, change the figure from "\$500,234.00" to "\$494,198.00"

After line 63, add the following language: "Science, Library and Physical Education Building"; and the figure "300,000.00"

In line 64, change the total figure from "\$519,234.00" to \$813,198.00"

In line 65, change the figure from "\$1,292,377.00" to "\$1,259,520.00"

In line 75, change the figure from "70,000.00" to "50,000.00"

After line 77, add the following language: "Combination Library-Classroom (including remodeling of present Library for Classroom purposes); and the figure "400,000.00"

In line 78, change the total figure from "\$1,413,277.00" to "\$1,760,420.00"

In line 79, change the figure from "\$813,834.00" to "\$774,758.00"

Delete lines 85 and 86

In line 87, change the total figure from "860,405.00" to "\$791,229.00"

In line 88, change the figure from "\$1,009,171.00" to "\$970,795.00"

In line 90, change the figure from "30,700.00" to "26,000.00"

Delete lines 100, 101 and 102

In line 103, change the total figure from "\$1,127,121.00" to "\$1,071,445.00"

In line 104, change the figure from "\$287,676.00" to "\$270,524.00"

In line 107, change the figure from "10,000.00" to "8,500.00"

In line 108, change the total figure from "\$297,676.00" to "\$279,024.00"

Renumber the lines accordingly.

#### AMENDMENTS TO SENATE BILL NO. 2

In line 4, change the figure from "\$20,123.00" to "\$38,773.00"

#### AMENDMENTS TO SENATE BILL NO. 29 ON COMMITTEE REPORT

In line 3, change the figure from "\$883,200.00" to "\$884,700.00"

In line 12, change the figure from "\$12,000.00" to "\$13,000.00"

In line 13, change the figure from "\$11,000.00" to "11,500.00"

In line 39, change the total figure from "\$883,200.00" to "\$884,700.00"

**AMENDMENTS TO SENATE BILL NO. 29  
FROM THE FLOOR**

That Senate Bill No. 29 be amended as follows:

In line 15, strike the figure "17,000" and insert "21,000" and after the word "clerkhire" add the following "and administration of the bounty fund."

In line 3, strike the figure "884,700" and insert "888,700"

In line 39, strike the figure "884,700" and insert "887,700".

And renumber the lines accordingly.

**AMENDMENTS TO SENATE BILL NO. 40**

In line 24, strike the words "auto transportation" and insert in lieu thereof the word "general"

**AMENDMENTS TO SENATE BILL NO. 83**

After the period in line 15 insert the following paragraph:

"Provided further, that the provisions of this act shall not apply to any coupon, ticket, certificate, card, or other similar device issued or distributed by a manufacturer or packer, which is redeemable for any goods, wares, or merchandise, either by the manufacturer or packer, or their agents, or an independent contractor acting for redemption."

Following line 15 insert the following language:

**"SECTION 2. RETENTION OF REDEMPTION FUNDS.)**  
Any person, firm, corporation or association furnishing trading stamps to retailers and agreeing to redeem trading stamps as provided in this Act shall not discontinue the redemption of trading stamps without first notifying the secretary of state of such intention to discontinue redemption. Upon such notice, the secretary of state shall direct that all funds set aside by the person, firm, corporation or association for the redemption of trading stamps and such additional funds as in the judgment of the secretary of state may be necessary, be retained by such person, firm, corporation or association responsible for the redemption of trading stamps for a period of six months for the purpose of redeeming outstanding stamps in merchandise or reimbursing the holders thereof in cash. The secretary of state may in his discretion require the filing of an acceptable surety bond conditioned upon the redemption of outstanding trading stamps or the reimbursement of the holders thereof."

In line 16 delete the numeral "2" and insert the numeral "3" in lieu thereof.

And renumber the lines accordingly.

**AMENDMENTS TO SENATE BILL NO. 166**

At the end of Section 1 of the bill, after the word "project" change the period to a comma and add the following words:

"unless such payment would violate a legal contract between the utility and the state."

**AMENDMENTS TO SENATE BILL NO. 186**

In line 156 delete the number "5" and insert in lieu thereof the number "4".

In line 162 delete the number "6" and insert in lieu thereof the number "5".

In line 363 delete subsection 9 through line 371.

Renumber the sub-sections accordingly.

Renumber the lines accordingly.

## AMENDMENTS TO SENATE BILL NO. 189

Add the following language:

Section 6. Limitation.) This Act is limited to the ascertainment of whether, as between a paying bank and one giving a stop payment order, the order is timely given so that the paying bank must honor it, if the order is otherwise proper.

Section 7. Statutory Rights not Affected.) No statutory right of any bank doing business in North Dakota is curtailed, restricted or affected by this section.

## AMENDMENTS TO SENATE BILL NO. 213

In line 21 delete the words "a pasteboard or" and insert in lieu thereof "and in transit".

In line 22 delete the words "other disposable" and delete the word "one" and insert the word "two" in lieu thereof. Also delete the word "dollar" and insert the word "dollars" in lieu thereof.

In line 23 delete the words "only one Vehicle" and insert in lieu thereof "vehicles".

In line 26 insert a period after the word "dealer" and delete the balance of the line.

Delete lines 27 and 28 both lines inclusive.

In line 29, delete the word "purchaser".

After line 26, in lieu of the deleted material, insert the following underlined words:

"Additional special plates may be issued by the registrar to any dealer, for a fee of two dollars, which special plate shall be used only on a vehicle while:

- a. It is being demonstrated to a prospective buyer and within a radius of three miles of the licensee's place of business, or
- b. It is being transferred from the licensee's place of business or used car lot to another place of business or used car lot for display or sale."

Renumber the lines accordingly.

GERALD L. STAIR, Chief-Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 251

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 297

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred on Senate amendments on

House Bill No. 536  
House Bill No. 545  
House Bill No. 614  
House Bill No. 670  
House Bill No. 762  
House Bill No. 661  
House Bill No. 662  
House Concurrent Resolution "J"

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 226

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to adopt the Senate amendment on House Bill No. 671 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Lynch, Schuler and Scott

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred with Senate amendment on House Bill No. 643

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred with Senate amendments on House Bill No. 578

GERALD L. STAIR, Chief Clerk.

#### MOTIONS

Senator Larson moved that the House be requested to return House Bill No. 817, which motion prevailed.

Senator Vendsel moved that Senate Concurrent Resolution "XX" be placed on the calendar, which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 817

VIC GILBREATH, Secretary.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 25 which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 25 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 25

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 25. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand		

Absent and not voting:

Bilden	Olson	Yunker
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So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 39 which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 39 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

FRIDAY, MARCH 8, 1957

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## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 39

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILLS

**Senate Bill No. 39.** A Bill for an Act to amend and reenact sections 36-0403, 36-0404, 36-0409, 36-0410, 36-0411, 36-0412, 36-0413, 36-0414, 36-0415, 36-0416, 36-0417, 36-0418, 36-0419, 36-0420, 36-0501, 36-0506, 36-0512, and 36-0513 of the North Dakota Revised Code of 1943, and sections 36-0405, 36-0406, 36-0407, 36-0503, 36-0504, 36-0505, and 36-0509 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 36-0401 of the North Dakota Revised Code of 1943 as amended by chapter 223 of the North Dakota Session Laws of 1955, relating to livestock dealers and livestock sales rings.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand		

Absent and not voting:

Bilden	Olson	Yunker
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So the bill passed and the title was agreed to.

Senator Erickstad moved that the Senate dispense with the reading of the House amendments to Senate Bill No. 45, which motion prevailed.

Senator Dewing moved that the Senate do not concur in the House amendments to Senate Bill No. 45 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 45 Senators Hernett, George and Schrock.



Senator Meidniger moved that the Senate do not concur in the House amendments to Senate Bill No. 51, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 51 Senators Meidinger, Longmire and Kusler.

Senator Luick moved that the Senate do concur in the House amendments to Senate Bill No. 93 which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 93 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 93

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

Senate Bill No. 93. A Bill for an Act making it unlawful to hunt on any lands upon which the crops have not been harvested, and providing a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Livingston	Torno
Freed	Longmire	Tuff
Garaas	Luick	Vendsel
George	Meidinger	Wadeson
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand		

Those voting in the negative were:

Brooks	Leier	Wartner
Fraser	Trenbeath	

Absent and not voting:

Bilden	Olson	Yunker
Larson		

So the bill passed and the title was agreed to.

Senator Knudson moved that the Senate do not concur in the House amendments to Senate Bill No. 116 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 116 Senators Knudson, Erickstad and Garaas.

Senator Sayer moved that the Senate do not concur in the House amendments to Senate Bill No. 129 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 129 Senators Sayer, Larson and Doland.

Senator Hernettt moved that the Senate do concur in the House amendments to Senate Bill No. 134 which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 134 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 134

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 134.** A Bill for an Act to amend and reenact sections 40-2419 and 40-2420 of the North Dakota Revised Code of 1943 and 40-2708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of municipal improvement warrants and refunding improvement warrants and bonds, providing for the negotiability of such warrants and bonds and the eligibility thereof as investments of fiduciary, corporate and public funds, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernettt	Nelson	Yunker
Holand		

Absent and not voting:

Bilden                      Morgan                      Olson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Knudson moved that the Senate reconsider its action by which the Senate refused to concur in the House amendment to Senate Bill No. 116, which motion prevailed.

Senator Knudson moved that the Senate do concur in the House amendments to Senate Bill No. 116, which motion prevailed.

Senator Knudson moved that the rules be suspended and that Senate Bill No. 116 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 116

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 116. A Bill for an Act to provide for the acquisition of right of way and materials by purchase or by condemnation by the state or any of its departments, agencies, political subdivisions and municipalities and to repeal sections 24-0507, 24-0509, 24-0510, 24-0511, 24-0512, 24-0513, 24-0514, 24-0515, 24-0716, 24-0717, 24-0723, 24-0724, 24-0725, 24-0726, 24-0727, 24-0728, 24-0729, 24-0730, and 24-0733 of the North Dakota Revised Code of 1943 and to repeal sections 24-0118, 24-0119, 24-0120, 24-0121, 24-0122, 24-0123, 24-0124 and 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to repeal section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by section 1 of Chapter 88 of the Session Laws of 1955 and to amend section 24-0722 of the North Dakota Revised Code of 1943, and declaring an emergency.

Which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Torno
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel

Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker

Absent and not voting:

Bilden	Morgan	Olson
Meidinger		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 138 which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 138 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 138

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 138.** A Bill for an Act to amend and reenact section 15-3926 of the North Dakota Revised Code of 1943, as amended by Chapter 139 of the 1955 Session Laws, sections 26-2210, 26-2303, and 26-2407 of the North Dakota Revised Code of 1943, and subsection B of section 52-0906 and section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of state funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom

Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Olson
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So the bill passed and the title was agreed to.

Senator Freed moved that the Senate do concur in the House amendments to Senate Bill No. 156 which motion prevailed.

Senator Freed moved that the rules be suspended and that Senate Bill No. 156 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 156

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILLS

Senate Bill No. 156. A Bill for an Act to amend and reenact Section 6-0303 and Section 6-0329, of the North Dakota Revised Code of 1943, relating to the value of shares of stock in state banks, and directors qualifying shares.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf

Absent and not voting:

Bilden	Olson	Yunker
Knudson		

So the bill passed and the title was agreed to.

Senator Morgan moved that a Conference Committee be appointed to meet with a like committee from the House on House Bill No. 671, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 671, Senators Baeverstad, Wenstrom and Wolf.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that the Senate do now adjourn, which motion prevailed.

VIC GILBREATH, Secretary.

#### SIXTIETH DAY

Bismarck, March 8, 1957

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Rev. Gordon Sandau, Mandan Baptist Church, Mandan.

Roll call: All Senators present except Senators Bilden, Kusler and Olson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-seventh day after recess and Fifty-eighth day and recommends that the same be corrected as follows:

Page 764, last line, strike out the word "of" and insert in lieu thereof the word "or".

Page 774, line 41, correct the spelling of the word "verify".

And when so corrected recommends that the same be approved.

GLENN R. DOLAN, Chairman.

Senator Dolan moved that the report be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 25, 39, 93, 116, 134, 138 and 156.

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 51 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Meidinger, Longmire and Kusler

VIC GILBREATH, Secretary.

Senate Chamber

Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

Senate Bill No. 45 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Hernet, George and Schrock

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 129 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Sayer, Larson and Dolan

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 671 Senators: Baeverstad, Wenstrom and Wolf

VIC GILBREATH, Secretary.

#### MOTION

Senator Meidinger moved that after the reading of House Bills Nos. 517, 524, 530, 638, 834, House Concurrent Resolutions "B-1", "E-1", "X-1", "Y-1", "Z-1", "A-2", Senate Concurrent Resolutions "II", "KK", and "XX", House Bills Nos. 502, 523, 529, 538, 540, 542, 549, 556, 570, 584, 601, 619, 645, 701, 712, 714, 780, 795, 800, 805, 814, House Concurrent Resolutions, "R", "Z", and House Bills Nos. 501, 504, 506, 507, 515, 520, 526, 533, 569 that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Freed moved that the Senate do concur in the House amendments to Senate Bill No. 166.

Senator Leier made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 166, and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 166, Senators Freed, Klefstad and Berube.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 193.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 193 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 193

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

**SECOND READING OF SENATE BILL**

**Senate Bill No. 193.** A Bill for an Act to amend and reenact section 15-5502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the construction of revenue producing buildings at higher educational institutions.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended by the House, the roll was called and there were: ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wadeson
Gilbertson	Meidinger	Wartner
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Bilden	Olson	Wolf
Foss	Wenstrom	

So the bill passed and the title was agreed to.

Senator Brooks moved that the Senate do concur in the House amendments to Senate Bill No. 229.

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 229 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House.

Which motion prevailed.

**REPORT OF STANDING COMMITTEE**

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 229

And find the same correctly Engrossed.

**CLYDE KIELEY, Chairman.**

Senator Kieley moved that the report be adopted, which motion prevailed.

**SECOND READING OF SENATE BILLS**

**Senate Bill No. 229.** A Bill for an Act to amend and reenact section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to zoning regulations.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Bilden	Garaas	Olson
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So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 233.

Which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 233 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House.

Which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 233

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF A SENATE BILL

Senate Bill No. 233. A Bill for an Act to amend and reenact section 57-1512 of the North Dakota Revised Code of 1943, as amended, relating to tax levy limitations in park districts.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur

Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden                      Olson

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 271.

Senator Dewing made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 271 and that a Conference Committee be appointed.

Which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 271, Senators:

BAEVERSTAD  
HOLAND  
VENDSEL

Senator Hernett moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "Q"

Which motion prevailed.

Senator Hernett moved that Senate Concurrent Resolution "Q" be deemed properly reengrossed and placed on second reading and final passage, as amended by the House.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "Q"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "Q". 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.

Senator Hernett moved that Senate Concurrent Resolution "Q" be adopted.

Which motion prevailed.

Senator Meidinger moved that the reading of the House amendments to Senate Bill No. 1 be dispensed with.

Which motion prevailed.

Senator Meidinger moved that the Senate do not concur in the House amendments to Senate Bill No. 1, and that a Conference Committee be appointed.

Which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 1, Senators:

FOSS  
KEE  
DEWING

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 2.

Which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 2 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 2

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF A SENATE BILL

Senate Bill No. 2. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapter 306 of the 1955 Session Laws pertaining to social security coverage of public employees.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Berube	Kieley	Saumur
Brooks	Klefstad	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Torno
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	O'Brien	

Absent and not voting:

Bilden                      George                      Olson  
Foss                          Meidinger

So the bill passed and the title was agreed to.

**MESSAGES FROM THE HOUSE**

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

NYGAARD  
SHORT  
POLING

On Senate Bill No. 45.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

BROWN  
NEUKIRCHER  
SJAASTAD

On Senate Bill No. 51.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Hofstrand, Gefreh and Nicolson on Senate Bill No. 129

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House is returning House Bill No. 817 which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "UU"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 29, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 29 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 29

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 29. 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 had been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Keo	O'Brien
Berube	Kieley	Roan
Brooks	Klefstad	Saumur
Dewing	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Johnson	Nelson	Yunker

Absent and not voting:

Bilden	Holand	Olson
Hernett		

So the bill passed and the title was agreed to.

Senator Luick moved that the Senate do concur in the House amendments to Senate Bill No. 40 which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 40 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 40

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

**Senate Bill No. 40.** A Bill for an Act to amend and reenact section 49-1845 of the North Dakota Revised Code of 1943 relating to the enforcement of motor carrier laws, and making an appropriation.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Brooks	Kee	Roen
Berube	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden                      Olson

So the bill passed and the title was agreed to.

Senator Larson moved that the Senate do concur in the House amendments to Senate Bill No. 83 which motion prevailed.

Senator Larson moved that the rules be suspended and that Senate Bill No. 83 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 83

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

**Senate Bill No. 83.** A Bill for an Act relating to the face value and redemption of trading stamps and similar devices and providing a penalty.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden Olson

So the bill passed and the title was agreed to.

Senator Livingston moved that the Senate do concur in the House amendments to Senate Bill No. 186 which motion prevailed.

Senator Livingston moved that the rules be suspended and Senate Bill No. 186 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 186

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 186. A Bill for an Act to amend and reenact Sections 43-1701, 43-1702, 43-1706, 43-1707, 43-1712, 43-1713, 43-1718, 43-1720, 43-1721, 43-1722, 43-1725, 43-1730, 43-1731 and 43-1734 and to repeal Section 43-1719, of the North Dakota Revised Code of 1943, relating to the regulation of the practice of medicine.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen

Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Absent and not voting:		
Bilden	Nelson	Olson
Kieley		

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 189 which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 189 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 189

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

Senate Bill No. 189. A Bill for an Act defining a demand item drawn on a bank, payable by, at, or through a bank, fixing limitations on stop payment orders or countermand of payment of such items, and defining under certain circumstances what shall be deemed final payment of an item upon which a stop payment or countermand order has been given.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff



Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett		

Absent and not voting:

Bilden	Knudson	Olson
Kieleley	Nelson	Vendsel

So the bill was passed and the title agreed to.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Bill No. 213, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 213 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 213

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieleley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

**Senate Bill No. 213.** A Bill for an Act to amend and reenact section 39-0459 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to motor vehicle dealers licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Hernett	Luick
Berube	Holand	Morgan
Brooks	Johnson	O'Brien
Dolan	Kee	Roen
Erickson	Kieleley	Saumur
Erickstad	Klefstad	Sayer
Fiedler	Krause	Schrock
Foss	Kusler	Thomas
Fraser	Larson	Wadeson
Freed	Leier	Wartner
Garaas	Livingston	Wolf
George	Longmire	Yunker
Gilbertson		

Those voting in the negative were:

Meidinger	Trenbeath	Wenstrom
Miller	Tuff	

Absent and not voting:

Bilden	Nelson	Torno
Dewing	Olson	Vendsel
Knudson		

So the bill passed and the title was agreed to.

#### MOTIONS

Senator Meidinger moved that the vote by which Senate Bills Nos. 2, 25, 29, 39, 40, 83, 93, 116, 134, 138, 156, 186, 189, 193, 213, 229, and 233 and Senate Concurrent Resolution "Q" were passed be reconsidered and the motion to reconsider be laid on the table which motion prevailed.

Senator Brooks moved that House Bill No. 832 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 832.** A Bill for an Act to amend and reenact sections 38-0301, 65-0201, 65-0205, 65-0206, 65-0208, 65-0209, 65-0211, and 65-0212 of the North Dakota Revised Code of 1943, as amended, and sections 52-0201, 65-0202, 65-0503, 65-1001, 65-1101, 65-1106, 65-1201, and subsection 6 of section 52-0101, of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the workmen's compensation bureau, the director, policy board, and appeals board thereof, and to repeal sections 65-0203 and 65-0204 of the North Dakota Revised Code of 1943.

Which has been read.

Senator Brooks moved that House Bill No. 832 be amended as follows:

Strike out everything after "A BILL" and insert in lieu thereof the following:

FOR AN ACT to amend and reenact section 65-0204 of the North Dakota Revised Code of 1943, relating to chairman of the workmen's compensation bureau.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Section 65-0204 of the
- 2 North Dakota Revised Code of 1943 is hereby amended and
- 3 reenacted to read as follows:
- 4 65-0204. CHAIRMAN OF THE BUREAU.) (((At
- 4a its first
- 5 meeting in July in each odd-numbered year, the commis-
- 6 sioners shall select one of their number to act as chairman
- 7 of the bureau. The chairman shall act in such capacity
- 8 for a term of two years or until his successor is
- 9 selected and qualified.))) The governor shall designate
- 10 one of the commissioners as chairman of the bureau who
- 11 is to act in such capacity for the term of his appoint-
- 12 ment as commissioner or until his successor has been
- 13 appointed, designated and qualified.

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that House Bill No. 832 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

## ROLL CALL

The question being on the final passage of House Bill No. 832, as amended from the floor, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Bilden	Nelson	Torno
Knudson	Olson	

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which House Bill No. 832 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MOTIONS

Senator Meidinger moved that the Senate do now recess until 7:30 p.m. March 8, 1957, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "B-2" have had the same under consideration and recommend that the same do pass.

GAIL H. HERNETT, Chairman.

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on General Affairs to whom was referred House Concurrent Resolution "M-1" have had the same under consideration and recommend that the same do pass.

ERNEST C. LIVINGSTON, Chairman.

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "D-1" have had the same under consideration and recommend that the same be amended as follows:

Delete line 1 through 4 of the title of the engrossed resolution and insert the following language in lieu thereof: "tax of one mill for the purpose of creating a fund for the construction and improvement of buildings at state institutions of higher learning and the issuance of tax anticipation certificates."

Delete lines 8 through 12 of the engrossed resolution and insert the following words in lieu thereof: "SECTION 1.) In addition to the levies authorized by section 174 of the constitution, there shall be levied annually upon all the taxable property in the state of North Dakota beginning with the year 1959 and ending in the year 1973, a tax of one mill".

Following the period on line 16, insert the following language: "The legislative assembly shall be authorized to irrevocably pledge such fund and future levies for the fund for the payment of higher education building certificates and interest thereon. Issuance and sale of such certificates may be authorized by the legislative assembly in a total principal and interest amount not exceeding eighty percent of the anticipated tax yield of the tax levy provided in this section."

And when so amended recommend the same do pass.

H. B. BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

## MOTION

Senator Meidinger moved that the rules be suspended and that House Concurrent Resolution "B-2" and "M-1" be placed on second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "B-2".** A Concurrent Resolution requesting the state board of administration and historical society to keep the Liberty Memorial Building Museum open on Sundays.

Was read the second time.

Senator Larson moved that House Concurrent Resolution "B-2" be adopted, which motion prevailed.

**House Concurrent Resolution "M-1".** A concurrent resolution directing the Legislative Research Committee to make an interim study of the pharmacy laws, and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions.

Was read the second time.

Senator Foss moved that House Concurrent Resolution "M-1" be adopted, which motion prevailed.

## MOTION

Senator Meidinger moved that the rules be suspended and that the amendments to House Concurrent Resolution "D-1" be considered, which motion prevailed.

## CONSIDERATION OF AMENDMENTS

Senator Baeverstad moved that the amendments to House Concurrent Resolution "D-1" be adopted, which motion prevailed.

## MOTIONS

Senator Meidinger moved that the rules be suspended and that House Concurrent Resolution "D-1" be placed on second reading and final passage, as amended, which motion prevailed.

Senator Vendsel moved that House Concurrent Resolution "D-1" be placed at the foot of the calendar, which motion prevailed.

Senator Leier moved that House Bill No. 701 be placed at the head of the calendar, which motion prevailed.

**House Bill No. 701.** A Bill for an Act providing for the creation, organization, operation and maintenance of water conservation and flood control districts; providing for district boards of commissioners and prescribing their powers and duties, authorizing financing construction of projects and requiring appropriations and tax levies to keep sinking funds for construction assessment warrants on a cash basis, repealing chapter 61-16 of the 1953 Supplement of the North Dakota Revised Code of 1943 and chapter 346 of the Session Laws of 1955; validating the organization of existing districts and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien

Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Trenbeath moved that the vote by which House Bill No. 701 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MOTIONS

Senator Larson moved that House Bill No. 817 be placed at the head of the calendar, which motion prevailed.

Senator Larson moved that the Senate reconsider the action by which House Bill No. 817 was passed, which motion prevailed.

#### SECOND READING OF HOUSE BILL

House Bill No. 817. A Bill for an Act to amend and reenact section 23-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to licensure of medical hospitals.

Which has been read.

Senator Larson moved that House Bill No. 817 be amended as follows:

In line 29, delete the word "shall" and insert in lieu thereof the word "may".

Which motion prevailed.

Senator Larson moved that the rules be suspended and that House Bill No. 817 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 817, as amended from the floor, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Tuff

Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Torno	Trenbeath
Olson		

So the bill passed and the title was agreed to.

Senator Larson moved that the vote by which House Bill No. 817 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MOTION

Senator Meidinger moved that House Bill No. 501 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**House Bill No. 501.** 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, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Meidinger moved that the vote by which House Bill No. 501 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MOTION

Senator Krause moved that House Bill No. 549 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

**House Bill No. 549.** A Bill for an Act relating to the distribution of registration fees collected from the licensing of motor vehicles, and to the crediting of the application of the certificate of title to the county wherein the buyer of the motor vehicle resides.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Krause moved that the vote by which House Bill No. 549 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 623.** A Bill for an Act relating to rural fire protection; to declare the necessity of creating rural fire protection districts; to prescribe the conditions under which such districts may be formed, organized and established; to provide for their organization, establishment, equipment and maintenance; to provide a procedure for the organization and formation of such districts and the determination of the boundaries thereof by county boards after a hearing by said boards; to provide for a public organization meeting; to provide for the election of officers and directors of such districts; to provide for regular annual and special public meetings of such districts; to define the powers of such districts and the boards of directors thereof; to provide a procedure for the levying of taxes to maintain and support such districts; to fix the maximum limits of indebtedness of such districts; to authorize incorporated cities and villages to contract with such districts for mutual fire protection or cooperation; to provide a procedure for the annexation to, or withdrawal from, such districts as prescribed; to authorize



such districts to borrow money and issue evidences of indebtedness therefor; to authorize such districts to determine the rate of interest on warrants not paid for want of funds within a specified limit; to fix the maximum tax levy for the support of such districts at five mills; to provide a procedure for all such districts organized prior to the effective date of this act to become established and operate under the provisions of this act; to repeal sections 18-0601 through 18-0609, inclusive, 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, as amended, the roll was called and there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf

Absent and not voting:

Bilden	Torno	Yunker
Olson		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Klefstad moved that the vote by which House Bill No. 623 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 676. A Bill for an Act to amend and reenact section 32-1532 of the North Dakota Revised Code of 1943 relating to costs on trial.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Kee	O'Brien
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff

Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Those voting in the negative were:

Brooks	Knudson	Roen
Johnson		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Erickstad moved that the vote by which House Bill No. 676 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 753.** A Bill for an Act to amend and reenact sections 37-0204, 37-0302, and 37-0408 of the North Dakota Revised Code of 1943 and sections 37-0202, 37-0206 and 37-0312 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the inclusion of females in the composition of the North Dakota national guard, the organization of the national guard, the staff of the governor, assistant adjutants general, compilation of records of members of the armed forces and pay and allowances of members of the national guard; and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Berube	Kieley	Roen
Brooks	Knudson	Saumur
Dewing	Krause	Sayer
Dolan	Kusler	Thomas
Erickson	Larson	Trenbeath
Erickstad	Leier	Tuff
Fiedler	Livingston	Vendsel
Foss	Longmire	Wadson
Freed	Luick	Wartner
George	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Those voting in the negative were:

Fraser	Gilbertson	O'Brien
Garaas	Klefstad	Schrock

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Wartner moved that the vote by which House Bill No. 753 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MOTION

Senator Meidinger moved that House Bill No. 774 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILL

**House Bill No. 774.** A Bill for an Act to amend and reenact Sections 49-0301 and 49-0305 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Which has been read.

Senator Knudson: I want my remarks recorded in the Journal. House Bill No. 774 was referred to the Committee on Industry and Business, which committee held hearings at which the proponents and the opponents of the Bill were heard. The committee brought out a report for indefinite postponement, but held up the report for several days hoping that the proponents and opponents of the bill would get together and work out some reasonable compromise that would be acceptable to both, and be for the best interest of the people of the State of North Dakota.

The electrical industry of North Dakota, both the REA and utilities, are of vast importance to our economy, and to the comforts and conveniences in our homes. It is one of the fastest growing industries in our State, and we hope that many other industries will be attracted to our State by the growth of the electrical industry in North Dakota, not only through and because of the lignite resources which are available to generate electrical power, but also through the Garrison Dam which now is just coming into full production of electrical power. We, from these, should have potential power that should attract industry, and above all we don't want to do anything that would detract from bringing industries into our State. We do not know just what the effect of this Bill might be. However, the electrical industry is a highly technical industry and the members of this Senate, I hazard to guess, are no more well versed in power and all the ramifications of that system, than I am, and I would hesitate to try to write a bill that would fully cover the field and probably lay down rules and regulations by which the electrical industry should be regulated and governed.

This bill was held up by the committee for several days, as I said, with the hope that the proponents and opponents would get together and work out some reasonable compromise that would suffice for the time being. The REA submitted, or rather proposed, an amendment and the utilities likewise proposed an amendment to a committee selected from the Republican majority of this Senate. This Committee worked with the various representatives of the REA and the utilities for several days. The amendment proposed by the REA was not acceptable to the utilities and likewise the amendment proposed by the utilities was not acceptable to the REA. The committee proposed a somewhat different amendment, probably combining both, but neither the utilities, nor the REA, were entirely satisfied with that amendment.

I understand that House Bill No. 774, bearing any amendment, would be unacceptable to either group inasmuch as no satisfactory compromise could be worked out. Both

the majority and the minority floor leaders have received telegrams from the chairman of the legislative committee of the REA, which I will now read:

"Chicago, Illinois  
March 6, 1957

R. E. Meidinger  
State Senate  
Bismarck, North Dakota

All 21 REA Distribution Cooperatives of North Dakota agree that HB 744 with amendments we phoned to Ray Harens and Roy Holand Monday is absolutely minimum that we can accept in order to provide any measure of protection for the electric service to rural North Dakota. REA provides the only yardstick for reasonable rates and adequate service in our state and nation and if the bill is amended further we respectfully request our friends in the legislature to kill the bill on a roll call vote rather than pass a bill amended to the point where it would be detrimental to the best interests of the citizens of North Dakota.

S. A. Forseth,  
2553A Conrad Hilton,  
Chairman, Legislative Committee,  
N. D. Assn. of Rural Electric Cooperatives"

We agree that the REA is one of the industries of our State that is of great benefit to all people. We agree that the utilities are an asset to our State and provide us with a vast amount of power which we use in our homes and in our businesses. Both are necessary for future development of North Dakota, and I trust that in the future both of them will be able to get along, work out their differences and come up by themselves with a good sound workable agreement whereby they can live in harmony and at peace and for the best interest of all the people of the State. I hope under these circumstances, Mr. President, that this bill does not prevail.

Senator Dewing: I would like to have my remarks recorded also. I think, in House Bill No. 774, we must consider one thing and I think we should face the fact—that one of the utilities has not been able to cooperate with the REA's. I have learned that most utility companies do have the finest of relations with the REA cooperatives, but because one utility cannot be reasonable with the REA's in the areas in which they serve, they have forced the REA cooperatives to come into this legislature to ask for some help. I do not say everything in this bill is perfect. I do not contend that, but I can assure you that the relationship between this one utility company and REA has been far from perfect as far as the utility is concerned. I realize that we do not want to keep industry out of the State by passing unfavorable legislation, but, at the same time, I believe we do want to keep one of the biggest industries the State of North Dakota has ever had, the REA cooperatives in the State of North Dakota. The amount of money that has been spent in the State of North Dakota by REA Cooperatives, and by their customers, in the products which they have purchased, comes to a vast sum in the State of North Dakota. If conditions continue as they have in the past, we may in the not too far distant future see our REA cooperatives fail. I have heard remarks of employees of one utility company in the State of North Dakota that it will not be too many years

before some of the REA's will fold up and the utility company will become the owner of those cooperative's facilities at their own price. Gentlemen, I do not believe we want that to happen. I do not believe that in two years that the passage of this legislation could harm any utility in the State of North Dakota very much, and I do hope that we can pass this bill, and I hope that will serve as a warning upon one utility company in the State of North Dakota that they should cooperate with our REA's as the other utilities of the State of North Dakota have found it possible to do. I believe the time will come when the other utility companies of the State of North Dakota will find some means to make this other utility company be as reasonable as the other utilities are, and I believe by the passage of this measure that time will not be too far away. It will not be too long until that utility company will realize their mistakes. I sincerely hope that House Bill No. 774 will be passed by this Senate and I hope that in the next two years the utilities and the REA's can work out some reasonable law if this is not what is really necessary, and I admit it may not be, and then we can pass legislation that will serve all the REA's and utilities of the State of North Dakota.

#### SECOND READING OF HOUSE BILL

**House Bill No. 774.** A Bill for an Act to amend and reenact Sections 49-0301 and 49-0305 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated 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, 18; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Dewing	Klefstad	Sayer
Fiedler	Kusler	Schrock
Fraser	Leier	Tuff
Garaas	Miller	Vendsel
Gilbertson	Nelson	Yunker

Those voting in the negative were:

Baeverstad	Kee	Morgan
Brooks	Kieley	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Thomas
Erickstad	Larson	Trenbeath
Foss	Livingston	Wadeson
Freed	Longmire	Wartner
George	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill was declared lost.

Senator Wadeson moved that the vote by which House Bill No. 774 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MOTIONS

Senator Meidinger moved that House Concurrent Resolutions "H", "L", "S", "H-1" and Senate Concurrent Resolutions "BB", "SS", and "TT" be placed below House Bill No. 826, which motion prevailed.

Senator Meidinger moved that Senate Concurrent Resolutions "II", "KK", House Bills Nos. 502, 523, 529, 538, 540, 542, 549, 556, 570, 584, 601, 619, 645, 701, 712, 714, 780, 795, 800, 805, 814, House Concurrent Resolutions "R" and "Z", and House Bills Nos. 501, 504, 506, 507, 515, 520, 526, 533, and 569 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

**House Bill No. 502.** 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, as amended, the roll was called and there were: ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Kieley	Torno
Dewing	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which House Bill No. 502 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 523.** A Bill for an Act making an appropriation for the purpose of paying a deficit in the wolf, coyote, fox, bobcat and magpie bounty, and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien

Dewing	Kee	Roen
Dolan	Klefstad	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Those voting in the negative were:

Brooks	Knudson
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Absent and not voting:

Bilden	Olson	Vendsel
Kieley	Torno	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Leier moved that the vote by which House Bill No. 523 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 529.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Sayer
Brooks	Kee	Schrock
Dewing	Kieley	Thomas
Erickstad	Klefstad	Tuff
Fiedler	Knudson	Vendsel
Foss	Krause	Wadeson
Fraser	Kusler	Wartner
Freed	Leier	Wenstrom
Garaas	Livingston	Wolf
George	Longmire	Yunker
Hernett	Miller	

Those voting in the negative were:

Dolan	Luick	Nelson
Erickson	Meidinger	Roen
Gilbertson	Morgan	Saumur
Larson		

Absent and not voting:

Bilden	Torno	Trenbeath
Olson		

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 529 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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**House Bill No. 538.** A Bill for an Act relating to special corporations which refer to the general corporation law and amendment of sections 6-0534, 7-0103, 10-0801, 10-0809, 15-1701, 26-0801, 26-0805, 26-1525, 36-0806, 49-0808, and 49-0813 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, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which House Bill No. 538 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 540.** A Bill for an Act relating to cooperative associations, to amend and reenact chapter 10-15 of the North Dakota Revised Code of 1943 as amended, and to repeal chapter 4-07 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, as amended, the roll was called and there were: ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	Morgan
Brooks	Kieley	Nelson
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Freed	Leier	Tuff
George	Livingston	Wartner
Gilbertson	Longmire	Wenstrom
Hernett	Luick	Wolf
Holand	Meidinger	Yunker



Those voting in the negative were:

Berube	Johnson	Sayer
Fraser	Miller	Vendsel
Garaas	O'Brien	Wadeson

Absent and not voting:

Bilden	Olson	Torno
Dewing		

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which House Bill No. 540 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 542.** A Bill for an Act making appropriations to the agricultural college to complete the soil reconnaissance survey and to provide for training courses for county assessors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 542 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 556.** A Bill for an Act to authorize the recovery of civil damages due to the malicious or willful destruction of property by minors.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Berube	Kee	Saumur
Dewing	Krause	Sayer

Erickson	Larson	Schrock
Erickstad	Livingston	Trenbeath
Fiedler	Longmire	Tuff
Foss	Luick	Vendsel
Fraser	Meidinger	Wartner
Freed	Miller	Wenstrom
Garaas	Morgan	Wolf
George	Nelson	Yunker
Hernett		

Those voting in the negative were:

Brooks	Kieley	Leier
Dolan	Klefstad	O'Brien
Gilbertson	Knudson	Thomas
Johnson	Kusler	Wadeson

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which House Bill No. 556 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

The President requested that Senator Leier take the chair, and Senator Leier presided.

**House Bill No. 570.** A Bill for an Act to amend and re-enact section 4-0121, 26-0103, 49-0105, 54-0905, 54-1010, 54-113, 54-1211, 57-0104, and 15-2102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salaries of state officers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were: ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Those voting in the negative were:

Berube	Tuff
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Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which House Bill No. 570 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

**House Bill No. 584.** A Bill for an Act relating to joint county park districts and recreation areas, providing for the governing boards, their powers, a tax levy and penalty.

Which has been read.

Senator Erickstad moved that House Bill No. 584 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 601.** A Bill for an Act to amend and reenact section 16-0404 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 16-0408 of the North Dakota Revised Code of 1943 relating to county and legislative candidates.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Baeverstad	Knudson	Torno
Bilden	Olson	

So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which House Bill No. 601 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The President resumed the chair.

**House Bill No. 619.** A Bill for an Act to amend and reenact Section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 141 of the Session Laws of 1955, relating to high school tuition payments from state equalization fund.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer

Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Baeverstad	Larson	Olson
Bilden	Morgan	Torno

So the bill passed and the title was agreed to.

Senator Sayer moved that the vote by which House Bill No. 619 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 645. A Bill for an Act to amend an reenact sections 26-2207, 26-2211, 26-2212, 26-2213, 26-2214, 26-2215, 26-2216, 26-2217, 26-2220, 26-2222, 26-2223, 26-2225, 26-2226, 26-2229, 26-2230, 26-2233, 26-2238, 26-2245, 26-2246, 26-2252 and 26-2254, and to repeal sections 26-2208, 26-2224-1, 26-2224-2, 26-2224-3, 26-2224-4, and 26-2227 of the North Dakota Revised Code of 1943 as amended, relating to the state hail insurance department, and declaring an emergency, and for transfer of funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kielely	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Baeverstad	Larson	Olson
Bilden	Morgan	Torno

So the bill passed and the title was agreed to.

Senator Freed moved that the vote by which House Bill No. 645 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 712.** A Bill for an Act to amend and reenact section 16-0906 of the North Dakota Revised Code of 1943, relating to townships or school districts not having voting facilities in a nearby municipality.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Nelson	Yunker
Holand		

Absent and not voting:

Baeverstad	Larson	Olson
Bilden	Morgan	Torno

So the bill passed and the title was agreed to.

Senator Klefstad moved that the vote by which House Bill No. 712 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Knudson moved that House Bill No. 584 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 584.** A Bill for an Act relating to joint county park districts and recreation areas, providing for the governing boards, their powers, a tax levy and penalty.

Which has been read.

Senator Knudson moved that House Bill No. 584 be amended as follows:

In line 3 of the title of the bill after the word "penalty" insert the following language:

"and to amend and reenact section 11-2806 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to tax levies".

After line 242 of the bill insert the following language:

243 "SECTION 12. AMENDMENT.) Section 11-2806 of  
243a the 1953

244 Supplement to the North Dakota Revised Code of 1943  
244a is

245 hereby amended and reenacted to read as follows:

246 11-2806. TAX LEVY BY BOARD OF COUNTY  
246a COMMISSIONERS.)

247 At the time of levying taxes for other county purposes,  
 247a the  
 248 board of county commissioners shall consider the certfi-  
 248a cate  
 249 and budget statement of the board of county park com-  
 249a missioners  
 250 and shall levy each year upon all taxable property in the  
 251 county a tax sufficient in amount to pay the actual  
 251a necessary  
 252 expenses and activities program of the board of county  
 252a park  
 253 commissioners, including construction, improvement,  
 253a repair,  
 254 operation and maintenance of the park and recreational  
 254a areas  
 255 and their facilities under the jurisdiction, supervision,  
 256 control and management of the board of county park  
 256a commissioners,  
 257 not exceeding one-(((fourth))) half mill on each dollar  
 257a of the  
 258 taxable valuation of the county, which tax may be levied  
 258a in  
 259 excess of the mill limit fixed by law for taxes for  
 259a general  
 260 purposes. No levy in excess of one-(((fourth))) half  
 260a mill shall  
 261 be made without approval of the eligible voters in the  
 261a county  
 262 at a special or general election. The county auditor shall  
 263 credit the proceeds of such tax to the separate fund of  
 263a the  
 264 board of county park commissioners. This levy  
 264a (((will)))  
 265 shall not apply to cities or villages that already have a  
 266 park levy unless the governing body of such city or  
 266a village  
 267 by resolution consents to such levy.

Which motion prevailed.

Senator Erickstad moved that House Bill No. 584 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 714.** A Bill for an Act to amend and reenact subsection 4 of section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income, and to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 325 of the 1955 Session Laws, relating to various deductions from gross income including deduction of an allowance for depletion and requiring the restoration of such deduction to gross income under certain conditions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Dewing	Kee	Nelson
Dolan	Kieley	O'Brien
Erickson	Klefstad	Roen

Erickstad	Knudson	Sayer
Foss	Krause	Thomas
Fraser	Kusler	Trenbeath
Freed	Leier	Tuff
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Meidinger	Wolf
Holand	Miller	Yunker
Those voting in the negative were:		
Berube	Fiedler	Schrock
Brooks	Saumur	
Absent and not voting:		
Bilden	Olson	Vendsel
Larson	Torno	

So the bill passed and the title was agreed to.

Senator Kusler moved that the vote by which House Bill No. 714 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 780.** A Bill for an Act relating to assessment, levy and collection and distribution of taxes on personal property brought, driven or coming into this state after the regular annual assessment date of such property.

Which has been read.

Senator Hernett moved that House Bill No. 780 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 795.** A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 150 of the 1955 Session Laws, relating to transportation in reorganized school districts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Johnson	Miller
Berube	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wenstrom
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker
Holand		

Absent and not voting:

Bilden	Kee	Olson
Brooks	Morgan	Roen
Dewing	Nelson	Saumur
Foss	O'Brien	Torno

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which House Bill No. 795 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 800. A Bill for an Act relating to payment of bounties and to amend and reenact sections 20-1306, 20-1307, 20-1308, 20-1407, 20-1408 and 20-1409 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, as amended, the roll was called and there were ayes, 35; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Berube	Johnson	Sayer
Dolan	Kieley	Schrock
Erickson	Klefstad	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wolf
Gilbertson	Luick	Yunker
Hernett	Meidinger	

Those voting in the negative were:

Knudson	Wenstrom
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Absent and not voting:

Bilden	Kee	Olson
Brooks	Morgan	Roen
Dewing	Nelson	Saumur
Foss	O'Brien	Torno

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 800 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### MOTIONS

Senator Meidinger moved that House Bill No. 584 be placed at the head of the calendar, which motion prevailed.

Senator Meidinger moved that the rules be suspended and that House Bill No. 584 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

### SECOND READING OF HOUSE BILLS

House Bill No. 584. A Bill for an Act relating to joint county park districts and recreation areas, providing for the governing boards, their powers, a tax levy and penalty.

Which has been read.



**ROLL CALL**

The question being on the final passage of the bill, as amended from the floor, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wenstrom
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker
Holand	Miller	

Absent and not voting:

Bilden	Kee	Roen
Brooks	Morgan	Saumur
Dewing	Nelson	Torno
Foss	Olson	

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which House Bill No. 584 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 805.** A Bill for an Act making an appropriation for the purpose of paying the wolf, coyote, fox, bobcat and magpie bounty.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 35; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Berube	Johnson	O'Brien
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wolf
Gilbertson	Luick	Yunker
Hernett	Meidinger	

Those voting in the negative were:

Knudson	Wenstrom
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Absent and not voting:

Bilden	Kee	Roen
Brooks	Morgan	Saumur
Dewing	Nelson	Torno
Foss	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 805 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 814.** A Bill for an Act relating to purchase of motor vehicle fuels without payment of tax on the sale thereof, providing for administration of such purchases, amending and reenacting Subsection 6 of section 57-4001, Subsection 5 of section 57-4003, and section 57-4103 of the North Dakota Revised Code of 1943 relating to fuel dealers' licenses, and providing penalties.

Which has been read.

Senator Meidinger moved that House Bill No. 814 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 504.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kieley	O'Brien
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wenstrom
Gilbertson	Luick	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Bilden	Kee	Roen
Brooks	Meidinger	Saumur
Dewing	Nelson	Torno
Foss	Olson	Vendssel

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Luick moved that the vote by which House Bill No. 504 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 506.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Which has been read.

Senator Erickstad moved that House Bill No. 506 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 507.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, 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, as amended, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Kee	Morgan
Dolan	Kieley	O'Brien
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Fraser	Kusler	Trenbeath
Freed	Larson	Tuff
Garaas	Leier	Wadeson
George	Livingston	Wartner
Gilbertson	Longmire	Wenstrom
Hernett	Luick	Wolf
Holand	Miller	Yunker
Johnson		

Absent and not voting:

Berube	Foss	Roen
Bilden	Meidinger	Saumur
Brooks	Nelson	Torno
Dewing	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 507 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 515.** 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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	O'Brien
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wenstrom

Gilbertson	Luick	Wolf
Hernett	Miller	Yunker
Absent and not voting:		
Bilden	Knudson	Roen
Brooks	Meidinger	Saumur
Dewing	Nelson	Torno
Foss	Olson	Vendsel
Kee		

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 515 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 520.** 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, as amended, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	O'Brien
Brooks	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Knudson	Thomas
Erickstad	Krause	Trenbeath
Fiedler	Kusler	Tuff
Fraser	Larson	Wadeson
Freed	Leier	Wartner
Garaas	Livingston	Wenstrom
George	Longmire	Wolf
Gilbertson	Luick	Yunker
Hernett	Miller	

Absent and not voting:

Bilden	Meidinger	Saumur
Dewing	Nelson	Torno
Foss	Olson	Vendsel
Kee	Roen	

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 520 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 526.** 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, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kee	O'Brien
Brooks	Kieley	Roen

Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Tuff
Fraser	Larson	Vendsel
Freed	Leier	Wadeson
Garaas	Livingston	Wartner
George	Longmire	Wenstrom
Gilbertson	Luick	Wolf
Hernett	Meidinger	Yunker
Holand	Miller	

Absent and not voting:

Bilden	Nelson	Torno
Dewing	Olson	Trenbeath
Foss	Saumur	

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 526 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 533.** A Bill for an Act to appropriate money for the construction of a tuberculosis sanatorium to be located at Grand Forks, and for expenses for the renovation of the facilities of San Haven for the care of the feebleminded, and directing the state health department and the state health planning council to exert efforts to obtain federal funds for the construction of the tuberculosis sanatorium, to create and enact subsection 12 of section 25-0101, and to amend and reenact sections 25-0401, 25-0501, and 25-0512 of the North Dakota Revised Code of 1943 and section 25-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state schools for the feebleminded and the North Dakota state tuberculosis sanatorium.

Which has been read.

Senator Meidinger moved that House Bill No. 533 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 569.** A Bill for an Act to provide for payment of expenses to certain state officers, making an appropriation and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	Miller
Berube	Johnson	Morgan
Brooks	Kee	O'Brien
Dolan	Kielej	Roen
Erickson	Klefstad	Sayer
Erickstad	Knudson	Schrock
Fiedler	Krause	Thomas
Foss	Kusler	Tuff
Fraser	Larson	Wadeson
Freed	Leier	Wartner
Garaas	Livingston	Wenstrom

George	Longmire	Wolf
Gilbertson	Luick	Yunker
Hernett	Meidinger	

Absent and not voting:

Bilden	Olson	Trenbeath
Dewing	Saumur	Vendsel
Nelson	Torno	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Hernett 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. 503.** 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.

Senator Foss moved that House Bill No. 503 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 505.** 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kielej	Saumur
Dolan	Klefstad	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Livingston	Torno
Dewing	Olson	

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 505 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 512.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Krause	Thomas
Fiedler	Kusler	Trenbeath
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	

Absent and not voting:

Bilden	Livingston	Torno
Dewing	Olson	Yunker
Knudson	Saumur	

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 512 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 513.** 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, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Hernett	Morgan
Berube	Holand	Nelson
Brooks	Johnson	Olson
Dewing	Kee	Roen
Dolan	Kieley	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Yunker

Those voting in the negative were:

Livingston            Trenbeath

Absent and not voting:

Bilden                    O'Brien                    Wolf  
Klefstad                Torno

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 513 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 519.** A Bill for an Act making appropriations for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the physically handicapped.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Hernett	Morgan	Wolf

Absent and not voting:

Bilden                    Livingston                    Torno  
Gilbertson                Olson                        Yunker  
Knudson

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 549 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "UU"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.



## SIGNING OF A RESOLUTION

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "UU"

And the President signed the same in the presence of the Senate.

## SECOND READING OF HOUSE BILLS

**House Bill No. 525.** 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Brooks	Johnson	Roen
Dewing	Kee	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett		

Absent and not voting:

Berube	Knudson	Olson
Bilden	Luick	Torno
Kieley	Meidinger	Yunker

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 525 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 531.** 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Hernett	O'Brien
Berube	Holand	Roen
Brooks	Johnson	Saumur
Dewing	Kee	Sayer
Dolan	Klefstad	Schrock

Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Miller	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	

Absent and not voting:

Bilden	Luick	Torno
Kieley	Meidinger	Yunker
Knudson	Olson	

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 531 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 537.** A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, 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 relating to deferred repeal of chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17 of the North Dakota Revised Code of 1943, as amended.

Which has been read.

Senator Holand moved that House Bill No. 537 be placed below House Bill No. 627, which motion prevailed.

**House Bill No. 539.** A Bill for an Act relating to fees payable to the secretary of state's office, and to amend and reenact section 54-0904 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Miller	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Knudson	Torno
Kieley	Olson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 539 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 541.** A Bill for an Act relating to special types of cooperatives, amending and reenacting chapters 10-12, 10-13, and 36-08, and subsection 3 of section 49-2101 of the North Dakota Revised Code of 1943, as amended, and providing for deferred application of amendments to existing cooperatives.

Which has been read.

Senator Holand moved that House Bill No. 541 be placed below House Bill No. 537 on the calendar, which motion prevailed.

**House Bill No. 571.** A Bill for an Act to amend and reenact sections 43-0407, 43-0412, and 43-0442 of the North Dakota Revised Code of 1943, as amended, relating to barbers and the board of barber examiners.

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, 10; absent and not voting, 5.

Those voting in the affirmative were:

Brooks	Johnson	Roen
Dolan	Kee	Saumur
Erickson	Kusler	Sayer
Erickstad	Larson	Thomas
Fiedler	Livingston	Trenbeath
Foss	Longmire	Vendsel
Fraser	Luick	Wadeson
Freed	Meidinger	Wartner
Garaas	Morgan	Wenstrom
George	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Those voting in the negative were:

Baeverstad	Klefstad	Miller
Berube	Krause	Schrock
Dewing	Leier	Tuff
Gilbertson		

Absent and not voting:

Bilden	Knudson	Torno
Kieley	Olson	

So the bill passed and the title was agreed to.

Senator Wadeson moved that the vote by which House Bill No. 571 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 572.** A Bill for an Act to amend and reenact Section 1, of Chapter 309 of the 1955 Session Laws, relating to joint exercise of governmental powers.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Baeverstad	Kieley	Torno
Bilden	Olson	

So the bill passed and the title was agreed to.

Senator Schrock moved that the vote by which House Bill No. 572 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 588. A Bill for an Act to amend and reenact sections 16-1016 and 40-2105 of the North Dakota Revised Code of 1943, as amended, relating to compensation of election officers.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Baeverstad	Kieley	Torno
Bilden	Olson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 588 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Holand moved that Senate Concurrent Resolutions "BB", "II", "KK", "QQ", "SS", "TT", "VV", "WW" and "XX" be moved to the head of the calendar, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "BB"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "B-B". A concurrent resolution providing for the amendment of section 121 of Article V of the Constitution of the State of North Dakota and the repeal of Article 40 of the additions to and amendments of the Constitution of the State of North Dakota, relating to the elective franchise.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Brooks	Knudson	Sayer
Dewing	Krause	Schrock
Dolan	Kusler	Thomas
Erickson	Leier	Torno
Erickstad	Livingston	Trenbeath
Fiedler	Longmire	Tuff
Foss	Luick	Vendsel
Fraser	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Hernett	O'Brien	Yunker
Holand		

Absent and not voting:

Bilden	Kieley	Larson
Freed	Klefstad	Olson

So the resolution was declared adopted.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "II"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution "II". A Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

Which has been read.

Senator Brooks moved that Senate Concurrent Resolution "II" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "KK"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution "KK". A Concurrent Resolution directing the Legislative Research Committee to study and make recommendations in regard to the feasibility of establishing and governing recessed, lengthened or split sessions of the legislative assembly.

Which has been read.

Senator Hernet moved that Senate Concurrent Resolution "KK" be adopted, which motion prevailed.

Senate Concurrent Resolution "QQ". A concurrent resolution, authorizing and directing the legislative research committee to make a study of the need for consolidation and simplification of the statutes governing requirements in the bidding and letting of public contracts.

Which has been read.

Senator Knudson moved that Senate Concurrent Resolution "QQ" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "SS"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTIONS

Senate Concurrent Resolution "SS". A Concurrent Resolution directing the Legislative Research Committee to study the rules, procedure, and committee system of the Legislative Assembly, methods of obtaining and training certain key legislative employees, the preparation, introduction and printing of bills, the preparation and printing of journals, the preparation of a legislator's handbook, and other related matters for the purpose of improving the efficiency of the Legislative Assembly in properly performing its duties.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "SS" be adopted, which motion prevailed.

**Senate Concurrent Resolution "TT".** A Concurrent Resolution directing the Legislative Research Committee to study the procedures and practices of the departments and agencies in providing public liability and casualty insurance on state-owned vehicles and other equipment and make recommendations as to the practicality of providing such insurance by competitive bids under fleet or group contracts.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "TT" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "VV"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTION

**Senate Concurrent Resolution "VV".** A Concurrent Resolution memorializing the Congress to pass legislation requiring mail order retailers making sales in other states to furnish the tax departments of such states information in regard to such sales.

Which has been read.

Senator Larson moved that Senate Concurrent Resolution "VV" be adopted, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "WW"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE RESOLUTIONS

**Senate Concurrent Resolution "WW".** A Concurrent Resolution commending the citizens of Abercrombie for celebrating the centennial of Fort Abercrombie and urging the Governor to proclaim a "Fort Abercrombie Centennial Day".

Which has been read:

Senator Morgan moved that Senate Concurrent Resolution "WW" be adopted, which motion prevailed.

**Senate Concurrent Resolution "XX".** A Concurrent Resolution relating to the need for a reversal of the proposal of President Dwight D. Eisenhower and Secretary of Agriculture Ezra T. Benson wherein it is necessary for the drought stricken states and counties to match emergency drought funds wherein the individual states are required to match at least 25 percent for the relief of drought areas, or committee be appointed by the Governor to study methods of raising matching funds.

Which has been read.

Senator Trenbeath moved that the title to Senate concurrent Resolution "XX" be amended as follows:

In line 2 of the title, strike out the word "reversal" and insert in lieu thereof the word "study".

Which motion prevailed.

Senator Erickstad moved that Senate Concurrent Resolution "XX" be further amended as follows:

In line 50, strike out the word "rescinded" and insert in lieu thereof the word "reconsidered".

Which motion prevailed.

Senator Vendsel moved that the rules be suspended and that Senate Concurrent Resolution "XX" be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "XX"

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Senator Vendsel moved that Senate Concurrent Resolution "XX" be adopted, which motion prevailed.

#### SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 3

Senate Bill No. 6

Senate Bill No. 10

Senate Bill No. 11

Senate Bill No. 12

Senate Bill No. 13

Senate Bill No. 16

Senate Bill No. 18

Senate Bill No. 23

Senate Bill No. 30

Senate Bill No. 31

Senate Bill No. 42

Senate Bill No. 73

Senate Bill No. 84

Senate Bill No. 90

Senate Bill No. 167

Senate Bill No. 168

Senate Bill No. 178

Senate Bill No. 216

Senate Bill No. 217

Senate Bill No. 266

Senate Bill No. 279

Senate Bill No. 298

Senate Concurrent Resolution "J"

Senate Concurrent Resolution "Z"

Senate Concurrent Resolution "FF"

Senate Concurrent Resolution "GG"

Senate Concurrent Resolution "JJ"

And the President signed the same in the presence of the Senate.



## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:  
Senate Concurrent Resolution "UU"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 2, 29, 40, 83, 186, 189, 193, 213, 229 and 233

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 1 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Foss, Kee and Dewing

VIC GILBREATH, Secretary  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 166 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Freed, Klefstad and Berube

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 271 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Baeverstad, Holand and Vendsel

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolution "Q"

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No.	3
Senate Bill No.	6
Senate Bill No.	10
Senate Bill No.	11
Senate Bill No.	12
Senate Bill No.	13
Senate Bill No.	16
Senate Bill No.	18

Senate Bill No. 23  
 Senate Bill No. 30  
 Senate Bill No. 31  
 Senate Bill No. 42  
 Senate Bill No. 73  
 Senate Bill No. 84  
 Senate Bill No. 90  
 Senate Bill No. 167  
 Senate Bill No. 168  
 Senate Bill No. 178  
 Senate Bill No. 216  
 Senate Bill No. 217  
 Senate Bill No. 266  
 Senate Bill No. 279  
 Senate Bill No. 298  
 Senate Concurrent Resolution "J"  
 Senate Concurrent Resolution "Z"  
 Senate Concurrent Resolution "FF"  
 Senate Concurrent Resolution "GG"  
 Senate Concurrent Resolution "JJ"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 774

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 623

House Bill No. 822

House Bill No. 833

House Concurrent Resolution "M-1"

House Concurrent Resolution "B-2"

House Concurrent Resolution "C-2"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 501

House Bill No. 502

House Bill No. 523

House Bill No. 529

House Bill No. 538

House Bill No. 540

House Bill No. 542

House Bill No. 549

House Bill No. 556

House Bill No. 570

House Bill No. 601

House Bill No. 619

House Bill No. 645

House Bill No. 676

House Bill No. 701  
 House Bill No. 712  
 House Bill No. 714  
 House Bill No. 753  
 House Bill No. 817  
 House Bill No. 832

Which the Senate has amended.

VIC GILBREATH, Secretary

MESSAGE TO THE SENATE

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "UU"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that House Concurrent Resolutions "H", "L", "R", "S", "Z", "A-1", "B-1", "C-1", "D-1", "E-1", "G-1", "H-1", "L-1", "N-1", "O-1", "P-1", "T-1", "V-1", "W-1", "X-1", "Y-1", "Z-1", and "A-2" be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "H".** A concurrent resolution directing the legislative research committee to study and review the report and recommendations of the North Dakota Governmental Survey Commission made pursuant to chapter 216 of the North Dakota Session Laws of 1941, and make recommendations thereon appropriate to present-day government needs.

Which has been read.

Senator Hernettt moved that House Concurrent Resolution "H" be adopted, which motion prevailed.

**House Concurrent Resolution "L".** A concurrent resolution urging the Congress of the United States and the committees on interior and insular affairs and the committee on public works of the United States Senate and House of Representatives to investigate the subordination of power generation on the Missouri River to navigation.

Which has been read.

Senator Hernettt moved that House Concurrent Resolution "L" be adopted, which motion prevailed.

**House Concurrent Resolution "R".** A concurrent resolution for an amendment of sections 25 and 202 of the Constitution of the state of North Dakota relating to the powers of initiative and referendum, and future amendments to the Constitution.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur

Erickstad	Knudson	Sayer
Erickson	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	Nelson	

Absent and not voting:

Baeverstad	Dolan	Torno
Bilden	Olson	

So the resolution was declared adopted.

**House Concurrent Resolution "S".** A concurrent resolution memorializing the Congress to pass legislation already introduced which would set up a two hundred million dollar program to induce industry to locate on or near Indian reservations to provide employment for Indians.

Which has been read.

Senator Hernett moved that House Concurrent Resolution "S" be adopted, which motion prevailed.

**House Concurrent Resolution "Z".** A concurrent resolution for amendment of sections 30, 33, 71, 82, 110, and 173 of the Constitution of the state of North Dakota, relating to terms of offices.

Which has been read.

Senator Dewing moved that House Concurrent Resolution "Z" be placed at the foot of the calendar, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "UU"

Was delivered to the Secretary of State at the hour of 11:00 o'clock p. m., March 8, 1957.

CLYDE KIELEY, Chairman.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 504  
House Bill No. 507  
House Bill No. 515  
House Bill No. 519  
House Bill No. 520  
House Bill No. 526  
House Bill No. 569  
House Bill No. 584  
House Bill No. 795  
House Bill No. 800  
House Bill No. 805

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 505  
House Bill No. 512  
House Bill No. 513  
House Bill No. 525  
House Bill No. 531  
House Bill No. 539  
House Bill No. 571  
House Bill No. 572  
House Bill No. 588

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

#### SECOND READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "A-1".** A Concurrent Resolution directing the legislative research committee to study the feasibility of allowing more free access to welfare records.

Which has been read.

Senator O'Brien moved that House Concurrent Resolution "A-1" be adopted, which motion prevailed.

**House Concurrent Resolution "B-1".** Representative Carl G. Simenson Funeral Expenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	Nelson
Dewing	Kieley	O'Brien
Erickson	Klefstad	Roen
Erickstad	Knudson	Saumur
Fiedler	Krause	Sayer
Foss	Kusler	Schrock
Fraser	Larson	Thomas
Freed	Leier	Tuff
Garaas	Livingston	Wadeson
George	Longmire	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Meidinger	Wolf
Heland	Miller	Yunker

Absent and not voting:

Baeverstad	Olson	Trenbeath
Bilden	Torno	Vendsel
Dolan		

So the resolution was declared adopted.

**House Concurrent Resolution "C-1".** A concurrent resolution calling for official recognition of the Eastern Orthodox Church as a major faith in America and in the State of North Dakota.

Which has been read.

Senator O'Brien moved that House Concurrent Resolution "C-1" be adopted, which motion prevailed.

**House Concurrent Resolution "D-1".** A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing a levy of a tax of not exceeding two mills for a period of ten years, for the purpose of creating a fund for construction of, and improvements and additions to, buildings of state higher educational institutions.

Which has been read.

Senator Holand moved that House Concurrent Resolution "D-1" be placed at the foot of the calendar, which motion prevailed.

**House Concurrent Resolution "E-1".** A concurrent resolution directing greater emphasis in our schools be placed on the art of penmanship and the rudiments of spelling.

Which has been read.

Senator Sayer moved that House Concurrent Resolution "E-1" be adopted, which motion prevailed.

**House Concurrent Resolution "G-1".** A concurrent resolution directing the Public Service Commission of the State of North Dakota to investigate complaints of discrimination on the part of utility companies in the conduct of the business of selling heating units, air-conditioning units, furnaces, and other appliances; for the divorcement and separation of such merchandising from the business for which such utilities hold a franchise, and for the enforcement of laws prohibiting discrimination if the same is found to exist.

Which has been read.

Senator Krause moved that House Concurrent Resolution "G-1" be adopted, which motion prevailed.

#### MOTION

Senator Holand moved that House Concurrent Resolutions "H-1", "L-1", "N-1", "O-1", "P-1", "T-1", "V-1", "W-1", "X-1", "Y-1", "Z-1" and "A-2" be placed at the foot of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 612.** A Bill for an Act relating to unemployment compensation funds, and amending and reenacting sections 52-0209, 52-0301 and 52-0304 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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendssel
Freed	Longmire	Wadeson

Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill was passed and the title agreed to.

Senator Thomas moved that the vote by which House Bill No. 612 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 624.** A Bill for an Act to amend and reenact section 58-0801 of the North Dakota Revised Code of 1943 and sections 58-0602 and 58-0701 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to compensation and mileage of township supervisors, clerks and treasurers.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand		

Absent and not voting:

Bilden	Olson	Torno
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So the bill passed and the title was agreed to.

Senator Hernett moved that the vote by which House Bill No. 624 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 627.** A Bill for an Act to amend and reenact section 36-0510 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to inspection of livestock 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, 34; nays, 10; absent and not voting, 5.

FRIDAY, MARCH 8, 1957

865

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Tuff
Fiedler	Leier	Vendsel
Foss	Livingston	Wadeson
Fraser	Longmire	Wenstrom
Freed	Meidinger	Wolf
Garaas	Morgan	Yunker
George		

Those voting in the negative were:

Brooks	Knudson	Nelson
Gilbertson	Luick	Sayer
Johnson	Miller	Trenbeath
Klefstad		

Absent and not voting:

Bilden	Olson	Wartner
Hernett	Torno	

So the bill passed and the title was agreed to.

Senator Freed moved that the vote by which House Bill No. 627 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 537.** A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, 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 relating to deferred repeal of chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Johnson	Morgan
Brooks	Kee	Nelson
Dewing	Kieley	O'Brien
Dolan	Klefstad	Roen
Erickson	Knudson	Saumur
Erickstad	Krause	Sayer
Fiedler	Kusler	Schrock
Foss	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wadeson
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		



Absent and not voting:

Baeverstad	Olson	Wartner
Bilden	Torno	Wenstrom

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which House Bill No. 537 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 541.** A Bill for an Act relating to special types of cooperatives, amending and reenacting chapters 10-12, 10-13, and 36-08, and subsection 3 of section 49-2101 of the North Dakota Revised Code of 1943, as amended, and providing for deferred application of amendments to existing cooperatives.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Morgan
Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Foss	Larson	Trenbeath
Fraser	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker

Absent and not voting:

Bilden	Torno	Wartner
Olson		

So the bill passed and the title was agreed to.

Senator Knudson moved that the vote by which House Bill No. 541 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 636.** A Bill for an Act relating to the settlement of labor disputes, defining words, terms and phrases, setting up a division of conciliation, forbidding political activities, providing for payment of expenses, authorizing adoption of rules and regulations, providing for collective bargaining, and notice of intention to strike or lockout, defining when conciliator may take jurisdiction, procedure when labor dispute affects public interest, powers of commission appointed by governor, providing for arbitration rights to join labor organizations and bargain collectively, and employers associations, defining unfair labor practices by employees and employers, protecting collective bargaining agreements, providing for injunctions and temporary restraining orders, providing violators not entitled to benefits of Act,

defining who are representatives for collective bargaining, authorizing investigations by conciliator and giving him testimonial powers, defining what constitutes contempt, and citations of the Act, repealing sections 34-1002, 34-1003, 34-1004, 34-1005 and 34-1006 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing a savings clause, and providing for an appropriation.

Which has been read.

Senator Fiedler moved that further consideration of House Bill No. 636 be indefinitely postponed, which motion prevailed.

Senator Fiedler moved that the vote by which House Bill No. 636 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "BB"  
Senate Concurrent Resolution "II"  
Senate Concurrent Resolution "KK"  
Senate Concurrent Resolution "QQ"  
Senate Concurrent Resolution "SS"  
Senate Concurrent Resolution "TT"  
Senate Concurrent Resolution "VV"  
Senate Concurrent Resolution "WW"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary

### SECOND READING OF HOUSE BILLS

House Bill No. 646. A Bill for an Act to amend and reenact section 43-1514 of the North Dakota Revised Code of 1943, relating to manufacturing, compounding, selling or dispensing of drugs, poisons, medicines and chemicals.

Which has been read.

### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Leier	Vendsel
Fraser	Livingston	Wadeson
Freed	Longmire	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Morgan	Yunker
Hernett	Nelson	

Absent and not voting:

Bilden	Miller	Torno
Klefstad	Olson	

So the bill passed and the title was agreed to.

Senator O'Brien moved that the vote by which House Bill No. 646 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 648.** A Bill for an Act to amend and reenact sections 40-0807 and 40-0906 of the North Dakota Revised Code of 1943, relating to compensation of members of municipal governing bodies.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Berube	Klefstad	Torno
Bilden	Miller	Trenbeath
Foss	Olson	

So the bill passed and the title was agreed to.

Senator Wolf moved that the vote by which House Bill No. 648 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Hernett moved that House Bill No. 665 be placed below House Bill No. 814 on the calendar, which motion prevailed.

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Thompson, Mueller and Berntson on Senate Bill No. 1.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Fitch, Streibel and Esterby on Senate Bill No. 166.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Bratcher, Schuler and Andre on Senate Bill No. 271.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 501 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Trydahl, Lindberg and Solberg.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 526 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Paulson, Doherty and Witteman.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 529 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Hofstrand, Fristad and Olson of Griggs-Steele

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 540 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Haugland, Link and Sorlie

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 569 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Saugstad, Frank and Goebel

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 570 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Saugstad, Frank and Goebel

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 701 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Short, Burk and Van Sickle

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 832 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Brown, Knudsen, (LaMoure) and Sjaastad

GERALD L. STAIR, Chief Clerk.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "H"  
House Concurrent Resolution "L"  
House Concurrent Resolution "S"  
House Concurrent Resolution "A-1"  
House Concurrent Resolution "B-1"  
House Concurrent Resolution "C-1"  
House Concurrent Resolution "E-1"  
House Concurrent Resolution "G-1"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "XX"

Which the Senate has passed and your favorable consideration is requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "R"

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 636

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

SECOND READING OF HOUSE BILLS

**House Bill No. 652.** A Bill for an Act making appropriations for the purpose of constructing Federal Aid Secondary Route 558 from Mandan to the Lincoln State Park and Federal Aid Secondary Route 744 from Bottineau to Lake Metigoshe State Park.

Which has been read.

Senator Luick moved that House Bill No. 652 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Torno
Erickstad	Kusler	Trenbeath
Fiedler	Larson	Tuff
Foss	Livingston	Vendsel
Fraser	Longmire	Wadeson
Freed	Meidinger	Wartner
Garaas	Morgan	Wenstrom
George	Nelson	Wolf
Gilbertson	O'Brien	Yunker
Holand		

Those voting in the negative were:

Brooks	Leier	Miller
Hernett	Luick	Thomas

Absent and not voting:

Bilden	Klefstad	Olson
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So the bill passed and the title was agreed to.

Senator Fraser moved that the vote by which House Bill No. 652 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 666.** A Bill for an Act to amend and reenact section 1 chapter 235 of the 1955 Session Laws of the state of North Dakota relating to descriptions and definitions of minerals in leases and other conveyances.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Kusler	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker

Absent and not voting:

Bilden	Larson	Saumur
Fraser	Olson	Vendsel
Klefstad		

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 666 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Brooks read an excerpt from the publication "Commercial West" of March 2, 1957 relative to Senator Hernett and moved that the same be printed in the journal, which motion prevailed.

"America is filled with little towns like Ashley, N. D., and there are thousands of bankers like Gail Hernett finding spiritual and intellectual pleasure living and working with the people of their communities.

Like Ashley, too, they are off the beaten highway, the well-traveled arterials of the country.

Add them all up and you get the biggest chunk of America.

Study them all one-by-one and you end up with the same thought: here are the real cornerstones of America.

That's about the best way to describe Gail Hernett and Ashley . . . cornerstones on which a portion of their country rests."

#### SECOND READING OF HOUSE BILLS

House Bill No. 683. A Bill for an Act to amend and reenact section 6-0816 of the North Dakota Revised Code of 1943, relating to issuing checks or drafts without an account, or without sufficient funds or credit with a bank or other depository; providing for penalty and rule of evidence.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen

Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Leier	Thomas
Fiedler	Livingston	Torno
Foss	Longmire	Trenbeath
Freed	Luick	Tuff
Garaas	Meidinger	Wadeson
George	Miller	Wartner
Gilbertson	Morgan	Wenstrom
Hernett	Nelson	Wolf
Holand		Yunker

Those voting in the negative were:

Brooks	Johnson
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Absent and not voting:

Bilden	Klefstad	Olson
Fraser	Larson	Vendsel

So the bill passed and the title was agreed to.

Senator Erickstad moved that the vote by which House Bill No. 683 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 684. A Bill for an Act making an appropriation for administrative expenses of the state auditor in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Berube	Johnson	O'Brien
Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Kusler	Sayer
Erickson	Knudson	Schrock
Erickstad	Krause	Thomas
Fiedler	Larson	Torno
Foss	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Absent and not voting:

Bilden	Olson	Wenstrom
Klefstad	Vendsel	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Freed moved that the vote by which House Bill No. 684 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.



## MOTION

Senator Luick moved that House Bill No. 814 be placed at the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

House Bill No. 814. A Bill for an Act relating to purchase of motor vehicle fuels without payment of tax on the sale thereof, providing for administration of such purchases, amending and reenacting Subsection 6 of section 57-4001, Subsection 5 of section 57-4003, and section 57-4103 of the North Dakota Revised Code of 1943 relating to fuel dealers' licenses, and providing penalties.

Which has been read.

Senator Trenbeath moved that further consideration of House Bill No. 814 be indefinitely postponed.

Senator Fraser made the substitute motion that House Bill No. 814 be amended as follows:

In line 12, delete the word "three" and insert in lieu thereof the word "two".

Which motion prevailed.

## ROLL CALL

The question being on the motion of Senator Trenbeath that further consideration of House Bill No. 814 be indefinitely postponed, the roll was called and there were ayes, 24; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Dolan	Kusler	Roen
Erickson	Larson	Saumur
Holand	Livingston	Sayer
Kee	Longmire	Thomas
Kielely	Luick	Torno
Klefstad	Meidinger	Trenbeath
Knudson	Miller	Wadeson
Krause	Morgan	Wartner

Those voting in the negative were:

Baeverstad	Garaas	O'Brien
Berube	George	Schrock
Dewing	Gilbertson	Tuff
Erickstad	Hernett	Vendsel
Fiedler	Johnson	Wolf
Foss	Leier	Yunker
Fraser	Nelson	

Absent and not voting:

Bilden	Freed	Wenstrom
Brooks	Olson	

So the motion was declared carried.

Senator Trenbeath moved that the vote by which House Bill No. 814 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

## MESSAGE TO THE HOUSE

Bismarck, March 8, 1957  
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 537  
House Bill No. 541  
House Bill No. 612

House Bill No. 624  
 House Bill No. 627  
 House Bill No. 652  
 House Bill No. 666  
 House Bill No. 683  
 House Bill No. 684

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

#### MOTION

Senator Baeverstad moved that House Bill No. 665 be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

**House Bill No. 665.** A Bill for an Act to amend and reenact sections 3 to 10 and 12 to 18 inclusive of chapter 335 of the North Dakota Session Laws of 1955, relating to special fuels 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, 17; nays, 26; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Hernett	Nelson
Dewing	Klefstad	Schrock
Erickstad	Leier	Torno
Fraser	Livingston	Vendsel
Garaas	Longmire	Yunker
Gilbertson	Morgan	

Those voting in the negative were:

Berube	Kee	Roen
Brooks	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Thomas
Fiedler	Larson	Tuff
Freed	Luick	Wadson
George	Meidinger	Wartner
Holand	Miller	Wolf
Johnson	O'Brien	.

Absent and not voting:

Bilden	Kieley	Trenbeath
Foss	Olson	Wenstrom

So the bill was declared lost.

Senator Knudson moved that the vote by which House Bill No. 665 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 685.** A Bill for an Act making an appropriation to pay administration expenses in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kieley	Roen
Berube	Knudson	Saumur
Brooks	Krause	Sayer
Dolan	Kusler	Schrock
Erickson	Larson	Thomas
Erickstad	Leier	Torno
Fiedler	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	Nelson	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Bilden	Hernett	Luick
Dewing	Kee	Olson
Foss	Klefstad	Trenbeath

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Meidinger moved that the vote by which House Bill No. 685 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 694. A Bill for an Act providing for public meetings of public or governmental bodies.

Which has been read.

Senator Erickstad: Mr. President.

I spoke on House Bill No. 695 a few days ago and what I had to say was after quite a little consideration of the bill and was said in all sincerity. I do believe, however, that if House Bill No. 695 is to become law, and this body has decided that it shall, and the House has so decided, then House Bill No. 694 should also become law.

My objections are not as great to House Bill No. 694, as to House Bill No. 695, but I do believe that they are both rather general in scope and the extent to which they reach is unknown at this time. It may mean that matters which are of a private nature, which are of public or governmental record will be distributed to the public to the detriment of many innocent people. However, I am not going to oppose House Bill No. 694 and in discussing the bill I am not attacking it, contrary to the editorial of the Fargo Forum.

I would like to make it known that I did not "attack" House Bill No. 695 but was merely exercising my duty as I saw it to refer the matter to committee so that it might be further studied, and so that all of us might have a better understanding of the bill and its effect.

I want to reassert the thought so that it might be a matter of record, that freedom of speech is just as vital to our democracy, and our way of life, as freedom of the press and freedom of information. I would be the last one to say the public should not be informed or that the people should not know what their governmental bodies or agencies are doing. If this Bill should result in injury to innocent people and 695 should result in stifling or preventing freedom of expression on part of the timid or mild to the detriment of those they represent, we can come back two years from now and do some further legislating. I thank you again.

## ROLL CALL

The question being on the final passage of House Bill No. 694, the roll was called and there were ayes, 30; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Sayer
Berube	Johnson	Schrock
Dolan	Kieley	Torno
Erickstad	Krause	Trenbeath
Fiedler	Larson	Tuff
Fraser	Livingston	Vendsel
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	O'Brien	Yunker

Those voting in the negative were:

Brooks	Leier	Roen
Erickson	Longmire	Saumur
George	Miller	Thomas
Klefstad	Nelson	Wadeson
Knudson		

Absent and not voting:

Bilden	Foss	Kusler
Dewing	Kee	Olson

So the bill passed and the title was agreed to.

Senator Livingston moved that the vote by which House Bill No. 694 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MOTION

Senator Hernett moved that the House be requested to return House Bill No. 512, which motion prevailed.

## SECOND READING OF HOUSE BILLS

House Bill No. 707. A Bill for an Act to amend and reenact section 40-5204 of the North Dakota Revised Code of 1943, and repealing sections 40-5201, 40-5202 and 40-5203 of the North Dakota Revised Code of 1943, relating to municipal wards and precincts.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Klefstad	Saumur
Berube	Knudson	Sayer
Brooks	Krause	Schrock
Dolan	Larson	Thomas
Erickson	Leier	Torno
Erickstad	Livingston	Trenbeath
Fraser	Longmire	Tuff
Freed	Luick	Vendsel
Garaas	Miller	Wadeson
George	Morgan	Wartner

Gilbertson	Nelson	Wenstrom
Hernett	O'Brien	Wolf
Johnson	Roen	Yunker
Kielely		

Absent and not voting:

Bilden	Foss	Kusler
Dewing	Holand	Meidinger
Fiedler	Kee	Olson

So the bill passed and the title was agreed to.

Senator Livingston moved that the vote by which House Bill No. 707 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 717. A Bill for an Act to amend and reenact section 11-3202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to county memorial funds and providing for authority of the county commissioners to make an allocation of such 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, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kielely	Saumur
Berube	Klefstad	Sayer
Brooks	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Larson	Torno
Erickstad	Leier	Trenbeath
Fraser	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson	Roen	

Absent and not voting:

Bilden	Foss	O'Brien
Dewing	Kee	Olson
Fiedler	Kusler	

So the bill passed and the title was agreed to.

Senator Nelson 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.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 805 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Power, Sorlie and Bye

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a substitute member on committee for House Bill No. 805, Rep. Muggli for Rep. Sorlie

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 800 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Power, Muggli and Bye

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 3  
Senate Bill No. 6  
Senate Bill No. 10  
Senate Bill No. 11  
Senate Bill No. 12  
Senate Bill No. 13  
Senate Bill No. 16  
Senate Bill No. 18  
Senate Bill No. 23  
Senate Bill No. 30  
Senate Bill No. 31  
Senate Bill No. 42  
Senate Bill No. 73  
Senate Bill No. 84  
Senate Bill No. 90  
Senate Bill No. 167  
Senate Bill No. 168  
Senate Bill No. 178  
Senate Bill No. 216  
Senate Bill No. 217  
Senate Bill No. 266  
Senate Bill No. 298  
Senate Concurrent Resolution "J"  
Senate Concurrent Resolution "Z"  
Senate Concurrent Resolution "GG"  
Senate Concurrent Resolution "JJ"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Bill No. 534  
House Bill No. 557  
House Bill No. 566  
House Bill No. 589  
House Bill No. 590  
House Bill No. 599  
House Bill No. 600  
House Bill No. 604  
House Bill No. 605  
House Bill No. 613

House Bill No. 633  
 House Bill No. 640  
 House Bill No. 650  
 House Bill No. 663  
 House Bill No. 673  
 House Bill No. 679  
 House Bill No. 695  
 House Bill No. 699  
 House Bill No. 710  
 House Bill No. 713  
 House Bill No. 727  
 House Bill No. 742  
 House Bill No. 744  
 House Bill No. 761  
 House Bill No. 770  
 House Bill No. 775  
 House Bill No. 799  
 House Bill No. 819  
 House Bill No. 825  
 House Concurrent Resolution "N"  
 House Concurrent Resolution "V"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bills No. 213 and 162

GERALD L. STAIR, Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 512

VIC GILBREATH, Secretary.

#### MOTION

Senator Meidinger moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Erickson moved that Senate Bill No. 213 be returned to the House, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

House Bill No. 737. A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943 as amended and reenacted by section 1 of chapter 345 of the Session Laws of 1955.

Which has been read.

Senator Leier moved that House Bill No. 737 be amended as follows:

In line 20 after the word "waters" insert a comma and add the following words: "excluding privately owned waters,".

In line 26 delete the words "of not".

Remember the lines accordingly.

Which motion prevailed.

Senator Leier moved that the rules be suspended and that House Bill No. 737 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 737, as amended on the floor, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kieley	O'Brien
Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Johnson	Morgan	Yunker
Kee		

Absent and not voting:

Baeverstad	Fraser	Olson
Bilden	Holand	Torno
Dewing	Nelson	Vendsel

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 737 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 741. A Bill for an Act to amend and reenact Section 34-0801 of the North Dakota Revised Code of 1943, relating to labor disputes and providing for definition of the term "strike."

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom



Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Holand	Olson
Bilden	Kusler	Torno
Fraser	Nelson	Vendsel

So the bill passed and the title was agreed to.

Senator Thomas moved that the vote by which House Bill No. 741 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 creating a merit system commission, providing for its organization, powers, and duties and abolishing the North Dakota Merit system council.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Johnson	Nelson
Brooks	Kee	O'Brien
Dewing	Kieley	Roen
Dolan	Krause	Saumur
Erickson	Kusler	Sayer
Erickstad	Larson	Schrock
Fiedler	Leier	Thomas
Foss	Livingston	Tuff
Freed	Longmire	Wadeson
Garaas	Luick	Wenstrom
George	Meidinger	Wolf
Gilbertson	Miller	Yunker
Hernett	Morgan	

Those voting in the negative were:

Knudson	Wartner
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Absent and not voting:

Baeverstad	Holand	Torno
Bilden	Klefstad	Trenbeath
Fraser	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Hernett moved that the vote by which House Bill No. 818 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 821. A Bill for an Act making an appropriation for administrative expenses of the state industrial commission in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Berube	Kee	Nelson
Brooks	Kieley	O'Brien
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Johnson	Morgan	

Absent and not voting:

Baeverstad	Holand	Trenbeath
Bilden	Olson	Vendsel
Fraser	Torno	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Hernett moved that the vote by which House Bill No. 821 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 826.** A Bill for an Act to amend and reenact subsections 4, 5, and 6 of section 57-3813 of the North Dakota Revised Code of 1943 relating to allocation of income of corporations doing business within and without North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Berube	Kee	Nelson
Brooks	Kieley	O'Brien
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Johnson	Morgan	

Absent and not voting:

Baeverstad	Holand	Trenbeath
Bilden	Olson	Vendsel
Fraser	Torno	

So the bill passed and the title was agreed to.

Senator Hernettt moved that the vote by which House Bill No. 826 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 514.** A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, 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, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kee	Nelson
Brooks	Kieley	O'Brien
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Miller	Wolf
Hernettt	Morgan	Yunker
Johnson		

Absent and not voting:

Baeverstad	Holand	Torno
Bilden	Meidinger	Trenbeath
Fraser	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 514 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 749.** A Bill for an Act to amend and reenact section 24-0202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the appointment, term, removal, oath, bond, and salary of the highway 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, 26; nays, 14; absent and not voting, 9.

Those voting in the affirmative were:

Brooks	Klefstad	Roen
Dolan	Knudson	Saumur
Erickstad	Krause	Sayer
Foss	Livingston	Thomas
Freed	Longmire	Wadeson
George	Luick	Wartner
Hernettt	Miller	Wenstrom
Kee	Morgan	Wolf
Kieley	O'Brien	

Those voting in the negative were:

Berube	Gilbertson	Nelson
Dewing	Johnson	Schrock
Erickson	Kusler	Tuff
Fiedler	Larson	Yunker
Garaas	Leier	

Absent and not voting:

Baeverstad	Holand	Torno
Bilden	Meidinger	Trenbeath
Fraser	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 749 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 797.** A Bill for an Act to amend and reenact Section 15-3404 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to transportation: payment and schedule.

Which has been read.

Senator Sayer moved that House Bill No. 797 be amended as follows:

In line 11, strike out the word "not".

Which motion prevailed.

Senator Sayer moved that the rules be suspended and that House Bill No. 797 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 797, as amended on the floor, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson	Nelson	

Absent and not voting:

Baeverstad	Fraser	Torno
Bilden	Olson	

So the bill passed and the title was agreed to.

Senator Sayer moved that the vote by which House Bill No. 797 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 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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Kee	Nelson
Brooks	Kieley	O'Brien
Dewing	Klefstad	Roen
Dolan	Knudson	Saumur
Erickson	Krause	Sayer
Erickstad	Kusler	Schrock
Fiedler	Larson	Thomas
Foss	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker
Absent and not voting:		
Baeverstad	Hernett	Torno
Bilden	Olson	Vendsel
Fraser		

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 517 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 524.** A Bill for an Act making an appropriation 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Bilden	Olson	Vendsel
Fraser	Torno	

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 524 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 530.** 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Keo	Nelson
Berube	Kieley	O'Brien
Brooks	Klefstad	Roen
Dewing	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Absent and not voting:

Bilden	Garaas	Torno
Fraser	Olson	Vendsel

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 530 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 638.** A Bill for an Act to amend and reenact section 57-1510 of the North Dakota Revised Code of 1943, and sections 40-3801, 40-3802, 57-1506 and 57-1508 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, empowering the governing body of any municipality or county to establish and maintain public library service, establish a library fund and levy taxes therefor, and limiting levy for such purposes, providing an exception to limitations on municipal and county tax levies, empowering the state library commission to enter into contracts with municipalities, political subdivisions and agencies of the State of North Dakota and other states, 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, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Knudson	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernett	Morgan	Yunker
Holand	Nelson	

Those voting in the negative were:

Krause

Absent and not voting:

Bilden	Olson	Torno
Fraser		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator O'Brien moved that the vote by which House Bill No. 638 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 279

Senate Concurrent Resolution "FF"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House is returning House Bill No. 512 as requested by the Senate

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 502, 523, 538, 542, 549, 556, 601, 619, 645, 676, 712, 714, 753, 817, 504, 507, 515, 519, 520, 584, 795 and House Concurrent Resolution "R"

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has rescinded their action in requesting return of Senate Bill No. 162

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 213 which the House requested

VIC GILBREATH, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 834. A Bill for an Act authorizing the Board of Administration to convey certain property now owned by the State and under the control of the State Training 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Freed	Livingston	Wadeson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meldinger	Wolf
Hernett	Miller	Yunker
Holand	Morgan	

Absent and not voting:

Bilden	Olson	Vendsel
Fraser	Torno	

So the bill passed and the title was agreed to.

Senator Hernett moved that the vote by which House Bill No. 834 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 780. A Bill for an Act relating to assessment, levy and collection and distribution of taxes on personal property brought, driven or coming into this state after the regular annual assessment date of such property.

Which has been read.

Senator Hernett moved that House Bill No. 780 be amended as follows:

In line 2 of the title of the bill delete the words "personal property" and insert in lieu thereof the word "livestock"



In line 1 of the bill delete the words and punctuation "personal property, including"

In line 2 delete the words "without limitation"

In line 14 delete the words "merchant, farmer or" and insert in lieu thereof "rancher, farmer or livestock"

In line 15 delete the following:

"goods, wares, livestock, or merchandise" and insert in lieu thereof the word "livestock"

In line 16 delete the words "merchant, farmer or" and insert in lieu thereof "rancher, farmer or livestock"

In line 18 delete the words "or stock" and insert in lieu thereof the words "of livestock"

In line 19 delete the words "merchant, farmer or" and insert in lieu thereof "rancher, farmer or livestock"

In line 20 after the word "date." strike out the remainder of the line.

Strike all of lines 21, 22, 23, 24 and 25

In line 26 delete the words "personal property" and insert in lieu thereof the word "livestock"

In line 29 delete the words "personal property" and insert in lieu thereof the word "livestock"

In line 82 delete the words "personal property" and insert in lieu thereof the word "livestock"

In line 88 delete the words "personal property" and insert in lieu thereof the word "livestock"

Renumber the lines accordingly.

Which motion prevailed.

Senator Hernettt moved that the rules be suspended and that House Bill No. 780 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 780, as amended from the floor, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Johnson	Nelson
Berube	Kee	O'Brien
Brooks	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Trenbeath
Foss	Leier	Tuff
Freed	Livingston	Vendsel
Garaas	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernettt	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Bilden	Olson	Torno
Fraser		

So the bill passed and the title was agreed to.

Senator Hernettt moved that the vote by which House Bill No. 780 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 506.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Which has been read.

Senator Foss moved that House Bill No. 506 be placed at the foot of the calendar, which motion prevailed.

**House Bill No. 533.** A Bill for an Act to appropriate money for the construction of a tuberculosis sanatorium to be located at Grand Forks, and for expenses for the renovation of the facilities of San Haven for the care of the feebleminded, and directing the state health department and the state health planning council to exert efforts to obtain federal funds for the construction of the tuberculosis sanatorium, to create and enact subsection 12 of section 25-0101, and to amend and reenact sections 25-0401, 25-0501, and 25-0512 of the North Dakota Revised Code of 1943 and section 25-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state schools for the feebleminded and the North Dakota state tuberculosis sanatorium.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Roen
Brooks	Kieley	Saumur
Dewing	Klefstad	Sayer
Dolan	Krause	Schrock
Erickson	Kusler	Thomas
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Luick	Wartner
George	Meidinger	Wenstrom
Gilbertson	Miller	Wolf
Hernettt	Morgan	Yunker
Holand	Nelson	

Absent and not voting:

Bilden	Knudson	Torno
Fraser	Olson	

So the bill passed and the title was agreed to.

Senator Dewing moved that the vote by which House Bill No. 533 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Bill No. 503.** 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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Thomas
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Freed	Longmire	Vendsel
Garaas	Luick	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	Nelson	Yunker
Johnson		

Absent and not voting:

Bilden	Fraser	Olson
Dewing	Knudson	Torno

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 503 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Meidinger moved that House Concurrent Resolutions "Z" and "D-1" be placed at the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE RESOLUTIONS

House Concurrent Resolution "Z". A concurrent resolution for amendment of sections 30, 33, 71, 82, 110, and 173 of the Constitution of the State of North Dakota, relating to terms of offices.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were ayes, 30; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	Nelson
Dolan	Kieley	O'Brien
Erickson	Knudson	Roen
Erickstad	Larson	Saumur
Foss	Livingston	Sayer
Freed	Longmire	Trenbeath
George	Luick	Wadeson
Hernett	Meidinger	Wartner
Holand	Miller	Wenstrom
Johnson	Morgan	Wolf

Those voting in the negative were:

Berube	Gilbertson	Schrock
Brooks	Klefstad	Thomas
Dewing	Krause	Tuff
Fiedler	Kusler	Vendsel
Garaas	Leier	Yunker

Absent and not voting:

Bilden	Olson	Torno
Fraser		

So the resolution was declared adopted.

Senator Meidinger moved that the vote by which House Concurrent Resolution "Z" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution "D-1". A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing a levy of a tax of not exceeding two mills for a period of ten years, for the purpose of creating a fund for construction of, and improvements and additions to, buildings of state higher educational institutions.

Which has been read.

Senator Baeverstad moved that the Senate reconsider its action in adopting the amendments to House Concurrent Resolution "D-1" on the committee report, which motion prevailed.

Senator Baeverstad moved that House Concurrent Resolution "D-1" be amended as follows:

In the title of the engrossed resolution delete lines 3 through 6, inclusive, and insert the following language in lieu thereof:

"tax of one mill for the purpose of creating a fund for the construction and improvement of buildings at state institutions of higher learning and the issuance of tax anticipation certificates."

Delete lines 8 through 12 of the engrossed resolution and insert the following words in lieu thereof:

"SECTION 1.) In addition to the levies authorized by section 174 of the constitution, there shall be levied annually upon all the taxable property in the state of North Dakota beginning with the year 1959 and ending in the year 1973, a tax of one mill".

Following the period on line 16, insert the following language:

"The legislative assembly shall be authorized to irrevocably pledge such fund and future levies for the fund for the payment of higher education building certificates and interest thereon. Issuance and sale of such certificates may be authorized by the legislative assembly in a total principal and interest amount not exceeding eighty percent of the anticipated tax yield of the tax levy provided in this section."

Which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that House Concurrent Resolution "D-1" be placed on second

reading and final passage, as amended from the floor, which motion prevailed.

Senator Vendsel moved that House Concurrent Resolution "D-1" be placed at the foot of the calendar.

#### ROLL CALL

The question being on the motion of Senator Vendsel to place House Concurrent Resolution "D-1" at the foot of the calendar, the roll was called and there were ayes, 23; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Holand	Saumur
Brooks	Johnson	Sayer
Dewing	Krause	Schrock
Fiedler	Kusler	Tuff
Foss	Leier	Vendsel
Garaas	Livingston	Wolf
Gilbertson	Longmire	Yunker
Hernett		Mr. President

Those voting in the negative were:

Baeverstad	Klefstad	Nelson
Dolan	Knudson	Roen
Erickson	Larson	Thomas
Erickstad	Luick	Trenbeath
Freed	Meldinger	Wadeson
George	Miller	Wartner
Kee	Morgan	Wenstrom
Kieley		

Absent and not voting:

Bilden	O'Brien	Torno
Fraser	Olson	

So the motion carried.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 533  
House Bill No. 646  
House Bill No. 648  
House Bill No. 694  
House Bill No. 737  
House Bill No. 797  
House Bill No. 818  
House Bill No. 826

Which the Senate has amended.

VIC GILBREATH, Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 162

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 162

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "BB"  
Senate Concurrent Resolution "WW"  
Senate Concurrent Resolution "VV"  
Senate Concurrent Resolution "II"  
Senate Concurrent Resolution "XX"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "TT"

Which the House has amended, as follows:

Line 6, strike "other insurance"; in lines 7, 12, 22 strike the words "other equipment".

GERALD L. STAIR, Chief Clerk.  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "QQ"  
Senate Concurrent Resolution "KK"  
Senate Concurrent Resolution "SS"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.  
MOTIONS

Senator Hernettt moved that the Senate reconsider its action by which House Bill No. 512 was passed, which motion prevailed.

Senator Hernettt moved that House Bill No. 512 be placed on the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

**House Bill No. 512.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

Which has been read.

Senator Hernettt moved that House Bill No. 512 be amended as follows:

In line 4, delete the figure "\$187,500.00" and insert in lieu thereof the figure "\$227,500.00"

After line 16 insert the following line "Refund Enforcement \$40,000.00"

In line 19, delete the figure "\$187,500.00" and insert in lieu thereof the figure "\$227,500.00".

Renumber the lines accordingly.

Which motion prevailed.

Senator Hernettt moved that the rules be suspended and that House Bill No. 512 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

#### ROLL CALL

The question being on the final passage of House Bill No. 512, as amended from the floor, the roll was called and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Kieley	Roen
Dewing	Klefstad	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Erickstad	Larson	Trenbeath
Fiedler	Leier	Tuff
Foss	Livingston	Vendsel
Freed	Longmire	Wadeson
George	Luick	Wartner
Gilbertson	Meidinger	Wenstrom
Hernettt	Miller	Wolf
Holand	Morgan	Yunker
Johnson		

Those voting in the negative were:

Garaas

Absent and not voting:

Bilden	Knudson	Thomas
Brooks	Nelson	Torno
Fraser	Olson	

So the bill passed and the title was agreed to.

Senator Hernettt moved that the vote by which House Bill No. 512 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTIONS

Senator Meidinger moved that Conference Committees be appointed on House Bills Nos. 501, 526, 529, 569, 540, 570, 701, 832, 800 and 805, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 501, Senators Luick, Dolan and Fiedler.

The President appointed as a Conference Committee on House Bill No. 526, Senators Livingston, Erickstad and Vendsel.

The President appointed as a Conference Committee on House Bill No. 529, Senators Kieley, Saumur and Wadeson.

The President appointed as a Conference Committee on House Bills No. 569 and 570, Senators Hernettt, Wartner and Tuff.

The President appointed as a Conference Committee on House Bill No. 540, Senators Meidinger, Morgan and Yunker.

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The President appointed as a Conference Committee on House Bill No. 701, Senators Trenbeath, Roen and Johnson.

The President appointed as a Conference Committee on House Bill No. 832, Senators Thomas, Nelson and Brooks.

The President appointed as a Conference Committee on House Bills No. 800 and 805, Senators Leier, Wartner and Erickson.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "TT", which motion prevailed.

Senator Johnson moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Concurrent Resolution "TT", which motion prevailed.

Senator Morgan moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "TT", and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Concurrent Resolution "TT", Senators Larson, Morgan and Krause.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "F-1" have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare to whom was referred House Concurrent Resolution "I-1" have had the same under consideration and recommend that the same be indefinitely postponed.

ROSAMOND O'BRIEN, Vice Chairman.

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 671 has had the same under consideration and recommends:

That both the House and Senate amend the bill by deleting the brackets after the "((t" in line 20, and also in line 22 insert brackets after the number "1952".

For the Senate:

H. B. BAEVERSTAD  
FRANK A. WENTSROM  
RICHARD E. WOLF

For the House:

REP. LYNCH  
REP. SCHULER  
REP. SCOTT

Senator Baeverstad moved that the report be adopted, which motion prevailed.



Senator Baeverstad moved that the rules be suspended and that House Bill No. 671 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

#### SECOND READING OF HOUSE BILL

House Bill No. 671. A Bill for an Act to amend and reenact for purposes of clarification subsection 3 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to deduction of taxes from gross income.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Johnson	Morgan
Berube	Kee	O'Brien
Dewing	Kieley	Saumur
Dolan	Klefstad	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Tuff
Fiedler	Larson	Vendsel
Freed	Livingston	Wadson
Garaas	Longmire	Wartner
George	Luick	Wenstrom
Gilbertson	Meidinger	Wolf
Hernett	Miller	Yunker
Holand		

Absent and not voting:

Bilden	Knudson	Roen
Brooks	Leier	Thomas
Foss	Nelson	Torno
Fraser	Olson	Trenbeath

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which House Bill No. 671 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 51 has had the same under consideration and recommends:

That the House recede from their amendments and that Senate Bill No. 51 be amended as follows:

After the period in line 117, insert the following language:

SECTION 9. PATENTS AND PROFITS.) Any and all patents for equipment, processes, methods, designs, or developments based upon research conducted under this act shall inure to and be taken out or assigned to the state of North Dakota, and any and all profits from such patents, developments, or research made under this act shall inure to the benefit of the North Dakota Economic Development Commission.

In line 118 delete SECTION 9 and insert SECTION 10.  
And renumber the lines accordingly.

For the Senate:

GEORGE LONGMIRE  
R. E. MEIDINGER  
JOHN KUSLER

For the House:

REP. BROWN  
REP. NEUKIRCHER  
REP. SJAASTAD

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 51 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

REPORTS OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 51

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 51. A Bill for an Act relating to economic development activities of the state, providing an appropriation, and repealing chapter 54-34 of the North Dakota Revised Code of 1943 relating to the North Dakota Research Foundation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 29; nays, 10; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Klefstad	Morgan
Dolan	Krause	Saumur
Erickson	Kusler	Sayer
Erickstad	Larson	Trenbeath
Foss	Leier	Wadeson
Freed	Livingston	Wartner
George	Longmire	Wenstrom
Holand	Luick	Wolf
Kee	Meidinger	Yunker
Kieley	Miller	

Those voting in the negative were:

Berube	Gilbertson	Schrock
Dewing	Johnson	Tuff
Fiedler	O'Brien	Vendsel
Garaas		

Absent and not voting:

Bilden	Knudson	Roen
Brooks	Nelson	Thomas
Fraser	Olson	Torno
Hernett		

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which Senate Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 129 has had the same under consideration and recommends:

That the Senate concur with the House amendments.

For the Senate:

L. A. SAYER  
GUY LARSON  
GLENN R. DOLAN

For the House:

REP. GEFREH  
REP. NICOLSON  
REP. HOFSTRAND

Senator Sayer moved that the report be adopted, which motion prevailed.

Senator Sayer moved that the rules be suspended and that Senate Bill No. 129 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 129

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

Senate Bill No. 129. A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the 1955 Session Laws, 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, as amended by the House, the roll was called and there were: ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Saumur
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Krause	Tuff
Fiedler	Larson	Vendsel
Foss	Leier	Wadeson
Freed	Livingston	Wartner
Garaas	Luick	Wenstrom
George	Meidinger	Wolf

Gilbertson	Morgan	Yunker
Holand		
Absent and not voting:		
Bilden	Knudson	Olson
Brooks	Kusler	Roen
Dewing	Longmire	Thomas
Fraser	Miller	Torno
Hernett	Nelson	Trenbeath

So the bill passed and the title was agreed to.

Senator Sayer 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.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 166 has had the same under consideration and recommends:

That the Senate do concur in the House amendments.

For the Senate:

PHILIP BERUBE  
GILMAN A. KLEFSTAD  
AMOS FREED

For the House:

K. A. FITCH  
LLOYD ESTERBY  
S. BRYCE STREIBEL

Senator Berube moved that the report be adopted, which motion prevailed.

Senator Berube moved that the rules be suspended and that Senate Bill No. 166 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 166

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

Senate Bill No. 166. A Bill for an Act to provide for the payment by the State Highway Commissioner of costs incurred by utilities in changing, removing or relocating utility facilities in connection with Interstate and Defense Highway Projects in which the Federal Government shares such cost.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Klefstad	Schrock
Erickson	Krause	Trenbeath
Erickstad	Larson	Tuff
Fiedler	Leier	Vendsel
Foss	Livingston	Wadeson
Freed	Luick	Wartner
Garaas	Meidinger	Wenstrom
George	Morgan	Wolf
Gilbertson	Nelson	Yunker
Holand		

Absent and not voting:

Bilden	Knudson	Olson
Brooks	Kusler	Roen
Fraser	Longmire	Thomas
Hernett	Miller	Torno

So the bill passed and the title was agreed to.

Senator Berube moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 235 has had the same under consideration and recommends:

That the House recede from its amendment in the title of the bill reinserting the language 'and to provide for recovery of costs from the owner.'; and

That the Senate concur with the House amendments in line 10 by striking the period and adding the following: "under the procedure set forth in Chapter 36-13 of the North Dakota Revised Code of 1943 as amended."; and

That the House recede from its amendment by reinserting Section 2, lines 11 to 17, inclusive; and

That the Senate concur with the House amendment by striking out the remainder of the bill, lines 18 to 38, inclusive.

For the Senate:

JOHN O. GARAAS  
LEE F. BROOKS  
AMOS FREED

For the House:

DON L. SHORT  
M. C. TESCHER  
LAWRENCE DICK

Senator Garaas moved that the report be adopted, which motion prevailed.

Senator Garaas moved that the rules be suspended and that Senate Bill No. 235 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 235

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE BILL

Senate Bill No. 235. A Bill for an Act to provide for the enforcement of statute prohibiting stock running at large and to provide for recovery of costs from the owner.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Baeverstad	Gilbertson	O'Brien
Berube	Johnson	Saumur
Brooks	Kee	Sayer
Dewing	Kieley	Schrock
Dolan	Klefstad	Thomas
Erickson	Krause	Tuff
Erickstad	Larson	Vendsel
Fiedler	Leier	Wadeson
Foss	Livingston	Wartner
Freed	Luick	Wenstrom
Garaas	Meidinger	Wolf
George	Morgan	Yunker

Absent and not voting:

Bilden	Kusler	Olson
Fraser	Longmire	Roen
Hernett	Miller	Torno
Holand	Nelson	Trenbeath
Knudson		

So the bill passed and the title was agreed to.

Senator Garaas moved that the vote by which Senate Bill No. 235 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 243 has had the same under consideration and recommends:

That the Senate do concur with the House amendments to Senate Bill No. 243.

For the Senate:

DONALD HOLAND  
R. E. MEIDINGER  
ROSAMOND O'BRIEN

For the House:

ADAM GEFREH  
S. BRYCE STREIBEL  
HAROLD SKAAR

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Meidinger moved that the rules be suspended and that Senate Bill No. 243 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 243

And find the same correctly Engrossed

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF SENATE BILL

Senate Bill No. 243. A Bill for an Act to amend and reenact Initiated Measure No. 2, approved by the electors of the state of North Dakota in the general election on November 6, 1956 relating to scholarship loans.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Baeverstad	Johnson	O'Brien
Berube	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Klefstad	Schrock
Dolan	Krause	Thomas
Erickson	Kusler	Tuff
Erickstad	Larson	Vendsel
Fiedler	Leier	Wadeson
Foss	Livingston	Wartner
Freed	Luick	Wenstrom
Garaas	Meidinger	Wolf
George	Morgan	Yunker
Gilbertson		

Absent and not voting:

Bilden	Knudson	Olson
Fraser	Longmire	Roen
Hernett	Miller	Torno
Holand	Nelson	Trenbeath

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which Senate Bill No. 243 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 213

Which the House has further amended as follows:

In line 46, place brackets around the word "ACT" and remove the parenthesis around the word "section"

In line 51, place brackets around the word "ACT" and in line 52 remove the parenthesis around the word "section"

GERALD L. STAIR, Chief Clerk.

### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 503  
House Bill No. 514  
House Bill No. 517  
House Bill No. 524  
House Bill No. 530  
House Bill No. 638  
House Bill No. 685  
House Bill No. 707  
House Bill No. 717  
House Bill No. 741  
House Bill No. 749  
House Bill No. 821  
House Bill No. 834

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

### MOTION

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

### SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution "Z-1". A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Which has been read.

### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 32; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Baeverstad	Johnson	Saumur
Berube	Kee	Schrock
Brooks	Klefstad	Thomas
Dewing	Krause	Torno
Erickson	Kusler	Trenbeath
Fraser	Larson	Tuff
Freed	Livingston	Vendsel
George	Longmire	Wadson
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	O'Brien	

Absent and not voting:

Bilden	Kieley	Olson
Dolan	Knudson	Roen
Erickstad	Leier	Sayer
Fiedler	Luick	Wartner



<b>Foss</b>	<b>Meidinger</b>	<b>Yunker</b>
<b>Garaas</b>	<b>Nelson</b>	

So the Resolution was declared adopted.

Senator Sayer moved that the vote by which House Concurrent Resolution "Z-1" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Concurrent Resolution "Y-1".** A concurrent resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives, and the Senate, of the State of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

<b>Baeverstad</b>	<b>Holand</b>	<b>Saumur</b>
<b>Berube</b>	<b>Johnson</b>	<b>Sayer</b>
<b>Brooks</b>	<b>Kee</b>	<b>Schrock</b>
<b>Dewing</b>	<b>Klefstad</b>	<b>Thomas</b>
<b>Erickson</b>	<b>Krause</b>	<b>Torno</b>
<b>Erickstad</b>	<b>Kusler</b>	<b>Trenbeath</b>
<b>Fraser</b>	<b>Larson</b>	<b>Tuff</b>
<b>Freed</b>	<b>Livingston</b>	<b>Vendsel</b>
<b>Garaas</b>	<b>Longmire</b>	<b>Wadeson</b>
<b>George</b>	<b>Miller</b>	<b>Wenstrom</b>
<b>Gilbertson</b>	<b>Morgan</b>	<b>Wolf</b>
<b>Hernett</b>	<b>O'Brien</b>	

Absent and not voting:

<b>Bilden</b>	<b>Knudson</b>	<b>Olson</b>
<b>Dolan</b>	<b>Leier</b>	<b>Roen</b>
<b>Fiedler</b>	<b>Luick</b>	<b>Wartner</b>
<b>Foss</b>	<b>Meidinger</b>	<b>Yunker</b>
<b>Kieley</b>	<b>Nelson</b>	

So the resolution was declared adopted.

Senator Wadeson moved that the vote by which House Concurrent Resolution "Y-1" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Concurrent Resolution "A-2".** A concurrent resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

<b>Berube</b>	<b>Kee</b>	<b>Saumur</b>
<b>Brooks</b>	<b>Klefstad</b>	<b>Sayer</b>
<b>Erickstad</b>	<b>Krause</b>	<b>Schrock</b>
<b>Fraser</b>	<b>Kusler</b>	<b>Thomas</b>
<b>Freed</b>	<b>Larson</b>	<b>Torno</b>

Garaas	Livingston	Tuff
George	Longmire	Wadeson
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Holand	O'Brien	Yunker
Johnson		

Absent and not voting:

Baeverstad	Foss	Nelson
Bilden	Kieley	Olson
Dewing	Knudson	Roen
Dolan	Leier	Trenbeath
Erickson	Luick	Vendsel
Fiedler	Meidinger	Wartner

So the resolution was declared adopted.

Senator Wadeson moved that the vote by which House Concurrent Resolution "A-2" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 671

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bills No. 51, 129, 166, 235 and 243

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Concurrent Resolution "TT" and the President has appointed as a conference committee to act with a like committee from the House, Senators: Larson, Morgan and Krause

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 501 Senators: Luick, Dolan and Fiedler

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 526 Senators: Erickstad, Livingston and Vendsel

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 529  
Senators: Kiele, Saumur and Wadeson

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 540  
Senators: Morgan, Yunker and Meidinger

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 569  
Senators: Hernett, Wartner and Tuff

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 570  
Senators: Hernett, Wartner and Tuff

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on House Bill No. 701  
Senators: Trenbeath, Roen and Johnson

VIC GILBREATH, Secretary

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on House Bill No. 800  
Senators: Leier, Wartner and Erickson

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on House Bill No. 805  
Senators: Leier, Wartner and Erickson

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act

with a like committee from the House on House Bill No. 832 Senators: Thomas, Nelson and Brooks

VIC GILBREATH, Secretary.

**MESSAGES FROM THE HOUSE**

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Concurrent Resolutions "KK" and "SS".

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee, House Members: Rep. Neukircher, Brown and Fitch to meet with a like committee from the Senate on Senate Concurrent Resolution "TT".

GERALD L. STAIR, Chief Clerk.

**SECOND READING OF HOUSE RESOLUTION**

House Concurrent Resolution "H-1". A concurrent resolution authorizing and directing the Legislative Research Committee to make an interim study of practices of lending agencies, public and private, interest charges, sales of merchandise under installment contracts, and charges connected therewith, and requesting that such committee report its findings to the thirty-sixth legislative assembly, together with its recommendations as to such legislation it may find necessary or advisable.

Which has been read.

Senator Brooks moved that House Concurrent Resolution "H-1" be indefinitely postponed, which motion prevailed.

**MESSAGE TO THE HOUSE**

Senate Chamber

Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 512

Which the Senate has amended.

VIC GILBREATH, Secretary.

**SECOND READING OF HOUSE RESOLUTIONS**

House Concurrent Resolution "L-1". A concurrent resolution authorizing and directing the legislative research committee to study the lien laws of this state and, if feasible, to introduce legislation to revise and modernize the lien laws so that adequate protection is given to the intended persons.

Which has been read.

Senator Dewing moved that further consideration of House Concurrent Resolution "L-1" be indefinitely postponed, which motion prevailed.

House Concurrent Resolution "N-1". A concurrent resolution directing the legislative research committee to study and, if feasible, to prepare suitable legislation, constitutional amendments or suggested changes in legislative procedure authorizing the state to sell state lands to private individuals,

corporations, political subdivisions, and governmental entities at private sale or under improved legislative procedures.

Which has been read.

Senator Longmire moved that House Concurrent Resolution "N-1" be indefinitely postponed, which motion prevailed.

**House Concurrent Resolution "O-1".** A concurrent resolution authorizing and directing the legislative research committee to make a study of the relocation practices of the state highway department of state and federal highways.

Which has been read.

Senator Knudson moved that House Concurrent Resolution "O-1" be indefinitely postponed, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 162

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

#### SECOND READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "P-1".** A concurrent resolution urging the United States Secretary of Agriculture and Congress to provide financial assistance and relief for areas incurring damage from grasshoppers.

Which has been read.

Senator Morgan moved that House Concurrent Resolution "P-1" be adopted, which motion prevailed.

**House Concurrent Resolution "T-1".** A concurrent resolution urging the North Dakota Congressional delegation to initiate action for an investigation of increasing freight rates.

Which has been read.

Senator Knudson moved that House Concurrent Resolution "T-1" be adopted, which motion prevailed.

**House Concurrent Resolution "V-1".** A concurrent resolution memorializing the President and the Congress of the United States to protect the farm economy of the United States by restoring full parity price supports for farm products.

Which has been read.

Senator Dewing moved that House Concurrent Resolution "V-1" be adopted, which motion prevailed.

Senator Garaas moved that the vote by which House Concurrent Resolution "V-1" was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**House Concurrent Resolution "W-1".** A concurrent resolution urging that the North Dakota Mill and Elevator buy all or most of North Dakota produced amber durum, in order to stimulate the market price on amber durum.

Which has been read.

Senator Dewing moved that House Concurrent Resolution "W-1" be adopted, which motion prevailed.

**House Concurrent Resolution "X-1".** A concurrent resolution requesting the state board of higher education to adjust nonresident tuition payments and fees at institutions of higher learning.

Which has been read.

Senator Longmire moved that House Concurrent Resolution "X-1" be adopted, which motion prevailed.

#### CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Larson moved that the Senate return Senate Concurrent Resolutions "KK" and "SS" to the House, which motion prevailed.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 213, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 213 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

#### SECOND READING OF SENATE BILLS

**Senate Bill No. 213.** A Bill for an Act to amend and reenact section 39-0459 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to motor vehicle dealers licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called and there were ayes, 28; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Berube	Klefstad	Sayer
Dewing	Knudson	Schrock
Erickstad	Krause	Thomas
Fraser	Kusler	Torno
Freed	Larson	Tuff
Garaas	Livingston	Vendsel
George	Longmire	Wenstrom
Gilbertson	Miller	Wolf
Holand		

Absent and not voting:

Bilden	Johnson	Olson
Brooks	Kieley	Roen
Dolan	Leier	Saumur
Erickson	Luick	Trenbeath
Fiedler	Meidinger	Wadeson
Foss	Morgan	Wartner
Hernett	Nelson	Yunker

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 213 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Brooks moved that the Senate reconsider its action in indefinitely postponing House Concurrent Resolution "H-1", which motion prevailed.

## SECOND READING OF HOUSE RESOLUTIONS

**House Concurrent Resolution "H-1".** A concurrent resolution authorizing and directing the Legislative Research Committee to make an interim study of practices of lending agencies, public and private, interest charges, sales of merchandise under installment contracts, and charges connected therewith, and requesting that such committee report its findings to the thirty-sixth legislative assembly, together with its recommendations as to such legislation it may find necessary or advisable.

Which has been read.

Senator Brooks moved that House Concurrent Resolution "H-1" be adopted, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "H-1"  
House Concurrent Resolution "P-1"  
House Concurrent Resolution "T-1"  
House Concurrent Resolution "V-1"  
House Concurrent Resolution "W-1"  
House Concurrent Resolution "X-1"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 213

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return Senate Concurrent Resolutions "KK" and "SS" which the House requested

VIC GILBREATH, Secretary.

## SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 34  
Senate Bill No. 86  
Senate Bill No. 114  
Senate Bill No. 117  
Senate Bill No. 151  
Senate Bill No. 212  
Senate Bill No. 234  
Senate Bill No. 248  
Senate Bill No. 253  
Senate Bill No. 260  
Senate Bill No. 267  
Senate Bill No. 295  
Senate Concurrent Resolution "G"  
Senate Concurrent Resolution "H"  
Senate Concurrent Resolution "O"

And the President signed the same in the presence of the Senate.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 34  
Senate Bill No. 86  
Senate Bill No. 114  
Senate Bill No. 117  
Senate Bill No. 151  
Senate Bill No. 212  
Senate Bill No. 234  
Senate Bill No. 248  
Senate Bill No. 253  
Senate Bill No. 260  
Senate Bill No. 267  
Senate Bill No. 295  
Senate Concurrent Resolution "G"  
Senate Concurrent Resolution "H"  
Senate Concurrent Resolution "O"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Y-1"  
House Concurrent Resolution "Z-1"  
House Concurrent Resolution "A-2"  
Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "Z"  
Which the Senate has amended.

VIC GILBREATH, Secretary.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 5  
Senate Bill No. 25  
Senate Bill No. 26  
Senate Bill No. 32  
Senate Bill No. 39  
Senate Bill No. 40  
Senate Bill No. 64  
Senate Bill No. 93  
Senate Bill No. 116  
Senate Bill No. 134  
Senate Bill No. 155  
Senate Bill No. 156  
Senate Bill No. 169  
Senate Bill No. 180  
Senate Bill No. 201



Senate Bill No. 223  
 Senate Bill No. 226  
 Senate Bill No. 233  
 Senate Bill No. 287  
 Senate Bill No. 297  
 Senate Concurrent Resolution "EE"  
 Senate Concurrent Resolution "OO"  
 And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 648 and the Speaker has appointed as a Conference Committee, House Members: Powers, Hilleboe and Burk.

GERALD L. STAIR, Chief Clerk.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 271 has had the same under consideration and recommends:

That this committee be discharged and that a new Conference Committee be appointed due to the fact no agreement could be reached.

For the Senate:

H. B. BAEVERSTAD  
 DONALD C. HOLAND  
 RAY G. VENDSEL

For the House:

REP. BRATCHER  
 REP. ANDRE  
 REP. SCHULER

Senator Baeverstad moved that the report be adopted, which motion prevailed.

The President appointed as a second Conference Committee on Senate Bill No. 271, Senators Baeverstad, Meidinger and Yunker.

Mr. President: Your Conference Committee to whom was referred House Bill No. 526 has had the same under consideration and recommends:

That the House do concur in the Senate amendments.

For the Senate:

ERNEST C. LIVINGSTON  
 RALPH J. ERICKSTAD  
 RAY G. VENDSEL

For the House:

REP. PAULSON  
 REP. DOHERTY  
 REP. WITTEMAN

Senator Livingston moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 540 has had the same under consideration and recommends:

That this Conference Committee be discharged and that a new Conference Committee be appointed due to the fact no agreement could be reached.

For the Senate:

R. E. MEIDINGER  
KEN MORGAN  
JOHN YUNKER

For the House:

REP. HAUGLAND  
REP. LINK  
REP. SORLIE

Senator Meidinger moved that the report be adopted, which motion prevailed.

The President appointed as a second Conference Committee on House Bill No. 540, Senators Fiedler, Longmire and Wartner.

Mr. President: Your Conference Committee to whom was referred House Bill No. 832 has had the same under consideration and recommends:

That the House do concur with the Senate amendments to House Bill No. 832

For the Senate:

STEVE THOMAS  
EMIL T. NELSON  
LEE F. BROOKS

For the House:

REP. BROWN  
REP. KNUDSEN  
REP. SJAASTAD

Senator Thomas moved that the report be adopted, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed a new Conference Committee on Senate Bill No. 271 and the first one was discharged.

House Members: Schmalenberger, Currie and Tescher

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "KK"

Senate Concurrent Resolution "SS"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a substitute on Conference Committee 271 Rep. Poling for Rep. Tescher

GERALD L. STAIR, Chief Clerk.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Knudson moved that a Conference Committee be appointed on House Bill No. 648, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 648, Senators Knudson, O'Brien and Klefstad.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 529 has had the same under consideration and recommends:

That the Senate recede from their amendments to House Bill No. 529 and that the bill be amended as follows:

In line 3 strike out the figure "\$225,000.00" and insert the figure "\$242,500.00" in lieu thereof.

For the Senate:

CLYDE KIELEY  
HARRY WADESON  
GEORGE SAUMUR

For the House—

REP. HOFSTRAND  
REP. OLSON  
REP. FRISTAD

Senator Kieley moved that the report be adopted, which motion prevailed.

Senator Kieley moved that the rules be suspended and that House Bill No. 529 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

## SECOND READING OF HOUSE BILL

**House Bill No. 529.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Brooks	Kee	Roen
Dewing	Kieley	Saumur
Dolan	Krause	Sayer
Erickstad	Larson	Schrock
Fiedler	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Gilbertson	Miller	Wartner
Hernett	Morgan	Wenstrom
Holand	Nelson	Wolf
Johnson		

Absent and not voting:

Baeverstad	George	O'Brien
Berube	Klefstad	Olson
Bilden	Knudson	Thomas
Erickson	Kusler	Torno
Foss	Luick	Trenbeath
Garaas	Meidinger	Yunker

So the bill passed and the title was agreed to.

Senator Kieley moved that the vote by which House Bill No. 529 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 570 has had the same under consideration and recommends:

That the House accedes to the Senate amendments.

For the Senate:

GAIL H. HERNETT  
ALOYS WARTNER, Jr.  
EUGENE TUFF

For the House:

REP. SAUGSTAD  
REP. FRANK  
REP. GOEBEL

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 569 has had the same under consideration and recommends:

That the House accedes to the Senate amendments.

For the Senate:

GAIL H. HERNETT  
ALOYS WARTNER, Jr.  
EUGENE TUFF

For the House:

REP. SAUGSTAD  
REP. FRANK  
REP. GOEBEL

Senator Hernettt moved that the report be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 526.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 780

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bills Nos. 569 and 570.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 529.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House, on House Bill No. 648, Senators: Knudson, O'Brien and Klefstad.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 832.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on Senate Bill No. 271 and the President has appointed as a new Conference Committee, Senators: Baeverstad, Meidinger and Yunker.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

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. 540 and the President has appointed as a new Conference Committee, Senators: Fiedler, Longmire and Wartner.

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 533  
House Bill No. 646  
House Bill No. 694  
House Bill No. 737  
House Bill No. 797  
House Bill No. 818  
House Bill No. 826  
House Bill No. 512

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 529.

GERALD L. STAIR, Chief Clerk

## REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 648 has had the same under consideration and recommends:

That the House do concur with the Senate amendments.

For the Senate:

ROSAMOND O'BRIEN  
G. A. KLEFSTAD  
HARVEY B. KNUDSON

For the House:

REP. HILLEBOE  
REP. BURK  
REP. POWER

Senator O'Brien moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 45 has had the same under consideration and report that your conference committee cannot agree on Senate Bill No. 45 and request that no new conference committee be appointed.

For the Senate:

GAIL H. HERNETT  
H. W. GEORGE  
C. W. SCHROCK

For the House:

REP. NYGAARD  
REP. SHORT  
REP. POLING

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred Senate Concurrent Resolution "TT" has had the same under consideration and recommends:

That the Senate do concur with the House amendments.

For the Senate:

GUY LARSON  
KEN D. MORGAN  
FRED KRAUSE, Jr.

For the House:

REP. NEUKIRCHER  
REP. BROWN  
REP. FITCH

Senator Larson moved that the report be adopted, which motion prevailed.

Senator Larson moved that the rules be suspended and that Senate Concurrent Resolution "TT" be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution "TT"

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

## SECOND READING OF SENATE RESOLUTION

**Senate Concurrent Resolution "TT".** A Concurrent Resolution directing the Legislative Research Committee to study the procedures and practices of the departments and agencies in providing public liability and casualty insurance on state-owned vehicles and other equipment and make recommendations as to the practicability of providing such insurance by competitive bids under fleet or group contracts.

Which has been read.

Senator Larson moved that Senate Concurrent Resolution "TT" be adopted, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 665

House Bill No. 814

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "F-1"

House Concurrent Resolution "I-1"

House Concurrent Resolution "L-1"

House Concurrent Resolution "N-1"

House Concurrent Resolution "O-1"

Which the Senate has indefinitely postponed.

VIC GILBREATH, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

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. 540, but did concur with the Senate amendments on House Bill No. 540.

GERALD L. STAIR, Chief Clerk.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Concurrent Resolution "TT".

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 648.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has requested the return of Senate Bill No. 45.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 832 and do concur with the Senate amendments on House Bill No. 832.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Schrock moved that Senate Bill No. 45 be returned to the House, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return Senate Bill No. 45 which the House has requested.

VIC GILBREATH, Secretary.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 800 has had the same under consideration and recommends:

That the House do concur with the Senate amendments and further recommends that the bill be further amended as follows:

In the title of the bill, as amended by the Senate, following the word "sections" insert the following "20-1301,"

Following Section 7, as amended by the Senate, insert the following language:

"SECTION 8. AMENDMENT.) Section 20-1301 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

20-1301. STATE BOUNTY FOR WOLVES, COYOTES, BOBCATS AND FOXES.) For the purpose of encouraging the destruction of wolves, coyotes, bobcats and foxes, a bounty shall be paid by the state of North Dakota for each wolf, coyote, bobcat, and fox killed within the state of North Dakota as follows:

1. For each mature wolf, mature coyote or mature bobcat killed the sum of five ((((\$5.00)))) dollars;
2. For each mature fox killed the sum of (((three (\$3.00)))) two dollars;
3. For each wolf, coyote pup or bobcat kitten killed prior to September first in the year it was whelped, two dollars and fifty cents ((((\$2.50)))); and
4. For each fox pup killed on or before September first of the year it was whelped, the sum of one dollar and fifty cents ((((\$1.50))). .

No bounty shall be paid on wolves, coyotes, bobcats or foxes killed by hunters and trappers paid by state or federal funds.

For the Senate:

JOHN LEIER  
ALOYS WARTNER, Jr.  
LLOYD ERICKSON



For the House:

REP. POWER  
 REP. MUGGLI  
 REP. BYE

Senator Leier moved that the report be adopted, which motion prevailed.

Senator Leier moved that the rules be suspended and that House Bill No. 800 be placed on second reading and final passage as amended by the House and in Conference Committee, which motion prevailed.

### SECOND READING OF A HOUSE BILL

House Bill No. 800. A Bill for an Act relating to payment of bounties and to amend and reenact sections 20-1306, 20-1307, 20-1308, 20-1407, 20-1408 and 20-1409 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, as amended in Conference Committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kieley	Roen
Brooks	Klefstad	Saumur
Dolan	Knudson	Sayer
Erickson	Krause	Schrock
Erickstad	Kusler	Thomas
Fiedler	Larson	Torno
Fraser	Leier	Trenbeath
Freed	Livingston	Vendsel
George	Longmire	Wadeson
Gilbertson	Luick	Wartner
Hernett	Meidinger	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker
Kee	O'Brien	

Absent and not voting:

Berube	Foss	Olson
Bilden	Garaas	Tuff
Dewing	Nelson	

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 800 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 805 has had the same under consideration and recommends:

That the House concur with the Senate amendments and further recommend that the bill be further amended as follows:

In line 3 following the word "fish" insert the word "bounty"

For the Senate:

JOHN LEIER  
ALOYS WARTNER  
LLOYD ERICKSON

For the House:

REP. POWER  
REP. MUGGLI  
REP. BYE

Senator Leier moved that the report be adopted, which motion prevailed.

Senator Leier moved that the rules be suspended and that House Bill No. 805 be placed on second reading and final passage, as amended by the House and in Conference Committee, which motion prevailed.

#### SECOND READING OF HOUSE BILL

**House Bill No. 805.** A Bill for an Act making an appropriation for the purpose of paying the wolf, coyote, fox, bobcat and magpie bounty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kee	O'Brien
Brooks	Kieley	Roen
Dolan	Klefstad	Saumur
Erickson	Knudson	Sayer
Erickstad	Krause	Schrock
Fiedler	Kusler	Thomas
Fraser	Larson	Torno
Freed	Leier	Vendsel
George	Livingston	Wadeson
Gilbertson	Longmire	Wartner
Hernett	Luick	Wenstrom
Holand	Miller	Wolf
Johnson	Morgan	Yunker

Absent and not voting:

Berube	Garaas	Olson
Bilden	Meidinger	Trenbeath
Dewing	Nelson	Tuff
Foss		

So the bill passed and the title was agreed to.

Senator Leier moved that the vote by which House Bill No. 805 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 526

GERALD. L. STAIR, Chief Clerk.

## REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 540 has had the same under consideration and recommends:

That your second conference committee be excused inasmuch as the House did not appoint a second conference committee and has now passed House Bill No. 540 as amended by the Senate.

For the Senate:

GEORGE LONGMIRE  
ALOYS WARTNER  
WALTER FIEDLER

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 701 has had the same under consideration and recommends:

That the House concurs with the Senate amendments and recommends that the bill be further amended as follows:

In line 583 of the printed bill delete the period, insert a comma and add the following:

“and under the conditions specified in section 23, shall include provision for protesting the levy of the general tax provided in section 35 to be made by the board of county commissioners.”

Following line 619 of the printed bill insert the following:

“SECTION 23. RESOLUTION OF BOARD TO INCLUDE PROVISION FOR PROTESTING AND REFUSING AUTHORITY TO MAKE GENERAL TAX LEVY IN CERTAIN CASES; ELECTION TO BE HELD. In any case in which that part of the cost of a water conservation or flood control project allocated to a county shall exceed fifty thousand dollars, the resolution of the board of commissioners provided for in section 22 of this Act shall state that any deficiency or probable deficiency in the special assessment fund for the payment of project warrants of the district shall be forestalled and the ability of the fund to pay principal and interest punctually shall be restored by a general tax levy upon the taxable property in the counties wherein the district lies, as provided in section 35, unless ten percent of the electors voting for governor in the last general election in that county, by written protest filed with the board of commissioners within twenty days after the first publication of such resolution, object to the payment of any deficiency or probable deficiency in such special assessment fund by such general tax levy.

If such written protests are found by the board of commissioners to carry a sufficient number of signatures, the board by resolution shall thereupon call a special election in the county or counties from which such protests were received for the purpose of having the electors of the county vote upon the question of whether such general tax levy shall be permitted. The date of such election shall be not less than twenty days from the date of the resolution calling for the election. The board shall cause notice of such election to be published once each week for at least two weeks prior to

the date thereof in the official newspaper of the county. Such notice shall specify the date, polling hours, and the polling places of such election which shall be the same as for general elections and shall contain a copy of the resolution calling the special election and a statement of the question to be voted upon as it shall appear upon the ballot. The board shall appoint an inspector, two judges, and two clerks of election for each polling place.

The ballot for such election shall be separate from other ballots used on the same day for other elections, and shall be printed, and shall state the question in substantially the following form:

Shall the board of county commissioners be permitted to levy a general tax on all taxable property in the county to pay any deficiency or probable deficiency that might occur in the project warrant fund of .....District, (here insert the name of the water conservation or flood control district) which fund was established by resolution of the commissioners of said district on ..... (here insert date of such resolution).

Yes .....   
No .....

Spoiled or blank ballots cast at such election shall not be counted for or against the question voted upon.

If a majority of the votes cast at such election are "Yes" votes, authority to make such a general tax levy shall be deemed approved. If a majority of the votes cast at such election are "No" votes, authority to make such a general tax levy shall be denied.

The election officials shall be compensated in the manner provided by law for general elections, and the costs of such election shall be borne by the district concerned.

Following the word "section" in the last line of section 34 as amended delete the period and insert the following words:

"Provided that a board of county commissioners shall not levy the general tax herein provided if the electors in any county wherein the district lies have refused, pursuant to the election provided for in section 23 of this Act, to permit such levy to be made."

Renumber the sections and the lines accordingly.

For the Senate:

GRANT TRENBEATH  
O. S. JOHNSON  
LELAND H. ROEN

For the House:

REP. SHORT  
REP. BURK  
REP. VAN SICKLE

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 701 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

## SECOND READING OF HOUSE BILL

**House Bill No. 701.** A Bill for an Act providing for the creation, organization, operation and maintenance of water conservation and flood control districts; providing for district boards of commissioners and prescribing their powers and duties, authorizing financing construction of projects and requiring appropriations and tax levies to keep sinking funds for construction assessment warrants on a cash basis, repealing chapter 61-16 of the 1953 Supplement of the North Dakota Revised Code of 1943 and chapter 346 of the Session Laws of 1955; validating the organization of existing districts and declaring an emergency.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Johnson	Roen
Brooks	Kee	Saumur
Dolan	Kieley	Sayer
Erickson	Klefstad	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Torno
Fraser	Kusler	Trenbeath
Freed	Larson	Tuff
Garaas	Leier	Wadeson
George	Livingston	Wartner
Gilbertson	Luick	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker

Absent and not voting:

Baeverstad	Longmire	O'Brien
Bilden	Meidinger	Olson
Dewing	Nelson	Vendsel
Foss		

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the vote by which House Bill No. 701 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the committee report on House Bill No. 570

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the committee report on House Bill No. 569

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the committee report on House Bill No. 648

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the committee report on House Bill No. 805

GERALD L. STAIR, Chief Clerk.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Committee which was directed to confer with a like Committee from the House for the purpose of recommending priorities in studies to be carried on by the Legislative Research Committee during the next biennium has met, and it is jointly agreed that the following priorities should be followed in so far as practical by the Legislative Research Committee in carrying on its work:

#### CLASS I PRIORITY LRC STUDIES:

Senate Concurrent Resolution "Z"  
Senate Concurrent Resolution "FF"  
Senate Concurrent Resolution "KK"  
Senate Concurrent Resolution "OO"  
Senate Concurrent Resolution "SS"  
Senate Concurrent Resolution "TT"  
House Concurrent Resolution "H"  
House Concurrent Resolution "J"  
House Concurrent Resolution "H-1"

#### CLASS II PRIORITY LRC STUDIES:

Senate Concurrent Resolution "II"  
House Concurrent Resolution "F-1"  
House Concurrent Resolution "M"

#### CLASS III PRIORITY LRC STUDIES:

Senate Concurrent Resolution "O"  
Senate Concurrent Resolution "X"  
House Resolution No. 4

#### CLASS IV PRIORITY LRC STUDIES:

Senate Concurrent Resolution "V"  
House Concurrent Resolution "A-1"  
House Concurrent Resolution "M-1"  
House Concurrent Resolution "N-1"  
House Concurrent Resolution "O-1"  
House Concurrent Resolution "Q-1"

For the Senate:

GAIL H. HERNETT  
JOHN KUSLER  
H. B. BAEVERSTAD

For the House:

REP. LEET  
REP. LINK  
REP. THOMPSON

Senator Hernettt moved that the report be adopted, which motion prevailed.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the committee report on House Bill No. 800.

GERALD L. STAIR, Chief Clerk.

## MOTION

Senator Longmire moved that the House be requested to return House Concurrent Resolution "O-1", which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Concurrent Resolution "O-1".

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 701.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bills Nos. 800 and 805.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 45

Which the House has further amended as follows:

In the first line of the amendment in the House Journal, page 791, after the word "person" insert the following:

"who is not receiving any other payment under this chapter,".

In the 9th line of the amendment in the House Journal, page 791, after the word "agreement" delete the words "and who is not receiving any other".

In the 10th line of the amendment in the House Journal, page 791, delete the words "payment under this chapter".

In the House amendment, printed on page 792 of the House Journal, which is to be inserted between lines 90 and 91 of the amended bill, in the last line of that amendment after the word "Dakota" and before the semicolon, insert the following underlined words:

" , except part-time elected persons or persons hired on a fee basis, if excluded by the federal-state agreement".

In the 3rd line of the amendment shown in the House Journal, page 941, delete the words "seventy-seven" and

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insert the words "fifty-one" in lieu thereof and after the word "thousand" insert the words "two hundred seventy-five" in lieu thereof.

In the 8th line of the amendment shown in the House Journal, page 942, after "Grafton State School—General Fund" delete the number "21,250.00" and insert the number "53,125.00" in lieu thereof.

In the 11th line of the amendment shown in the House Journal, page 942, after "State Training School—General Fund" delete the number "76,500.00" and insert the number "18,900.00" in lieu thereof.

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

House Concurrent Resolution "O-1"

Which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

#### CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Hernet moved that the Senate do concur in the House amendments to Senate Bill No. 45, which motion prevailed.

Senator Hernet moved that the rules be suspended and that Senate Bill No. 45 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 45

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SECOND READING OF A SENATE BILL

Senate Bill No. 45. A Bill for an Act relating to retirement of public employees, amending and reenacting section 52-0907, 52-0909, and 54-2354 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and subdivision 3 (a) 4 of chapter 306 of the North Dakota Session Laws of 1955, and declaring an emergency.

Which has been read.

Senator Erickstad requested that he be excused from voting on Senate Bill No. 45 because of personal interest.

Senator Sayer moved that Senator Erickstad be excused from voting on Senate Bill No. 45, which motion prevailed.

#### ROLL CALL

The question being on the final passage of Senate Bill No. 45, as amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 9; excused, 1.

Those voting in the affirmative were:

Baeverstad  
Berube

Kee  
Klefstad

O'Brien  
Roen



Brooks	Knudson	Saumur
Dolan	Krause	Sayer
Erickson	Kusler	Schrock
Fiedler	Larson	Thomas
Fraser	Leier	Trenbeath
Freed	Livingston	Tuff
Garaas	Longmire	Vendsel
George	Luick	Wadeson
Gilbertson	Meidinger	Wenstrom
Hernett	Miller	Wolf
Holand	Morgan	Yunker
Absent and not voting:		
Bilden	Johnson	Olson
Dewing	Kieley	Torno
Foss	Nelson	Wartner

Passed:

Erickstad

So the bill passed and the title was agreed to.

Senator Hernett moved that the vote by which Senate Bill No. 45 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MOTION

Senator Longmire moved that the Senate reconsider its action by which House Concurrent Resolution "O-1" was indefinitely postponed, which motion prevailed.

#### SECOND READING OF A HOUSE RESOLUTION

**House Concurrent Resolution "O-1".** A concurrent resolution authorizing and directing the legislative research committee to make a study of the relocation practices of the state highway department of state and federal highways.

Which has been read.

Senator Longmire moved that House Concurrent Resolution "O-1" be adopted, which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "O-1"

Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 45

VIC GILBREATH, Secretary.

#### MOTION

Senator Meidinger moved that the Senate do now recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 34  
Senate Bill No. 86  
Senate Bill No. 114  
Senate Bill No. 117  
Senate Bill No. 151  
Senate Bill No. 212  
Senate Bill No. 234  
Senate Bill No. 248  
Senate Bill No. 253  
Senate Bill No. 260  
Senate Bill No. 267  
Senate Bill No. 295  
Senate Concurrent Resolution "G"  
Senate Concurrent Resolution "H"  
Senate Concurrent Resolution "O"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "Z"

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has accepted the amendment of the Committee on House Bill No. 701

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 780

GERALD L. STAIR, Chief Clerk  
House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has accepted the Conference Committee report on Senate Bill No. 166 and Senate Bill No. 129

GERALD L. STAIR, Chief Clerk.

## SECOND READING OF HOUSE BILL

House Bill No. 506. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, 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, as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Johnson	Saumur
Berube	Kee	Sayer
Brooks	Kieley	Schrock
Dewing	Knudson	Thomas
Erickson	Krause	Torno
Erickstad	Larson	Trenbeath
Foss	Leier	Tuff
Fraser	Livingston	Vendsel
Freed	Longmire	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	O'Brien	Yunker
Holand	Roen	

Absent and not voting:

Bilden	Klefstad	Nelson
Dolan	Kusler	Olson
Fiedler	Luick	

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which House Bill No. 506 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 506

Which the Senate has amended.

VIC GILBREATH, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 51 and Senate Concurrent Resolution "TT"

GERALD L. STAIR, Chief Clerk.

## COMMUNICATIONS

A thank you message from Senator Axel Olson was read from the desk.

Senator Hernett moved that the message from Senator Olson be printed in the journal, which motion prevailed.

"A THANK YOU MESSAGE FOR ALL OF YOU

You're all so nice,

So thoughtful too,

And that means every one of you,

And so I send this just to say—

"Thanks to all of you today."

Dear Friends in the Senate:

Axel was delighted to receive the gorgeous bouquet of flowers Saturday afternoon from you all and a half hour later the lovely card came special delivery with all your signatures. We are grateful to you and thank each and all of you.

Sincerely,  
Mrs. Axel Olson"

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 28

Which the House has amended, as follows:

In line 9, after the word "manager", insert the following:  
"to be appointed by the Governor"

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House and Senate Joint Concurrent Resolution "1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 506

GERALD L. STAIR, Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 5  
Senate Bill No. 25  
Senate Bill No. 26  
Senate Bill No. 32  
Senate Bill No. 39  
Senate Bill No. 40  
Senate Bill No. 64  
Senate Bill No. 93  
Senate Bill No. 116  
Senate Bill No. 134  
Senate Bill No. 155  
Senate Bill No. 156  
Senate Bill No. 169  
Senate Bill No. 180  
Senate Bill No. 201  
Senate Bill No. 223  
Senate Bill No. 226  
Senate Bill No. 233  
Senate Bill No. 287  
Senate Bill No. 297

Senate Concurrent Resolution "EE"

Senate Concurrent Resolution "OO"

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5  
Senate Bill No. 25  
Senate Bill No. 26  
Senate Bill No. 32  
Senate Bill No. 39  
Senate Bill No. 40  
Senate Bill No. 64  
Senate Bill No. 93  
Senate Bill No. 116  
Senate Bill No. 134  
Senate Bill No. 155  
Senate Bill No. 156  
Senate Bill No. 169  
Senate Bill No. 180  
Senate Bill No. 201  
Senate Bill No. 223  
Senate Bill No. 226  
Senate Bill No. 233  
Senate Bill No. 237  
Senate Bill No. 297  
Senate Concurrent Resolution "EE"  
Senate Concurrent Resolution "OO"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Dewing moved that the Senate do not concur in the House amendments to Senate Bill No. 28 and that a Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 28, Senators Brooks, Erickson and Gilbertson.

## FIRST READING OF JOINT RESOLUTION

Senators Thomas, Brooks, and Nelson and Reps. Brown, Sjaastad and Knudson introduced:

**House and Senate Joint Resolution No. 1.** A Joint Resolution continuing an interim committee to study the workmen's compensation bureau.

Was read the first time.

Senator Brooks moved that the rules be suspended and that House and Senate Joint Resolution No. 1 be placed on second reading and final passage, which motion prevailed.

## SECOND READING OF HOUSE AND SENATE

## JOINT RESOLUTION

**House and Senate Joint Resolution No. 1.** A Joint Resolution continuing an interim committee to study the workmen's compensation bureau.

Was read the second time.

Senator Brooks moved that House and Senate Joint Resolution No. 1 be adopted, which motion prevailed.

The President appointed Senators Hernet and Kusler to serve on the committee to study the Workmen's Compensation Bureau.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 534  
 House Bill No. 557  
 House Bill No. 566  
 House Bill No. 589  
 House Bill No. 590  
 House Bill No. 599  
 House Bill No. 600  
 House Bill No. 604  
 House Bill No. 605  
 House Bill No. 613  
 House Bill No. 633  
 House Bill No. 640  
 House Bill No. 650  
 House Bill No. 663  
 House Bill No. 673  
 House Bill No. 679  
 House Bill No. 695  
 House Bill No. 699  
 House Bill No. 710  
 House Bill No. 713  
 House Bill No. 727  
 House Bill No. 742  
 House Bill No. 744  
 House Bill No. 761  
 House Bill No. 770  
 House Bill No. 775  
 House Bill No. 799  
 House Bill No. 819  
 House Bill No. 825  
 House Concurrent Resolution "N"  
 House Concurrent Resolution "V"

And the President signed the same in the presence of the Senate.

## MESSAGES TO THE HOUSE

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 534  
 House Bill No. 557  
 House Bill No. 566  
 House Bill No. 589  
 House Bill No. 590  
 House Bill No. 599  
 House Bill No. 600  
 House Bill No. 604  
 House Bill No. 605  
 House Bill No. 613  
 House Bill No. 633  
 House Bill No. 640  
 House Bill No. 650  
 House Bill No. 663  
 House Bill No. 673  
 House Bill No. 679  
 House Bill No. 695  
 House Bill No. 699  
 House Bill No. 710

House Bill No. 713  
 House Bill No. 727  
 House Bill No. 742  
 House Bill No. 744  
 House Bill No. 761  
 House Bill No. 770  
 House Bill No. 775  
 House Bill No. 799  
 House Bill No. 819  
 House Bill No. 825  
 House Concurrent Resolution "N"  
 House Concurrent Resolution "V"  
 Which the President has signed.

VIC GILBREATH, Secretary.  
 Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 28 and the President has appointed as a conference committee to act with a like committee from the House, Senators: Brooks, Erickson and Gilbertson

VIC GILBREATH, Secretary  
 Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:  
 House and Senate Joint Resolution No. 1  
 Which the Senate has passed unchanged.

VIC GILBREATH, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee, on Senate Bill No. 28 House Members: Fitch, Brown and Dewey.

GERALD L. STAIR, Chief Clerk.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 271 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that the bill as amended by the House be further amended as follows:

In line 4 of the House amendments delete the words "fifty thousand" and insert the words "thirty seven thousand five hundred"

In line 45 of the bill delete the word "nine" and insert the word "twelve"

For the Senate:

R. E. MEIDINGER  
 H. B. BAEVERSTAD  
 JOHN YUNKER

For the House:

REP. SCHMALENBERGER  
 REP. CURRIE  
 REP. POLING

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 271 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

#### SECOND READING OF SENATE BILL

**Senate Bill No. 271.** A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million dollars of general obligation bonds; creating a sinking fund; and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

Which has been read.

Senator Brooks moved that the Senate reconsider its action in placing Senate Bill No. 271 on second reading and final passage.

Senator Baeverstad requested a call of the Senate, which request was granted.

Senator Meidinger moved that the call of the Senate be dispensed with, which motion prevailed.

The question was on the motion of Senator Brooks that the Senate reconsider its action in placing Senate Bill No. 271 on second reading and final passage.

Senator Brooks requested the unanimous consent of the Senate to withdraw his motion that the Senate reconsider its action in placing Senate Bill No. 271 on second reading and final passage, which request was granted.

Senator Brooks moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Bill No. 502  
House Bill No. 523  
House Bill No. 536  
House Bill No. 539  
House Bill No. 542  
House Bill No. 556  
House Bill No. 545  
House Bill No. 578  
House Bill No. 588  
House Bill No. 614  
House Bill No. 624  
House Bill No. 627  
House Bill No. 643  
House Bill No. 645  
House Bill No. 661  
House Bill No. 662  
House Bill No. 670  
House Bill No. 753  
House Bill No. 762  
House Bill No. 790



House Bill No. 811  
 House Bill No. 817  
 House Bill No. 822  
 House Bill No. 572

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.  
 House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 5  
 Senate Bill No. 25  
 Senate Bill No. 26  
 Senate Bill No. 32  
 Senate Bill No. 39  
 Senate Bill No. 40  
 Senate Bill No. 64  
 Senate Bill No. 93  
 Senate Bill No. 116  
 Senate Bill No. 134  
 Senate Bill No. 155  
 Senate Bill No. 156  
 Senate Bill No. 169  
 Senate Bill No. 180  
 Senate Bill No. 201  
 Senate Bill No. 223  
 Senate Bill No. 226  
 Senate Bill No. 233  
 Senate Bill No. 287  
 Senate Bill No. 297  
 Senate Concurrent Resolution "EE"  
 Senate Concurrent Resolution "OO"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

Senator Schrock: I rise to a point of personal privilege. I am speaking I think in behalf of the members of the Senate, but I believe that I am also speaking for the benefit of the press and the House of Representatives. I have observed that the people with an inferiority complex usually have to throw their weight around a bit to more or less prove their positions. Unfortunately the press has been indiscreet in referring to the House of Representatives as the lower house. That is not good. I am sure that when the people elect members of the legislature they elect them as members to represent them. I might say that perhaps the House is a little more democratic, and for that reason I am glad we have the House to balance the legislature. However, in speaking in behalf of the Senate I don't believe that any member of the Senate thinks he is in any way superior or that the Senate is in any way superior to the House of Representatives, and I believe that we are happy that we are able to have the House balance our legislation, although we may not always approve of what they do.

#### SECOND READING OF SENATE BILL

Senate Bill No. 271. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million dollars of general obligation bonds; creating a sinking fund;

and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were: ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Knudson	Roen
Dolan	Krause	Saumur
Erickson	Larson	Sayer
Erickstad	Livingston	Thomas
Foss	Longmire	Torno
Freed	Luick	Trenbeath
George	Meidinger	Wadeson
Hernett	Miller	Wartner
Holand	Morgan	Wenstrom
Kee	Nelson	Wolf
Kieley		

Those voting in the negative were:

Berube	Garaas	Schrock
Brooks	Gilbertson	Tuff
Dewing	Johnson	Vendsel
Fiedler	Leier	Yunker
Fraser	O'Brien	

Absent and not voting:

Bilden	Kusler	Olson
Klefstad		

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which Senate Bill No. 271 was passed be reconsidered and the motion to reconsider be laid on the table.

Senator Dewing: I would like to explain my vote. I voted against this bill, not because of the fact that I want to refuse the financing of the bonus money. I voted against the bill because I did not approve of taking money from the general fund to pay the bonus, and then taking money from the welfare fund to finance some of our institutions. That is the same thing as financing the bonus with welfare funds.

Senator Vendsel: I would like my remarks to be printed in the Journal. I think the fact may be construed in the future that the members of this body who voted against Senate Bill No. 271 were voting against the Korean bonus, and I think Senator Dewing's statement wherein he mentions that we voted against using welfare funds to finance the payment of the Korean war bonus is well taken.

Senator Baeverstad: I voted for this bill, for the passage of Senate Bill No. 271, for I believe it is the proper and fair way to pass the bill. It should be shared one-half by special taxes, none of which are going into the general fund, and one-half from the general fund. I feel that particularly the people in the southwestern part of the state have not had good crops, and the tax burden is getting larger and larger, and I believe we should not be taxing them any more than absolutely necessary and that settlement in this way is very fair.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 28 has had the same under consideration and recommends that the House recede from its amendments to Senate Bill 28 and that the bill be amended as follows:

In line 9 after the word "manager" insert the following: "to be appointed by the chairman of the bureau"

And renumber the lines accordingly.

For the Senate:

LEE F. BROOKS  
LLOYD M. ERICKSON  
SELMER GILBERTSON

For the House:

REP. FITCH  
REP. BROWN  
REP. DEWEY

Senator Brooks moved that the report be adopted, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 28 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 28

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

Senate Bill No. 28. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmens' Compensation Bureau.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended by the Conference Committee, the roll was called and there were: ayes: 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Johnson	Roen
Berube	Kee	Saumur
Brooks	Kieley	Sayer
Dewing	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Larson	Torno
Erickstad	Leier	Trenbeath
Fiedler	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf

Hernett	Nelson	Yunker
Holand	O'Brien	
Absent and not voting:		
Bilden	Klefstad	Olson
Foss	Kusler	

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 28 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 501 has had the same under consideration and recommends:

That the House concur with the Senate amendment in line 42, by striking the figure "9,000.00" and inserting the figure "10,000.00"

That the Senate recede from their amendment in line 161 by reinserting the figure "112,600.00" instead of "127,600.00"

That the Senate recede from their amendment in line 162 by reinserting the figure "34,240.00" in lieu of "29,240.00"

That the House concur with the Senate amendment in line 192, by striking the figure "113,240.00" and inserting the figure "123,200.00"

That the House concur with the Senate amendment in line 194, by striking the figure "28,200.00" and inserting the figure "29,400.00"

That the House concur with the Senate amendment in line 195, by striking the figure "4,000.00" and inserting the figure "4,240.00"

That the House concur with the Senate amendment in line 196, by striking the figure "42,800.00" and inserting the figure "45,200.00"

That the House concur with the Senate amendment in line 200, by striking the figure "2,912.80" and inserting the figure "3,112.80"

That the House concur with the Senate amendment in line 250, by striking the figure "10,800.00" and inserting the figure "12,000.00"

That the Senate recede from their amendment in line 267, by reinserting the figure "12,000.00" in lieu of "13,000.00"

That the Senate recede from their amendment in line 268, by reinserting the figure "10,000.00" in lieu of "11,000.00"

That the Senate recede from their amendment in line 295, by reinserting the figure "10,000.00" in lieu of "10,600.00"

That the House concur with the Senate amendment in line 296, by striking the figure "20,000.00" and inserting the figure "25,000.00"

That the House concur with the Senate amendment in line 349, by striking the figure "50,000.00" and inserting the figure "60,000.00"

That the House concur with the Senate amendment after line 354 as follows:

"35th Legislative Assembly—Expense Mem- bers—Deficiency (to be made available immediately on passage).....	\$97,200.00
--	-------------

35th Legislative Assembly—Legislative  
Printing—Deficiency (to be made available  
immediately on passage)..... \$10,000.00

“35th Legislative Assembly—Per Diem Em-  
ployees—Deficiency (to be made available  
immediately on passage)..... \$16,800.00”,

That the House concur with the Senate amendment in  
line 359 by striking the figure “\$97,200.00” and inserting the  
figure “\$194,400.00”,

And further amend the bill as follows:

After line 437, add the following:

To appropriate the sum of Seven thousand six hundred  
dollars (\$7,600.00) as additional pay for the deputies of the  
following departments—Secretary of State, State Auditor,  
State Treasurer, Commissioner of Insurance, Department of  
Agriculture (2) Labor and Dairy, Land Commissioner, and  
Tax Commissioner. All of the deputies listed above shall  
have \$10,600.00 per biennium.

Change the totals and the Grand Total accordingly.

For the Senate:

A. W. LUICK  
GLENN R. DOLAN  
WALTER R. FIEDLER

For the House:

REP. TRYDAHL  
REP. LINDBERG  
REP. SOLBERG

Senator Luick moved that the report be adopted, which  
motion prevailed.

Senator Luick moved that the rules be suspended and that  
House Bill No. 501 be placed on second reading and final  
passage, as amended in Conference Committee, which motion  
prevailed.

#### SECOND READING OF HOUSE BILL

House Bill No. 501. 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 here-  
with 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,  
as amended in Conference Committee, the roll was called and  
there were: ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	O'Brien
Berube	Johnson	Roen
Brooks	Kee	Saumur
Dewing	Kieley	Sayer
Dolan	Knudson	Schrock
Erickson	Krause	Thomas
Erickstad	Larson	Torno

Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Luick	Wadeson
Garaas	Meidinger	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf
Hernett	Nelson	Yunker
Absent and not voting:		
Bilden	Kusler	Olson
Klefstad		

So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which House Bill No. 501 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

#### MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 28.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

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.

GERALD L. STAIR, Chief Clerk.

#### MOTIONS

Senator Baeverstad moved that the Senate reconsider its action by which Senate Bill No. 271 was passed, which motion prevailed.

Senator Brooks moved that the Senate reconsider its action by which the rules were suspended and Senate Bill No. 271 was deemed properly reengrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senator Brooks moved that the Senate reconsider its action in adopting the report of the Conference Committee on Senate Bill No. 271, which motion prevailed.

Senator Dewing moved that the Senate do not concur in the report of the Conference Committee on Senate Bill No. 271 and that a new Conference Committee be appointed, which motion prevailed.

The President appointed as the second Conference Committee on Senate Bill No. 271, Senators Baeverstad, Meidinger and Yunker.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on Senate Bill 271 and the President has appointed as a new Conference Committee, Senators Baeverstad, Meidinger and Yunker.

VIC GILBREATH, Secretary.

## MESSAGES FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 1.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee on Senate Bill No. 271, House members Schmalenberger, Currie and Poling.

GERALD L. STAIR, Chief Clerk.

## REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the Senate accede to the amendments of the House and that the bill be further amended as follows:

In line 12 of the House amendments delete the words "line 26 and" and insert the word "line"

Following line 26 of the engrossed bill, insert the following words: "to be constructed upon order of the state budget board at such time as the board shall determine that funds are available"

Following line 58 of the engrossed bill insert the following: "physical education building, 300,000.00"

In line 28 of the House amendments delete the numeral "410,431.50" and insert the numeral "710,431.50"

In lines 31 and 32 of the House amendments delete the words "science, library and physical education building" and insert the words "science and library building"

In line 41 of the House amendments delete the numeral "774,758.00" and insert the numeral "781,758.00"

In line 42 of the House amendments delete the words "lines 85 and 86" and insert the words "line 85"

In line 43 of the House amendments delete the numeral "791,229.00" and insert the numeral "803,329.00"

In line 49 of the House amendments delete the numeral "270,524.00" and insert the numeral "274,524.00"

In line 51 of the House amendments delete the numeral "279,024.00" and insert the numeral "283,024.00"

Renumber the lines accordingly.

For the Senate:

P. L. FOSS  
RALPH DEWING  
C. G. KEE

For the House:

REP. THOMPSON  
REP. MUELLER  
REP. BERNSTON

Senator Foss moved that the report be adopted, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 1 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 1

And find the same correctly Engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed, and the report was adopted.

#### SECOND READING OF SENATE BILL

**Senate Bill No. 1.** 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, as amended in Conference Committee, the roll was called and there were: ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Hernett	Nelson
Brooks	Holand	Roen
Dewing	Johnson	Saumur
Dolan	Kee	Sayer
Erickson	Kieley	Schrock
Erickstad	Knudson	Thomas
Fiedler	Krause	Torno
Foss	Larson	Tuff
Fraser	Leier	Vendsel
Freed	Livingston	Wadeson
Garaas	Luick	Wartner
George	Miller	Wenstrom
Gilbertson	Morgan	Wolf

Absent and not voting:

Baeverstad	Longmire	Olson
Bilden	Meidinger	Trenbeath
Klefstad	O'Brien	Yunker
Kusler		

So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

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.

VIC GILBREATH, Secretary.



Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 28.

VIC GILBREATH, Secretary.  
Senate Chamber  
Bismarck, March 8, 1957

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.

VIC GILBREATH, Secretary.  
SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution "D-1". A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing a levy of a tax of not exceeding two mills for a period of ten years, for the purpose of creating a fund for construction of, and improvements and additions to, buildings of state higher educational institutions.

Which has been read.

#### ROLL CALL

The question being on the final passage of the resolution, as amended, the roll was called and there were: ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kee	Saumur
Berube	Kieley	Sayer
Brooks	Knudson	Schrock
Dolan	Krause	Thomas
Erickson	Larson	Torno
Fiedler	Leier	Trenbeath
Foss	Livingston	Tuff
Fraser	Longmire	Vendsel
Freed	Meidinger	Wadeson
Garaas	Miller	Wartner
George	Morgan	Wenstrom
Gilbertson	O'Brien	Wolf
Hernett	Roen	Yunker

Absent and not voting:

Bilden	Johnson	Luick
Dewing	Klefstad	Nelson
Erickstad	Kusler	Olson
Holand		

So the resolution was declared adopted.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 271 has had the same under consideration and recommends: That the Senate accede to the House amendments and that the bill as amended by the House be further amended as follows:

In line 4 of the House amendments delete the words "fifty thousand" and insert the words "thirty-seven thousand five hundred".

In line 15 delete the words and number "on November 6" and insert in lieu thereof the words "in June".

In line 45 of the bill delete the word "nine" and insert the word "twelve".

For the Senate:

R. E. MEIDINGER  
H. B. BAEVERSTAD  
JOHN YUNKER

For the House:

ALBERT SCHMALENBERGER  
JACK M. CURRIE  
CLARENCE POLING

Sen. Baeverstad moved that the report be adopted, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 271 be deemed properly reengrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 271

And find the same correctly engrossed.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed, and the report was adopted.

#### SECOND READING OF SENATE BILL

Senate Bill No. 271. A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million dollars of general obligation bonds; creating a sinking fund; and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended in Conference Committee, the roll was called and there were ayes, 32; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kieley	Saumur
Brooks	Knudson	Sayer
Dolan	Krause	Schrock
Erickson	Larson	Thomas
Foss	Leier	Torno
Fraser	Livingston	Trenbeath
Freed	Longmire	Wadeson
George	Meidinger	Wartner
Gilbertson	Miller	Wenstrom
Hernett	Morgan	Wolf
Kee	Roen	

Those voting in the negative were:

Berube	O'Brien	Vendsel
Fiedler	Tuff	Yunker
Garaas		

## Absent and not voting:

Bilden	Johnson	Luick
Dewing	Klefstad	Nelson
Erickstad	Kusler	Olson
Holand		

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the vote by which Senate Bill No. 271 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

## MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "D-1"

Which the Senate has amended.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 271.

VIC GILBREATH, Secretary.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the Senate amendments on House Concurrent Resolution "D-1".

GERALD L. STAIR, Chief Clerk.

## MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House adopted the report of the Conference Committee on Senate Bill No. 271.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on:

Senate Bill No. 235

Senate Bill No. 243

House Bill No. 671

GERALD L. STAIR, Chief Clerk.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 572

House Bill No. 578

House Bill No. 588

House Bill No. 614

House Bill No. 624

House Bill No. 627  
House Bill No. 643  
House Bill No. 645  
House Bill No. 661  
House Bill No. 662  
House Bill No. 670  
House Bill No. 753  
House Bill No. 762  
House Bill No. 790  
House Bill No. 811  
House Bill No. 817  
House Bill No. 822

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 572  
House Bill No. 578  
House Bill No. 588  
House Bill No. 614  
House Bill No. 624  
House Bill No. 627  
House Bill No. 643  
House Bill No. 645  
House Bill No. 661  
House Bill No. 662

Which the President has signed.

VIC GILBREATH, Secretary.

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 670  
House Bill No. 753  
House Bill No. 762  
House Bill No. 790  
House Bill No. 811  
House Bill No. 817  
House Bill No. 822

Which the President has signed.

VIC GILBREATH, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 502  
House Bill No. 523  
House Bill No. 536  
House Bill No. 539  
House Bill No. 542  
House Bill No. 545  
House Bill No. 556

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 502

House Bill No. 523

House Bill No. 536

House Bill No. 539

House Bill No. 542

House Bill No. 545

House Bill No. 556

Which the President has signed.

VIC GILBREATH, Secretary.

## REPORTS OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "J"

Senate Concurrent Resolution "Z"

Senate Concurrent Resolution "FF"

Senate Concurrent Resolution "GG"

Senate Concurrent Resolution "JJ"

Were delivered to the Secretary of State at the hour of 4:45 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 3

Senate Bill No. 6

Senate Bill No. 10

Senate Bill No. 11

Senate Bill No. 12

Senate Bill No. 13

Senate Bill No. 16

Senate Bill No. 18

Senate Bill No. 23

Senate Bill No. 30

Senate Bill No. 31

Senate Bill No. 42

Senate Bill No. 73

Senate Bill No. 84

Senate Bill No. 90

Senate Bill No. 167

Senate Bill No. 168

Senate Bill No. 178

Senate Bill No. 216

Senate Bill No. 217

Senate Bill No. 266

Senate Bill No. 279

Senate Bill No. 298

Were delivered to the Governor for his approval at the hour of 4:50 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "G"

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "O"

Were delivered to the Secretary of State at the hour of 10:15 o'clock a.m., March 8, 1957.

CLYDE KIELEY, Chairman

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 34  
 Senate Bill No. 86  
 Senate Bill No. 114  
 Senate Bill No. 117  
 Senate Bill No. 151  
 Senate Bill No. 162  
 Senate Bill No. 212  
 Senate Bill No. 234  
 Senate Bill No. 248  
 Senate Bill No. 253  
 Senate Bill No. 260  
 Senate Bill No. 267  
 Senate Bill No. 295

Were delivered to the Governor for his approval at the hour of 10:15 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "EE"  
 Senate Concurrent Resolution "OO"

Were delivered to the Secretary of State at the hour of 10:30 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 5  
 Senate Bill No. 25  
 Senate Bill No. 26  
 Senate Bill No. 32  
 Senate Bill No. 39  
 Senate Bill No. 40  
 Senate Bill No. 64  
 Senate Bill No. 93  
 Senate Bill No. 116  
 Senate Bill No. 134  
 Senate Bill No. 155  
 Senate Bill No. 156  
 Senate Bill No. 169  
 Senate Bill No. 180  
 Senate Bill No. 201  
 Senate Bill No. 223  
 Senate Bill No. 226  
 Senate Bill No. 233  
 Senate Bill No. 287  
 Senate Bill No. 297

Were delivered to the Governor for his approval at the hour of 10:30 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 29  
 Senate Bill No. 45  
 Senate Bill No. 129  
 Senate Bill No. 138

Senate Bill No. 186  
 Senate Bill No. 189  
 Senate Bill No. 193  
 Senate Bill No. 213  
 Senate Bill No. 229  
 Senate Concurrent Resolution "Q"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 29  
 Senate Bill No. 45  
 Senate Bill No. 129  
 Senate Bill No. 138  
 Senate Bill No. 186  
 Senate Bill No. 189  
 Senate Bill No. 193  
 Senate Bill No. 213  
 Senate Bill No. 229  
 Senate Concurrent Resolution "Q"

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
 Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 29  
 Senate Bill No. 45  
 Senate Bill No. 129  
 Senate Bill No. 138  
 Senate Bill No. 186  
 Senate Bill No. 189  
 Senate Bill No. 193  
 Senate Bill No. 213  
 Senate Bill No. 229  
 Senate Concurrent Resolution "Q"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 2

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed.

#### SIGNING OF A BILL

The Secretary announced that the President was about to sign:

Senate Bill No. 2

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

## REPORT OF STANDING COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

Senate Bill No. 1

Senate Bill No. 28

Senate Bill No. 51

Senate Bill No. 83

Senate Bill No. 166

Senate Bill No. 235

Senate Bill No. 243

Senate Bill No. 271

Senate Concurrent Resolution "BB"

Senate Concurrent Resolution "II"

Senate Concurrent Resolution "KK"

Senate Concurrent Resolution "SS"

Senate Concurrent Resolution "TT"

Senate Concurrent Resolution "VV"

Senate Concurrent Resolution "WW"

Senate Concurrent Resolution "XX"

And find the same correctly Enrolled.

CLYDE KIELEY, Chairman.

Senator Kieley moved that the report be adopted, which motion prevailed, and the report was adopted.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1

Senate Bill No. 28

Senate Bill No. 51

Senate Bill No. 83

Senate Bill No. 166

Senate Bill No. 235

Senate Bill No. 243

Senate Bill No. 271

And the President signed the same in the presence of the Senate.

## MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 28

Senate Bill No. 51

Senate Bill No. 83

Senate Bill No. 166



Senate Bill No. 235  
Senate Bill No. 243  
Senate Bill No. 271

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

#### SIGNING OF RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "BB"  
Senate Concurrent Resolution "II"  
Senate Concurrent Resolution "KK"  
Senate Concurrent Resolution "SS"  
Senate Concurrent Resolution "TT"  
Senate Concurrent Resolution "VV"  
Senate Concurrent Resolution "WW"  
Senate Concurrent Resolution "XX"

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "BB"  
Senate Concurrent Resolution "II"  
Senate Concurrent Resolution "KK"  
Senate Concurrent Resolution "SS"  
Senate Concurrent Resolution "TT"  
Senate Concurrent Resolution "VV"  
Senate Concurrent Resolution "WW"  
Senate Concurrent Resolution "XX"

Which the President has signed and your signature is respectfully requested.

VIC GILBREATH, Secretary.

#### MESSAGE FROM THE HOUSE

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 2  
Senate Bill No. 29  
Senate Bill No. 45  
Senate Bill No. 129  
Senate Bill No. 138  
Senate Bill No. 186  
Senate Bill No. 189  
Senate Bill No. 193  
Senate Bill No. 213  
Senate Bill No. 229  
Senate Concurrent Resolution "Q"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

#### REPORTS OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2  
Senate Bill No. 29

Senate Bill No. 45  
 Senate Bill No. 129  
 Senate Bill No. 138  
 Senate Bill No. 186  
 Senate Bill No. 189  
 Senate Bill No. 193  
 Senate Bill No. 213  
 Senate Bill No. 229

Were delivered to the Governor for his approval at the hour of 11:30 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "Q"

Was delivered to the Secretary of State at the hour of 11:30 o'clock p.m., March 8, 1957.

VIC GILBREATH, Secretary.

#### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Bill No. 1  
 Senate Bill No. 28  
 Senate Bill No. 51  
 Senate Bill No. 83  
 Senate Bill No. 166  
 Senate Bill No. 235  
 Senate Bill No. 243  
 Senate Bill No. 271

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to return:

Senate Concurrent Resolution "BB"  
 Senate Concurrent Resolution "II"  
 Senate Concurrent Resolution "KK"  
 Senate Concurrent Resolution "SS"  
 Senate Concurrent Resolution "TT"  
 Senate Concurrent Resolution "VV"  
 Senate Concurrent Resolution "WW"  
 Senate Concurrent Resolution "XX"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk

#### REPORTS OF STANDING COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 1  
 Senate Bill No. 28  
 Senate Bill No. 51  
 Senate Bill No. 83  
 Senate Bill No. 166

Senate Bill No. 235  
 Senate Bill No. 243  
 Senate Bill No. 271

Were delivered to the Governor for his approval at the hour of 3:15 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "BB"  
 Senate Concurrent Resolution "II"  
 Senate Concurrent Resolution "KK"  
 Senate Concurrent Resolution "SS"  
 Senate Concurrent Resolution "TT"  
 Senate Concurrent Resolution "VV"  
 Senate Concurrent Resolution "WW"  
 Senate Concurrent Resolution "XX"

Were delivered to the Secretary of State at the hour of 3:20 o'clock p.m., March 8, 1957.

CLYDE KIELEY, Chairman.

#### MESSAGES FROM THE HOUSE

House Chamber  
 Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Bill No. 501  
 House Bill No. 503  
 House Bill No. 504  
 House Bill No. 505  
 House Bill No. 506  
 House Bill No. 507  
 House Bill No. 512  
 House Bill No. 513  
 House Bill No. 514  
 House Bill No. 515  
 House Bill No. 517  
 House Bill No. 519  
 House Bill No. 520  
 House Bill No. 524  
 House Bill No. 525  
 House Bill No. 526  
 House Bill No. 529  
 House Bill No. 530  
 House Bill No. 531  
 House Bill No. 533  
 House Bill No. 537  
 House Bill No. 538  
 House Bill No. 540  
 House Bill No. 541  
 House Bill No. 549  
 House Bill No. 569  
 House Bill No. 570  
 House Bill No. 571  
 House Bill No. 584  
 House Bill No. 601  
 House Bill No. 612  
 House Bill No. 619  
 House Bill No. 623  
 House Bill No. 638

House Bill No. 646  
House Bill No. 648  
House Bill No. 652  
House Bill No. 666  
House Bill No. 671  
House Bill No. 676

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Bill No. 683  
House Bill No. 684  
House Bill No. 685  
House Bill No. 694  
House Bill No. 701  
House Bill No. 707  
House Bill No. 712  
House Bill No. 714  
House Bill No. 717  
House Bill No. 737  
House Bill No. 741  
House Bill No. 749  
House Bill No. 780  
House Bill No. 795  
House Bill No. 797  
House Bill No. 800  
House Bill No. 805  
House Bill No. 818  
House Bill No. 821  
House Bill No. 826  
House Bill No. 832  
House Bill No. 833  
House Bill No. 834

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House and Senate Joint Resolution No. 1

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk

House Chamber  
Bismarck, March 8, 1957

Mr. President: I have the honor to transmit:

House Concurrent Resolution "H"  
House Concurrent Resolution "J"  
House Concurrent Resolution "L"  
House Concurrent Resolution "M"  
House Concurrent Resolution "P"  
House Concurrent Resolution "R"  
House Concurrent Resolution "S"  
House Concurrent Resolution "T"

House Concurrent Resolution "Z"  
 House Concurrent Resolution "A-1"  
 House Concurrent Resolution "B-1"  
 House Concurrent Resolution "C-1"  
 House Concurrent Resolution "D-1"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "O-1"  
 House Concurrent Resolution "P-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "X-1"  
 House Concurrent Resolution "Y-1"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "A-2"  
 House Concurrent Resolution "B-2"  
 House Concurrent Resolution "C-2"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

#### SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 501  
 House Bill No. 503  
 House Bill No. 504  
 House Bill No. 505  
 House Bill No. 506  
 House Bill No. 507  
 House Bill No. 512  
 House Bill No. 513  
 House Bill No. 514  
 House Bill No. 515  
 House Bill No. 517  
 House Bill No. 519  
 House Bill No. 520  
 House Bill No. 524  
 House Bill No. 525  
 House Bill No. 526  
 House Bill No. 529  
 House Bill No. 530  
 House Bill No. 531  
 House Bill No. 533  
 House Bill No. 537  
 House Bill No. 538  
 House Bill No. 540  
 House Bill No. 541  
 House Bill No. 549  
 House Bill No. 569  
 House Bill No. 570  
 House Bill No. 571  
 House Bill No. 584  
 House Bill No. 601  
 House Bill No. 612  
 House Bill No. 619

House Bill No. 623  
House Bill No. 638  
House Bill No. 646  
House Bill No. 648  
House Bill No. 652  
House Bill No. 666  
House Bill No. 671  
House Bill No. 676  
House Bill No. 683  
House Bill No. 684  
House Bill No. 685  
House Bill No. 694  
House Bill No. 701  
House Bill No. 707  
House Bill No. 712  
House Bill No. 714  
House Bill No. 717  
House Bill No. 737  
House Bill No. 741  
House Bill No. 749  
House Bill No. 780  
House Bill No. 795  
House Bill No. 797  
House Bill No. 800  
House Bill No. 805  
House Bill No. 818  
House Bill No. 821  
House Bill No. 826  
House Bill No. 832  
House Bill No. 833  
House Bill No. 834  
House and Senate Joint Resolution No. 1  
House Concurrent Resolution "H"  
House Concurrent Resolution "J"  
House Concurrent Resolution "L"  
House Concurrent Resolution "M"  
House Concurrent Resolution "P"  
House Concurrent Resolution "R"  
House Concurrent Resolution "S"  
House Concurrent Resolution "T"  
House Concurrent Resolution "Z"  
House Concurrent Resolution "A-1"  
House Concurrent Resolution "B-1"  
House Concurrent Resolution "C-1"  
House Concurrent Resolution "D-1"  
House Concurrent Resolution "E-1"  
House Concurrent Resolution "G-1"  
House Concurrent Resolution "H-1"  
House Concurrent Resolution "M-1"  
House Concurrent Resolution "O-1"  
House Concurrent Resolution "P-1"  
House Concurrent Resolution "T-1"  
House Concurrent Resolution "V-1"  
House Concurrent Resolution "W-1"  
House Concurrent Resolution "X-1"  
House Concurrent Resolution "Y-1"

House Concurrent Resolution "Z-1"

House Concurrent Resolution "A-2"

House Concurrent Resolution "B-2"

House Concurrent Resolution "C-2"

And the President signed the same in the presence of the Senate.

#### MESSAGES TO THE HOUSE

Senate Chamber  
Bismarck, March 8, 1957

Mr. Speaker: I have the honor to return:

House Bill No. 501  
House Bill No. 503  
House Bill No. 504  
House Bill No. 505  
House Bill No. 506  
House Bill No. 507  
House Bill No. 512  
House Bill No. 513  
House Bill No. 514  
House Bill No. 515  
House Bill No. 517  
House Bill No. 519  
House Bill No. 520  
House Bill No. 524  
House Bill No. 525  
House Bill No. 526  
House Bill No. 529  
House Bill No. 530  
House Bill No. 531  
House Bill No. 533  
House Bill No. 537  
House Bill No. 583  
House Bill No. 540  
House Bill No. 541  
House Bill No. 549  
House Bill No. 569  
House Bill No. 570  
House Bill No. 571  
House Bill No. 584  
House Bill No. 601  
House Bill No. 612  
House Bill No. 619  
House Bill No. 623  
House Bill No. 638  
House Bill No. 646  
House Bill No. 648  
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House Bill No. 684  
House Bill No. 685  
House Bill No. 694  
House Bill No. 701  
House Bill No. 707  
House Bill No. 712

House Bill No. 714  
 House Bill No. 717  
 House Bill No. 737  
 House Bill No. 741  
 House Bill No. 749  
 House Bill No. 780  
 House Bill No. 795  
 House Bill No. 797  
 House Bill No. 800  
 House Bill No. 805  
 House Bill No. 818  
 House Bill No. 821  
 House Bill No. 826  
 House Bill No. 832  
 House Bill No. 833  
 House Bill No. 834  
 House and Senate Joint Resolution No. 1  
 House Concurrent Resolution "H"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "L"  
 House Concurrent Resolution "M"  
 House Concurrent Resolution "P"  
 House Concurrent Resolution "R"  
 House Concurrent Resolution "S"  
 House Concurrent Resolution "T"  
 House Concurrent Resolution "Z"  
 House Concurrent Resolution "A-1"  
 House Concurrent Resolution "B-1"  
 House Concurrent Resolution "C-1"  
 House Concurrent Resolution "D-1"  
 House Concurrent Resolution "E-1"  
 House Concurrent Resolution "G-1"  
 House Concurrent Resolution "H-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "O-1"  
 House Concurrent Resolution "P-1"  
 House Concurrent Resolution "T-1"  
 House Concurrent Resolution "V-1"  
 House Concurrent Resolution "W-1"  
 House Concurrent Resolution "X-1"  
 House Concurrent Resolution "Y-1"  
 House Concurrent Resolution "Z-1"  
 House Concurrent Resolution "A-2"  
 House Concurrent Resolution "B-2"  
 House Concurrent Resolution "C-2"  
 Which the President has signed.

VIC GILBREATH, Secretary.

#### APPOINTMENT OF RESEARCH COMMITTEE MEMBERS

Mr. President: At this time I would like to announce that the chair will appoint on the majority faction for the North Dakota Legislative Research Committee, Senators Luick, Holand and Erickstad, and on the minority faction, Senators Dewing and Johnson.

#### MOTIONS

Senator Roen moved that the absent Senators be excused, which motion prevailed.



ELECTION OF PRESIDENT PRO TEM  
FOR THE INTERIM

Senator Knudson: Mr. President, this is a very rare occasion for me, and one that gives me great pleasure. The gentleman, whom I am about to nominate as President Pro Tem, is one of the rare individuals a man meets during a lifetime, a true friend, and a fine man. He is industrious in his duties in the Senate. A man of integrity and honesty. Those of us who have worked with him for the last four sessions, since I came into this Senate, and prior to that time from 1943 when he came to the Senate, have found him to be a man who never shirked a duty imposed upon him. His counsel and advice have always been excellent, always temperate, and always for the best interest of the State. I doubt that any person who has served in this Senate has ever met a finer fellow. He is the kind that has lived honorably and tried to do justice to others. It is a great pleasure to nominate Senator Foss, known to his friends as "Polly", for President Pro Tem for the Interim.

Senator Dewing: I am happy to second the nomination of Senator Foss for the position of President Pro Tem for the interim period. I know of no one else in this body that deserves that honor and that reward, and at this time I would like to move that nominations be closed.

The President thereupon announced that nominations were closed and that Senator Foss was unanimously elected as President Pro Tem for the Interim.

The President appointed Senators Dewing and Livingston as a committee of two to escort President Pro Tem for the Interim, Senator Foss, to the rostrum, and invited Senator Foss to make a few remarks.

Senator Foss: Mr. President. Members of the Senate. If only a partial fraction of the kind words my good friend Knudson said were true it would make me feel very well. I do appreciate your kind words, Knudson.

Members of the Senate, in all the years I have spent here I have acquired in my reservoir a lot of friends. During the sessions many new Senators have come into this group whom I admire. They are not only from my faction but from the other faction as well. I believe they are going to serve the state well, and I know as the years go on they are going to deliver the goods.

I often sit in a little room I have at home where I like to spend a lot of time, and after reaching three score plus I like to reminisce. Often I reminisce of the men I used to know in the Senate. Some have passed on. Others did not desire to return, and I have often thought about what wonderful people they were, how much time they gave to the State of North Dakota, and so little they have received in return from the people, but I know that they were well paid because they rendered good service. I often think of the years we have lived through from the years when I was a boy in a little village in Kenyon, Minnesota. Often I sit back and think of the boy friends I used to play with, about the village and my home. I close my eyes and that village comes right to life. It is a beautiful thing to think of that, and I often think of the years that have passed, years of grief, anxiety, strife and wars, trying years, and then here we are today. In this

new era, we have to make things click because the responsibility placed upon us is much greater than it has ever been before. America is one of the youngest nations of the world, and now a leader of the world and we do have a terrific responsibility to continue what we are doing here.

I don't want to take up any more of your time, but I want to say that I do appreciate this very much and I hope I may be around to associate with you one and all. Thank you very much.

Senator Leier moved that the remarks of Senator Foss be printed in the journal, which motion prevailed.

Senator Meidinger moved that the remarks of Senator Knudson be printed in the journal, which motion prevailed.

Senator Meidinger moved that the remarks of Senator Dewing be printed in the journal, which motion prevailed.

#### MOTIONS

Senator Holand: It is a happy tradition near the conclusion the business of the Senate when a few minutes are taken to acknowledge the leadership and work of a few people in the Senate who have been distinguished and honored by the positions they hold. I would like at this time to ask that we do now take a little time for that purpose. I should like to first call on Senator Vendsel.

Senator Vendsel: Mr. President and Members of the Senate. It is indeed an honor for me, and a great privilege to have been delegated by this body to offer this gesture of esteem and respect to our majority floor leader, Senator Meidinger. Senator Meidinger, as we all know, with the majority he is leading in this Senate, wields terrific power. However, he has wielded that power with justice, impartiality and with respect to all members, including the minority faction, and I am sure, because of that he has the respect of all the members of this body, because only then can good legislation be considered in the best interest of the people. We have had different views on different interests at many times. At no time has the majority floor leader attempted to shut off debate to cause anyone to have been put in a position where he could not vote properly. Frankly I can say we are very fortunate to have had that type of leadership from Senator Meidinger. I personally feel that I have a very fine personal friendship with Senator Meidinger, and I want to further say that our majority floor leader has administered justice to the members of the Senate at all times. If the page will come forward this gift will be presented to Senator Meidinger from the members of this body.

Senator Meidinger: Mr. President. I want to assure the members of this Senate, both the minority and the majority, that it has been an extreme privilege to work with all of you. I appreciate very much the cooperation I have received from all of you. I am truly grateful and this experience will be remembered for a long time. Thank you so much.

Senator Foss: Mr. President and Members of the Senate. I have been delegated a very pleasant duty, one that makes me feel ever so good. As we travel along the byways and highways of life, everyone has an opportunity to acquire

material wealth providing they are willing to put forth the effort. Every one of us Senators have an opportunity to acquire something of far greater value than that of material wealth, possibly of no intrinsic value, never the less, were you to attempt to acquire this I am certain no sum of money would produce this. You have made new friends, learned of their problems and matters very vital to the continued progress of our state. This asset is now stored within you and will remain with you always. Yes, friends cannot be purchased, they must be acquired. The years that I have associated with men and women from all over the state, in the capacity of Senator, has afforded me an opportunity to meet with and work with men and women of different party affiliations, the great majority of whom have been very desirous of rendering a service to their state. They have found it necessary to amend many existing laws and provide new ones in keeping with changing times so that the game of life may be played by all of us as equitable as possible. The Senator to whom I am addressing these short remarks in particular is Senator Emil Torno, President Pro Tem. Senator Torno has lived and worked with us honorably and efficiently. I am certain he is much richer for having acquired the friendship and understanding of you Senators. Senator Torno is very modest, unassuming and graciously tolerant. This small gift that is being presented to you, from your friends, is of minor value but the sentiments attached to this remembrance are invaluable. Our wishes are that you may continue life's journey along the byways and highways with continued understanding and confidence in the here after.

Senator Torno: Mr. President and Members of the Senate. I appreciate all the kind things you have said about me. I have not been able to do too much this session. I just got out of the hospital in December. Spent all the time there from May 31 to December, and so you have to excuse me if I did not live up to all the nice things Senator Foss said about me. I wish I could have done more than I did. All I could do was push that key. I thank you very kindly.

Senator Baeverstad: Mr. President: In a short time we will be on our way home. The 35th Legislative Session will be over. Some of us for one reason or another will not be here again. I believe it is very fitting that we pause a few moments and pay proper tribute to those who have had the responsibility of helping and guiding us during this legislative session, and it is a great pleasure for me today, on behalf of the majority faction, to pay tribute to Senator Dewing, leader of the NPL-Democratic minority.

You have co-operated with us Ralph, during the past session and assisted the Lt. Governor, our majority floor leader in many ways and I want to assure you that we appreciate it very much. It has been my good fortune to have served with you, I believe, during one session in the House, and about 8 years here in the Senate and I also have had that pleasure during one term on the legislative research committee. I want you to know that I have enjoyed and appreciated this association very much. I want to say that the fine co-operation we have had here in the Senate this session has been very good and helped a lot in passing good legislation for the people of our state, and I want to say

to you, as the time comes for parting that we wish you the best of health, prosperity and God's richest blessing. I ask that the page come forward and present this gift to Senator Dewing.

Senator Dewing: Mr. President. Thank you, Senator Baeverstad, for your very kind remarks and for the fine gift that has been bestowed upon me by members of this Senate. I appreciate it very much.

To you, Mr. President, I want to thank you for the very fine and courteous way that you have presided over this Senate.

On behalf of the minority group I want to thank you for the very fine treatment of our small minority in this session. It has at all times been fair.

To the majority faction of this Senate I want to say you surely have treated us very fine in this session. I have, I know, at times probably been a troublesome member of this Senate, but I have at all times tried to cooperate with you that the necessary legislation, the important legislation before this body could be considered in a just manner.

To the minority faction, all I can say is that I wish I could have done more. I realize no matter how hard you try you can not always accomplish everything you wish to, but I want to thank all of you for your fine cooperation. I do not, wish to overlook the desk force and all of the other employees of this session. They have all treated me very, very fine. I have tried to give you my best cooperation. This is a trying time for me because I feel that this is probably my last session in this Senate. I have served four Sessions. I have enjoyed all of them. To all of you, my sincere thanks.

Senator O'Brien: Mr. President. This is the third time I have had the privilege of taking part in such an occasion as this. I feel it is a very special honor to have the opportunity to present a gift to our distinguished presiding officer on behalf of my fellow senators. For the benefit of our new members I might say that the atmosphere in this session has been vastly different from that which prevailed during the two previous sessions. During those times we almost had to declare a truce during the session in order to find a moment in which to make our presentations. Sen. Meidinger, who had a part in those programs, can bear me out when I say that we had to set the time several times before we finally decided it was safe to interrupt the hammer and tongs arguments that marked the daily routine. The senators were seldom in a festive mood then.

Things are different now and this is a genuinely happy occasion. I know that I speak for all the members of this body when I tell Lt. Gov. Duffy that we are grateful for the splendid co-operation we have received from him throughout the past 60 days. He has been fair to all of us and we appreciate the invaluable service he has rendered to us and the state in his close watch over the bills that have come before him. This has been much extra work for him. Besides his knowledge of parliamentary procedure and his ability to keep things moving, Lt. Gov. Duffy has been called

upon to exercise patience, which has been remarkable at times. His keen sense of humor has been enjoyed by all the senators.

Personally I want to thank our presiding officer for the help he has given me as a committee chairman. His counsel has been most helpful to other committee chairmen also and to individual senators. We have called upon him without reserve and I want him to know that we have appreciated his help very much. In closing I should like to offer my best wishes for continued good health and success in the future. Now, I should like to present this token of our esteem and friendship to the president of the senate.

Lt. Gov. Duffy: Mrs. O'Brien, and Members of the Senate. As Senator O'Brien has said this session is somewhat different from some prior sessions, and there have been times when I have missed the rough and tumble of some preceding sessions, but as a matter of fact this has been really a great relief and a great pleasure. We are all here somewhat new in the jobs we took over this year. The floor leaders were new in that particular capacity, and I was new in the particular job that I held here. It was indeed new for me to occupy a position where I was supposed to keep still, but I think that the Members of the Senate can feel very well satisfied with the work that has been done here and I know that we have had the most harmonious session that I dare say this Senate has seen in the last forty years. I don't remember too much about the sessions prior to that time, but it has been harmonious and it has been pleasant and I am indeed grateful to the Members of the Senate, and particularly to the floor leaders for their cooperation, and I hope that we can go back feeling that our job has been reasonably well done, and I want to thank you all very much for this gift, and for the greater gift that you gave me a little while ago by passing a certain bill, or amendment to a bill, and for all the kindnesses that you have shown throughout the session. Thank you, very much.

Senator Holand: May I say to you who received gifts this afternoon that they are not large. We do not have as many members as the House, and it is not within our thoughts or capacity to make you rich over night, but these gifts do come from all of us, including Senator Bilden who messaged a contribution today because he wanted to be in on this matter, and now, Mr. President. I move that the remarks of the respective Senators and the Lieutenant Governor be printed in the journal, which motion prevailed.

Senator Krause moved that the President appoint a committee of three to inform the Governor that the Senate has finished its work and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Krause, George and Gilbertson.

Senator Kieley moved that the President appoint a committee of three to inform the House of Representatives that the Senate had finished its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Kieley, Morgan and Tuff.

Senator Krause announced that the committee appointed to inform the Governor that the Senate had finished its business and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.

Senator Kieley announced that the committee appointed to notify the House of Representatives that the Senate has finished its business and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.

A committee from the House was received by the Senate and the committee announced that the House had completed its business and was about to adjourn sine die.

Senator Meidinger moved that the Senate adjourn sine die, which motion prevailed.

And the Senate stood adjourned sine die, pursuant to the motion of Senator Meidinger.

VIC GILBREATH, Secretary.

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## REPORT OF SELECT COMMITTEE

Mr. President: Your Committee which was directed to confer with a like Committee from the House for the purpose of recommending priorities in studies to be carried on by the Legislative Research Committee during the next biennium has met, and it is jointly agreed that the following priorities should be followed in so far as practical by the Legislative Research Committee in carrying on its work:

## CLASS I - PRIORITY LRC STUDIES:

Senate Concurrent Resolution "Z"  
 Senate Concurrent Resolution "FF"  
 Senate Concurrent Resolution "KK"  
 Senate Concurrent Resolution "OO"  
 Senate Concurrent Resolution "SS"  
 Senate Concurrent Resolution "TT"  
 House Concurrent Resolution "H"  
 House Concurrent Resolution "J"  
 House Concurrent Resolution "H-1"

## CLASS II - PRIORITY LRC STUDIES:

Senate Concurrent Resolution "II"  
 House Concurrent Resolution "F-1"  
 House Concurrent Resolution "M"

## CLASS III - PRIORITY LRC STUDIES:

Senate Concurrent Resolution "O"  
 Senate Concurrent Resolution "X"  
 House Resolution No. 4

## CLASS IV - PRIORITY LRC STUDIES:

Senate Concurrent Resolution "V"  
 House Concurrent Resolution "A-1"  
 House Concurrent Resolution "M-1"  
 House Concurrent Resolution "N-1"  
 House Concurrent Resolution "O-1"  
 House Concurrent Resolution "Q-1"

For the Senate:

GAIL H. HERNETT  
 JOHN KUSLER  
 H. B. BAEVERSTAD

For the House:

REP. LEET  
 REP. LINK  
 REP. THOMPSON

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**Senate Bill No. 1.** 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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**Senate Bill No. 3.** A Bill for an Act making an appropriation to the Livestock Sanitary Board for its operating and maintenance expense, and for indemnifying owners of animals, to the Bangs Disease Fund and to the Bovine Tuberculosis Fund, and declaring an emergency.

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**Senate Bill No. 4.** 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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**Senate Bill No. 7—(Committee on Appropriations)**

**Senate Bill No. 7.** 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.

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**Senate Bill No. 8—(Committee on Appropriations)**

**Senate Bill No. 8.** 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.

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**Senate Bill No. 12.** 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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Enrolled, 778.  
Signed by President, 857.  
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Signed by Speaker, 879.  
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**Senate Bill No. 13—(Committee on Appropriations)**

**Senate Bill No. 13.** A Bill for an Act making an appropriation to provide funds for the arrest and return of fugitives from justice.

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Referred to Committee on Appropriations.  
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Enrolled, 778.  
Signed by President, 857.  
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**Senate Bill No. 14.** 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.

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**Senate Bill No. 15—(Committee on Appropriations)**

**Senate Bill No. 15.** A Bill for an Act making an appropriation for inquest and burial of penal inmates, and action to release insane.

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**Senate Bill No. 16.** 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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Introduction and first reading, 29.  
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**Senate Bill No. 19—(Committee on Appropriations)**

**Senate Bill No. 19.** 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; planning and surveying projects; expenses of state compacts; and for organizing water conservation and irrigation districts for conservation and development.

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 To Governor, 745.

**Senate Bill No. 20—(Committee on Appropriations)**

**Senate Bill No. 20.** 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 and first reading, 29.  
Referred to Committee on Appropriations.  
Reported back, amended, 208.  
Amendments adopted, 221.  
Engrossed, 234.  
Second reading, 236.  
To House, 250.  
Returned to Senate, unchanged, 646.  
Final passage, 237.  
Enrolled, 657.  
Signed by President, 695.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 745.

**Senate Bill No. 21—(Committee on Appropriations)**

**Senate Bill No. 21.** A Bill for an Act making an appropriation to the North Dakota Firemen's Association.

Introduction and first reading, 29.  
Referred to Committee on Appropriations.  
Re-referred to Committee on Appropriations, 71.  
Reported back, do pass, 57, 103.  
Second reading, 71, 128.  
To House, 138.  
Returned to Senate, unchanged, 646.  
Final passage, 128.  
Enrolled, 657.  
Signed by President, 695.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 22—(Committee on Appropriations)**

**Senate Bill No. 22.** 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 person, aid to permanently and totally disabled, and for the necessary costs of administration of all of the programs above mentioned.

Introduction and first reading, 29.  
Referred to Committee on Appropriations.  
Reported back, do pass, 341.  
Second reading, 384.  
To House, 399.  
Returned to Senate, unchanged, 646.  
Final passage, 385.  
Enrolled, 657.  
Signed by President, 695.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 23—(Committee on Appropriations)**

**Senate Bill No. 23.** A Bill for an Act making an appropriation for the purpose of carrying out the provisions of Chapter 54-36 of the 1953 Supplement to the North Dakota Revised Code of 1943, and for a study of the feasibility of establishing additional manufacturing enterprises adjacent to Indian Reservations.

Introduction and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, do pass, 278.  
 Second reading, 309.  
 To House, 331.  
 Returned to Senate, unchanged, 744.  
 Final passage, 310.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 24—(Committee on Appropriations)**

**Senate Bill No. 24.** A Bill for an Act to provide for the payment of the expenses of auditing and examining the affairs of the State Industrial institutions, and the special departments and its subdivisions, of the State of North Dakota, designating and appropriating the funds from which paid; providing for the payment of said collection into the Special Fund in the State Treasury; providing for the repeal of acts.

Introduction and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, do pass, 189.  
 Second reading, 201.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 201.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 25—(Committee on Appropriations)**

**Senate Bill No. 25.** 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 and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 208.  
 Amendments adopted, 221.  
 Engrossed, 234, 800.  
 Second reading, 237, 800.  
 To House, 250.  
 Returned to Senate, amended, 755.  
 Senate concurred, 800.



Rules suspended, deemed re-engrossed, placed for final passage, 800.  
 Final passage, 238.  
 Clinched, 800.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 26—(Committee on Appropriations)**

**Senate Bill No. 26.** 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 and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 323.  
 Amendments adopted, 349.  
 Engrossed, 364.  
 Second reading, 385.  
 To House, 399.  
 Returned to Senate, unchanged, 784.  
 Final passage, 385.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 27—(Committee on Appropriations)**

**Senate Bill No. 27.** A Bill for an Act making an appropriation out of the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the Highway Patrol.

Introduction and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 208.  
 Amendments adopted, 221.  
 Engrossed, 234.  
 Second reading, 238.  
 To House, 250.  
 Returned to Senate, unchanged, 646.  
 Final passage, 238.  
 Enrolled, 667.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 28—(Committee on Appropriations)**

**Senate Bill No. 28.** A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmens' Compensation Bureau.

Introduction and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 342.  
 Engrossed, 390, 940.  
 Amendments adopted, 375.  
 Second reading, 418, 940.  
 To House, 483.  
 Returned to Senate, amended, 933, 940.  
 Senate does not concur, 934.  
 Conference Committee, Senate, 934.  
 Conference Committee, House, 936.  
 Conference Committee report, Senate adopts, 940.  
 Conference Committee report, House adopts, 943.  
 Rules suspended, deemed re-engrossed, placed for final passage, 940.  
 Final passage, 418.  
 Clinched, 941.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 953.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 955.

**Senate Bill No. 29—(Committee on Appropriations)**

**Senate Bill No. 29.** 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 and first reading, 30.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 245.  
 Amendments adopted, 260.  
 Engrossed, 265, 814.  
 Second reading, 272, 814.  
 To House, 288.  
 Returned to Senate, 795.  
 Returned to Senate, amended, 796, 797.  
 Senate concurred, 813.  
 Rules suspended, deemed re-engrossed, placed for final passage, 813.  
 Final passage, 272.  
 Clinched, 814.  
 Enrolled, 951.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 954.

**Senate Bill No. 30—(Committee on Appropriations)**

**Senate Bill No. 30.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

Introduction and first reading, 31.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 189.  
 Amendments adopted, 206.  
 Engrossed, 219.

Second reading, 228.  
To House, 235.  
Returned to Senate, unchanged, 747.  
Final passage, 228.  
Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 879.  
Returned to Senate, 879.  
To Governor, 950.

**Senate Bill No. 31—(Committee on Appropriations)**

**Senate Bill No. 31.** A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction and first reading, 31.  
Referred to Committee on Appropriations.  
Reported back, do pass, 209.  
Second reading, 228.  
To House, 235.  
Returned to Senate, unchanged, 744.  
Final passage, 229.  
Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 879.  
Returned to Senate, 879.  
To Governor, 950.

**Senate Bill No. 32—(Committee on Appropriations)**

**Senate Bill No. 32.** A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing.

Introduction and first reading, 31.  
Referred to Committee on Appropriations.  
Reported back, do pass, 245.  
Second reading, 261.  
To House, 288.  
Returned to Senate, unchanged, 784.  
Final passage, 261.  
Enrolled, 913.  
Signed by President, 933.  
To House, 934.  
Signed by Speaker, 938.  
Returned to Senate, 938.  
To Governor, 951.

**Senate Bill No. 33—(Legislative Research Committee)**

**Senate Bill No. 33.** A Bill for an Act to amend and reenact section 46-0305 of the North Dakota Revised Code of 1943 as amended, relating to printing of bills and resolutions.

Introduction and first reading, 31.  
Referred to Committee on General Affairs.  
Reported back, do pass, 90.  
Second reading, 107.

To House, 123.  
 Returned to Senate, unchanged, 207.  
 Final passage, 108.  
 Enrolled, 223.  
 Signed by President, 224.  
 To House, 235.  
 Returned to Senate, 251.  
 Signed by Speaker, 251.  
 To Governor, 252.  
 Approved by Governor, 258.

**Senate Bill No. 34—(Legislative Research Committee)**

**Senate Bill No. 34.** A Bill for an Act relating to estrays and to amend and reenact chapter 36-13, of the North Dakota Revised Code of 1943.

Introduction and first reading, 31.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee on Agriculture, 134.  
 Reported back, amended, 118, 145.  
 Amendments adopted, 160.  
 Engrossed, 177, 745.  
 Second reading, 191, 739.  
 To House, 199.  
 House concurred, 768.  
 Returned to Senate, amended, 726.  
 Senate concurred, 738.  
 Rules suspended, deemed re-engrossed, placed for final passage, 739.  
 Final passage, 192, 739.  
 Reprinted, 550.  
 Enrolled, 794.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 35—(Legislative Research Committee)**

**Senate Bill No. 35.** A Bill for an Act to repeal chapter 17-02 of the North Dakota Revised Code of 1943, relating to fences in stock districts.

Introduction and first reading, 31.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 73.  
 Second reading, 79.  
 To House, 87.  
 Returned to Senate, unchanged, 567.  
 Final passage, 80.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 36—(Legislative Research Committee)**

**Senate Bill No. 36.** A Bill for an Act to amend and reenact sections 60-0301, 60-0303 and 60-0304 of the North Dakota

Revised Code of 1943, relating to roving grain and hay buyers.

Introduction and first reading, 31.  
 Referred to Committee on Industry and Business.  
 Reported back, amended, 103.  
 Amendments adopted, 122.  
 Engrossed, 133.  
 Second reading, 140.  
 To House, 160.  
 Returned to Senate, unchanged, 622.  
 Final passage, 140.  
 Enrolled, 640.  
 Signed by President, 667.  
 To House, 668.  
 Signed by Speaker, 687.  
 Returned to Senate, 687.  
 To Governor, 687.  
 Approved by Governor, 705.

**Senate Bill No. 37—(Legislative Research Committee)**

**Senate Bill No. 37.** A Bill for an Act providing for the transfer of any balance in the attorney general's licensing fund to the general fund, and repealing chapter 53-06 of the North Dakota Revised Code of 1943, as amended relating to the licensing of certain products and business activities.

Introduction and first reading, 31.  
 Referred to Committee on State and Federal Government.  
 Reported back, amended, 303.  
 Amendments adopted, 332.  
 Engrossed, 341.  
 Second reading, 355.  
 To House, 377.  
 Returned to Senate, indefinitely postponed, 688.  
 Final passage, 356.  
 Reprinted, 550.

**Senate Bill No. 38—(Legislative Research Committee)**

**Senate Bill No. 38.** A Bill for an Act to amend and reenact section 23-0911 of the North Dakota Revised Code of 1943, relating to the inspection of hotels, lodginghouses, restaurants, and boarding houses.

Introduction and first reading, 32.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 265.  
 Second reading, 291, 295.  
 Laid over one legislative day, 291.  
 To House, 331.  
 Returned to Senate, indefinitely postponed, 688.  
 Final passage, 295.

**Senate Bill No. 39—(Legislative Research Committee)**

**Senate Bill No. 39.** A Bill for an Act to amend and reenact sections 36-0403, 36-0404, 36-0409, 36-0410, 36-0411, 36-0412, 36-0413, 36-0414, 36-0415, 36-0416, 36-0417, 36-0418, 36-0419, 36-0420, 36-0501, 36-0506, 36-0512, and 36-0513 of the North Dakota Revised Code of 1943, and sections 36-0405, 36-0406, 36-0407, 36-0503, 36-0504, 36-0505, and 36-0509 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 36-0401 of the North Dakota Revised Code of 1943

as amended by chapter 223 of the North Dakota Session Laws of 1955, relating to livestock dealers and livestock sales rings.

Introduction and first reading, 32.  
 Referred to Committee on State and Federal Government.  
 Reported back, amended, 278.  
 Amendments adopted, 309.  
 Engrossed, 328, 801.  
 Second reading, 337, 801.  
 To House, 350, 651.  
 Returned to Senate, amended, 599.  
 Returned to Senate, unchanged, 755.  
 House requests return, 650.  
 Senate concurred, 800.  
 Rules suspended, deemed re-engrossed, placed for final passage, 800.  
 Final passage, 337.  
 Clinched, 801.  
 Reprinted, 550.  
 Enrolled, 640, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 40—(Legislative Research Committee)**

**Senate Bill No. 40.** A Bill for an Act to amend and reenact section 49-1845 of the North Dakota Revised Code of 1943 relating to the enforcement of motor carrier laws, and making an appropriation.

Introduction and first reading, 32.  
 Referred to Committee on Transportation.  
 Re-referred to Committee on Appropriations, 365.  
 Reported back, do pass, majority, 220, 365.  
 Reported back, do pass, 408.  
 Placed on calendar without recommendation, minority, 220.  
 Reconsider action, 365.  
 Recommend to indefinitely postpone, 365.  
 Second reading, 485, 815.  
 Engrossed, 814.  
 To House, 510.  
 Returned to Senate, 795.  
 Returned to Senate, amended, 797.  
 Senate concurred, 814.  
 Rules suspended, deemed re-engrossed, placed for final passage, 814.  
 Final passage, 485.  
 Clinched, 815.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 41—(Legislative Research Committee)**

**Senate Bill No. 41.** A Bill for an Act transferring the weight enforcement functions of the state highway department to the highway patrol, providing for capital expenditures, waiver of age, and physical standards of patrolmen,

training courses, federal social security, and providing for the effective date of this Act.

Introduction and first reading, 32.  
Referred to Committee on Transportation.  
Re-referred to Committee on Transportation, 365.  
Reported back, do pass, 365.  
Reconsider action, 365.  
Indefinitely postponed, 365.

**Senate Bill No. 42—(Legislative Research Committee)**

**Senate Bill No. 42.** A Bill for an Act relating to standards for dairy products and the inspection thereof.

Introduction and first reading, 32.  
Referred to Committee on Social Welfare.  
Reported back, do pass, majority prevailed, 305.  
Amendments adopted, 332.  
Amended, 402.  
Printed in Journal, 402, 418.  
Engrossed, 341, 433, 745.  
Second reading, 356, 393, 402, 418, 740.  
Laid over one legislative day, 356, 385, 402.  
Placed at foot of calendar, 393.  
Placed at head of calendar, 402.  
Rules suspended, deemed re-engrossed, placed for final passage, 418.  
To House, 483.  
House concurred, 768.  
Returned to Senate, 734.  
Returned to Senate, amended, 735.  
Senate concurred, 740.  
Final passage, 419, 741.  
Reprinted, 550.  
Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 879.  
Returned to Senate, 879.  
To Governor, 950.

**Senate Bill No. 43—(Legislative Research Committee)**

**Senate Bill No. 43.** A Bill for an Act providing for the appointment and removal of inspectors of the state laboratories department, and for an appropriation to the state laboratories department.

Introduction and first reading, 33.  
Referred to Committee on State and Federal Government.  
Reported back, indefinitely postponed.

**Senate Bill No. 44—(Legislative Research Committee)**

**Senate Bill No. 44.** A Bill for an Act relating to the privilege of operating certain classes of motor vehicles upon the public highways of this state, levying a tax therefor and providing for the administration and enforcement thereof, appropriating the proceeds thereof to the state highway department construction fund, providing penalties, amending and reenacting sections 39-0424, 39-0432, and 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and sections 3 to 10 and 12 to 18, inclusive,

of chapter 335 of the 1955 Sessions Laws, and repealing sections 39-0425, 39-0426, 39-0427, 39-0428, 39-0429, 39-0431, 39-04311, and 39-04312 of the 1953 Supplement to the North Dakota Revised Code of 1943, and section 39-0430 of the North Dakota Revised Code of 1943.

Introduction and first reading, 58.  
 Referred to Committee on Transportation.  
 Reported back, 220.  
 Placed on calendar without recommendation.  
 Second reading, 238.  
 To House, 263.  
 Returned to Senate, indefinitely postponed, 656.  
 Final passage, 239.  
 Motion to reconsider, lost, 252.

**Senate Bill No. 45—(Legislative Research Committee)**

**Senate Bill No. 45.** A Bill for an Act relating to retirement of public employees, amending and reenacting section 52-0907, 52-0909, and 54-2354 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, and subdivision 3 (a) 4 of chapter 306 of the North Dakota Session Laws of 1955, and declaring an emergency.

Introduction and first reading, 58.  
 Referred to Committee on Finance and Taxation.  
 Reported back, amended, 266.  
 Amendments adopted, 286.  
 Amended further, 286.  
 Engrossed, 303, 929.  
 Second reading, 310, 929.  
 To House, 331, 921.  
 House requests return, 920.  
 Returned to Senate, amended, 755, 756, 757, 758, 928.  
 Senate concurred, 929.  
 Senate does not concur, 801.  
 Conference Committee, Senate, 801.  
 Conference Committee, House, 813.  
 Conference Committee report, 919.  
 Final passage, emergency clause carried, clinched, 310.  
 Final passage, clinched, 930.  
 Reprinted, 550.  
 Rules suspended, deemed re-engrossed, placed for final passage, 929.  
 Enrolled, 951.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 46—(Senator Leier)**

**Senate Bill No. 46.** A Bill for an Act authorizing the transfer of certain property, in trust, to the county as a condition of general aid from the county poor relief fund, providing for the statute of limitations as it applies to certain claims of the state of North Dakota, and to repeal section 50-0103 of the North Dakota Revised Code of 1943.

Introduction and first reading, 34.  
 Referred to Committee on Social Welfare.  
 Returned to Senate, 75.  
 Withdrawn, 75.



**Senate Bill No. 47—(Senators Leier and Baeverstad)**

**Senate Bill No. 47.** A Bill for an Act to amend and reenact section 16-0415 and 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to primary election ballots and precinct committeemen, and to amend and reenact section 16-1703 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 160 of the 1955 Session Laws, relating to precinct committeemen ballot.

Introduction and first reading, 37.  
Referred to Committee on Judiciary.  
Reported back, majority to indefinitely postpone, 474.  
Reported back, minority, do pass, minority prevailed, 474.  
Second reading, 494.  
Lost, clinched, 494.

**Senate Bill No. 48—(Senator Leier)**

**Senate Bill No. 48.** A Bill for an Act relating to interest, charges, and insurance on installment and conditional sales contracts, and providing a penalty.

Introduction and first reading, 37.  
Referred to Committee on Industry and Business.  
Reported back, indefinitely postponed, 305.

**Senate Bill No. 49—(Senator Erickstad)**

**Senate Bill No. 49.** A Bill for an Act to authorize the sale of unclaimed automobiles in the possession of law enforcement agencies in political subdivisions.

Introduction and first reading, 37.  
Referred to Committee on Judiciary.  
Reported back, amended, 133.  
Amendments adopted, 149.  
Engrossed, 158.  
Second reading, 192.  
To House, 199.  
Returned to Senate, unchanged, 654.  
Final passage, 192.  
Reprinted, 550.  
Enrolled, 686.  
Signed by President, 697.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 50—(Senator Erickstad)**

**Senate Bill No. 50.** A Bill for an Act to amend and reenact section 27-1603 of the North Dakota Revised Code of 1943 as amended by chapter 202 of the North Dakota Session Laws of 1955, relating to juvenile commissioners and their compensation.

Introduction and first reading, 37.  
Referred to Committee on Judiciary.  
Reported back, amended, 148.  
Amendments adopted, 160.  
Amended, 160.  
Engrossed, 177.  
Second reading, 192.

To House, 199.  
 Returned to Senate, unchanged, 654.  
 Final passage, 193.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 51—(Senators Foss, Freed, Meidinger,  
 Hernet and Baeverstad)**

**Senate Bill No. 51.** A Bill for an Act relating to economic development activities of the state, providing an appropriation, and repealing chapter 54-34 of the North Dakota Revised Code of 1943 relating to the North Dakota Research Foundation.

Introduction and first reading, 41.  
 Referred to Committee on Industry and Business.  
 Re-referred to Committee on Appropriations, 356.  
 Reported back, amended, 305, 408.  
 Amendments adopted, 332, 439.  
 Amended further, 332.  
 Engrossed, 341, 462, 899.  
 Second reading, 356, 485, 899.  
 To House, 510.  
 Conference Committee amendments, 898.  
 Rules suspended, deemed re-engrossed, placed for final passage, 899.  
 Returned to Senate, amended, 783.  
 Senate does not concur, 802.  
 Conference Committee, Senate, 802.  
 Conference Committee, House, 813.  
 Conference Committee report, adopted, 898.  
 House adopts report, 932.  
 Final passage, 486.  
 Clinched, 899, 900.  
 Reprinted, 550.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 953.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 955.

**Senate Bill No. 52—(Senator Krause)**

**Senate Bill No. 52.** A Bill for an Act to amend and reenact section 57-15063 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to county road programs.

Introduction and first reading, 41.  
 Referred to Committee on Political Subdivisions.  
 Second reading, 80.  
 To House, 87.  
 Returned to Senate, 236.  
 Final passage, 80.  
 Enrolled, 246.  
 Signed by President, 249.  
 To House, 249.

Signed by Speaker, 263.  
 Returned to Senate, 263.  
 To Governor, 265.  
 Approved by Governor, 287.

**Senate Bill No. 53—(Senators Klefstad and Hernet)**

**Senate Bill No. 53.** A Bill for an Act to amend and reenact section 43-0811 of the North Dakota Revised Code of 1943 relating to examination, qualification, and application to practice dentistry in this state.

Introduction and first reading, 41.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 90.  
 Second reading, 108.  
 To House, 123.  
 Returned to Senate, unchanged, 207.  
 Final passage, 108.  
 Enrolled, 223.  
 Signed by President, 224.  
 To House, 235.  
 Returned to Senate, 251.  
 Signed by Speaker, 251.  
 To Governor, 252.  
 Approved by Governor, 287.

**Senate Bill No. 54—(Senators Klefstad, Hernet and Kee)**

**Senate Bill No. 54.** A Bill for an Act providing for a license and a ten dollar license fee for antique cars which license would be good for all the years such car is in existence.

Introduction and first reading, 53.  
 Referred to Committee on Transportation.  
 Reported back, amended, 347.  
 Amendments adopted, 375.  
 Engrossed, 390.  
 Second reading, 419.  
 To House, 483.  
 Returned to Senate, unchanged, 688.  
 Final passage, 419.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 55—(Senator Dewing)**

**Senate Bill No. 55.** A Bill for an Act to amend and reenact subsection 9 of section 57-0208 of the North Dakota Revised Code of 1943, relating to acreage exemption of real property owned by churches.

Introduction and first reading, 53.  
 Referred to Committee on Finance and Taxation.  
 Reported back, amended, 220.  
 Amendments adopted, 235.  
 Engrossed, 247.  
 Second reading, 253.  
 To House, 263.  
 Returned to Senate, unchanged, 599.

Final passage, 254.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 56—(Senator Holand)**

**Senate Bill No. 56.** A Bill for an Act to amend and reenact section 35-1209 of the North Dakota Revised Code of 1943, relating to recording of notice of intention to file a lien.

Introduction and first reading, 53.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 84.  
 Second reading, 97.  
 To House, 110.  
 Returned to Senate, unchanged, 567.  
 Final passage, 97.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 57—(Senator Holand)**

**Senate Bill No. 57.** A Bill for an Act to amend and reenact subsection 3 of section 11-1704 of the North Dakota Revised Code of 1943, as amended, relating to fees to be charged and collected by the clerk of the district court.

Introduction and first reading, 53.  
 Referred to Committee on Judiciary.  
 Reported back, indefinitely postponed, 84.

**Senate Bill No. 58—(Senator Holand)**

**Senate Bill No. 58.** A Bill for an Act to amend and reenact section 1 of chapter 117 of the North Dakota Session Laws of 1955, relating to the destruction of certain court records.

Introduction and first reading, 54.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 84.  
 Second reading, 97.  
 To House, 110.  
 Returned to Senate, unchanged, 567.  
 Final passage, 98.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 59—(Senators Livingston, Dewing and Wenstrom)**

**Senate Bill No. 59.** A Bill for an Act relating to the duties of the secretary-treasurer of the board of registry

in chiropody and to amend and reenact section 43-0501 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 43-0515 of the North Dakota Revised Code of 1943 and repealing section 43-0507 of the North Dakota Revised Code of 1943, relating to chiropodists and doctors of surgical chiropody.

Introduction and first reading, 54.  
 Returned from Governor, 278.  
 Referred to Committee on General Affairs.  
 Placed on calendar, 278.  
 Reported back, do pass, 90.  
 Requested returned from Governor, 260.  
 Rules suspended, deemed re-engrossed and placed for final passage, 291, 416.  
 Engrossed, 303.  
 Second reading, 108, 291, 417.  
 Amended, 291.  
 Reconsider, 333.  
 To House, 123, 303, 346.  
 Requested returned to House, 346.  
 House amendments, 373.  
 Returned to Senate, 207, 333, 373.  
 Request return to Senate, 331.  
 Senate does not concur, 377.  
 Conference Committee, Senate, 377.  
 Conference Committee, House, 388.  
 Conference Committee report, 416, 422.  
 Final passage, 109, 292.  
 Reconsider action, 333, 417.  
 Enrolled, 223, 433.  
 Signed by President, 224, 440.  
 To House, 235, 440.  
 Returned to Senate, 251, 540.  
 Signed by Speaker, 251, 540.  
 To Governor, 252, 540.  
 Approved by Governor, 597.

**Senate Bill No. 60—(Senators Longmire, Garaas and Schrock)**

**Senate Bill No. 60.** A Bill for an Act to amend and reenact section 65-1208 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to Promulgation of boiler inspection rules and penalty for violation thereof.

Introduction and first reading, 58.  
 Referred to Committee on Labor Relations.  
 Re-referred to Committee on Labor Relations, 106.  
 Reported back, amended, 91, 159.  
 Amendments adopted, 191.  
 Second reading, 201.  
 Engrossed, 207.  
 To House, 213.  
 Returned to Senate, unchanged, 550.  
 Final passage, 202.  
 Enrolled, 568.  
 Signed by President, 573.  
 To House, 573.  
 Signed by Speaker, 599.  
 Returned to Senate, 599.  
 To Governor, 606.  
 Approved by Governor, 633.

**Senate Bill No. 61—(Senator Wadeson)**

**Senate Bill No. 61.** A Bill for an Act providing that subscribers of a party line telephone circuit shall surrender the use of such party line in case of emergency; providing that distributors of telephone directories shall print notice thereof in all directories issued by them, and providing a penalty.

Introduction and first reading, 58.  
 Referred to Committee on Business and Industry.  
 Reported back, amended, 209.  
 Amendments adopted, 222.  
 Engrossed, 234.  
 Second reading, 239.  
 To House, 251.  
 Returned to Senate, unchanged, 622.  
 Final passage, 239.  
 Enrolled, 640.  
 Signed by President, 667.  
 To House, 668.  
 Signed by Speaker, 687.  
 Returned to Senate, 687.  
 To Governor, 687.  
 Approved by Governor, 705.

**Senate Bill No. 62—(Senator Erickstad)**

**Senate Bill No. 62** A Bill for an Act authorizing the parole of prisoners, providing for the compensation and working conditions of prisoners, for violations by the prisoner of his condition of parole.

Introduction and first reading, 59.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 134.  
 Second reading, 154, 670.  
 To House, 160.  
 House Amendments, 655.  
 Returned to Senate, amended, 655.  
 Senate concurred, 670.  
 Rules suspended, deemed re-engrossed, placed for final passage, 670.  
 Engrossed, 670.  
 Final passage, 155, 671.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 63—(Senators Brooks, Nelson, Roen, Longmire, Kee, Johnson, Klefstad, George and Wartner)**

**Senate Bill No. 63.** A Bill for an Act to amend and reenact section 20-0802 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to limitations on Governor's powers and regulating the season of nonmigratory waterfowl in North Dakota.

Introduction and first reading, 59.  
 Referred to Committee on Natural Resources.  
 Reported back, amended, 91.  
 Amendments adopted, 106.

Engrossed, 118.  
 Second reading, 129.  
 To House, 138.  
 Returned to Senate, unchanged, 567.  
 Final passage, clinched, 129.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 695.

**Senate Bill No. 64—(Senators Dolan, Leier, Baeverstad and Roen)**

**Senate Bill No. 64.** 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.

Introduction and first reading, 66.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 365.  
 Amendments adopted, 401.  
 Engrossed, 407.  
 Second reading, 442.  
 To House, 483.  
 Returned to Senate, unchanged, 784.  
 Final passage, 442.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 65—(Senator Krause)**

**Senate Bill No. 65.** A Bill for an Act amending and reenacting section 20-0117 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to hunting game on lands, whether posted or not posted, without the permission of the owner or tenant.

Introduction and first reading, 66.  
 Referred to Committee on Natural Resources.  
 Reported back to indefinitely postpone, 159.  
 Indefinitely postponed, 159.

**Senate Bill No. 66—(Senators Meidinger, Schrock, Dolan, O'Brien and Larson)**

**Senate Bill No. 66.** A Bill for an Act to amend and reenact Section 15-3611 of the North Dakota Revised Code of 1943, relating to teachers' certificates.

Introduction and first reading, 66.  
 Referred to Committee on Education.  
 Reported back, amended, 84.  
 Amendments adopted, 91.  
 Engrossed, 104.  
 Second reading, 109.  
 To House, 123.

Returned to Senate, unchanged, 550.  
 Final passage, 109.  
 Enrolled, 568.  
 Signed by President, 573.  
 To House, 573.  
 Signed by Speaker, 599.  
 Returned to Senate, 599.  
 To Governor, 606.  
 Approved by Governor, 633.

**Senate Bill No. 67—(Senators Johnson, Nelson, Roen, Yunker and Brooks)**

**Senate Bill No. 67.** A Bill for an Act to amend and reenact section 44-0203 of the North Dakota Revised Code of 1943, relating to succession to the governorship.

Introduction and first reading, 66.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 104.  
 Second reading, 129.  
 To House, 138.  
 Returned to Senate, unchanged, 599.  
 Final passage, 130.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 68—(Senators Leier and Tuff)**

**Senate Bill No. 68.** A Bill for an Act to amend and reenact sections 58-1601, 58-1603, 58-1604, and 58-1605 of the North Dakota Revised Code of 1943, relating to sidewalks and street lights of unincorporated villages.

Introduction and first reading, 66.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 121.  
 Second reading, 140.  
 To House, 160.  
 Returned to Senate, 236.  
 Final passage, 141.  
 Enrolled, 246.  
 Signed by President, 249.  
 To House, 249.  
 Signed by Speaker, 263.  
 Returned to Senate, 263.  
 To Governor, 265.  
 Approved by Governor, 287.

**Senate Bill No. 69—(Senators Leier, Vendsel and Tuff)**

**Senate Bill No. 69.** A Bill for an Act to amend and reenact sections 57-5102 and 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax rate of the oil and gas production tax and the distribution of the proceeds thereof.

Introduction and first reading, 66.  
 Referred to Committee on Finance and Taxation.  
 Requested returned from Committee, 276.  
 Withdrawn, 276.



**Senate Bill No. 70—(Senator Erickstad)**

**Senate Bill No. 70.** A Bill for an Act to amend and reenact section 1 and 2 of chapter 312 of the North Dakota Session Laws of 1955 relating to the disposition of certain lands at the school for the deaf by the board of administration.

Introduction and first reading, 66.

Referred to Committee on State and Federal Government.

Reported back, do pass, 121.

Second reading, 141.

To House, 160.

Returned to Senate, unchanged, 602.

Final passage, 141.

Enrolled, 619.

Signed by President, 644.

To House, 645.

Signed by Speaker, 656.

Returned to Senate, 656.

To Governor, 686.

Approved by Governor, 705.

**Senate Bill No. 71—(Senator Holand)**

**Senate Bill No. 71.** A Bill for an Act to amend and reenact subsection 2 of section 39-1616 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the revocation of driver's licenses.

Introduction and first reading, 67.

Referred to Committee on Judiciary.

Reported back, do pass, 85.

Second reading, 98.

To House, 110.

Returned to Senate, unchanged, 567.

Final passage, 98.

Enrolled, 599.

Signed by President, 605.

To House, 606.

Signed by Speaker, 611.

Returned to Senate, 611.

To Governor, 633.

Approved by Governor, 649.

**Senate Bill No. 72—(Senators Leier and Dolan)**

**Senate Bill No. 72.** A Bill for an Act requiring railroads to provide concrete surfaces at highway intersections.

Introduction and first reading, 67.

Referred to Committee on Political Subdivisions.

Reported back, to indefinitely postpone, 216.

Indefinitely postponed, 216.

**Senate Bill No. 73—(Senators Baeverstad, Meidinger, Leier, Knudson, Vendsel and Tuff)**

**Senate Bill No. 73.** A Bill for an Act to amend and reenact section 57-5102 and subsection 1 of section 57-5115 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a tax upon the production of oil and gas in this

Introduction and first reading, 67.

Referred to Committee on Finance and Taxation.

Reported back, amended, 306.

Amendments adopted, 333.

Amended further, 333.  
 Engrossed, 341, 745.  
 Second reading, 356, 393, 739.  
 Laid over one legislative day, 356, 385.  
 To House, 423.  
 House concurred, 768.  
 Returned to Senate, amended, 726.  
 Senate concurred, 739.  
 Rules suspended, deemed re-engrossed, placed for final passage, 739.  
 Final passage, 394, 740.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 74—(Senator Knudson)**

**Senate Bill No. 74.** A Bill for an Act to amend and re-enact section 12-5503 of the North Dakota Revised Code of 1943, as amended by chapter 125 of the North Dakota Session Laws of 1955, relating to meetings of the board of pardons.

Introduction and first reading, 74.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 282.  
 Second reading, 311.  
 To House, 331.  
 Returned to Senate, unchanged, 567.  
 Final passage, 311.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 75—(Senators Brooks, Holand and Longmire)**

**Senate Bill No. 75.** A Bill for an Act relating to negligent homicide, defining the crime, and providing for a penalty and revocation of driving privilege.

Introduction and first reading, 74.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 366.  
 Second reading, 419.  
 To House, 483.  
 Returned to Senate, unchanged, 646.  
 Final passage, 420.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 76—(Senators Brooks, Dewing, Nelson and Hernet)**

**Senate Bill No. 76.** A Bill for an Act to amend and re-enact section 1-0302 of the North Dakota Revised Code of 1943, relating to holidays which fall upon a Sunday.

Introduction and first reading, 74.  
Referred to Committee on General Affairs.  
Reported back, do pass, 159.  
Second reading, 193.  
To House, 199.  
Returned to Senate, 287.  
Final passage, 193.  
Enrolled, 328.  
Signed by President, 328.  
To House, 332.  
Signed by Speaker, 346.  
Returned to Senate, 346.  
To Governor, 347.  
Approved by Governor, 393.

**Senate Bill No. 77—(Senators Baeverstad, Tuff, Longmire and Garaas)**

**Senate Bill No. 77.** A Bill for an Act to amend and reenact chapter 241 of the 1955 Session Laws, and Sections 39-0412, 39-0413, and 39-0414 of the North Dakota Revised Code of 1943, relating to license plates for motor vehicles.

Introduction and first reading, 74.  
Referred to Committee on Transportation.  
Reported back, do pass, 220.  
Second reading, 239, 551.  
To House, 251.  
Returned to Senate, amended, 550.  
Senate concurred, 551.  
Rules suspended, deemed re-engrossed, placed for final passage, 551.  
Engrossed, 551.  
Final passage, 240, 552.  
Enrolled, 568.  
Signed by President, 573.  
To House, 573.  
Signed by Speaker, 599.  
Returned to Senate, 599.  
To Governor, 606.  
Approved by Governor, 633.

**Senate Bill No. 78—(Senators Knudson and Gilbertson)**

**Senate Bill No. 78.** A Bill for an Act to amend and reenact section 46-0601, 46-0607, 46-0608, 46-0609 and 46-0610 of the North Dakota Revised Code of 1943, relating to the official newspaper of the county, and providing for the selection of the official newspaper of the county by the board of county commissioners; and to repeal sections 46-0603, 46-0604, 46-0605 and 46-0606 of the North Dakota Revised Code of 1943.

Introduction and first reading, 74.  
Referred to Committee on Political Subdivisions.  
Reported back, to indefinitely postpone, 195.  
Indefinitely postponed, 195.

**Senate Bill No. 79—(Senator Leier)**

**Senate Bill No. 79.** A Bill for an Act to amend and reenact sections 30-1818 and 50-0121 of the North Dakota Revised Code of 1943, relating to the order of payment of debts of an estate and claims for county general assistance.

Introduction and first reading, 74.  
 Referred to Committee on Judiciary, 75.  
 Reported back, amended, 377.  
 Amendments adopted, 407.  
 Engrossed, 407.  
 Second reading, 442.  
 To House, 483.  
 Returned to Senate, unchanged, 646.  
 Final passage, 443.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 80—(Senators Wadeson and George)**

**Senate Bill No. 80.** 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 by railroads and by public utilities maintaining electric transmission or telephone lines.

Introduction and first reading, 77.  
 Referred to Committee on Agriculture.  
 Returned to Senate, 130.  
 Withdrawn.

**Senate Bill No. 81—(Senators Olson and Garaas)**

**Senate Bill No. 81.** A Bill for an Act to amend and reenact section 57-0228 of the North Dakota Revised Code of 1943 relating to valuation basis for computation of tax.

Introduction and first reading, 77.  
 Referred to Committee on Finance and Taxation.  
 Reported back, without recommendation, 268.  
 Second reading, 292, 295.  
 Laid over one legislative day, 292.  
 Lost, 296.

**Senate Bill No. 82—(Senator Livingston)**

**Senate Bill No. 82.** A Bill for an Act to amend and reenact section 39-1202 of the North Dakota Revised Code of 1943 and section 5 of chapter 250 of the North Dakota Session Laws of 1955, relating to special permits issued for vehicles or mobile homes of excessive size and weight.

Introduction and first reading, 78.  
 Referred to Committee on Transportation.  
 Returned to Senate, 90.  
 Withdrawn.

**Senate Bill No. 83—(Senators Olson, Klefstad, Wolf, Fraser, Thomas, Miller, Berube, Tuff, Roen, Larson, Longmire, Dolan, Hernet, Kiele, Dewing, Knudson, Luick, Foss, Nelson, Wadeson, Kusler, Morgan, Johnson, Kee, Trenbeath, Sayer, Vendsel, Erickson, Schrock, Yunker, Gilbertson, Wenstrom, Saumur, Leier, Krause, Feidler, Wartner, George, Livingston, Torno, O'Brien, Holand, Garaas and Freed)**

**Senate Bill No. 83.** A Bill for an Act relating to the face value and redemption of trading stamps and similar devices and providing a penalty.

Introduction and first reading, 78.  
 Referred to Committee on Business and Industry.  
 Reported back, do pass, 121.  
 Engrossed, 815.  
 Second reading, 141, 815.  
 To House, 160.  
 Returned to Senate, 795.  
 Returned to Senate, amended, 797.  
 Senate concurred, 815.  
 Rules suspended, deemed re-engrossed, placed for final passage, 815.  
 Final passage, 142.  
 Clinched, 816.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 953.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 955.

**Senate Bill No. 84—(Senators Leier and Brooks)**

**Senate Bill No. 84.** A Bill for an Act to provide for the appropriation and transfer of funds from the mill and elevator association to the general fund of the State of North Dakota.

Introduction and first reading, 78.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 366.  
 Amendments adopted, 401.  
 Engrossed, 407.  
 Second reading, 443.  
 To House, 483.  
 Returned to Senate, unchanged, 744.  
 Final passage, 443.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 85—(Senators Nelson and Wadson)**

**Senate Bill No. 85.** A Bill for an Act to amend and reenact section 36-1409 of the North Dakota Revised Code of 1943, as amended, relating to hog cholera virus serum.

Introduction and first reading, 78.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 121.  
 Second reading, 142.  
 To House, 160.  
 Returned to Senate, indefinitely postponed, 598.  
 Final passage, 142.

**Senate Bill No. 86—(Senators Kusler, Dewing and Erickstad)**

**Senate Bill No. 86.** 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 liquified petroleum gas for fuel purposes, and for the odorization of said gases used therewith; to provide for the marking of liquified petroleum gas containers; and providing for penalty.

Introduction and first reading, 78.

Referred to Committee on General Affairs.

Reported back, amended, 408.

Amendments adopted, 439.

Engrossed, 462, 745.

Second reading, 487, 733.

To House, 510.

House concurs, 725.

Returned to Senate, amended, 688.

Senate does not concur, 692.

Conference committee, Senate, 692; House, 694.

Conference committee report, 732.

Senate adopts, 732.

Final passage, 488.

Clinched, 733.

Rules suspended, deemed re-engrossed and placed for final passage, 732.

Enrolled, 794.

Signed by President, 912.

To House, 913.

Signed by Speaker, 931.

Returned to Senate, 931.

To Governor, 951.

**Senate Bill No. 87—(Senators Kusler, Foss, Roen, Vendsel, Kieley, O'Brien and Livingston)**

**Senate Bill No. 87.** A Bill for an Act to define and regulate the business of lending in amounts of seven hundred fifty dollars or less; to authorize the licensing of persons engaged in such business; to permit such licensees to make charges at a greater rate than lenders not licensed hereunder; to prescribe maximum rates of charge which licensees are permitted to make; to regulate assignments of wages or salaries, earned or to be earned, when given as security for a loan of or as consideration for a payment of seven hundred fifty dollars or less; to provide for the administration and enforcement of this Act and the issuance of regulations and orders therefor by the State Examiner; to authorize the making of examinations and investigations and the publications of reports thereof; to provide that the State Examiner shall use the facilities of the Banking Department in administering and enforcing this Act and that he may have a deputy and other necessary employees; to provide for disposition of license and investigation fees; to provide for a review of administrative acts hereunder; to prescribe penalties; and to repeal all acts and parts of acts in conflict herewith.

Introduction and first reading, 78.

Referred to Committee on Industry and Business, 79.

Reported back, amended, 268.

Amendments adopted, 287.

Engrossed, 303.

Second reading, 311, 335.

Laid over one legislative day, 311.

To House, 350.

Returned to Senate, indefinitely postponed, 480.

Final passage, clinched, 336.

**Senate Bill No. 88—(Senator Holand)**

**Senate Bill No. 88.** A Bill for an Act to amend and re-enact sections 37-1516 and 37-1517 of the North Dakota Revised Code of 1943, relating to estates of members of the soldiers' home.

- Introduction and first reading, 79.
- Referred to Committee on Veterans and Military Affairs.
- Reported back, do pass, 282.
- Second reading, 312.
- To House, 331.
- Returned to Senate, unchanged, 567.
- Final passage, 312.
- Enrolled, 599.
- Signed by President, 605.
- To House, 606.
- Signed by Speaker, 611.
- Returned to Senate, 611.
- To Governor, 633.
- Approved by Governor, 649.

**Senate Bill No. 89—(Senators Erickstad and Foss)**

**Senate Bill No. 89.** A Bill for an Act to amend and re-enact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the prohibition against selling alcoholic beverages on certain days.

- Introduction and first reading, 79.
- Referred to Committee on Social Welfare.
- Reported back, amended, 354; amended, 420.
- Amendments adopted, 375; lost, 420.
- Engrossed, 390.
- Second reading, 420.
- To House, 483.
- Returned to Senate, unchanged, 688.
- Final passage, 421.
- Enrolled, 712.
- Signed by President, 713.
- To House, 722.
- Signed by Speaker, 743.
- Returned to Senate, 743.
- To Governor, 746.

**Senate Bill No. 90—(Senators Meidinger and Baeverstad)**

**Senate Bill No. 90.** A Bill for an Act transferring the balance in the state highway patrol fund to the general fund.

- Introduction and first reading, 79.
- Referred to Committee on Appropriations.
- Reported back, amended, 246.
- Amendments adopted, 260.
- Engrossed, 265.
- Second reading, 273.
- To House, 288.
- Returned to Senate, unchanged, 747.
- Final passage, 273.
- Enrolled, 778.
- Signed by President, 857.
- To House, 859.
- Signed by Speaker, 879.
- Returned to Senate, 879.
- To Governor, 950.

**Senate Bill No. 91—(Senator Wadeson)**

Senate Bill No. 91, A Bill for an Act to amend and re-enact sections 20-1302, 20-1303, 20-1304, 20-1305, 20-1306, 20-1309, 20-1402, 20-1403, 20-1404, 20-1405, 20-1406, 20-1407 and 20-1409 of the North Dakota Revised Code of 1943 and section 20-1308 of the 1953 Supplement thereto, relating to bounties on predatory animals and birds and to transfer the duties thereunder from the county auditor to the clerk of the district court.

Introduction and first reading, 81.

Referred to Committee on Political Subdivisions.

Reported back to indefinitely postpone, 195.

Indefinitely postponed.

**Senate Bill No. 92—(Senator Schrock)**

Senate Bill No. 92. A Bill for an Act to amend and re-enact section 26-03391 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the provisions denying the insured the right to employ the doctor or enter the hospital of his choice, and defining doctor for purposes of this Act.

Introduction and first reading, 81.

Referred to Committee on Industry and Business.

Reported back, amended, 122.

Amendments adopted, 134.

Engrossed, 145.

Second reading, 155.

To House, 160.

Returned to Senate, indefinitely postponed, 263.

Final passage, 156.

**Senate Bill No. 93—(Senator Luick)**

Senate Bill No. 93. A Bill for an Act making it unlawful to hunt on any lands upon which the crops have not been harvested, and providing a penalty.

Introduction and first reading, 81.

Referred to Committee on Natural Resources.

Re-referred to committee, 193, 375.

Reported back, to indefinitely postpone, 159.

Placed on calendar, 159.

Amendments adopted, 40.

Amended, 342, 378, 401.

Engrossed, 407, 802.

Second reading, 193, 443, 802.

To House, 483.

Returned to Senate, 755; amended, 758.

Senate concurred, 802.

Rules suspended, deemed re-engrossed, placed for final passage, 802.

Final passage, clinched, 444, 802.

Enrolled, 913.

Signed by President, 933.

To House, 934.

Signed by Speaker, 938.

Returned to Senate, 938.

To Governor, 951.



**Senate Bill No. 94—(Senators Longmire and Saumur)**

**Senate Bill No. 94.** A Bill for an Act to vest in the University of North Dakota Alumni Association, Incorporated, the power to raise funds on behalf of the University of North Dakota and hold such funds as matching or counterpart funds for the benefit of the University of North Dakota and making the University of North Dakota Alumni Association, Incorporated, the agent of the University of North Dakota for such purpose.

Introduction and first reading, 82.  
Referred to Committee on Education.  
Reported back, do pass, 149.  
Second reading, 193.  
To House, 199.  
Returned to Senate, unchanged, 550.  
Final passage, 194.  
Enrolled, 568.  
Signed by President, 573.  
To House, 573.  
Signed by Speaker, 599.  
Returned to Senate, 599.  
To Governor, 606.  
Approved by Governor, 633.

**Senate Bill No. 95—(Senator Brooks)**

**Senate Bill No. 95.** A Bill for an Act to amend and reenact sections 40-4506 and 40-4608 of the North Dakota Revised Code of 1943, as amended by chapters 277 and 278 of the North Dakota Session Laws of 1955 relating to investment of surpluses in the police pension and the employees' pension funds.

Introduction and first reading, 85.  
Referred to Committee on Political Subdivisions.  
Reported back, do pass, 122.  
Second reading, 142.  
To House, 160.  
Returned to Senate, 236.  
Final passage, 143.  
Enrolled, 246.  
Signed by President, 249.  
To House, 249.  
Signed by Speaker, 263.  
Returned to Senate, 263.  
To Governor, 265.  
Approved by Governor, 287.

**Senate Bill No. 96—(Senator Brooks)**

**Senate Bill No. 96.** A Bill for an Act to amend and reenact section 40-1302 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the bonds of municipal officials.

Introduction and first reading, 85.  
Referred to Committee on Political Subdivisions.  
Reported back, amended, 209.  
Amendments adopted, 222.  
Engrossed, 234.  
Second reading, 240.  
To House, 251.  
Returned to Senate, unchanged, 567.

Final passage, 240.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.

**Senate Bill No. 97—(Senator Berube)**

**Senate Bill No. 97.** A Bill for an Act to amend and reenact Section 15-2511 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident pupils.

Introduction and first reading, 85.  
 Referred to Committee on Education.  
 Reported back, do pass, 134.  
 Second reading, 156.  
 To House, 160.  
 Returned to Senate, unchanged, 550.  
 Final passage, 156.  
 Enrolled, 568.  
 Signed by President, 573.  
 To House, 573.  
 Signed by Speaker, 599.  
 Returned to Senate, 599.  
 To Governor, 606.  
 Approved by Governor, 633.

**Senate Bill No. 98—(Senator Berube)**

**Senate Bill No. 98.** A Bill for an Act to amend and reenact Section 15-29082 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 136 of the 1955 Session Laws, relating to the approval by the county superintendent of elementary nonresident pupils.

Introduction and first reading, 85.  
 Referred to Committee on Education.  
 Reported back, do pass, 134.  
 Second reading, 156.  
 To House, 160.  
 Returned to Senate, unchanged, 550.  
 Final passage, 157.  
 Enrolled, 568.  
 Signed by President, 573.  
 To House, 573.  
 Signed by Speaker, 599.  
 Returned to Senate, 599.  
 To Governor, 606.  
 Approved by Governor, 633.

**Senate Bill No. 99—(Senators Knudson, Wenstrom, Johnson, Trenbeath, Meidinger, Roen, Leier and Luick)**

**Senate Bill No. 99.** A Bill for an Act making an appropriation to the state water conservation commission for participating in the investigation, planning, construction, and maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and repealing chapter 58 of the North Dakota Session Laws of 1955.

Introduction and first reading, 85.  
 Referred to Committee on Appropriations.  
 Reported back, do pass, 323.  
 Second reading, 356.  
 To House, 377.  
 Returned to Senate, unchanged, 646.  
 Final passage, 357.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 100—(Senators Trenbeath, Miller and Erickstad)**

**Senate Bill No. 100.** A Bill for an Act to amend and reenact section 21-0202 of the North Dakota Revised Code of 1943 relating to certificates of indebtedness.

Introduction and first reading, 86.  
 Referred to Committee on Political Subdivisions.  
 Reported back, amended, 306.  
 Amendments adopted, 333.  
 Engrossed, 341.  
 Second reading, 357.  
 To House, 377.  
 Returned to Senate, unchanged, 602.  
 Final passage, 357.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 101 — (Senators Trenbeath, Miller, and Erickstad)**

**Senate Bill No. 101.** A Bill for an Act to amend and reenact section 21-0201 of the North Dakota Revised Code defining the term "taxing district".

Introduction and first reading, 86.  
 Referred to Committee on Political Subdivisions.  
 Returned to Senate, 124.  
 Withdrawn, 124.

**Senate Bill No. 102—(Senators Sayer, George and Meidinger)**

**Senate Bill No. 102.** A Bill for an Act to amend and reenact subsection B of section 11-1805 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to fees of register of deeds for filing instruments relating to personal property.

Introduction and first reading, 86.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 149.  
 Amendments adopted, 161.  
 Engrossed, 177.  
 Second reading, 194.  
 To House, 199.

Returned to Senate, unchanged, 567.  
Final passage, 194.  
Enrolled, 599.  
Signed by President, 605.  
To House, 606.  
Signed by Speaker, 611.  
Returned to Senate, 611.  
To Governor, 633.  
Approved by Governor, 649.

**Senate Bill No. 103—(Senators Meidinger, Luick, Brooks, Wadeson, Sayer, Baeverstad, Dewing, Kusler, Leier, Klefstad, Wolf, Krause and George)**

**Senate Bill No. 103.** A Bill for an Act to amend and reenact section 65-0205 of the North Dakota Revised Code of 1943 as amended by chapter 354 of the North Dakota Session Laws of 1955 relating to the offices of the workmen's compensation bureau and authorizing the board of administration to make office changes in the state capitol.

Introduction and first reading, 91.  
Referred to Committee on State and Federal Government.  
Reported back to be indefinitely postponed, 433.

**Senate Bill No. 104—(Senator Nelson)**

**Senate Bill No. 104.** A Bill for an Act relating to tests and vaccination for brucellosis.

Introduction and first reading, 92.  
Referred to Committee on Agriculture.  
Reported back to indefinitely postpone, 210.  
Indefinitely postponed.

**Senate Bill No. 105—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)**

**Senate Bill No. 105.** A Bill for an Act to amend and reenact section 47-1908 of the North Dakota Revised Code of 1943, relating to when an instrument shall be deemed recorded.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Reported back, do pass, 282.  
Second reading, 312.  
To House, 331.  
Returned to Senate, indefinitely postponed, 623.  
Final passage, 312.

**Senate Bill No. 106—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)**

**Senate Bill No. 106.** A Bill for an Act to amend and reenact section 47-1919 of the North Dakota Revised Code of 1943, relating to notice and effect of recorded instruments.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Reported back, amended, 282.  
Amendments adopted, 309.  
Engrossed, 328.  
Second reading, 337.  
To House, 350.  
Returned to Senate, indefinitely postponed, 623.  
Final passage, 337.

**Senate Bill No. 107**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 107.** A Bill for an Act to amend and reenact section 47-1946 of the North Dakota Revised Code of 1943, relating to validity of unrecorded instruments and knowledge of record of instruments out of the chain of title.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Reported back, do pass, 283.  
Second reading, 313.  
To House, 331.  
Returned to Senate, unchanged, 646.  
Final passage, 313.  
Enrolled, 657.  
Signed by President, 695.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 108**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 108.** A Bill for an Act to amend and reenact section 47-1941 of the North Dakota Revised Code of 1943, relating to record title, effect of unrecorded conveyance, and priority of first deposited, accepted and recorded conveyance.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Reported back, do pass, 283.  
Second reading, 313.  
To House, 331.  
Returned to Senate, indefinitely postponed, 647.  
Final passage, 314.

**Senate Bill No. 109**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 109.** A Bill for an Act to amend and reenact section 47-1945 of the North Dakota Revised Code of 1943, relative to constructive notice of execution of recorded instruments and admissibility in evidence without further proof.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Re-referred to Committee on Judiciary, 296.  
Reported back, do pass, 283; be indefinitely postponed, 414.

**Senate Bill No. 110**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 110.** A Bill for an Act to amend and reenact section 57-3723 of the North Dakota Revised Code of 1943, relating to liens for estate tax and limiting such liens to a period of ten years from the date of death of the decedent; and providing for an effective date.

Introduction and first reading, 92.  
Referred to Committee on Judiciary.  
Reported back, do pass, 283.  
Second reading, 314.

To House, 331.  
 Returned to Senate, unchanged, 567.  
 Final passage, 314.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 111**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 111.** A Bill for an Act to provide a limitation of ten years upon the commencement of an action or proceeding to foreclose a real estate mortgage and to repeal subsection 3 of section 28-0115 of the North Dakota Revised Code of 1943.

Introduction and first reading, 92.  
 Referred to Committee on Judiciary.  
 Re-referred to committee, 309.  
 Reported back, amended, 283; be indefinitely postponed, 414.  
 Amendments adopted, 309.  
 Engrossed, 328.

**Senate Bill No. 112**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 112.** A Bill for an Act relating to lis pendens and limiting the time during which lis pendens shall constitute notice.

Introduction and first reading, 93.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 283.  
 Second reading, 314.  
 To House, 331.  
 Returned to Senate, unchanged, 567.  
 Final passage, 315.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 113**—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)

**Senate Bill No. 113.** A Bill for an Act to provide a limitation of ten years upon the commencement of an action or proceeding to cancel or enforce any contract for the sale or conveyance of real estate.

Introduction and first reading, 93.  
 Referred to Committee on Judiciary.  
 Re-referred to Committee on Judiciary, 296.  
 Reported back, do pass, 284.  
 Reported back, be indefinitely postponed, 414.

**Senate Bill No. 114—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)**

**Senate Bill No. 114.** A Bill for an Act to amend and reenact section 47-19A01, subsection 1 of section 47-19A02, and sections 47-19A03, 47-19A07 and 47-19A10 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to marketable record title to real property and to the definite period of time within which notices of claim of interest and affidavits of possession are required to be filed and recorded; and providing for an effective date.

Introduction and first reading, 93.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 284.  
 Second reading, 315, 741.  
 To House, 331, 722.  
 House concurred, 768.  
 House requests return, 713.  
 Returned to Senate, unchanged, 654, 734.  
 Returned to Senate, amended, 735.  
 Senate concurred, 741.  
 Rules suspended, deemed re-engrossed, placed for final passage, 741.  
 Final passage, 315, 741.  
 Enrolled, 686, 794.  
 Engrossed, 745.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 115—(Senators Brooks, Erickstad, Garaas, Holand, Knudson, Longmire and Wartner)**

**Senate Bill No. 115.** A Bill for an Act to amend and reenact section 28-2011 of the North Dakota Revised Code of 1943, relating to entry of judgment and providing for notice to subsequent purchaser or encumbrancer when certified copy of judgment is recorded; and providing for an effective date.

Introduction and first reading, 93.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 284.  
 Second reading, 315.  
 To House, 331.  
 Returned to Senate, unchanged, 654.  
 Final passage, 316.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 116—(Senator Knudson, by request)**

**Senate Bill No. 116.** A Bill for an Act to provide for the acquisition of right of way and materials by purchase or by condemnation by the state or any of its departments, agencies, political subdivisions and municipalities and to repeal sections 24-0507, 24-0509, 24-0510, 24-0511, 24-0512, 24-0513, 24-0514, 24-0515, 24-0716, 24-0717, 24-0723, 24-0724, 24-0725, 24-0726,

24-0727, 24-0728, 24-0729, 24-0730, and 24-0733 of the North Dakota Revised Code of 1943 and to repeal sections 24-0118, 24-0119, 24-0120, 24-0121, 24-0122, 24-0123, 24-0124 and 24-0127 of the 1953 Supplement to the North Dakota Revised Code of 1943 and to repeal section 24-0128 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by section 1 of Chapter 88 of the Session Laws of 1955 and to amend section 24-0722 of the North Dakota Revised Code of 1943, and declaring an emergency.

Introduction and first reading, 93.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 378 to 383.  
 Amendments adopted, 401.  
 Engrossed, 407.  
 Placed at foot of calendar, 444.  
 Second reading, 465, 804.  
 To House, 510.  
 Returned to Senate, amended, 783.  
 Senate concurred, 804.  
 Senate does not concur, 802.  
 Rules suspended, deemed re-engrossed, placed for final passage, 804.  
 Final passage, 466. —  
 Emergency clause carried, 466.  
 Clinched, 805.  
 Reprinted, 550.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 117—(Senators Baeverstad and Dewing)**

**Senate Bill No. 117.** A Bill for an Act authorizing the superintendent of public instruction to appoint a director of surplus property within the department of public instruction, to prescribe his powers, duties, and functions, and providing for an appropriation.

Introduction and first reading, 94.  
 Referred to Committee on State and Federal Government.  
 Referred to Committee on Appropriations, 210.  
 Reported back, do pass, 210, 342.  
 Second reading, 385.  
 To House, 399.  
 Returned to Senate, unchanged, 747.  
 Final passage, 386.  
 Enrolled, 794.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 118—(Senators Erickstad and Knudson)**

**Senate Bill No. 118.** A Bill for an Act to amend and reenact section 40-1818 of the North Dakota Revised Code of 1943 relating to fee for jurors in police magistrate or village justice of the peace courts.



Introduction and first reading, 94.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 284.  
 Amendments adopted, 309.  
 Engrossed, 323.  
 Second reading, 338.  
 To House, 350.  
 Returned to Senate, unchanged, 567.  
 Final passage, 338.  
 Enrolled, 599.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 119—(Senators Erickstad and Knudson)**

**Senate Bill No. 119.** A Bill for an Act to amend and reenact subdivision d of Subsection 1 of section 47-19A11 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to marketable record title and providing for a limitation upon the non-application of chapter to conditions subsequent; and providing for an effective date.

Introduction and first reading, 94.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 284.  
 Second reading, 316.  
 To House, 331.  
 Returned to Senate, indefinitely postponed, 656.  
 Final passage, 316.

**Senate Bill No. 120—(Senators Erickstad and Knudson)**

**Senate Bill No. 120.** A Bill for an Act to amend and reenact section 33-0123 of the North Dakota Revised Code of 1943, relating to fees to be charged by justices.

Introduction and first reading, 94.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 284.  
 Second reading, 317.  
 To House, 331.  
 Returned to Senate, unchanged, 646.  
 Final passage, 317.  
 Enrolled, 667.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 121—(Senators Roen, Krause, Erickson, Garaas, Olson, Sayer, Baeverstad, Nelson, Wartner, Dewing, Hernet and Leier)**

**Senate Bill No. 121.** A Bill for an Act to amend and reenact section 39-0467 of the North Dakota Revised Code of 1943, as amended, relating to allocation of motor vehicle registration tax proceeds for counties.

Introduction and first reading, 94.  
 Referred to Committee on Transportation.  
 Reported back, amended, 390.

Amendments adopted, 416.  
 Engrossed, 433.  
 Placed at foot of calendar, 484.  
 Placed at head of calendar, 508.  
 Second reading, 508.  
 Lost, clinched, 509.

**Senate Bill No. 122—(Senators Kusler, Fiedler and Livingston)**

**Senate Bill No. 122.** A Bill for an Act to amend and reenact sections 38-0313, 38-0401, 38-0402, 38-0403, 38-0404, 38-0406, 38-0407, 38-0408, 38-0409, and 38-0410 and repealing section 38-0405 of the North Dakota Revised Code of 1943, as amended, relating to licensing coal mines and gravel pits.

Introduction and first reading, 94.  
 Referred to Committee on Natural Resources.  
 Reported back, indefinitely postpone, 366.  
 Laid over one day, 366.  
 Placed on calendar, 390.  
 Amendments adopted, 442.  
 Amended, 444, 472.  
 Rules suspended, deemed re-engrossed, placed for final passage, 445, 473.  
 Second reading, 444, 472.  
 Reconsider action, 470.  
 Placed on calendar, 470.  
 To House, 510.  
 Returned to Senate, unchanged, 644.  
 Lost, 445.  
 Final passage, 474.  
 Engrossed, 482.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 123—(Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier)**

**Senate Bill No. 123.** A Bill for an Act to amend and reenact section 61-1002, North Dakota Revised Code of 1943, relating to irrigation district boundaries.

Introduction and first reading, 94.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 190.  
 Second reading, 202.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 202.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 124—(Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier)**

**Senate Bill No. 124.** A Bill for an Act to amend and reenact Section 61-1016, North Dakota Revised Code of 1943,

relating to the hearing on a petition and objections thereto, and to the assent of parties in proceedings for the exclusion of land from an irrigation district.

Introduction and first reading, 95.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 190.  
 Second reading, 202, 205.  
 Placed at foot of calendar, 202.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 206.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 125—**(Senators Morgan, Yunker, Garaas, Krause, Holand and Leier)

**Senate Bill No. 125.** A Bill for an Act repealing subsection 3 of section 61-0916 and section 61-1024, North Dakota Revised Code of 1943, relating to irrigation districts.

Introduction and first reading, 95.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 190.  
 Second reading, 202.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 203.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 126—**(Senators Morgan, Yunker, Garaas, Klefstad, Krause, Holand and Leier)

**Senate Bill No. 126.** A Bill for an Act to amend and reenact sections 61-0902 and 61-0903 of the North Dakota Revised Code of 1943, relating to the assessment of lands in irrigation districts.

Introduction and first reading, 95.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 190.  
 Second reading, 203.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 203.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 127—**(Senator Sayer)

**Senate Bill No. 127.** A Bill for an Act to amend and reenact section 15-2221 of the 1953 Supplement to the North Dakota

Revised Code of 1943, relating to dissolution of school districts; duty of county superintendent.

Introduction and first reading, 95.  
 Referred to Committee on Education.  
 Reported back, amended, 221.  
 Amendments adopted, 235.  
 Engrossed, 247.  
 Second reading, 254.  
 To House, 263.  
 Returned to Senate, indefinitely postponed, 567.  
 Final passage, 254.

**Senate Bill No. 128—(Senator Sayer)**

**Senate Bill No. 128.** A Bill for an Act to amend and reenact Section 15-5708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to scholarship payments, conditions, notes required, and scholarship continued.

Introduction and first reading, 95.  
 Referred to Committee on Education.  
 Reported back, do pass, 221.  
 Second reading, 240.  
 To House, 251.  
 Returned to Senate, unchanged, 550.  
 Final passage, 241.  
 Enrolled, 568.  
 Signed by President, 573.  
 To House, 573.  
 Signed by Speaker, 599.  
 Returned to Senate, 599.  
 To Governor, 606.  
 Approved by Governor, 633.

**Senate Bill No. 129—(Senator Sayer)**

**Senate Bill No. 129.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the 1955 Session Laws, relating to elementary per pupil payments from the county tuition fund.

Introduction and first reading, 95.  
 Referred to Committee on Education.  
 Reported back, amended, 221.  
 Amendments adopted, 235.  
 Engrossed, 247, 900.  
 Second reading, 255, 900.  
 To House, 263.  
 Returned to Senate, 755.  
 Returned to Senate, amended, 758.  
 Senate does not concur, 803.  
 Conference Committee, Senate, 803.  
 Conference Committee, House, 813.  
 Conference Committee report, adopted, 900.  
 Rules suspended, deemed re-engrossed, placed for final passage, 900.  
 Final passage, 255.  
 Clinched, 901.  
 House accepts Conference Committee reports, 931.  
 Enrolled, 951.  
 Signed by President, 952.

To House, 952.  
Signed by Speaker, 954.  
Returned to Senate, 954.  
To Governor, 955.

**Senate Bill No. 130—(Senators Brooks, Berube and Nelson)**

**Senate Bill No. 130.** A Bill for an Act to repeal Chapter 39-04A of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to additional fees for motor vehicles engaged in transportation of property.

Introduction and first reading, 95.  
Referred to Committee on Transportation.  
Reported back, 330.  
Withdrawn, 330.

**Senate Bill No. 131—(Senators Brooks, Berube and Nelson)**

**Senate Bill No. 131.** A Bill for an Act to provide a schedule of registration fees for all commercial and noncommercial trucks, except vehicles for transportation of passengers; Definition.

Introduction and first reading, 96.  
Referred to Committee on Transportation.  
Reported back, 330.  
Withdrawn, 330.

**Senate Bill No. 132—(Senators Brooks, Berube and Nelson)**

**Senate Bill No. 132.** A Bill for an Act to repeal Section 39-0424 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 244 of the 1955 Session Laws of the State of North Dakota, relating to fees for commercial and noncommercial trucks.

Introduction and first reading, 96.  
Referred to Committee on Transportation.  
Reported back, 330.  
Withdrawn, 330.

**Senate Bill No. 133—(Senator Knudson)**

**Senate Bill No. 133.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the public safety division.

Introduction and first reading, 96.  
Referred to Committee on Appropriations.  
Reported back, amended, 366.  
Amendments adopted, 401.  
Engrossed, 407.  
Second reading, 445.  
To House, 483.  
Returned to Senate, unchanged, 654.  
Final passage, 446.  
Enrolled, 686.  
Signed by President, 697.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 134—(Senators Hernet and Dewing)**

**Senate Bill No. 134.** A Bill for an Act to amend and reenact sections 40-2419 and 40-2420 of the North Dakota Revised Code of 1943 and 40-2708 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of municipal improvement warrants and refunding improvement warrants and bonds, providing for the negotiability of such warrants and bonds and the eligibility thereof as investments of fiduciary, corporate and public funds, and declaring an emergency.

Introduction and first reading, 96.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 216.  
 Engrossed, 803.  
 Second reading, 229, 803.  
 To House, 235.  
 Returned to Senate, 755; amended, 759.  
 Senate concurred, 803.  
 Rules suspended, deemed re-engrossed, placed for final passage, 803.  
 Final passage, 229.  
 Emergency clause carried, 804.  
 Clinched, 804.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 135—(Senators Longmire, Livingston, Dolan and Saumur)**

**Senate Bill No. 135.** A Bill for an Act relating to the taxation of the sale of cigarettes and snuff and exempting sales to or by any instrumentality of the armed forces of the United States.

Introduction and first reading, 96.  
 Referred to Committee on Finance and Taxation.  
 Re-referred to Committee on Finance and Taxation, 296.  
 Re-referred to Committee on Judiciary, 330.  
 Reported back, do pass, 269.  
 Reported back, amended, 425.  
 Motion to reconsider carried, 296.  
 Returned to Senate, 330.  
 Amendments adopted, 439.  
 Engrossed, 462.  
 Second reading, 292, 488.  
 To House, 510.  
 Indefinitely postponed, 725.  
 Returned to Senate, 725.  
 Final passage, 292.  
 Clinched, 489.

**Senate Bill No. 136—(Senators Longmire, Livingston, Dolan and Saumur)**

**Senate Bill No. 136.** A Bill for an Act to amend and reenact section 5-0205 of the North Dakota Revised Code of 1943, as amended by the 1955 Session Laws, Chapter 96, section 1, and section 5-0222 of the 1953 Supplement to the North

Dakota Revised Code of 1943 as amended by the 1953 Session Laws, Chapter 96, section 9, relating to alcoholic beverages and exempting the sale on a military post, or to an instrumentality of the armed forces of the United States for resale on a military post, from certain taxes of this state.

Introduction and first reading, 96.  
 Referred to Committee on Finance and Taxation.  
 Re-referred to Committee, 296.  
 Re-referred to Committee on Judiciary, 300.  
 Reported back, do pass, 269.  
 Reported back, amended, 425.  
 Returned to Senate, 330.  
 Amendments adopted, 439.  
 Engrossed, 462.  
 Second reading, 489.  
 To House, 510.  
 Returned to Senate, indefinitely postponed, 725.  
 Final passage, clinched, 489.

**Senate Bill No. 137—(Senator Livingston)**

**Senate Bill No. 137.** A Bill for an Act to repeal section 54-0117 of the North Dakota Revised Code of 1943 relating to right-of-way over state lands and reservations thereof on sale.

Introduction and first reading, 97.  
 Referred to Committee on State and Federal Government.  
 Reported back to indefinitely postpone, 210.  
 Indefinitely postponed.

**Senate Bill No. 138—(Senators Hernet and Dewing)**

**Senate Bill No. 138.** A Bill for an Act to amend and reenact section 15-3926 of the North Dakota Revised Code of 1943, as amended by Chapter 139 of the 1955 Session Laws, sections 26-2210, 26-2303, and 26-2407 of the North Dakota Revised Code of 1943, and subsection B of section 52-09\$6 and section 65-0431 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to investment of state funds.

Introduction and first reading, 97.  
 Referred to Committee on State and Federal Government.  
 Requested returned from Committee, 187.  
 Reported back, do pass, 216.  
 Re-referred to Committee on Political Subdivisions, 187.  
 Engrossed, 805.  
 Second reading, 229, 805.  
 To House, 235.  
 Returned to Senate, 755; amended, 759.  
 Senate concurred, 805.  
 Rules suspended, deemed re-engrossed, placed for final passage, 805.  
 Final passage, 230.  
 Clinched, 806.  
 Enrolled, 951.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 139—(Senators Thomas and Holand, by request)**

**Senate Bill No. 139.** A Bill for an Act to amend and reenact section 52-0601, subsection 3, of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to conditions required to be eligible to benefits.

Introduction and first reading, 104.  
 Referred to Committee on Labor Relations, 105.  
 Reported back, do pass, 246.  
 Second reading, 261.  
 To House, 288.  
 Returned to Senate, unchanged, 602.  
 Final passage, 262.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 140—(Senator Garaas)**

**Senate Bill No. 140.** A Bill for an Act to amend and reenact sections 40-2307 of the 1953 Supplement to the North Dakota Revised Code of 1943 and 40-2308 of the North Dakota Revised Code of 1943, relating to assessments and collection of costs of improvements benefiting real property.

Introduction and first reading, 105.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 269.  
 Second reading, 296.  
 To House, 331.  
 Returned to Senate, unchanged, 567.  
 Final passage, 296.  
 Enrolled, 600.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 141—(Senators Olson, Miller and Bilden)**

**Senate Bill No. 141.** A Bill for an Act to amend and reenact section 19-0331 of the North Dakota Revised Code of 1943, relating to penalties for illegal use of narcotics or providing them to minors.

Introduction and first reading, 105.  
 Referred to Committee on Social Welfare.  
 Reported back, amended, 396.  
 Amendments adopted, 416.  
 Engrossed, 433.  
 Second reading, 490.  
 To House, 510.  
 Returned to Senate, unchanged, 688.  
 Final passage, clinched, 490.  
 Enrolled, 712.  
 Signed by President, 713.



To House, 722.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 142—(Senators Livingston, Larson, Brooks,  
Longmire and Saumur)**

**Senate Bill No. 142.** 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 full-time 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 and first reading, 105.  
Referred to Committee on Political Subdivisions.  
Reported back, amended, 216.  
Amendments adopted, 222.  
Engrossed, 234.  
Second reading, 241.  
To House, 251.  
Returned to Senate, unchanged, 602.  
Final passage, 242.  
Enrolled, 619.  
Signed by President, 644.  
To House, 645.  
Signed by Speaker, 656.  
Returned to Senate, 656.  
To Governor, 686.  
Approved by Governor, 705.

**Senate Bill No. 143—(Senator Freed)**

**Senate Bill No. 143.** 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, a tract of land, consisting of not more than five acres presently attached to the campus of the state teachers college at Dickinson, North Dakota, and repealing chapter 130 of the North Dakota Session Laws of 1955 relating to previous authority for a similar conveyance.

Introduction and first reading, 105.  
Referred to Committee on State and Federal Government.  
Reported back, do pass, 284.  
Second reading, 317.  
To House, 331.  
Returned to Senate, unchanged, 602.  
Final passage, 318.  
Enrolled, 619.  
Signed by President, 644.  
To House, 645.  
Signed by Speaker, 656.  
Returned to Senate, 656.  
To Governor, 686.  
Approved by Governor, 705.

**Senate Bill No. 144—(Senators Freed and Klefstad)**

**Senate Bill No. 144.** A Bill for an Act to amend and reenact sections 39-0426, 39-0427, 39-0428 and 39-04312 of the 1953

Supplement to the North Dakota Revised Code of 1943, relating to the truck-mile tax and providing that such tax shall be collected by the highway commissioner instead of the motor vehicle registrar.

Introduction and first reading, 105.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 366.  
 Second reading, 421.  
 To House, 483.  
 Returned to Senate, unchanged, 688.  
 Final passage, 421.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 145—(Senators Fiedler, Dewing and Kusler)**

**Senate Bill No. 145.** A Bill for an Act to amend and reenact section 36-0503 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to applications for license to operate a livestock sales ring.

Introduction and first reading, 105.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 323.  
 Rules suspended, deemed re-engrossed and placed for final passage, 358.  
 Second reading, 357.  
 Amended from floor, 357.  
 Engrossed, 364.  
 To House, 377.  
 Returned to Senate, unchanged, 622.  
 Final passage, 358.  
 Enrolled, 640.  
 Signed by President, 667.  
 To House, 668.  
 Signed by Speaker, 687.  
 Returned to Senate, 687.  
 To Governor, 687.  
 Approved by Governor, 705.

**Senate Bill No. 146—(Senators Morgan, Leier and Johnson)**

**Senate Bill No. 146.** A Bill for an Act to amend and reenact section 5-0113 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the selling, giving away or disposing of alcoholic beverage on certain holidays and election days.

Introduction and first reading, 106.  
 Referred to Committee on Social Welfare.  
 Reported back to indefinitely postpone, 396.

**Senate Bill No. 147—(Senators Morgan, Yunker and Garaas)**

**Senate Bill No. 147.** A Bill for an Act to amend and reenact section 61-0507 of the 1953 Supplement to the North Dakota Revised Code of 1943 and declaring an emergency.

Introduction and first reading, 106.  
 Referred to Committee on Agriculture.

Reported back, do pass, 190.  
 Second reading, 203.  
 To House, 213.  
 Returned to Senate, unchanged, 646.  
 Final passage, 204.  
 Emergency clause carried, 204.  
 Enrolled, 657.  
 Signed by President, 695.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 148—(Senators Schrock, O'Brien and Kusler)**

**Senate Bill No. 148.** A Bill for an Act requiring a course of study in junior and senior high schools on the subject of the fundamental principles of money and their relationship to economic and political affairs, and prescribing the duties of the state superintendent of public instruction and state board of education in relation thereto, and declaring an emergency.

Introduction and first reading, 106.  
 Referred to Committee on Education.  
 Reported back, indefinitely postponed, 270.

**Senate Bill No. 149—(Senators Trenbeath, Berube, Dewing and Baeverstad)**

**Senate Bill No. 149.** A Bill for an Act authorizing and requiring the highway commissioner to acquire lands and right-of-way for roads and building sites for custom and immigration points of entry and to provide for a disposition of such lands and right-of-way.

Introduction and first reading, 107.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 221.  
 Second reading, 242, 255.  
 Laid over one legislative day, 242.  
 Rules suspended, deemed re-engrossed, placed for final passage, 256.  
 To House, 263.  
 Amended on floor, 255.  
 Engrossed, 259.  
 Returned to Senate, unchanged, 567.  
 Final passage, 256.  
 Reprinted, 550.  
 Enrolled, 600.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 150—(Senator George)**

**Senate Bill No. 150.** A Bill for an Act to amend and reenact section 26-0705 of the North Dakota Revised Code of 1943, relating to filing of annual statement.

Introduction and first reading, 107.  
 Referred to Committee on Industry and Business.

Reported back, do pass, 195.  
 Second reading, 213.  
 To House, 218.  
 Returned to Senate, unchanged, 622.  
 Final passage, 214.  
 Enrolled, 640.  
 Signed by President, 667.  
 To House, 668.  
 Signed by Speaker, 687.  
 Returned to Senate, 687.  
 To Governor, 687.  
 Approved by Governor, 705.

**Senate Bill No. 151—(Senators Luick, Morgan and Miller)**

**Senate Bill No. 151.** A Bill for an Act to amend and reenact Section 51-0513 of the North Dakota Revised Code of 1943, relating to auctioneer licenses.

Introduction and first reading, 107.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 159.  
 Amendments adopted, 191.  
 Second reading, 204, 742.  
 Engrossed, 207, 745.  
 To House, 213.  
 House concurred, 768.  
 Returned to Senate, amended, 735.  
 Senate concurred, 742.  
 Rules suspended, deemed re-engrossed, placed for final passage, 742.  
 Final passage, 204, 742.  
 Enrolled, 794.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 152—(Senator Wolf, by request)**

**Senate Bill No. 152.** A Bill for an Act to amend and reenact sections 43-0816 and 43-0817 of the North Dakota Revised Code of 1943 relating to the fees for the renewal of a certificate of registration for dentists.

Introduction and first reading, 124.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 159.  
 Amendments adopted, 191.  
 Second reading, 204.  
 Engrossed, 207.  
 To House, 213.  
 Returned to Senate, 287.  
 Final passage, 205.  
 Enrolled, 328.  
 Signed by President, 328.  
 To House, 332.  
 Signed by Speaker, 345.  
 Returned to Senate, 345.  
 To Governor, 347.

**Senate Bill No. 153—(Senator Leier)**

**Senate Bill No. 153.** A Bill for an Act to amend and reenact section 26-1901 of the North Dakota Revised Code of 1943, relating to insurance companies writing hail insurance coverage in this state and to provide a penalty for limiting acreage of coverage in any area.

Introduction and first reading, 124.

Referred to Committee on Industry and Business.

Reported back to indefinitely postpone, 396.

**Senate Bill No. 154—(Senator Leier)**

**Senate Bill No. 154.** A Bill for an Act to amend and reenact subsections 1. b., 1. c., 1. d., 2. f., and 2. h. of section 26-03A03 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to health and accident insurance policies, and to repeal section 26-03A07 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction and first reading, 124.

Referred to Committee on Industry and Business.

Reported back, to indefinitely postpone, 408.

Placed on calendar, 408.

Placed at foot of calendar, 488.

Placed at head of calendar, 495.

Second reading, 495.

Lost, clinched, 496.

**Senate Bill No. 155—(Senator Hernet)**

**Senate Bill No. 155.** A Bill for an Act relating to the Bank of North Dakota and providing for the transfer of certain funds from the collection and land department to the general fund and from the general fund to the state highway construction fund and for the transfer of certain funds from the profits of the bank to the general fund and making appropriations therefor.

Introduction and first reading, 125.

Referred to Committee on Appropriations.

Reported back, amended, 367, 446.

Rules suspended, deemed re-engrossed, placed for final passage, 446.

Amendments adopted, 401.

Engrossed, 407, 462.

Second reading, 446.

To House, 483.

Returned to Senate, unchanged, 784.

Final passage, 447.

Enrolled, 913.

Signed by President, 933.

To House, 934.

Signed by Speaker, 938.

Returned to Senate, 938.

To Governor, 951.

**Senate Bill No. 156—(Senators Hernet, George and Klefstad)**

**Senate Bill No. 156.** A Bill for an Act to amend and reenact Section 6-0303 and Section 6-0329, of the North Dakota Revised Code of 1943, relating to the value of shares of stock in state banks, and directors qualifying shares.

Introduction and first reading, 125.  
 Referred to Committee on Industry and Business.  
 Reported back, do pass, 195.  
 Second reading, 214, 806.  
 To House, 218, 639.  
 House requests return, 635.  
 Returned to Senate, 622, 755.  
 Returned to Senate, unchanged, 759.  
 Rules suspended, deemed re-engrossed, placed for final  
 Senate concurred, 806.  
   passage, 806.  
 Final passage, 214.  
 Clinched, 807.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 157—(Senators Livingston and Saumur)**

**Senate Bill No. 157.** A Bill for an Act to amend and reenact section 5 of chapter 250 of the North Dakota Session Laws of 1955 relating to width, length, and height of mobile homes operated or towed upon the highways, and providing for over-size permits.

Introduction and first reading, 125.  
 Referred to Committee on Transportation.  
 Reported back, amended, 347.  
 Amendments adopted, 375.  
 Engrossed, 390.  
 Second reading, 421.  
 To House, 483.  
 Returned to Senate, unchanged, 688.  
 Final passage, 422.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 158—(Senator Holand)**

**Senate Bill No. 158.** A Bill for an Act to amend and reenact section 47-1010 of the North Dakota Revised Code of 1943, relating to titles to highways, streets, alleys or public rights-of-way.

Introduction and first reading, 125.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 323.  
 Second reading, 358.  
 To House, 377.  
 Returned to Senate, unchanged, 688.  
 Final passage, 359.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 159**—(Senators Kee, Wadeson, George and Livingston)

**Senate Bill No. 159.** A Bill for an Act to amend and reenact Section 39-0528 of the North Dakota Revised Code of 1943 relating to the defacing, destroying, altering, removing, obliterating, covering, marring, disfiguring, or obscuring the serial or engine number of a motor vehicle.

Introduction and first reading, 125.

Referred to Committee on Transportation.

Reported back, do pass, 235.

Second reading, 256.

To House, 263.

Returned to Senate, indefinitely postponed, 738.

Final passage, 257.

**Senate Bill No. 160**—(Senators Kee, Wadeson, George and Livingston)

**Senate Bill No. 160.** A Bill for an Act to require the manufacturer of a new automobile to furnish the purchaser thereof with a certificate of origin; and providing for a penalty in the event of failure to do so.

Introduction and first reading, 125.

Referred to Committee on Transportation.

Re-referred to Committee on Judiciary, 349.

Reported back, amended, 307, 414.

Amendments adopted, 333, 439.

Engrossed, 341, 462.

Second reading, 490.

To House, 510.

Returned to Senate, indefinitely postponed, 599.

Final passage, clinched, 491.

**Senate Bill No. 161**—(Senators Kee, Klefstad, Wadeson, George and Livingston)

**Senate Bill No. 161.** A Bill for an Act to amend and reenact Section 35-0406 of the North Dakota Revised Code of 1943 relating to the filing of chattel mortgages, and requiring the chattel mortgage be shown on a certificate of title to a motor vehicle.

Introduction and first reading, 125.

Referred to Committee on Judiciary.

Reported back, amended, 323.

Amendments adopted, 349.

Engrossed, 364.

Second reading, 386.

To House, 399.

Returned to Senate, unchanged, 646.

Final passage, 386.

Enrolled, 657.

Signed by President, 697.

To House, 698.

Signed by Speaker, 743.

Returned to Senate, 743.

To Governor, 746.

**Senate Bill No. 162**—(Senators Kee, Wadeson, George and Livingston)

**Senate Bill No. 162.** A Bill for an Act to amend and reenact Section 39-0405 of the North Dakota Revised Code of

1943, as amended by the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the applications for registration of motor vehicles.

Introduction and first reading, 125.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 307.  
 Second reading, 338.  
 To House, 350.  
 Returned to Senate, unchanged, 622.  
 House requests return, 880.  
 House rescinds action on request, 889.  
 Final passage, 339.  
 Enrolled, 640.  
 Signed by President, 894.  
 To House, 895.  
 Signed by Speaker, 910.  
 Returned to Senate, 910.  
 To Governor, 951.

**Senate Bill No. 163—(Senators Holand and Dewing)**

Senate Bill No. 163. A Bill for an Act to amend and reenact sections 14 and 27 of chapter 251 of the North Dakota Session Laws of 1955 relating to the licensing of drivers and the fee therefor and to eliminate triple license card, to require the notation of traffic warnings and traffic convictions upon the license and to provide for carrying over notations of convictions from one license card to another.

Introduction and first reading, 126.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 324.  
 Amendments adopted, 359.  
 Rules suspended, deemed re-engrossed and placed for final passage, 359.  
 Second reading, 359, 671.  
 Amended from floor, 359.  
 Engrossed, 364, 671.  
 To House, 377.  
 House amendments, 656.  
 Returned to Senate, amended, 656.  
 Senate concurred, 671.  
 Rules suspended, deemed re-engrossed, placed for final passage, 671.  
 Final passage, 359, 672.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 164—(Senators Fraser, Johnson, Kieley and Livingston)**

Senate Bill No. 164. A Bill for an Act relating to the taxation of motor fuel and the administration thereof, providing for the purchase of tax-exempt motor fuel for agricultural and industrial use, providing for licenses, fees, and providing a penalty; and amending and reenacting subsection 6 of section 57-4001 and subsection 5 of section 57-4003 of the



North Dakota Revised Code of 1943 relating to definitions and exemptions under the use tax laws, and declaring an emergency.

Introduction and first reading, 126.  
 Referred to Committee on Finance and Taxation.  
 Reported back without recommendation, 367.  
 Second reading, 422.  
 Lost.

**Senate Bill No. 165—(Senator Schrock)**

**Senate Bill No. 165.** A Bill for an Act to amend and reenact section 11-1011 of the North Dakota Revised Code of 1943 relating to appointment and salaries of deputies and clerks.

Introduction and first reading, 126.  
 Referred to Committee on Political Subdivisions.  
 Reported back, to indefinitely postpone, 196.  
 Indefinitely postponed.

**Senate Bill No. 166—(Senators Foss, Freed and Kieley)**

**Senate Bill No. 166.** A Bill for an Act to provide for the payment by the State Highway Commissioner of costs incurred by utilities in changing, removing or relocating utility facilities in connection with Interstate and Defense Highway Projects in which the Federal Government shares such cost.

Introduction and first reading, 126.  
 Referred to Committee on Industry and Business.  
 Reported back, amended, 409.  
 Amendments adopted, 439.  
 Engrossed, 462, 901.  
 Second reading, 491, 901.  
 To House, 510.  
 House accepts Conference Committee report, 931.  
 Returned to Senate, 795; amended, 797.  
 Senate concurred, 901.  
 Senate does not concur, 808.  
 Conference Committee, Senate, 808.  
 Conference Committee, House, 869.  
 Conference Committee report, 901.  
 Rules suspended, deemed re-engrossed, placed for final passage, 901.  
 Final passage, clinched, 491.  
 Clinched, 902.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 953.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 955.

**Senate Bill No. 167—(Senators Meidinger and Longmire)**

**Senate Bill No. 167.** A Bill for an Act to amend and reenact section 39-1102 of the North Dakota Revised Code of 1943, relating to head lamps on motor vehicles.

Introduction and first reading, 135.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 348.  
 Second reading, 387.

To House, 399.  
 Returned to Senate, unchanged, 726.  
 Final passage, 387.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 168—(Senators Meidinger and Freed)**

**Senate Bill No. 168.** A Bill for an Act making an appropriation and transfer of unexpended and unobligated balance in Yellowstone River Bridge deficiency appropriation to the highway construction fund.

Introduction and first reading, 135.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 246.  
 Amendments adopted, 260.  
 Engrossed, 265.  
 Second reading, 273.  
 To House, 288.  
 Returned to Senate, unchanged, 747.  
 Final passage, 273.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 169—(Committee on Appropriations)**

**Senate Bill No. 169.** 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 and first reading, 135.  
 Referred to Committee on Education.  
 Re-referred to Committee on Appropriation, 367.  
 Reported back, without recommendations, 367.  
 Amended, 433.  
 Amendments adopted, 481.  
 Engrossed, 495.  
 Second reading, 497.  
 To House, 518.  
 Returned to Senate, unchanged, 784.  
 Final passage, clinched, 497.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 170—(Senators Kieley and Morgan)**

**Senate Bill No. 170.** A Bill for an Act establishing uniform procedure to be followed by all governmental agencies in the letting of public contracts, defining public contracts and

excluding State Highway Department contracts, setting forth bid requirements, providing for proper notice of letting and advertisement for bids, requiring the preparation of plans and specifications for all public works projects and the filing thereof, providing for the retention of money on public projects; and repealing Chapter 48-02 of the North Dakota Revised Code of 1943 and Section 48-0206 of the 1953 Supplement thereto and Chapters 293 and 295 of the North Dakota Session Laws of 1955.

Introduction and first reading, 135.  
 Referred to Committee on Judiciary.  
 Reported back, to indefinitely postpone, 464.

**Senate Bill No. 171—(Senators Kieley and Morgan)**

**Senate Bill No. 171.** A Bill for an Act relating to a State Contractors Board; Providing for appointments; Defining powers and duties of Board; Providing for licenses, exemptions, and fees; Administration of Act; Providing the method of suspension and cancellation; Prescribing a penalty for violation of Act; and Providing for repeal of Chapter 43-07 of the North Dakota Revised Code of 1943.

Introduction and first reading, 135.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 426, 521.  
 Placed on calendar without recommendation, 426.  
 Amendments adopted, 440.  
 Engrossed, 462, 524.  
 Placed at foot of calendar, 488.  
 Second reading, 521.  
 Rules suspended, deemed re-engrossed, placed for final passage, 524.  
 To House, 533.  
 Returned to Senate, indefinitely postponed, 738.  
 Final passage, clinched, 525.  
 Reprinted, 550.  
 Signed by President, 605.  
 To House, 606.

**Senate Bill No. 172—(Senator Krause)**

**Senate Bill No. 172.** 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, as amended by chapter 111 of the North Dakota Session Laws of 1955, relating to salaries of county officers.

Introduction and first reading, 135.  
 Referred to Committee on Political Subdivisions.  
 Reported back, to indefinitely postpone, 409.

**Senate Bill No. 173—(Senators Larson, Foss and Freed, by request)**

**Senate Bill No. 173.** A Bill for an Act to amend and reenact section 21-0307 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the issuance of bonds by a municipality, providing for elections thereon and for exception thereto in the case of certain issues, including federal aid highway bonds of certain municipalities, and declaring an emergency.

Introduction and first reading, 136.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 217.  
 Second reading, 230.  
 To House, 235.  
 Returned to Senate, unchanged, 567.  
 Final passage, emergency clause carried, 230.  
 Enrolled, 600.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 174—(Senators Longmire and Larson, by request)**

**Senate Bill No. 174.** A Bill for an Act to amend and reenact sections 40-4701 and 40-4702 of the North Dakota Revised Code of 1943 and section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to municipal zoning, providing for application and extension of zoning regulations, for establishment of districts, and for changes of regulations, restrictions, and district boundaries.

Introduction and first reading, 136.  
 Referred to Committee on Political Subdivisions.  
 Reported back, without recommendation, 397.  
 Amendments adopted, 416.  
 Engrossed, 433.  
 Second reading, 492.  
 To House, 510.  
 Returned to Senate, indefinitely postponed, 567.  
 Final passage, clinched, 492.

**Senate Bill No. 175—(Senator Holand, by request)**

**Senate Bill No. 175.** A Bill for an Act to amend and reenact section 57-3706 of the North Dakota Revised Code of 1943 relating to joint interests and interests with the right of survivorship.

Introduction and first reading, 136.  
 Referred to Committee on Finance and Taxation.  
 Re-referred to Committee on Judiciary, 359.  
 Reported back, do pass, 324, 434.  
 Second reading, 359, 492.  
 To House, 510.  
 Returned to Senate, indefinitely postponed, 688.  
 Final passage, clinched, 493.

**Senate Bill No. 176—(Senator Brooks)**

**Senate Bill No. 176.** A Bill for an Act making an appropriation to the state board of administration for the construction of a school for the blind.

Introduction and first reading, 136.  
 Referred to Committee on Appropriations.  
 Reported back, without recommendation, 284.  
 Amendments lost.  
 Amended, 339.  
 Second reading, 318, 336, 339.  
 Laid over one legislative day, 318, 336.  
 Lost, clinched, 340.

**Senate Bill No. 177—(Senators Hernet, George, Wenstrom,  
Klefstad and Sayer)**

**Senate Bill No. 177.** A Bill for an Act to amend and reenact section 21-0409 of the North Dakota Revised Code of 1943, relating to the pledge of securities for public deposits.

Introduction and first reading, 136.

Referred to Committee on Industry and Business.

Reported back, do pass, 259.

Second reading, 274.

To House, 288.

Returned to Senate, unchanged, 622.

Final passage, 274.

Enrolled, 640.

Signed by President, 667.

To House, 668.

Signed by Speaker, 687.

Returned to Senate, 687.

To Governor, 687.

Approved by Governor, 705.

**Senate Bill No. 178—(Senators Hernet, George, Klefstad,  
Wenstrom and Sayer)**

**Senate Bill No. 178.** A Bill for an Act defining a stale check and authorizing a bank or trust company to refuse payment thereof.

Introduction and first reading, 136.

Referred to Committee on Industry and Business.

Laid over one legislative day, 270.

Amendments adopted, 297.

Rules suspended, deemed properly re-engrossed and placed for final passage, 297.

Engrossed, 328.

Second reading, 297.

Amended, 297.

To House, 331.

Returned to Senate, unchanged, 747.

Final passage, 297.

Enrolled, 778.

Signed by President, 857.

To House, 859.

Signed by Speaker, 879.

Returned to Senate, 879.

To Governor, 950.

**Senate Bill No. 179—(Senators Wartner, Longmire and  
Erickstad)**

**Senate Bill No. 179.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the collection of fee for unsatisfied judgment fund.

Introduction and first reading, 136.

Referred to Committee on Judiciary.

Reported back, do pass, 259.

Reported back, to indefinitely postpone, 415.

**Senate Bill No. 180—(Senators Kieley, Longmire, Wartner  
Erickstad, Livingston, Saumur and Meidinger)**

**Senate Bill No. 180.** A Bill for an Act authorizing municipalities maintaining armories to levy not to exceed two mills

for armory maintenance, repair, alteration and reconstruction.

Introduction and first reading, 137.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, do pass, 285.  
 Second reading, 318, 788.  
 Engrossed, 788.  
 To House, 331.  
 Returned to Senate, amended, 622.  
 Senate does not concur, 634.  
 Conference Committee, Senate, 634.  
 Conference Committee, House, 635.  
 Conference Committee report adopted by House, 783.  
 Adopted by Senate, 788.  
 Final passage, 318.  
 Final passage, clinched, 789.  
 Rules suspended, deemed re-engrossed, placed for final passage, 788.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 181—(Senators Longmire and Nelson)**

**Senate Bill No. 181.** A Bill for an Act to create a medical center loan fund board, prescribe its duties, and provide for loans to North Dakota students desiring to complete their education in medicine.

Introduction and first reading, 137.  
 Referred to Committee on Education.  
 Reported back, do pass, 259.  
 Re-referred to Committee on Education, 274.  
 Amendments adopted, 440.  
 Engrossed, 462.  
 Second reading, 274, 497.  
 Amended, 409.  
 To House, 518.  
 Returned to Senate, unchanged, 602.  
 Final passage, clinched, 498.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 182—(Senators Longmire, Erickstad, Wartner, Holand, Garaas, Brooks and Knudson)**

**Senate Bill No. 182.** A Bill for an Act to amend and reenact section 27-1103 of the North Dakota Revised Code of 1943 relating to the qualifications of applicants seeking admission to the bar and providing an effective date.

Introduction and first reading, 137.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 367.

Amendments adopted, 401.  
 Second reading, 447.  
 Lost, 447.

**Senate Bill No. 183—(Senator Holand)**

**Senate Bill No. 183.** A Bill for an Act to amend and reenact section 1 of chapter 251 of the North Dakota Session Laws of 1955 relating to the issuance of vehicle operators' licenses.

Introduction and first reading, 150.  
 Referred to Committee on Transportation.  
 Reported back, without recommendation, 324.  
 Second reading, 360.  
 To House, 377.  
 Returned to Senate, indefinitely postponed, 656.  
 Final passage, 360.  
 Signed by President, 605.  
 To House, 606.

**Senate Bill No. 184—(Senators Brooks and Wolf)**

**Senate Bill No. 184.** A Bill for an Act to amend and reenact section 40-4005 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to municipal preliminary budget statements.

Introduction and first reading, 151.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 270.  
 Second reading, 297.  
 To House, 331.  
 Returned to Senate, unchanged, 567.  
 Final passage, 298.  
 Enrolled, 600.  
 Signed by President, 605.  
 To House, 606.  
 Signed by Speaker, 611.  
 Returned to Senate, 611.  
 To Governor, 633.  
 Approved by Governor, 649.

**Senate Bill No. 185—(Senator Freed, by request)**

**Senate Bill No. 185.** A Bill for an Act to amend and reenact chapter 36-23 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to standards of sanitation of meat processors and the inspection of such establishments, and declaring an emergency.

Introduction and first reading, 151.  
 Referred to Committee on Agriculture.  
 Reported back, to indefinitely postpone, 221.  
 Indefinitely postponed.

**Senate Bill No. 186—(Senators Meidinger, Knudson, Saumur, Garaas and Westrom)**

**Senate Bill No. 186.** A Bill for an Act to amend and reenact Sections 43-1701, 43-1702, 43-1706, 43-1707, 43-1712, 43-1713, 43-1718, 43-1720, 43-1721, 43-1722, 43-1725, 43-1730, 43-1731 and 43-1734 and to repeal Section 43-1719, of the North Dakota Revised Code of 1943, relating to the regulation of the practice of medicine.

Introduction and first reading, 151.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 426.  
 Amendments adopted, 440.  
 Engrossed, 462, 816.  
 Second reading, 498, 816.  
 To House, 518.  
 Returned to Senate, 795; amended, 797.  
 Senate concurred, 816.  
 Rules suspended, deemed re-engrossed, placed for final passage, 816.  
 Final passage, clinched, 498, 817.  
 Enrolled, 952.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 187—(Senator Berube)**

Senate Bill No. 187. A Bill for an Act to amend and reenact section 17 of chapter 115 of the North Dakota Session Laws of 1955 relating to county coroners.

Introduction and first reading, 151.  
 Referred to Committee on Political Subdivisions.  
 Requested returned from committee, 187.  
 Withdrawn.

**Senate Bill No. 188—(Senator O'Brien, by request)**

Senate Bill No. 188. 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 and first reading, 151.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 434.  
 Amendments adopted, 481.  
 Engrossed, 495.  
 Second reading, 499.  
 To House, 519.  
 Returned to Senate, indefinitely postponed, 656.  
 Final passage, clinched, 499.

**Senate Bill 189—(Senators Hernet, George, Klefstad, Sayer and Westrom)**

Senate Bill No. 189. A Bill for an Act defining a demand item drawn on a bank, payable by, at, or through a bank, fixing limitations on stop payment orders or countermand of payment of such items, and defining under certain circumstances what shall be deemed final payment of an item upon which a stop payment or countermand order has been given.



Introduction and first reading, 151.  
 Referred to Committee on Industry and Business.  
 Reported back, do pass, 259.  
 Engrossed, 817.  
 Second reading, 274, 817.  
 To House, 288.  
 Returned to Senate, 795; amended, 798.  
 Senate concurred, 817.  
 Rules suspended, deemed re-engrossed, placed for final passage, 817.  
 Final passage, 275.  
 Final passage, clinched, 818.  
 Enrolled, 952.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 190—(Senators Trenbeath, Miller and Erickstad)**

**Senate Bill No. 190.** A Bill for an Act to amend and reenact section 21-0101 of the North Dakota Revised Code of 1943, as amended, and subsection 6 of section 57-0201 of the North Dakota Revised Code of 1943 relating to taxing districts.

Introduction and first reading, 152.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 307.  
 Second reading, 343.  
 To House, 377.  
 Returned to Senate, unchanged, 602.  
 Final passage, 344.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 191—(Senator Knudson)**

**Senate Bill No. 191.** A Bill for an Act to amend and reenact section 14 of chapter 251 of the North Dakota Session Laws of 1955 relating to motor vehicle operators' license and to increase the fee therefor to three dollars.

Introduction and first reading, 152.  
 Referred to Committee on Transportation.  
 Reported back, amended, 368.  
 Placed at foot of calendar, 447.  
 Amendments adopted, 401.  
 Engrossed, 407.  
 Second reading, 466, 469.  
 Motion to indefinitely postpone, lost, 466.  
 To House, 510.  
 Reconsider vote, 469.  
 Placed on calendar, 469.  
 Returned to Senate, indefinitely postponed, 599.  
 Lost, 466.  
 Final passage, 470.

**Senate Bill No. 192—(Senators Dolan, Meidinger and O'Brien)**

**Senate Bill No. 192.** A Bill for an Act to amend and reenact section 15-2202 of the North Dakota Revised Code of 1943, relating to qualifications of county superintendent.

Introduction and first reading, 152.  
 Referred to Committee on Education.  
 Reported back, do pass, 410.  
 Second reading, 499.  
 To House, 519.  
 Returned to Senate, unchanged, 602.  
 Final passage, clinched, 500.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 193—(Senator Longmire)**

**Senate Bill No. 193.** A Bill for an Act to amend and reenact section 15-5502 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the construction of revenue producing buildings at higher educational institutions.

Introduction and first reading, 152.  
 Referred to Committee on Education.  
 Re-referred to Committee on Appropriations, 368.  
 Reported back, without recommendations, 368.  
 Do pass, 434.  
 Engrossed, 808.  
 Second reading, 500, 809.  
 To House, 519, 639.  
 House requests return, 635.  
 Returned to Senate, 602, 755.  
 Returned to Senate, unchanged, 759.  
 Senate concurred, 808.  
 Rules suspended, deemed re-engrossed, placed for final passage, 808.  
 Final passage, clinched, 500.  
 Final passage, clinched, 809.  
 Enrolled, 619, 952.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 194—(Senators Vendsel and Garaas)**

**Senate Bill No. 194.** 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 and first reading, 152.  
 Referred to Committee on Labor Relations.  
 Reported back, to indefinitely postpone, 368.

**Senate Bill No. 195—(Senator Vendsel)**

**Senate Bill No. 195.** A Bill for an Act relating to minimum wages.

Introduction and first reading, 152.  
 Referred to Committee on Labor Relations.  
 Reported back, to indefinitely postpone, 368.

**Senate Bill No. 196—(Senator Nelson)**

**Senate Bill No. 196.** 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 live-stock brand inspection.

Introduction and first reading, 152.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee, 330.  
 Reported back, without recommendation, 285.  
 Amended, 390, 484.  
 Amendments adopted, 416.  
 Engrossed, 433.  
 Second reading, 318, 484.  
 Laid over one legislative day, 318.  
 Placed at head of calendar, 484.  
 Lost, clinched, 485.

**Senate Bill No. 197—(Senator Vendsel)**

**Senate Bill No. 197.** A Bill for an Act protecting sources of information of gatherers of news.

Introduction and first reading, 152.  
 Referred to Committee on Judiciary.  
 Reported back, to indefinitely postpone, 348.  
 Placed on calendar, 348.  
 Second reading, 427.  
 Lost, 428.

**Senate Bill No. 198—(Senators Larson and Dolan)**

**Senate Bill No. 198.** 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 and first reading, 153.  
 Referred to Committee on Appropriations.  
 Reported back, to indefinitely postpone, 324.

**Senate Bill No. 199—(Senators Dolan and Larson)**

**Senate Bill No. 199.** 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 and first reading, 153.  
 Referred to Committee on Education.  
 Re-referred to Committee on Appropriations, 410.  
 Reported back, amended, 410.  
 Reported back, to indefinitely postpone, 434.

**Senate Bill No. 200—(Senators Brooks and Knudson)**

**Senate Bill No. 200.** A Bill for an Act to amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, as amended, relating to annual license fees to practice law, providing for distribution of such fees, and declaring an emergency.

Introduction and first reading, 153.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 368.  
 Second reading, 428.  
 To House, 483.  
 Returned to Senate, unchanged, 646.  
 Final passage, emergency clause carried, 428.  
 Enrolled, 667.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 201—(Senator Schrock)**

Senate Bill No. 201. A Bill for an Act to amend and reenact sections 15-4019, 15-5803, and 57-15251 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to county high school equalization fund tax levy and payments, and determination of sums due county tuition funds and county high school equalization funds.

Introduction and first reading, 169.  
 Referred to Committee on Education.  
 Reported back, amended, 368.  
 Amendments adopted, 401, 664.  
 Engrossed, 407, 789.  
 Second reading, 447, 665, 789.  
 Rules suspended, deemed re-engrossed, placed for final passage, 664, 789.  
 To House, 483, 690.  
 Returned to Senate, amended, 647, 735.  
 Request return to House, 689.  
 Senate does not concur, 742.  
 Conference Committee, Senate, 742.  
 Conference Committee, House, 785.  
 Conference Committee report, 789.  
 House adopts report, 787.  
 Senate adopts report, 789.  
 Final passage, clinched, 448, 665, 790.  
 Enrolled, 913.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 202—(Senator Schrock, by request)**

Senate Bill No. 202. 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 and first reading, 169.  
 Referred to Committee on General Affairs.  
 Reported back, to indefinitely postpone, 410.

**Senate Bill No. 203—(Senators Knudson, Livingston and Krause)**

**Senate Bill No. 203.** A Bill for an Act to provide for the refund of registration fees on motor vehicles which are stripped, dismantled or destroyed during a year for which registration has been paid.

Introduction and first reading, 169.  
 Referred to Committee on Transportation.  
 Reported back, amended, 324.  
 Amendments adopted, 349.  
 Engrossed, 364.  
 Second reading, 387.  
 To House, 399.  
 Returned to Senate, indefinitely postponed, 599.  
 Final passage, 388.

**Senate Bill No. 204—(Senators Longmire and Knudson)**

**Senate Bill No. 204.** A Bill for an Act to amend and reenact sections 27-0913, 27-1615, 28-0612, 28-2028, 28-3207, 28-3213, 30-0211, 30-1323, 30-1412, 30-1420, 31-0312, 32-1922, 32-1924, 32-1926, 49-0610, 49-1813, 49-1821, 50-0716, 50-0718, 50-0814, 50-1708, 51-0501, 51-0502, 52-0627, 57-2017, 57-2020, 57-2102, 57-2501, 57-2502, 57-2702, 57-2804, 57-2805, 57-2806, 59-0405, 59-0428, 60-0832, 63-0212, 63-0404, 65-0902, and 65-0903 of the North Dakota Revised Code of 1943, as amended, relating to the use of certified mail as well as registered mail.

Introduction and first reading, 169.  
 Referred to Committee on Judiciary.  
 Reported back, to indefinitely postpone, 369.

**Senate Bill No. 205—(Senator Knudson, by request)**

**Senate Bill No. 205.** A Bill for an Act to amend and reenact subdivision a. of subsection 11 of Section 52-0101 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by chapter 304 of the North Dakota Session Laws of 1955, relating to a definition of an employer.

Introduction and first reading, 169.  
 Referred to Committee on Labor Relations.  
 Reported back, do pass, 246.  
 Second reading, 262.  
 To House, 288.  
 Returned to Senate, unchanged, 602.  
 Final passage, 262.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 206—(Senators Garaas and Vendsel)**

**Senate Bill No. 206.** A Bill for an Act relating to economic development activities of the state requiring life insurance companies doing business within the state to invest in North Dakota securities.

Introduction and first reading, 170.  
 Referred to Committee on Industry and Business.  
 Reported back, to indefinitely postpone, 397.

**Senate Bill No. 207—(Senator Brooks)**

**Senate Bill No. 207.** A Bill for an Act to amend and reenact section 16-1107 of the North Dakota Revised Code of 1943 as amended, relating to constitutional amendments and initiated and referred measures.

Introduction and first reading, 170.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 435, 501.  
 Rules suspended, deemed re-engrossed, placed for final passage, 501.  
 Amendments adopted, 481.  
 Engrossed, 481, 495, 501.  
 Second reading, 501, 743.  
 To House, 519.  
 Returned to Senate, amended, 735.  
 Senate concurred, 742.  
 Rules suspended, deemed re-engrossed, placed for final passage, 742.  
 Final passage, clinched, 501.  
 Indefinitely postponed, 743.

**Senate Bill No. 208—(Senator Johnson)**

**Senate Bill No. 208.** A Bill for an Act to levy a one mill general property tax for each six miles of state highway within a township to be credited to the county general fund.

Introduction and first reading, 170.  
 Referred to Committee on Finance and Taxation.  
 Reported back, do pass, 307.  
 Second reading, 344.  
 Lost, 344.

**Senate Bill No. 209—(Senator Johnson)**

**Senate Bill No. 209.** A Bill for an Act to amend and reenact subsection 4 of section 15-3502 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 15-3503 of the North Dakota Revised Code of 1943, relating to school building construction.

Introduction and first reading, 170.  
 Referred to Committee on General Affairs.  
 Returned to Senate, 288.  
 Re-referred to Committee on Education, 288.  
 Reported back, do pass, 410.  
 Second reading, 502.  
 To House, 519.  
 Returned to Senate, amended, 647.  
 Senate does not concur, 665.  
 Conference Committee, Senate, 665.  
 Conference Committee, House, 668.  
 House adopts report, 691.  
 Conference Committee report, 690.  
 Indefinitely postponed, 690.  
 Final passage, clinched, 502.

**Senate Bill No. 210—(Senator Wenstrom)**

**Senate Bill No. 210.** A Bill for an Act to correct a clerical, typographical, or printing error in section 31-0908 of the North Dakota Revised Code of 1943 providing that entries in official books or records constitute prima facie evidence.

Introduction and first reading, 170.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 285.  
 Second reading, 318.  
 To House, 331.  
 Returned to Senate, unchanged, 654.  
 Final passage, 319.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 211—(Senator Brooks)**

**Senate Bill No. 211.** A Bill for an Act relating to municipal police officers' witness fees in criminal actions.

Introduction and first reading, 170.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 427.  
 Second reading, 502.  
 To House, 519.  
 Returned to Senate, indefinitely postponed, 738.  
 Final passage, clinched, 503.

**Senate Bill No. 212—(Senator Hernet)**

**Senate Bill No. 212.** A Bill for an Act to amend and reenact section 24-0237 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the creation of a state high-way fund and expenditures therefrom.

Introduction and first reading, 170.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 324.  
 Second reading, 360.  
 To House, 377.  
 Returned to Senate, unchanged, 726.  
 Final passage, 360.  
 Enrolled, 794.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 213—(Senator Wartner)**

**Senate Bill No. 213.** A Bill for an Act to amend and reenact section 39-0459 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to motor vehicle dealers licenses.

Introduction and first reading, 170.  
 Referred to Committee on Industry and Business.  
 Reported back, to indefinitely postpone, 397.  
 Placed on calendar, 398.  
 Amended, 448.  
 Engrossed, 462, 818.  
 Second reading, 448, 818, 911.  
 Rules suspended, deemed re-engrossed, placed for final passage, 448.

To House, 483, 880, 889.  
 House requests return, 880.  
 Returned to Senate, 795, 904.  
 Returned to Senate, amended, 798, 905.  
 Senate concurred, 818, 911.  
 Rules suspended, deemed re-engrossed, placed for final passage, 818, 911.  
 Final passage, clinched, 449, 819, 911.  
 Enrolled, 952.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 954.  
 Returned to Senate, 954.  
 To Governor, 955.

**Senate Bill No. 214—(Senator Wolf, by request)**

**Senate Bill No. 214.** A Bill for an Act making an appropriation for the purpose of raising and reconstructing a bridge on United States highway number ten over the Heart River west of Mandan, in cooperation with the corps of engineers, United States Army, Garrison District.

Introduction and first reading, 171.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 435.  
 Amendments adopted, 481.  
 Engrossed, 495.  
 Second reading, 503.  
 To House, 519.  
 Returned to Senate, indefinitely postponed, 738.  
 Final passage, clinched, 503.

**Senate Bill No. 215—(Senators Erickson and Roen)**

**Senate Bill No. 215.** A Bill for an Act to amend and reenact section 16-0102 of the North Dakota Revised Code of 1943 as amended, relating to the opening and closing of polls and to provide that villages and townships having less than fifty electors may adopt earlier closing hours.

Introduction and first reading, 171.  
 Referred to Committee on Judiciary.  
 Reported back, to indefinitely postpone, 324.

**Senate Bill No. 216—(Senators Freed, Roen, Wenstrom, Garaas, Erickson and Leier)**

**Senate Bill No. 216.** A Bill for an Act authorizing the state of North Dakota and political subdivisions to lease minerals on public lands.

Introduction and first reading, 171.  
 Referred to Committee on Political Subdivisions.  
 Returned to Senate, 270.  
 Re-referred to Committee on Natural Resources, 270.  
 Reported back, amended, 373, 374.  
 Amendments adopted, 401.  
 Engrossed, 407.  
 Second reading, 449.  
 To House, 483.  
 Returned to Senate, unchanged, 744.  
 Final passage, 449.  
 Reprinted, 550.



Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 879.  
Returned to Senate, 879.  
To Governor, 950.

**Senate Bill No. 217—(Senators Saumur and Longmire)**

**Senate Bill No. 217.** A Bill for an Act to amend and reenact section 40-2216 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to sewer and water and parking lot improvements to be paid for in part by special assessments and in part by service charges, and declaring an emergency.

Introduction and first reading, 171.  
Referred to Committee on Political Subdivisions.  
Reported back, do pass, 410.  
Second reading, 503.  
To House, 519.  
Returned to Senate, unchanged, 744.  
Final passage, emergency clause carried, clinched, 504.  
Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 879.  
Returned to Senate, 879.  
To Governor, 950.

**Senate Bill No. 218—(Senators Dolan and Schrock)**

**Senate Bill No. 218.** A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to payment of tuition for elementary school pupils.

Introduction and first reading, 171.  
Referred to Committee on Education.  
Reported back, indefinitely postponed, 307.

**Senate Bill No. 219—(Senator Dewing)**

**Senate Bill No. 219.** A Bill for an Act to amend and reenact section 57-1503 of the North Dakota Revised Code of 1943 relating to the state tax levy.

Introduction and first reading, 171.  
Referred to Committee on Finance and Taxation.  
Reported back, do pass, 307.  
Second reading, 344, 665.  
To House, 377.  
Returned to Senate, amended, 647.  
Senate concurred, 665.  
Rules suspended, deemed re-engrossed, placed for final passage, 665.  
Final passage, 345, 666.  
Enrolled, 686.  
Signed by President, 697.  
To House, 698.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 220—(Senators Kusler and Meidinger)**

**Senate Bill No. 220.** A Bill for an Act to amend and reenact section 24-0314 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the authority of the highway commissioner to acquire buildings.

Introduction and first reading, 171.

Referred to Committee on Transportation.

Reported back, do pass, 324.

Second reading, 361.

To House, 377.

Returned to Senate, indefinitely postponed, 656.

Final passage, 361.

**Senate Bill No. 221—(Senators Meidinger and Kusler)**

**Senate Bill No. 221.** 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 authorized investment of workmen's compensation funds and to provide for a loan of one million five hundred thousand dollars from such funds to the state highway department for the purpose of erecting a highway office building and to provide for repayment of such loan.

Introduction and first reading, 171.

Referred to Committee on Judiciary.

Returned to Senate, 389.

Re-referred to Committee on State and Federal Government, 389.

Reported back, to indefinitely postpone, 435.

**Senate Bill No. 222—(Senators O'Brien, Dolan and Meidinger)**

**Senate Bill No. 222.** A Bill for an Act to amend and reenact section 15-2201 of the North Dakota Revised Code of 1943, relating to election; term of office of County Superintendent.

Introduction and first reading, 172.

Referred to Committee on Judiciary.

Re-referred to Committee on Education, 222.

Returned to Senate, 222.

Reported back, do pass, 410.

Second reading, 504.

To House, 519.

Returned to Senate, indefinitely postponed, 647.

Final passage, 504.

Clinched, 505.

**Senate Bill No. 223—(Senators Morgan, Holand, Roen and Erickson)**

**Senate Bill No. 223.** A Bill for an Act relating to grasshopper control and providing an appropriation therefor and declaring an emergency.

Introduction and first reading, 172.

Referred to Committee on Agriculture.

Re-referred to Committee on Appropriations, 349.

Reported back, amended, 325.

Reported back, do pass, 411.

Amendments adopted, 349.

Engrossed, 364.

Second reading, 505.

To House, 519.

Returned to Senate, unchanged, 784.  
Final passage, emergency clause carried, clinched, 505.  
Enrolled, 914.  
Signed by President, 933.  
To House, 934.  
Signed by Speaker, 938.  
Returned to Senate, 938.  
To Governor, 951.

**Senate Bill No. 224—(Senators Hernet, Roen and Schrock)**

Senate Bill No. 224. A Bill for an Act prohibiting persons, firms, partnerships, companies or corporations from soliciting the sale of spectacles, eye glasses, lenses, frames, mountings, prisms or any other optical appliances or devices, eye examinations or visual services by means of advertisement or the use of any other method or means of baiting, persuading or enticing the public into buying the same and providing a penalty.

Introduction and first reading 172.  
Referred to Committee on General Affairs.  
Reported back, do pass, 285.  
Second reading, 319.  
To House, 331.  
Returned to Senate, unchanged, 688.  
Final passage, 319.  
Enrolled, 712.  
Signed by President, 713.  
To House, 722.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 225—(Senators Hernet, Meidinger, Roen and Schrock)**

Senate Bill No. 225. A Bill for an Act to amend and reenact subsection 3, of section 43-1317 of the North Dakota Revised Code of 1943, as amended, relating to qualifications for the practice of optometry.

Introduction and first reading, 172.  
Referred to Committee on General Affairs.  
Reported back, amended, 411.  
Amendments adopted, 440.  
Engrossed, 462.  
Second reading, 505.  
To House, 519.  
Returned to Senate, unchanged, 688.  
Final passage, clinched, 506.  
Enrolled, 712.  
Signed by President, 713.  
To House, 722.  
Signed by Speaker, 743.  
Returned to Senate, 743.  
To Governor, 746.

**Senate Bill No. 226—(Senator Brooks)**

Senate Bill No. 226. 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 and first reading, 172.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 427.  
 Second reading, 506, 791.  
 Engrossed, 791.  
 To House, 519.  
 Returned to Senate, 734; amended, 736.  
 Senate does not concur, 748.  
 Conference Committee, Senate, 748.  
 Conference Committee, House, 783.  
 Conference Committee report, 790.  
 House adopts, 799.  
 Senate adopts, 790.  
 Final passage, clinched, 506, 791.  
 Rules suspended, deemed re-engrossed, placed for final passage, 791.  
 Enrolled, 914.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 227—(Senator Brooks)**

**Senate Bill No. 227.** A Bill for an Act to amend and reenact Section 28-1405 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to challenge of jurors.

Introduction and first reading, 172.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 285.  
 Second reading, 319, 666.  
 To House, 331.  
 Returned to Senate, amended, 647.  
 Senate concurred, 666.  
 Rules suspended, deemed re-engrossed, placed for final passage, 666.  
 Final passage, 320, 666.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 228—(Senator Brooks)**

**Senate Bill No. 228.** A Bill for an Act to amend and reenact Section 12-5319 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to suspended sentences, and declaring an emergency.

Introduction and first reading, 172.  
 Referred to Committee on Judiciary.  
 Reported back, to indefinitely postpone, 435.

**Senate Bill No. 229—(Senator Brooks)**

**Senate Bill No. 229.** A Bill for an Act to amend and reenact section 40-4705 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to zoning regulations.

Introduction and first reading, 173.  
 Referred to Committee on Political Subdivisions.

Reported back, do pass, 411.  
 Engrossed, 809.  
 Second reading, 506, 809.  
 To House, 519, 639.  
 House requests return, 635.  
 Returned to Senate, 602, 755.  
 Returned to Senate, unchanged, 759.  
 Senate concurred, 809.  
 Rules suspended, deemed re-engrossed, placed for final passage, 809.  
 Final passage, clinched, 507, 810.  
 Enrolled, 619, 952.  
 Signed by President, 952.  
 To House, 952.  
 Signed by Speaker, 639, 954.  
 Returned to Senate, 639, 954.  
 To Governor, 955.

**Senate Bill No. 230**—(Senators Olson, Bilden, Garaas, Kusler, Vendsel, Leier, Johnson, O'Brien, Tuff, Torno, Schrock, Kieley, Fraser, Dewing, Dolan, Yunker, Knudson, Sayer, Foss, Fiedler and Berube)

**Senate Bill No. 230.** A Bill for an Act appropriating money for the purpose of paying the members of the thirty-fourth legislative assembly the additional expense allowance as provided in House Concurrent Resolution B-2 of the thirty-fourth legislative assembly.

Introduction and first reading, 173.  
 Referred to Committee on Appropriations.  
 Reported back, to indefinitely postpone, 369.  
 Motion to reconsider, lost, 389.  
 Second reading, 230.  
 Final passage, 231.

**Senate Bill No. 231**—(Senator Klefstad, by request)

**Senate Bill No. 231.** A Bill for an Act to amend and reenact Section 6-0826 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to authorizing out-of-state banks and trust companies to serve as fiduciaries in the State of North Dakota on a reciprocal basis.

Introduction and first reading, 173.  
 Referred to Committee on Industry and Business.  
 Reported back, indefinitely postponed, 270.

**Senate Bill No. 232**—(Senators Knudson and Dolan)

**Senate Bill No. 232.** A Bill for an Act to amend and reenact section 40-4904 of the North Dakota Revised Code of 1943, prescribing designations and powers of city and village park districts.

Introduction and first reading, 173.  
 Referred to Committee on Political Subdivisions.  
 Reported back, do pass, 398.  
 Second reading, 449.  
 To House, 483.  
 Returned to Senate, unchanged, 602.  
 Final passage, 450.  
 Enrolled, 619.  
 Signed by President, 644.

To House, 645.  
Signed by Speaker, 656.  
Returned to Senate, 656.  
To Governor, 686.  
Approved by Governor, 705.

**Senate Bill No. 233—(Senators Knudson and Dolan)**

**Senate Bill No. 233.** A Bill for an Act to amend and reenact section 57-1512 of the North Dakota Revised Code of 1943, as amended, relating to tax levy limitations in park districts.

Introduction and first reading, 173.  
Referred to Committee on Finance and Taxation.  
Reported back, do pass, 325.  
Engrossed, 810.  
Second reading, 361, 810.  
To House, 377, 672.  
House amendments, 656.  
Returned to Senate, 656, 755; amended, 656, 759.  
House requests return, 670.  
Senate concurred, 810.  
Rules suspended, deemed re-engrossed, placed for final passage, 810.  
Final passage, clinched, 362, 811.  
Enrolled, 914.  
Signed by President, 933.  
To House, 934.  
Signed by Speaker, 938.  
Returned to Senate, 938.  
To Governor, 951.

**Senate Bill No. 234—(Senator Knudson)**

**Senate Bill No. 234.** A Bill for an Act relating to non-profit hospital service corporations' contracts for needy or other persons; and licensing of sales representatives of such corporations.

Introduction and first reading, 173.  
Referred to Committee on Social Welfare.  
Reported back, do pass, 354.  
Second reading, 399.  
To House, 423.  
Returned to Senate, unchanged, 726.  
Final passage, 399.  
Enrolled, 794.  
Signed by President, 912.  
To House, 913.  
Signed by Speaker, 931.  
Returned to Senate, 931.  
To Governor, 951.

**Senate Bill No. 235—(Senators Garaas, Baeverstad and Livingston)**

**Senate Bill No. 235.** A Bill for an Act to provide for the enforcement of statute prohibiting stock running at large and to provide for recovery of costs from the owner.

Introduction and first reading, 173.  
Referred to Committee on Agriculture.  
Reported back, do pass, 210.

Engrossed, 903.  
Second reading, 230, 903.  
To House, 235.  
Returned to Senate, amended, 726.  
Senate does not concur, 740.  
Conference Committee, Senate, 740.  
Conference Committee, House, 784.  
Conference Committee report, 902.  
Senate adopts report, 902.  
House adopts report, 948.  
Rules suspended, deemed re-engrossed, placed for final passage, 902.  
Final passage, clinched, 231, 903.  
Enrolled, 953.  
Signed by President, 953.  
To House, 954.  
Signed by Speaker, 955.  
Returned to Senate, 955.  
To Governor, 956.

**Senate Bill No. 236—(Senators Dewing, Vendsel, Garaas, Fiedler, O'Brien, Kusler, Schrock and Olson)**

**Senate Bill No. 236.** A Bill for an Act to amend and reenact section 2 and subsection 1 of section 10 and section 24 of chapter 329 of the North Dakota Session Laws of 1955 relating to a retail sales tax Act.

Introduction and first reading, 174.  
Referred to Committee on Finance and Taxation.  
Reported back, to indefinitely postpone, 369.

**Senate Bill No. 237—(Senator Livingston, by request)**

**Senate Bill No. 237.** A Bill for an Act to amend and reenact section 27-1631 of the North Dakota Revised Code of 1943 relating to publication of name of child in juvenile court cases.

Introduction and first reading, 174.  
Referred to Committee on Judiciary.  
Reported back, amended, 348.  
Amendments adopted, 375.  
Amended further and adopted, 375.  
Engrossed, 390.  
Second reading, 428.  
Lost, 429.

**Senate Bill No. 238—(Senators Krause, Knudson, Fiedler, Erickson and Thomas)**

**Senate Bill No. 238.** A Bill for an Act to provide for the safe mechanical condition of motor vehicles, trailers, semi-trailers, house trailers, and pole trailers; to provide for administration and enforcement of inspection program and requiring periodical inspection of vehicles registered in this state; and to provide for licensing of official inspection stations, establishing license fees, inspection charges and providing for a penalty and an effective date.

Introduction and first reading, 174.  
Referred to Committee on Transportation.  
Reported back, to indefinitely postpone, 325.

**Senate Bill No. 239—(Senators Knudson, Longmire, Foss, Brooks, Saumur, Livingston, Luick and Kee)**

**Senate Bill No. 239.** A Bill for an Act to appropriate the sum of \$3,045,000.00 for the construction of buildings at the state institutions of higher learning.

Introduction and first reading, 177.  
 Referred to Committee on Appropriations.  
 Reported back, amended, 435, 436.  
 Amendments adopted, 481.  
 Engrossed, 495.  
 Second reading, 507.  
 To House, 519.  
 Returned to Senate, indefinitely postponed, 738.  
 Final passage, clinched, 507.

**Senate Bill No. 240—(Senators Luick and Morgan)**

**Senate Bill No. 240.** A Bill for an Act authorizing affected counties to compromise and settle outstanding and unpaid drain warrants issued pursuant to the establishment of a drain in two or more counties.

Introduction and first reading, 178.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee on Judiciary, 320.  
 Returned to Senate, 330.  
 Reported back, do pass, 285; amended, 470.  
 Placed on calendar, 330.  
 Second reading, 320, 345.  
 To House, 377.  
 Returned to Senate, unchanged, 646.  
 Final passage, 345.  
 Enrolled, 657.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 241—(Senators Wenstrom, Dewing and Meidinger)**

**Senate Bill No. 241.** A Bill for an Act to amend and reenact section 15-1804 of the North Dakota Revised Code of 1943 relating to supervision of junior colleges and to authorize county tax levies to aid school districts maintaining junior colleges.

Introduction and first reading, 178.  
 Referred to Committee on Education.  
 Reported back, amended, 325.  
 Amendments adopted, 349.  
 Engrossed, 364.  
 Second reading, 399.  
 To House, 423.  
 Returned to Senate, unchanged, 602.  
 Final passage, 400.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.



**Senate Bill No. 242—(Senator Holand)**

**Senate Bill No. 242.** A Bill for an Act relating to authority to make arrests and to amend and reenact sections 29-0615 and 29-0616 of the North Dakota Revised Code of 1943 relating to arrest without warrant and arrest in the night time.

Introduction and first reading, 178.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 436.  
 Amendments adopted, 481.  
 Engrossed, 495.  
 Second reading, 508.  
 To House, 519.  
 Returned to Senate, unchanged, 646.  
 Final passage, clinched, 508.  
 Enrolled, 657.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 243—(Senators Meidinger, Holand, Larson, Foss, Dolan, Wenstrom, Livingston, Saumur, Knudson and Leier)**

**Senate Bill No. 243.** A Bill for an Act to amend and reenact Initiated Measure No. 2, approved by the electors of the state of North Dakota in the general election on November 6, 1956 relating to scholarship loans.

Introduction and first reading, 178.  
 Referred to Committee on Education.  
 Reported back, amended, 369, 450.  
 Amendments adopted, 401, 450.  
 Engrossed, 407, 904.  
 Second reading, 450, 457, 904.  
 Rules suspended, deemed re-engrossed, placed for final passage, 450, 904.  
 Placed at head of calendar, 457.  
 To House, 483.  
 Rescind action of House amendments, 457.  
 Returned to Senate, 735; amended, 736.  
 Senate concurred, 903.  
 Senate does not concur, 748.  
 Conference Committee, Senate, 748.  
 Conference Committee, House, 783.  
 Conference Committee report, 903.  
 Senate adopts report, 904.  
 House adopts report, 948.  
 Final passage, clinched, 457, 904.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 954.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 956.

**Senate Bill No. 244 —(Senators Garaas, Fiedler and Berube)**

**Senate Bill No. 244.** A Bill for an Act to amend and reenact section 16-0103 of the North Dakota Revised Code of 1943, relating to qualifications of electors.

Introduction and first reading, 178.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 398.  
 Second reading, 458.  
 To House, 483.  
 Returned to Senate, unchanged, 654.  
 Final passage, 458.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 743.  
 Returned to Senate, 743.  
 To Governor, 746.

**Senate Bill No. 245—(Senator Longmire)**

Senate Bill No. 245. A Bill for an Act authorizing the state board of higher education to plat, re-plat, sell and convey to fraternities, sororities and institutional dormitory corporations portions of the east thirty-one acres of the north half of the southwest quarter of section 5 in township 151 north, range 50 west of the fifth meridian, in Grand Forks County, North Dakota.

Introduction and first reading, 178.  
 Referred to Committee on Education.  
 Reported back, amended, 411.  
 Amendments adopted, 440.  
 Engrossed, 462.  
 Second reading, 510.  
 To House, 519.  
 Returned to Senate, unchanged, 602.  
 Final passage, clinched, 511.  
 Enrolled, 619.  
 Signed by President, 644.  
 To House, 645.  
 Signed by Speaker, 656.  
 Returned to Senate, 656.  
 To Governor, 686.  
 Approved by Governor, 705.

**Senate Bill No. 246—(Senators Brooks and Wadson)**

Senate Bill No. 246. A Bill for an Act to amend and reenact section 20-0306 of the 1953 Supplement to the North Dakota Revised Code of 1953, relating to nonresident hunting, trapping or fishing licenses.

Introduction and first reading, 178.  
 Referred to Committee on Natural Resources.  
 Reported back, to indefinitely postpone, 342.  
 Placed on calendar, 342.  
 Amendments adopted, 400.  
 Rules suspended, deemed re-engrossed, placed for final passage, 400.  
 Engrossed, 407.  
 Second reading, 400.  
 Amended from floor, 400.  
 To House, 423.  
 Returned to Senate, indefinitely postponed, 656.  
 Final passage, 401.

**Senate Bill No. 247—(Senator Brooks)**

**Senate Bill No. 247.** A Bill for an Act to amend and reenact sections 24, 28, 30, 31, 34, 36, and 42 of chapter 251 of the North Dakota Session Laws of 1955, relating to cancellation, suspension or revocation of motor vehicle operators' licenses.

Introduction and first reading, 179.

Referred to Committee on Judiciary.

Reported back, amended, 470.

Amendments adopted, 482.

Engrossed, 495.

Second reading, 511.

To House, 519.

Returned to Senate, indefinitely postponed, 647.

Final passage, clinched, 511.

**Senate Bill No. 248—(Senator Gilbertson, by request)**

**Senate Bill No. 248.** A Bill for an Act to amend and reenact chapter 246 of the 1955 Session Laws relating to the exemption of trucks and truck-tractors used only for moving buildings and well drilling equipment from the payment of registration, gross ton, or truck mile taxes or fees and to provide for an annual house mover's and well driller's motor vehicle license and to provide a penalty.

Introduction and first reading, 179.

Referred to Committee on Natural Resources.

Reported back, do pass, 342.

Amended, 403.

Amendments adopted, 403.

Rules suspended, deemed re-engrossed, placed for final passage, 403.

Engrossed, 407.

Second reading, 403.

To House, 423.

Returned to Senate, unchanged, 760.

Final passage, emergency clause carried, 403.

Enrolled, 794.

Signed by President, 912.

To House, 913.

Signed by Speaker, 931.

Returned to Senate, 931.

To Governor, 951.

**Senate Bill No. 249—(Senators Hernet, Longmire, Freed, Klefstad, Leier, Morgan and Thomas)**

**Senate Bill No. 249.** A Bill for an Act to amend and reenact section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 352 of the Session Laws of 1955, relating to fee schedule for inspection of weighing and measuring devices.

Introduction and first reading, 179.

Referred to Committee on General Affairs.

Reported back, to indefinitely postpone, 41.

**Senate Bill No. 250—(Senator Hernet)**

**Senate Bill No. 250.** A Bill for an Act to appropriate one million dollars from the general fund to the state highway fund.

Introduction and first reading, 179.

Referred to Committee on Appropriations.

Reported back, to indefinitely postpone, 369.

**Senate Bill No. 251—(Senators Trenbeath and Kee)**

**Senate Bill No. 251.** A Bill for an Act relating to refund claims in connection with motor vehicle fuel not used on the public highways; providing for the issuance of a permit; providing for penalties against dealers who aid in filing false returns; providing for revocation of permits upon conviction of any claimant of filing a fraudulent return; providing appropriation for administration of this Act; and declaring an emergency.

Introduction and first reading, 179.

Referred to Committee on Transportation.

Amendments adopted, 481.

Engrossed, 495.

Second reading, 512.

To House, 519.

Returned to Senate, indefinitely postponed, 798.

Final passage, emergency clause lost, clinched, 512.

**Senate Bill No. 252—(Senator Longmire)**

**Senate Bill No. 252.** A Bill for an Act to amend and reenact subsection 2 of section 11-1010 of the North Dakota Revised Code of 1943, as amended, relating to salaries of county officers.

Introduction and first reading, 179.

Referred to Committee on Political Subdivisions.

Returned to Senate, 222.

Re-referred to Committee on Education, 222.

Reported back, amended, 411.

Placed on calendar without recommendation, 412.

Amendments adopted, 440.

Engrossed, 462.

Second reading, 512.

Lost, clinched, 513.

**Senate Bill No. 253—(Senator Longmire)**

**Senate Bill No. 253.** A Bill for an Act to create and enact subsection 19 of section 15-3207 of the North Dakota Revised Code of 1943, and to amend and reenact section 15-2221 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the powers and duties of the county superintendent of schools and the independent school district officers.

Introduction and first reading, 179.

Referred to Committee on Education.

Reported back, do pass, 326.

Second reading, 362.

To House, 377.

Returned to Senate, unchanged, 747.

Final passage, 362.

Enrolled, 794.

Signed by President, 912.

To House, 913.

Signed by Speaker, 931.

Returned to Senate, 931.

To Governor, 951.

**Senate Bill No. 254—(Senator Wadeson, by request)**

**Senate Bill No. 254.** A Bill for an Act to amend and reenact section 26-1513 of the 1953 Supplement to the North Dakota

Revised Code of 1943 as amended, relating to territorial limits of operation of county mutual insurance companies, terms of policies and property insurable.

Introduction and first reading, 180.

Referred to Committee on Industry and Business.

Reported back, do pass, 270.

Second reading, 298.

To House, 331.

Returned to Senate, unchanged, 550.

Final passage, 298.

Enrolled, 568.

Signed by President, 573.

To House, 573.

Signed by Speaker, 599.

Returned to Senate, 599.

To Governor, 606.

Approved by Governor, 633.

**Senate Bill No. 255—(Senator Longmire)**

Senate Bill No. 255. A Bill for an Act relating to contribution among tortfeasors, providing for release of tortfeasors, procedure enabling recovery of contribution, and making uniform the law with reference thereto, and providing a savings clause.

Introduction and first reading, 180.

Referred to Committee on Judiciary.

Reported back, do pass, 393.

Second reading, 458.

To House, 483.

Returned to Senate, unchanged, 688.

Final passage, 459.

Enrolled, 712.

Signed by President, 713.

To House, 722.

Signed by Speaker, 744.

Returned to Senate, 744.

To Governor, 746.

**Senate Bill No. 256—(Senator Freed, by request)**

Senate Bill No. 256. A Bill for an Act to amend and reenact section 27-0208 of the North Dakota Revised Code of 1943, relating to rules of pleading, practice and procedure, which may be made by the supreme court and restricting the exercise of such powers by such court to the making of rules which have not been enacted into law by the legislature or are not in conflict with existing laws and now in force as a rule of the supreme court, and repealing section 27-0209 of the North Dakota Revised Code of 1943.

Introduction and first reading, 180.

Referred to Committee on Judiciary.

Reported back, to indefinitely postpone, 369.

**Senate Bill No. 257—(Senators Livingston, Vendsel, Foss, Meidinger and Kieley)**

Senate Bill No. 257. A Bill for an Act requiring every operator of a water storage reservoir having a capacity of one thousand acre feet or more to annually file with the state engineer a plan of operation and requiring a special report whenever the state engineer declares an emergency to exist.

Introduction and first reading, 180.  
 Referred to Committee on Natural Resources.  
 Reported back, do pass, 369.  
 Second reading, 429.  
 To House, 483.  
 Returned to Senate, unchanged, 654.  
 Final passage, 429.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 744.  
 Returned to Senate, 744.  
 To Governor, 746.

**Senate Bill No. 258—(Senators Livingston and Wadeson)**

**Senate Bill No. 258.** 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, as amended, relating to motor fuel taxes and providing for the levy of an additional one cent refundable motor fuel tax.

Introduction and first reading, 180.  
 Referred to Committee on Finance and Taxation.  
 Reported back, without recommendation, 370.  
 Second reading, 430.  
 Lost, 430.

**Senate Bill No. 259—(Senators Livingston and Wadeson)**

**Senate Bill No. 259.** A Bill for an Act to amend and reenact section 4 of chapter 335 of the North Dakota Session Laws of 1955 relating to the tax imposed on special motor fuels.

Introduction and first reading, 181.  
 Referred to Committee on Finance and Taxation.  
 Reported back, without recommendation, 370.  
 Second reading 430.  
 Lost, 431.

**Senate Bill No. 260 — (Senators Hernet, Krause, Morgan, O'Brien, Johnson, Freed, Wadeson, Dewing, Trenbeath)**

**Senate Bill No. 260.** A Bill for an Act to amend and reenact section 64-0210 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to inspection of weighing and measuring devices.

Introduction and first reading, 181.  
 Referred to Committee on General Affairs.  
 Reported back, amended, 427.  
 Amendments adopted, 440.  
 Engrossed, 462.  
 Second reading, 513.  
 To House, 519.  
 Returned to Senate, unchanged, 744.  
 Final passage, clinched, 514.  
 Enrolled, 794.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 261—(Senators Meidinger and Wadeson)**

**Senate Bill No. 261.** A Bill for an Act governing the production, processing, labeling and sale of milk, cream and liquid milk products, defining milk, cream, liquid milk products, skim milk, pasteurization and pasteurized; regulating the pasteurization, sale, possession, advertising, labeling and dealing in milk, cream, liquid milk products and skim milk; establishing grades of milk, providing a penalty for the violation of this Act; and repealing chapter 4-18A of the 1953 Supplement to the North Dakota Revised Code of 1943.

Introduction and first reading, 181.  
 Referred to Committee on Agriculture.  
 Re-referred to Committee on Agriculture, 417.  
 Reported back, amended, 326.  
 Reported back, to indefinitely postpone, 427.  
 Amendments adopted, 349.  
 Engrossed, 364.  
 Second reading, 403.  
 Laid over one legislative day, 403.

**Senate Bill No. 262—(Senators Leier, Knudson, Freed, Kee, Dewing, Saumur, Livingston, Erickstad, Foss, Johnson, Wadeson, Kieley, Luick, Olson, Wolf and Fiedler)**

**Senate Bill No. 262.** A Bill for an Act to provide funds for the construction of buildings at institutions of higher learning; providing for the issuance and sale of two million dollars of general obligation bonds to reimburse the general fund for appropriations therefrom for such purposes and providing a tax and appropriation for the servicing and retirement of the bonds; and to amend and reenact section 5-0222 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to taxes on beer, section 5-0322 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon liquor and alcoholic beverages, and section 57-3622 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to taxes upon cigarettes.

Introduction and first reading, 181.  
 Referred to Committee on Education.  
 Re-referred to Committee on Appropriations, 370.  
 Reported back, without recommendation, 370.  
 Reported back, do pass, 438.  
 Second reading, 514.  
 To House, 519.  
 Returned to Senate, indefinitely postponed, 738.  
 Final passage, clinched, 514.

**Senate Bill No. 263—(Senator Nelson, by request)**

**Senate Bill No. 263.** A Bill for an Act to promote the dairy industry; to provide for the appointment of a North Dakota Dairy Products Development Commission; to provide for the duties and authority of such commission; to provide for the administration of this Act by the said North Dakota Dairy Products Development Commission; to provide for research, publicity, advertising and sales promotion campaigns to increase consumption of North Dakota dairy products; to provide for the collection of such assessment; providing for the disbursement of funds and prescribing penalties, and declaring an emergency.

Introduction and first reading, 181.  
 Referred to Committee on Agriculture.  
 Reported back, amended, 285.  
 Amendments adopted, 309.  
 Engrossed, 328.  
 Second reading, 350.  
 To House, 377.  
 Returned to Senate, indefinitely postponed, 598.  
 Final passage, emergency clause carried, 351.

**Senate Bill No. 264—(Senator Fiedler)**

**Senate Bill No. 264.** A Bill for an Act requiring semi-automatic headlamp beam switching devices on all motor vehicles purchased in North Dakota.

Introduction and first reading, 182.  
 Referred to Committee on Transportation.  
 Reported back, to indefinitely postpone, 326.

**Senate Bill No. 265—(Senators Bilden, Fiedler, Thomas, Tuff and Berube)**

**Senate Bill No. 265.** A Bill for an Act to amend and reenact section 50-1217 of the 1953 Supplement of the North Dakota Revised Code of 1943, relating to the placement of children for adoption or otherwise; and providing a penalty.

Introduction and first reading, 182.  
 Referred to Committee on Social Welfare.  
 Re-referred to Committee on Social Welfare, 431.  
 Reported back, do pass, 354.  
 Reported back, to indefinitely postpone, 438.  
 Second reading, 403, 431.  
 Laid over one legislative day, 403.

**Senate Bill No. 266—(Senators Erickstad, Longmire and Wartner)**

**Senate Bill No. 266.** A Bill for an Act making an appropriation to the Legislative Research Committee for the purpose of the preparation of a new index to the statutes of this state.

Introduction and first reading, 182.  
 Referred to Committee on Appropriations.  
 Reported back, do pass, 285.  
 Second reading, 320.  
 To House, 331.  
 Returned to Senate, unchanged, 744.  
 Final passage, 321.  
 Enrolled, 778.  
 Signed by President, 857.  
 To House, 859.  
 Signed by Speaker, 879.  
 Returned to Senate, 879.  
 To Governor, 950.

**Senate Bill No. 267—(Senators Larson and Kee)**

**Senate Bill No. 267.** A Bill for an Act to amend and reenact subsection 8 of section 39-0902 of the North Dakota Revised Code of 1943, as amended by Chapter 254 of the 1955 Session Laws, relating to speed limits on highways and excepting pickup trucks from truck speed limitations.



Introduction and first reading, 182.  
Referred to Committee on Transportation.  
Reported back, do pass, 348.  
Second reading, 404.  
To House, 423.  
Returned to Senate, unchanged, 726.  
Final passage, 404.  
Enrolled, 794.  
Signed by President, 912.  
To House, 913.  
Signed by Speaker, 931.  
Returned to Senate, 931.  
To Governor, 951.

**Senate Bill No. 268—(Senator Larson, by request)**

**Senate Bill No. 268.** A Bill for an Act to amend and reenact Section 28-0601 of the North Dakota Revised Code of 1943 and creating and enacting subsection 6 of Section 28-2602 of the North Dakota Revised Code of 1943, relating to court costs and providing for the allowance of attorney fees to be taxed as part of the court costs.

Introduction and first reading, 182.  
Referred to Committee on Judiciary.  
Reported back, to indefinitely postpone, 398.

**Senate Bill No. 269—(Senator Larson, by request)**

**Senate Bill No. 269.** A Bill for an Act to amend and reenact section 53-0601 of the North Dakota Revised Code of 1943, relating to license required.

Introduction and first reading, 182.  
Referred to Committee on General Affairs.  
Reported back, to indefinitely postpone, 427.

**Senate Bill No. 270—(Senator Dewing)**

**Senate Bill No. 270.** A Bill for an Act to amend and reenact subsection 6 of section 15-5601 of the North Dakota Revised Code of 1943 as amended by chapter 154 of the North Dakota Session Laws of 1955.

Introduction and first reading, 183.  
Referred to Committee on Education.  
Reported back, do pass, 308.  
Second reading, 351, 634.  
To House, 377.  
Returned to Senate, amended, 623.  
Senate reconsiders action on Bill 653.  
Senate concurred, 634.  
Rules suspended, deemed re-engrossed, placed for final passage, 634.  
Final passage, 351, 635.  
Engrossed, 634.  
Indefinitely postponed, 653.

**Senate Bill No. 271—(Committee on Finance and Taxation)**

**Senate Bill No. 271.** A Bill for an Act to provide and appropriate funds for the payment of adjusted compensation payments to North Dakota veterans of the Korean Conflict; providing for the issuance, sale and delivery of nine million

dollars of general obligation bonds; creating a sinking fund; and providing for tax levies and fund transfers for the servicing and retirement of such bonds, and declaring an emergency.

Introduction and first reading, 183.  
 Referred to Committee on Finance and Taxation.  
 Reported back, do pass, 308.  
 Amendments not adopted, 351.  
 Amended further, 351.  
 Engrossed, 947.  
 Second reading, 351, 937, 939, 947.  
 To House, 377.  
 House amendments, 759.  
 Returned to Senate, 755; amended, 759, 760, 936, 946.  
 Senate concurred, 936.  
 Senate does not concur, 811.  
 Conference Committee, Senate, 811; House, 869.  
 Conference Committee, Senate, 914; House, 915.  
 Conference Committee, Senate, 943; House, 944.  
 Conference Committee report, 914, 936.  
 Senate adopts report, 947.  
 House adopts report, 948.  
 Reconsider action, 943, 946.  
 Rules suspended, deemed re-engrossed, placed for final passage, 937, 947.  
 Senate reconsiders action, 943, 946.  
 Final passage, emergency clause carried, 353.  
 Final passage, clinched, 939, 948.  
 Enrolled, 953.  
 Signed by President, 953.  
 To House, 954.  
 Signed by Speaker, 955.  
 Returned to Senate, 955.  
 To Governor, 956.

**Senate Bill No. 272—(Senator Longmire, by request)**

Senate Bill No. 272. A Bill for an Act relating to the inclusion of classifications and prevailing wage rates for the state of North Dakota as part of the specifications in all highway, railroad and heavy construction contracts by the state of North Dakota or any of its political subdivisions.

Introduction and first reading, 183.  
 Referred to Committee on Labor Relations.  
 Reported back, to indefinitely postpone, 370.

**Senate Bill No. 273—(Senator Holand)**

Senate Bill No. 273. 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, proposal rejected, revision made; new election held; and declaring an emergency.

Introduction, first reading, 183.  
 Referred to Committee on Education.  
 Reported back, amended, 308.  
 Amendments adopted, 333.  
 Engrossed, 341.  
 Second reading, 362.  
 To House, 377.  
 Returned to Senate, indefinitely postponed, 725.  
 Final passage, emergency clause carried, 363.

**Senate Bill No. 274—(Senator Brooks)**

**Senate Bill No. 274.** A Bill for an Act to amend and reenact sections 40-5107 and 40-5108 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to annexation of territory to municipalities.

Introduction and first reading, 184.  
 Referred to Committee on Political Subdivisions.  
 Reported back, without recommendations, 274.  
 Second reading, 459.  
 To House, 483.  
 Returned to Senate, indefinitely postponed, 567.  
 Final passage, 459.

**Senate Bill No. 275—(Senator Wadeson, by request)**

**Senate Bill No. 275.** A Bill for an Act establishing a livestock humane committee whose duties it shall be to inspect packing plants, public livestock markets, and livestock sales rings, to insure the humane treatment of all livestock.

Introduction and first reading, 184.  
 Referred to Committee on Agriculture.  
 Reported back, to indefinitely postpone, 270.

**Senate Bill No. 276—(Senators Holand and Knudson)**

**Senate Bill No. 276.** A Bill for an Act to amend and reenact section 13 of chapter 251 of the North Dakota Session Laws of 1955 relating to the examination of applicants for drivers license, and to make an appropriation.

Introduction and first reading, 184.  
 Referred to Committee on Transportation.  
 Reported back, to indefinitely postpone, 326.

**Senate Bill No. 277—(Senator Holand)**

**Senate Bill No. 277.** A Bill for an Act to amend and reenact subsection 2 of section 30-1410 of the North Dakota Revised Code of 1943 relating to report and account of guardian.

Introduction and first reading, 184.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 308.  
 Second reading, 353.  
 To House, 377.  
 Returned to Senate, unchanged, 688.  
 Final passage, 354.  
 Enrolled, 712.  
 Signed by President, 713.  
 To House, 722.  
 Signed by Speaker, 744.  
 Returned to Senate, 744.  
 To Governor, 746.

**Senate Bill No. 278—(Senator Knudson)**

**Senate Bill No. 278.** A Bill for an Act to repeal chapter 203 of the North Dakota Session Laws of 1955, relating to actions arising out of aerial crop dusting.

Introduction and first reading, 184.  
 Referred to Committee on Agriculture.  
 Reported back, to indefinitely postpone, 412.

**Senate Bill No. 279—(Senator Knudson)**

**Senate Bill No. 279.** A Bill for an Act to amend and reenact Section 27-1623 of the North Dakota Revised Code of 1943 relating to juvenile courts and providing that the juvenile court may make an order directing the county of a child's residence for poor relief purposes to support such child.

Introduction and first reading, 184.  
Referred to Committee on Social Welfare.  
Returned to Senate, 222.  
Re-referred to Committee on Judiciary, 222.  
Reported back, amended, 398.  
Amendments adopted, 416.  
Engrossed, 433.  
Second reading, 514.  
To House, 519.  
Returned to Senate, unchanged, 727.  
Final passage, clinched, 515.  
Enrolled, 778.  
Signed by President, 857.  
To House, 859.  
Signed by Speaker, 888.  
Returned to Senate, 888.  
To Governor, 950.

**Senate Bill No. 280—(Senator Meidinger)**

**Senate Bill No. 280.** A Bill for an Act relating to disposition of the present executive mansion.

Introduction and first reading, 184.  
Referred to Committee on State and Federal Government.  
Reported back, do pass, 286.  
Second reading, 321.  
To House, 331.  
Returned to Senate, unchanged, 622.  
Final passage, 321.  
Enrolled, 640.  
Signed by President, 667.  
To House, 668.  
Signed by Speaker, 687.  
Returned to Senate, 687.  
To Governor, 687.  
Approved by Governor, 705.

**Senate Bill No. 281—(Senator Erickstad)**

**Senate Bill No. 281.** A Bill for an Act to amend and reenact section 30-0504 of the North Dakota Revised Code of 1943 relating to filing an original will.

Introduction and first reading, 184.  
Referred to Committee on Judiciary.  
Reported back, amended, 370.  
Amendments adopted, 40.  
Engrossed, 407.  
Second reading, 459.  
To House, 483.  
Returned to Senate, unchanged, 654.  
Final passage, 460.  
Enrolled, 686.  
Signed by President, 697.

To House, 698.  
Signed by Speaker, 744.  
Returned to Senate, 744.  
To Governor, 746.

**Senate Bill No. 282—(Senator Fiedler, by request)**

**Senate Bill No. 282.** A Bill for an Act prohibiting the sale of artificially colored or waxed potatoes, and providing a penalty.

Introduction and first reading, 184.  
Referred to Committee on Agriculture.  
Reported back, to indefinitely postpone, 391.

**Senate Bill No. 283—(Senator Knudson)**

**Senate Bill No. 283.** A Bill for an Act to amend and reenact section 47-1906 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to property held in joint tenancy and providing for claims against a joint tenant.

Introduction and first reading, 185.  
Referred to Committee on Judiciary.  
Reported back, amended, 471.  
Amendments adopted, 482.  
Engrossed, 495.  
Second reading, 515.  
To House, 519.  
Returned to Senate, indefinitely postponed, 623.  
Final passage, 515; clinched, 516.

**Senate Bill No. 284—(Senators Baeverstad, Luick, Johnson and Dewing)**

**Senate Bill No. 284.** A Bill for an Act requiring every leased commercial truck operating in the state to carry a certificate containing information upon such lease and relating credit given for the registration of leased vehicles under reciprocity proration agreements, and providing a penalty.

Introduction and first reading, 185.  
Referred to Committee on Transportation.  
Reported back, do pass, 370.  
Second reading, 431.  
To House, 483.  
Returned to Senate, indefinitely postponed, 656.  
Final passage, 431.

**Senate Bill No. 285—(Senator Kieley, by request)**

**Senate Bill No. 285.** A Bill for an Act authorizing and directing the state treasurer to transfer the sum of five million dollars from the state equalization fund to the state school construction fund.

Introduction and first reading, 185.  
Referred to Committee on Appropriations.  
Reported back, to indefinitely postpone, 327.

**Senate Bill No. 286—(Senators Yunker, Trenbeath and Erickstad)**

**Senate Bill No. 286.** A Bill for an Act providing for the construction of additional parking facilities on the Capitol grounds and providing for an appropriation.

Introduction and first reading, 185.  
 Referred to Committee on Appropriations.  
 Reported back, to indefinitely postpone, 286.

**Senate Bill No. 287—(Senator Longmire)**

**Senate Bill No. 287.** A Bill for an Act to amend and reenact section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to income tax exemptions.

Introduction and first reading, 185.  
 Referred to Committee on Finance and Taxation.  
 Reported back, amended, 327, 431, 480.  
 Rules suspended, deemed re-engrossed, placed for final passage, 432.  
 Amendments adopted, 349.  
 Engrossed, 364, 433.  
 Second reading, 404, 431.  
 Laid over one legislative day, 404.  
 To House, 483.  
 Returned to Senate, unchanged, 747.  
 Final passage, 432.  
 Enrolled, 914.  
 Signed by President, 933.  
 To House, 934.  
 Signed by Speaker, 938.  
 Returned to Senate, 938.  
 To Governor, 951.

**Senate Bill No. 288—(Senator Wenstrom)**

**Senate Bill No. 288.** A Bill for an Act to amend and reenact section 20-0321 of the North Dakota Revised Code of 1943 relating to issuance of big game hunting licenses and compensation therefor.

Introduction and first reading, 185.  
 Referred to Committee on Natural Resources.  
 Reported back, to indefinitely postpone, 246.

**Senate Bill No. 289—(Senators Wenstrom, Larson, Livingston, Erickstad, O'Brien, Sayer, Garaas, Trenbeath and Freed)**

**Senate Bill No. 289.** A Bill for an Act authorizing the board of higher education to convey to Williston Special School District Number One, Williams County, North Dakota, for educational purposes a tract of land situated in Williams County formerly operated in connection with the agricultural experiment station at Williston.

Introduction and first reading, 185.  
 Referred to Committee on Education.  
 Reported back, amended, 327.  
 Amendments adopted, 349, 405.  
 Engrossed, 364.  
 Second reading, 404.  
 Amended, 404.  
 Rules suspended, deemed re-engrossed, placed for final passage, 405.  
 Engrossed, 407.  
 To House, 423.  
 Returned to Senate, unchanged, 622.  
 Final passage, 405.

Enrolled, 640.  
 Signed by President, 667.  
 To House, 668.  
 Signed by Speaker, 687.  
 Returned to Senate, 687.  
 To Governor, 687.  
 Approved by Governor, 705.

**Senate Bill No. 290—(Senators Bilden, Kusler and Longmire)**

**Senate Bill No. 290.** A Bill for an Act authorizing the payment by the state and county of valid claims for service or material rendered under welfare programs in cases where the federal government does not participate because of delay in the presentation of such claims.

Introduction and first reading, 186.  
 Referred to Committee on Social Welfare.  
 Re-referred to Committee on Social Welfare, 427.  
 Reported back, to indefinitely postpone, 412, 438.  
 Placed on calendar, 412.  
 Amendments adopted, 441.  
 Rules suspended, deemed re-engrossed, placed for final passage, 441.  
 Second reading, 441.  
 Amended, 441.  
 Lost, clinched, 442.

**Senate Bill No. 291—(Senator Longmire)**

**Senate Bill No. 291.** A Bill for an Act to amend and reenact section 16-0401 of the North Dakota Revised Code of 1943 and sections 16-0426, 16-1702 and 16-1705 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to endorsing conventions, registration of voters, precinct committeemen, and ballots.

Introduction and first reading, 186.  
 Referred to Committee on Judiciary.  
 Reported back, amended, 474, 479.  
 Divided Committee report, 479.  
 Majority report prevailed, 479.  
 Rules suspended, withdrawn, 482.

**Senate Bill No. 292—(Senators Luick, Baeverstad and Wadeson)**

**Senate Bill No. 292.** A Bill for an Act to amend and reenact section 24-0314 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the authority of the highway commissioner to acquire buildings.

Introduction and first reading, 186.  
 Referred to Committee on Transportation.  
 Withdrawn, 186.

**Senate Bill No. 293—(Senator Foss)**

**Senate Bill No. 293.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the establishment of an unsatisfied judgment fund and to make a continuing appropriation therefor.

Introduction and first reading, 186.  
 Referred to Committee on Judiciary.  
 Returned to Senate, 288.

Re-referred to Committee on Appropriations, 288.  
 Reported back, amended, 438.  
 Amendments adopted, 482.  
 Engrossed, 495.  
 Second reading, 516.  
 To House, 519.  
 Returned to Senate, unchanged, 654.  
 Final passage, clinched, 516.  
 Enrolled, 686.  
 Signed by President, 697.  
 To House, 698.  
 Signed by Speaker, 744.  
 Returned to Senate, 744.  
 To Governor, 746.

**Senate Bill No. 294—(Committee on Delayed Bills)**

**Senate Bill No. 294.** A Bill for an Act to provide a tax upon mineral rights severed from surface interest, and to repeal sections 57-0224, 57-2225 and 57-2430 of the North Dakota Revised Code of 1943.

Introduction and first reading, 289.  
 Referred to Committee on Finance and Taxation.  
 Reported back, indefinitely postponed, 370.  
 Reconsider action and placed on calendar, 371.  
 Placed at head of calendar, 441.

**Senate Bill No. 295—(Committee on Delayed Bills)**

**Senate Bill No. 295.** A Bill for an Act to amend and reenact section 43-0611 of the North Dakota Revised Code of 1943 relating to chiropractors' license.

Introduction and first reading, 289.  
 Referred to Committee on Social Welfare.  
 Reported back, do pass, 354.  
 Second reading, 405.  
 To House, 423, 794.  
 Returned to Senate, unchanged, 744.  
 Final passage, 406.  
 Signed by President, 912.  
 To House, 913.  
 Signed by Speaker, 931.  
 Returned to Senate, 931.  
 To Governor, 951.

**Senate Bill No. 296—(Committee on Delayed Bills)**

**Senate Bill No. 296.** A Bill for an Act confirming and establishing water rights acquired through use or attempted use of water for mining, manufacturing, irrigating or other beneficial purposes prior to January 1, 1934, which water rights have not been wilfully forfeited because of non-use.

Introduction and first reading, 289.  
 Referred to Committee on Natural Resources, 290.  
 Reported back, do pass, 371.  
 Second reading, 460.  
 To House, 483.  
 Returned to Senate, unchanged, 654.  
 Final passage, 460.  
 Enrolled, 686.  
 Signed by President, 697.



To House, 698.  
Signed by Speaker, 744.  
Returned to Senate, 744.  
To Governor, 746.

**Senate Bill No. 297—(Senators Meidinger and Saumur)**

**Senate Bill No. 297.** 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 exceptions; establishing a lien for the payment of such tax; to fix fines and penalties for the violation of the provisions of this Act.

Introduction and first reading, 334; approved, 343.

Referred to Committee on Delayed Bills, 334.

Referred to Committee on Finance and Taxation, 343.

Reported back, do pass, 371.

Second reading, 460.

Amended, 460; lost, 461.

To House, 483.

Returned to Senate, unchanged, 798.

Final passage, 461.

Enrolled, 914.

Signed by President, 933.

To House, 934.

Signed by Speaker, 938.

Returned to Senate, 938.

To Governor, 951.

**Senate Bill No. 298—(Committee on Delayed Bills)**

**Senate Bill No. 298.** A Bill for an Act to amend and reenact section 40-3401 of the North Dakota Revised Code of 1943, relating to municipal sewage and garbage disposal plants and systems and the issuance of bonds to acquire, construct, equip, extend and improve the same, and to provide funds for the redemption or purchase of outstanding bonds, and declaring an emergency.

Introduction and first reading, 343.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 412.

Second reading, 519.

To House, 533.

Returned to Senate, unchanged, 744.

Final passage, emergency clause carried, clinched, 519.

Enrolled, 778.

Signed by President, 857.

To House, 859.

Signed by Speaker, 879.

Returned to Senate, 879.

To Governor, 950.

**Senate Bill No. 299—(Committee on Delayed Bills)**

**Senate Bill No. 299.** A Bill for an Act to amend and reenact section 16-1012 of the North Dakota Revised Code of 1943 relating to poll clerks and additional poll clerks.

Introduction and first reading, 343.

Referred to Committee on Judiciary.

Reported back, amended, 438, 520.

Amendments adopted, 482.  
Engrossed, 495, 520.  
Second reading, 520.  
Rules suspended, deemed re-engrossed, placed for final passage, 520.  
To House, 533.  
Returned to Senate, unchanged, 654.  
Final passage, clinched, 520.  
Enrolled, 686.  
Signed by President, 697.  
To House, 698.  
Signed by Speaker, 744.  
Returned to Senate, 744.  
To Governor, 746.

**Senate Bill No. 300—(Senator Vendsel)**

**Senate Bill No. 300.** A bill to amend and reenact Section 47-1408, Section 47-1409, Section 47-1410 and Section 47-1411 of the North Dakota Revised Code of 1943, relating to interest on loans; interest on loans deductible in advance; usury; definition of usury; maximum contract rate; prohibition; civil liability for usury; forfeiture of interest and principal and criminal penalty for usury and forfeiture.

Introduction and first reading, 628.  
Referred to Committee on Industry and Business.  
Reported back, to indefinitely postpone, 685.  
Motion to place on calendar, lost, 685.

## SENATE CONCURRENT RESOLUTIONS

### Senate Concurrent Resolution "A"—(Baeverstad, Leier and O'Brien)

**Senate Concurrent Resolution "A".** A Concurrent Resolution authorizing the broadcasting and telecasting of the joint legislative session for the inauguration of state officials.

Introduction and first reading, 12.

Printed in Journal, 12.

To House, 12.

Returned to Senate, 18.

Adopted, 12.

Enrolled, 42.

Signed by President, 42.

Sent to House, 42.

Signed by Speaker, 43.

Received from House, 43.

To Secretary of State, 45.

### Senate Concurrent Resolution "B"—(Senator Olson)

**Senate Concurrent Resolution "B".** A concurrent resolution requesting the Congress of the United States to suspend acreage controls on durum and spring wheat during 1957.

Introduction and first reading, 42.

Referred to Committee on Agriculture.

Reported back, without recommendation, 122.

Second reading, 143.

To House, 160.

Returned to Senate, unchanged, 567.

Adopted, 143.

Enrolled, 610.

Signed by President, 644.

Sent to House, 645.

Signed by Speaker, 656.

Received from House, 656.

To Secretary of State, 686.

### Senate Concurrent Resolution "C"—(Senator Klefstad)

**Senate Concurrent Resolution "C".** A concurrent resolution memorializing the Congress to lower the permissive retirement age to age sixty under federal social security to all persons covered who wish to retire at that age.

Introduction and first reading, 67.

Referred to Committee on State and Federal Government.

Reported back, do pass, 104.

Second reading, 130.

To House, 139.

Returned to Senate, indefinitely postponed, 623.

Adopted, 130.

### Senate Concurrent Resolution "D"—(Senator Krause)

**Senate Concurrent Resolution "D".** A concurrent resolution recommending greater efforts toward highway safety through expanded education programs, better driver's license

enforcement programs, better and more adequate posting of all highways, and the construction and maintenance of safer highways.

Introduction and first reading, 67.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 348.  
 Second reading, 466.  
 To House, 510.  
 Returned to Senate, unchanged, 622.  
 Adopted, 466.  
 Enrolled, 657.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "E"**—(Senators Livingston, Roen and Dolan)

**Senate Concurrent Resolution "E".** A concurrent resolution requesting that Corbin A. Waldron be designated Poet Laureate of North Dakota.

Introduction and first reading, 75.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 91.  
 Second reading, 109, 123; amended, 109.  
 Rules suspended, deemed re-engrossed and placed for final passage.  
 Engrossed, 118.  
 To House, 123.  
 Returned to Senate, unchanged, 207.  
 Adopted, 110.  
 Enrolled, 220.  
 Signed by President, 224.  
 Sent to House, 235.  
 Signed by Speaker, 251.  
 Received from House, 251.  
 To Secretary of State, 251.

**Senate Concurrent Resolution "F"**—(Senators Olson and Bilden)

**Senate Concurrent Resolution "F".** A concurrent resolution memorializing the Government of the United States not to recognize the Kadar regime as the present Hungarian government.

Introduction and first reading, 82.  
 Printed in Journal, 82.  
 Laid over one legislative day, 82.  
 Rules suspended and placed for second reading and final passage.  
 Second reading, 86.  
 To House, 99.  
 Returned to Senate, unchanged, 207.  
 Adopted, 87.  
 Enrolled, 220.  
 Signed by President, 224.  
 Sent to House, 235.  
 Signed by Speaker, 251.  
 Received from House, 251.  
 To Secretary of State, 251.

**Senate Concurrent Resolution "G"**—(Senators Freed, Roen, Garaas, Wenstrom, Kusler, Dewing, Erickson, Krause)

**Senate Concurrent Resolution "G"**. A Concurrent Resolution authorizing and directing the state highway department, in collaboration with the state historical society and national park service, to make a reconnaissance survey for a Badlands scenic drive connecting U. S. highway 12, in the vicinity of Bowman, with U. S. highway 2, near Williston, with access roads to areas of geological and botanical significance and points of historic importance.

Introduction and first reading, 86.

Referred to Committee on State and Federal Government.

Reported back, amended, 190.

Amendments adopted, 206.

Engrossed, 219.

Second reading, 231.

To House, 235.

Returned to Senate, unchanged, 747.

Adopted, 231.

Enrolled, 794.

Signed by President, 912.

Sent to House, 913.

Signed by Speaker, 931.

Received from House, 931.

To Secretary of State, 950.

**Senate Concurrent Resolution "H"**—(Senators Freed, Roen, Garaas, Wenstrom, Erickson, Krause and Dewing)

**Senate Concurrent Resolution "H"**. A concurrent resolution directing the state historical society and the state board of administration to accept any request of the national park service to transfer the Roosevelt Cabin to another suitable site within the state.

Introduction and first reading, 97.

Referred to Committee on State and Federal Government.

Reported back, amended, 190.

Amendments adopted, 206.

Engrossed, 219.

Second reading, 231.

To House, 235.

Returned to Senate, unchanged, 747.

Adopted, 232.

Enrolled, 794.

Signed by President, 912.

Sent to House, 913.

Signed by Speaker, 931.

Received from House, 931.

To Secretary of State, 950.

**Senate Concurrent Resolution "I"**—(Senators Holand, Sayer, Meidinger, Leier, Klefstad, Yunker, Dolan, Morgan, Livingston, Wadeson and Erickstad)

**Senate Concurrent Resolution "I"**. A Concurrent Resolution urging the President, the Congress and the Secretaries of Interior, Agriculture and Defense to support the establishment of the Garrison Diversion Unit and the appropriation of funds therefor.

Introduction and first reading, 126.

Referred to Committee on State and Federal Government.

Reported back, do pass, 191.  
 Second reading, 205.  
 To House, 213.  
 Returned to Senate, unchanged, 622.  
 Adopted, 205.  
 Enrolled, 667.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "J"—(Senators Meidinger, Nelson and Kee)**

**Senate Concurrent Resolution "J".** A Concurrent Resolution favoring the early construction of the proposed dam and reservoir project on the Pipestem Creek, near Jamestown, North Dakota, and urging the Corps of Engineers to expedite the completion of a favorable report thereon.

Introduction and first reading, 126.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Second reading, 214.  
 To House, 218.  
 Returned to Senate, unchanged, 744.  
 Adopted, 214.  
 Enrolled, 778.  
 Signed by President, 857.  
 Sent to House, 859.  
 Signed by Speaker, 879.  
 Received from House, 879.  
 To Secretary of State, 950.

**Senate Concurrent Resolution "K"—(Senators Roen and Erickson)**

**Senate Concurrent Resolution "K".** A Concurrent Resolution favoring the early construction of the Bowman-Haley dam and reservoir project on the North Fork of the Grand River, North Dakota, and urging the Corps of Engineers to expedite the development and completion of a favorable report thereon.

Introduction and first reading, 127.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Second reading, 214.  
 To House, 218.  
 Returned to Senate, unchanged, 622.  
 Adopted, 214.  
 Enrolled, 640.  
 Signed by President, 667.  
 Sent to House, 668.  
 Signed by Speaker, 687.  
 Received from House, 687.  
 To Secretary of State, 685.

**Senate Concurrent Resolution "L"—(Senators Roen and Erickson)**

**Senate Concurrent Resolution "L".** A Concurrent Resolution urging the responsible interest involved in the problems

regarding local cooperation and participation of the proposed flood protection project on Buffalo Creek, near Scranton, North Dakota, to speedily settle the same.

Introduction and first reading, 127.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Second reading, 215.  
 To House, 218.  
 Returned to Senate, unchanged, 622.  
 Adopted, 215.  
 Enrolled, 667.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "M"—(Senators Roen and Erickson)**

**Senate Concurrent Resolution "M".** A Concurrent Resolution favoring and urging the early enactment by the Congress of legislation authorizing the states of Montana, North Dakota, South Dakota, and Wyoming to enter into a compact for the apportionment of the waters of the Little Missouri River and its tributaries.

Introduction and first reading, 127.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Second reading, 215.  
 To House, 219.  
 Returned to Senate, unchanged, 622.  
 Adopted, 215.  
 Enrolled, 667.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "N"—(Senators O'Brien, Saumur and Longmire)**

**Senate Concurrent Resolution "N".** A Concurrent Resolution requesting that Dr. John C. West, now retired, be designated as President Emeritus of the University of North Dakota, Grand Forks, North Dakota.

Introduction and first reading, 127.  
 Rules suspended, placed for second reading and final passage.  
 Second reading, 127.  
 To House, 139.  
 Returned to Senate, 236.  
 Adopted, 128.  
 Enrolled, 246.  
 Signed by President, 253.  
 Sent to House, 263.  
 Signed by Speaker, 287.  
 Received from House, 287.  
 To Secretary of State, 293.

**Senate Concurrent Resolution "O"—(Senators Meidinger and Longmire)**

**Senate Concurrent Resolution "O".** A Concurrent Resolution directing the legislative research committee to make an interim study of motor vehicle laws.

Introduction and first reading, 137.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 349.  
 Second reading, 466, 749.  
 To House, 510.  
 House concurred, 768.  
 Returned to Senate, 735; amended, 738.  
 Senate concurred, 749.  
 Rules suspended, deemed re-engrossed, placed for final passage, 749.  
 Adopted, 467, 749.  
 Engrossed, 749.  
 Enrolled, 794.  
 Signed by President, 912.  
 Sent to House, 913.  
 Signed by Speaker, 931.  
 Received from House, 931.  
 To Secretary of State, 950.

**Senate Concurrent Resolution "P"—(Senators Krause and Berube)**

**Senate Concurrent Resolution "P".** A Concurrent Resolution urging Congress to study and legislate in the field of Indian employment.

Introduction and first reading, 137.  
 Referred to Committee on General Affairs.  
 Rules suspended and placed for second reading and final passage, 138.  
 Second reading, 138.  
 To House, 160.  
 Returned to Senate, amended, 287.  
 Adopted, 138.  
 Enrolled, 328.  
 Signed by President, 328.  
 Sent to House, 332.  
 Signed by Speaker, 346.  
 Received from House, 346.  
 To Secretary of State, 347.

**Senate Concurrent Resolution "Q"—(Senator Leier)**

**Senate Concurrent Resolution "Q".** 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.

Introduction and first reading, 153.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Engrossed, 811.  
 Second reading, 215, 811.  
 To House, 219.  
 Returned to Senate, 755; amended, 760.  
 Senate concurred, 811.



Rules suspended, deemed re-engrossed, placed for final passage, 811.  
 Adopted, 215; clinched, 811.  
 Enrolled, 794, 952.  
 Signed by President, 952.  
 Sent to House, 952.  
 Signed by Speaker, 954.  
 Received from House, 954.  
 To Secretary of State, 955.

**Senate Concurrent Resolution "R"—(Senator Vendsel)**

Senate Concurrent Resolution "R". A concurrent resolution affirming our pride and our gratitude for the honorable services and heroic participation of our North Dakota national guard units in defense of our country during past wars and their devotion to duty at all times.

Introduction and first reading, 153.  
 Printed in Journal, 153.  
 Referred to Committee on Veterans & Military Affairs, 187.  
 Laid over one legislative day, 153, 169.  
 Reported back, amended, 210.  
 Not printed in bill form, 187.  
 Second reading, 215.  
 Rules suspended, deemed properly re-engrossed, placed for final passage, 211.  
 Amendments adopted, 211.  
 Rules suspended and placed on calendar, 211.  
 To House, 219.  
 Engrossed, 219.  
 Returned to Senate, amended, 287.  
 Adopted, 215.  
 Enrolled, 328.  
 Signed by President, 328.  
 Sent to House, 332.  
 Signed by Speaker, 346.  
 Received from House, 346.  
 To Secretary of State, 347.

**Senate Concurrent Resolution "S"—(Senators Erickson, Roen and Freed)**

Senate Concurrent Resolution "S". A Concurrent Resolution memorializing the Congress to provide sufficient funds to complete the unconstructed portion of the Lewis and Clark Highway.

Introduction and first reading, 154.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 196.  
 Second reading, 215.  
 To House, 219.  
 Returned to Senate, unchanged, 622.  
 Adopted, 216.  
 Enrolled, 667.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "T"—(Senators O'Brien, Yunker, Morgan, Bilden and Vendsel)**

**Senate Concurrent Resolution "T".** A Concurrent Resolution authorizing and directing the legislative research committee to conduct a comparative study of title 15, entitled education, North Dakota Revised Code of 1943, as amended.

Introduction and first reading, 154.

Referred to Committee on Education.

Reported back, indefinitely postponed, 568.

**Senate Concurrent Resolution "U"—(Senator Meidinger)**

**Senate Concurrent Resolution "U".** A concurrent resolution for an amendment of section 82 of the Constitution of the state of North Dakota, relating to the election and terms of state officials and authorizing the Legislature to provide for the appointment of the superintendent of public instruction and public service commissioners.

Introduction and first reading, 174.

Referred to Committee on Judiciary.

Returned to Senate, 573.

Withdrawn, 573.

**Senate Concurrent Resolution "V"—(Senators Meidinger and Leier)**

**Senate Concurrent Resolution "V".** A Concurrent Resolution directing the legislative research committee to make an interim study of the feasibility of requiring or providing incentives for foreign corporations or associations writing life insurance in the state of North Dakota to invest a portion of their premium collections in this state.

Introduction and first reading, 174.

Referred to Committee on Business and Industry.

Reported back, do pass, 259.

Second reading, 275.

To House, 288.

Returned to Senate, unchanged, 622.

Adopted, 275.

Enrolled, 657.

Signed by President, 697.

Sent to House, 698.

Signed by Speaker, 744.

Received from House, 744.

To Secretary of State, 745.

**Senate Concurrent Resolution "W"—(Senators Baeverstad, Brooks, Foss, Livingston, Leier and O'Brien)**

**Senate Concurrent Resolution "W".** A concurrent resolution relating to the broadcasting and telecasting of activities of the legislative assembly.

Introduction and first reading, 174.

Printed in Journal, 175.

Laid over one legislative day, 174.

Placed on calendar, 194.

Reported back, amended, 195.

Second reading, 195.

Rules suspended, deemed re-engrossed, placed for final passage, 195.

To House, 199.  
 Returned to Senate, unchanged, 219.  
 Adopted, 195.  
 Engrossed, 207.  
 Enrolled, 235.  
 Signed by President, 249.  
 Sent to House, 249.  
 Signed by Speaker, 263.  
 Received from House, 263.  
 To Secretary of State, 265.

**Senate Concurrent Resolution "X"—(Senators Wenstrom,  
 Longmire and Knudson)**

**Senate Concurrent Resolution "X".** A concurrent resolution authorizing and directing the legislative research committee, in cooperation with the state bar association of this state, to study and, if feasible, revise the laws of this state governing partnerships and limited partnerships.

Introduction and first reading, 182.  
 Referred to Committee on Judiciary.  
 Reported back, do pass, 236.  
 Second reading, 321.  
 To House, 331.  
 Returned to Senate, unchanged, 688.  
 Adopted, 321.  
 Enrolled, 712.  
 Signed by President, 713.  
 Sent to House, 722.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "Y"—(Senator Longmire)**

**Senate Concurrent Resolution "Y".** A Concurrent Resolution authorizing and directing the legislative research committee to make an interim study of the matter of establishing a board of regents to direct the operation of the university of North Dakota, and to make such recommendations to the Thirty-sixth Legislative Assembly as it may deem advisable.

Introduction and first reading, 211.  
 Referred to Committee on Education, 212.  
 Reported back, to indefinitely postpone, 412.

**Senate Concurrent Resolution "Z"—(Senator Hernet)**

**Senate Concurrent Resolution "Z".** A concurrent resolution authorizing and directing the legislative research committee to study all special state funds and nonreverting balances in appropriations to determine which of these are no longer active or needed.

Introduction and first reading, 222.  
 Referred to Committee on State & Federal Government, 222.  
 Reported back, do pass, 391.  
 Second reading, 467.  
 To House, 510.  
 Returned to Senate, unchanged, 744.  
 Adopted, 467.  
 Enrolled, 778.

Signed by President, 857.  
 Sent to House, 859.  
 Signed by Speaker, 879.  
 Received from House, 879.  
 To Secretary of State, 950.

**Senate Concurrent Resolution "AA"—(Senators Meidinger, Holand, Hernet and Vendsel)**

**Senate Concurrent Resolution "AA".** A Concurrent Resolution extending sympathy to the state of New York for the discomforts and difficulties resulting from that state's bitter winter weather, and offering the use of unneeded snow removal equipment of the state of North Dakota.

Introduction and first reading, 222.  
 Read from desk, 222.  
 Printed in Journal, 224.  
 Laid over one legislative day, 222.  
 Rules suspended, placed for second reading and final passage, 224.  
 Second reading dispensed with, 225.  
 To House, 225.  
 Returned to Senate, 236.  
 Adopted, clinched, 225.  
 Enrolled, 246.  
 Signed by President, 249.  
 Sent to House, 249.  
 Signed by Speaker, 263.  
 Received from House, 263.  
 To Secretary of State, 265.

**Senate Concurrent Resolution "BB"—(Senators Brooks, Leier, Wartner, Holand, Roen, Klefstad, Hernet, Dolan, Larson, Schrock, George, Sayer, Johnson, Vendsel, Erickson, Wenstrom, Foss and Erickstad)**

**Senate Concurrent Resolution "B-B".** A concurrent resolution providing for the amendment of section 121 of Article V of the Constitution of the State of North Dakota and the repeal of Article 40 of the additions to and amendments of the Constitution of the State of North Dakota, relating to the elective franchise.

Introduction and first reading, 251.  
 Referred to Committee on Judiciary.  
 Engrossed, 854.  
 Reported back, amended, 657, 689.  
 Amendments adopted, 689.  
 Second reading, 854.  
 Rules suspended, placed for final passage, 689.  
 Placed at foot of calendar, 689.  
 To House, 867.  
 Returned to Senate, unchanged, 895.  
 Adopted, 854.  
 Enrolled, 953.  
 Signed by President, 954.  
 Sent to House, 954.  
 Signed by Speaker, 955.  
 Received from House, 955.  
 To Secretary of State, 956.

**Senate Concurrent Resolution "CC"**—(Senators Freed, Roen, Garaas, Wenstrom, Erickson, Krause and Dewing)

**Senate Concurrent Resolution "CC"**. A concurrent resolution recognizing and expressing gratitude to the Minishoshe Chapter of the Daughters of the American Revolution for their unselfishness, devotion, and public spirit in preserving and caring for the Theodore Roosevelt Memorial Cabin.

Introduction and first reading, 290.

Laid over one legislative day, 290.

Printed in Journal, 290.

Placed on calendar, 336.

Second reading, 336.

To House, 350.

Returned to Senate, unchanged, 622.

Adopted, 336.

Enrolled, 657.

Signed by President, 697.

Sent to House, 698.

Signed by Speaker, 744.

Received from House, 744.

To Secretary of State, 745.

**Senate Concurrent Resolution "DD"**—(Senators Meidinger and Wartner)

**Senate Concurrent Resolution "DD"**. A concurrent resolution wishing United States Senator William Langer a speedy recovery from his current illness.

Introduction and first reading, 293.

Rules suspended, not printed as bill, placed for second reading and final passage, 293.

Printed in Journal, 293.

Second reading, 294.

To House, 294.

Returned to Senate, 295.

Adopted, clinched, 294.

Enrolled, 303.

Signed by President, 328.

Sent to House, 332.

Signed by Speaker, 346.

Received from House, 346.

To Secretary of State, 347.

**Senate Concurrent Resolution "EE"**—(Senators Roen, Foss, Klefstad, Baeverstad, Wadson, Johnson, Larson and Sayer)

**Senate Concurrent Resolution "EE"**. A concurrent resolution relating to the need to protect the national security by imposing a limitation on petroleum imports.

Introduction and first reading, 343.

Referred to Committee on Natural Resources.

Reported back, do pass, 371.

Second reading, 467, 740.

To House, 510.

House concurred, 768.

Returned to Senate, amended, 726.

Senate concurred, 740.

Rules suspended, deemed re-engrossed, placed for final passage, 740.

Adopted, 467, 740.  
 Engrossed, 745.  
 Enrolled, 914.  
 Signed by President, 933.  
 Sent to House, 934.  
 Signed by Speaker, 938.  
 Received from House, 938.  
 To Secretary of State, 951.

**Senate Concurrent Resolution "FF"**—(Senators Kusler, Fiedler, Dewing, Brooks, Meidinger, Sayer, Garaas, Erickstad and Longmire)

**Senate Concurrent Resolution "FF"**. A Concurrent Resolution authorizing and directing the legislative research committee to make a study of the adequacy of office and other working space for state agencies at the state capitol and to submit recommendation thereon.

Introduction and first reading, 349.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 439.  
 Second reading, 521.  
 To House, 533.  
 Returned to Senate, unchanged, 744.  
 Adopted, 521.  
 Enrolled, 778.  
 Signed by President, 857.  
 Sent to House, 859.  
 Signed by Speaker, 888.  
 Received from House, 888.  
 To Secretary of State, 950.

**Senate Concurrent Resolution "GG"**—(Senators Wenstrom and Garaas)

**Senate Concurrent Resolution "GG"**. A Concurrent Resolution memorializing the Congress of the United States to authorize the United States Corps of Army Engineers, when reconstructing Highway No. 85 running through the Lewis and Clark Irrigation District of McKenzie County, North Dakota, to install adequate siphons and irrigation facilities therein so as to permit the irrigation of the lands in the district so long as irrigation can be carried on therein.

Introduction and first reading, 349.  
 Referred to Committee on State & Federal Government, 350.  
 Reported back, do pass, 536.  
 Second reading, 540.  
 To House, 550.  
 Returned to Senate, unchanged, 744.  
 Adopted, 540.  
 Enrolled, 778.  
 Signed by President, 857.  
 Sent to House, 859.  
 Signed by Speaker, 879.  
 Received from House, 879.  
 To Secretary of State, 950.

**Senate Concurrent Resolution "HH"**—(Senators Livingston and Dolan)

**Senate Concurrent Resolution "HH"**. A Concurrent Resolution requesting the state highway commissioner to reroute

United States Highway Number Eighty-three so that said highway does not run through the main street of Washburn.

Introduction and first reading, 350.

Referred to Committee on Transportation.

Reported back, to indefinitely postpone, 568.

**Senate Concurrent Resolution "II"**—(Senators Holand, Brooks, Longmire and Vendsel)

**Senate Concurrent Resolution "II"**. A Concurrent Resolution directing the legislative research committee to study and modernize statutes relating to minimum wages and hours of labor.

Introduction and first reading, 375.

Referred to Committee on Labor Relations.

Reported back, amended, 686.

To House, 867.

Amendments adopted, 780.

Returned to Senate, unchanged, 895.

Adopted, 855.

Engrossed, 785, 854.

Enrolled, 953.

Signed by President, 954.

Sent to House, 954.

Signed by Speaker, 955.

Received from House, 955.

To Secretary of State, 956.

**Senate Concurrent Resolution "JJ"**—(Senators Larson and Trenbeath)

**Senate Concurrent Resolution "JJ"**. A Concurrent Resolution recommending that all people of the State under 40 years of age avail themselves of Poliomyelitis vaccine to reduce to an absolute minimum the incidence of this dreaded disease.

Introduction and first reading, 375.

Referred to Committee on Social Welfare.

Reported back, do pass, 439.

Second reading, 521.

To House, 533.

Returned to Senate, unchanged, 727.

Adopted, 521.

Enrolled, 778.

Signed by President, 857.

Sent to House, 859.

Signed by Speaker, 879.

Received from House, 879.

To Secretary of State, 950.

**Senate Concurrent Resolution "KK"**—(Senator Hernet)

**Senate Concurrent Resolution "KK"**. A Concurrent Resolution directing the Legislative Research Committee to study and make recommendations in regard to the feasibility of establishing and governing recessed, lengthened or split sessions of the legislative assembly.

Introduction and first reading, 375.

Referred to Committee on State and Federal Government.

Reported back, amended, 713.

Second reading, 855.  
 To House, 867, 912.  
 Amendments adopted, 780.  
 Returned to Senate, indefinitely postponed, 895.  
 Returned to Senate, unchanged, 915.  
 Requested returned to House, 909.  
 Adopted, 855.  
 Engrossed, 785, 855.  
 Enrolled, 953.  
 Signed by President, 954.  
 Sent to House, 954.  
 Signed by Speaker, 955.  
 Received from House, 955.  
 To Secretary of State, 956.

**Senate Concurrent Resolution "LL"—(Senator Hernet)**

Senate Concurrent Resolution "LL". A Concurrent Resolution for the amendment of sections 56 and 67 of the Constitution of the state of North Dakota relating to the length of sessions of the legislative assembly and to the effective dates of Acts.

Introduction and first reading, 376.  
 Referred to Committee on State and Federal Government.  
 Reported back, indefinitely postponed, 675.

**Senate Concurrent Resolution "MM"—(Senators Knudson and Erickstad)**

Senate Concurrent Resolution "MM". A Concurrent Resolution urging congressional action to continue educational and insurance benefits to veterans after discharge.

Introduction and first reading, 388.  
 Referred to Committee on Veterans and Military Affairs.  
 Reported back, indefinitely postponed, 658.

**Senate Concurrent Resolution "NN"—(Senators Roen, Garaas, Nelson and George)**

Senate Concurrent Resolution "NN". A concurrent resolution commending the University of North Dakota on its Seventy-Fifth Anniversary.

Introduction and first reading, 415.  
 Printed in Journal, 415.  
 Rules suspended, placed on calendar, 467.  
 Second reading, 467.  
 To House, 510.  
 Returned to Senate, unchanged, 622.  
 Adopted, 467.  
 Enrolled, 657.  
 Signed by President, 697.  
 Sent to House, 698.  
 Signed by Speaker, 744.  
 Received from House, 744.  
 To Secretary of State, 745.

**Senate Concurrent Resolution "OO"—(Senator Leier)**

Senate Concurrent Resolution "OO". A concurrent resolution authorizing and directing the legislative research committee to make an interim study of installment loan



practices and statutes governing such operations in this state and to make its report and recommendation to the Thirty-sixth Legislative Assembly.

Introduction and first reading, 465.  
 Referred to Committee on Industry and Business.  
 Reported back, do pass, 544.  
 Second reading, 574.  
 To House, 603.  
 Returned to Senate, unchanged, 784.  
 Adopted, 574.  
 Enrolled, 914.  
 Signed by President, 933.  
 Sent to House, 934.  
 Signed by Speaker, 938.  
 Received from House, 938.  
 To Secretary of State, 951.

**Senate Concurrent Resolution "PP"—(Senator Larson)**

**Senate Concurrent Resolution "PP".** A concurrent resolution urging the University of North Dakota to cooperate with the Legislative Research Committee in providing courses in legislative process and procedure and for the employment of students completing such courses as employees of the legislative assembly during its sessions.

Introduction and first reading, 537.  
 Referred to Committee on Education.  
 Printed in Journal, 537.  
 Reported back, do pass, 568.  
 Second reading, 605.  
 To House, 621.  
 Returned to Senate, indefinitely postponed, 688.  
 Adopted, 605.

**Senate Concurrent Resolution "QQ"—(Senators Kieley and Knudson)**

**Senate Concurrent Resolution "QQ".** A concurrent resolution, authorizing and directing the legislative research committee to make a study of the need for consolidation and simplification of the statutes governing requirements in the bidding and letting of public contracts.

Introduction and first reading, 604.  
 Printed in Journal, 604.  
 Placed at foot of calendar, 712.  
 Second reading, 855.  
 To House, 867.  
 Returned to Senate, indefinitely postponed, 895.  
 Adopted, 855.

**Senate Concurrent Resolution "RR"—(Senators Klefstad and Vendsel)**

**Senate Concurrent Resolution "RR".** A concurrent resolution for the amendment of sections 41, 53, and 56 of the Constitution of the state of North Dakota relating to the time of meeting and the length of sessions of the legislative assembly.

Introduction and first reading, 612.  
 Referred to Committee on State and Federal Government.  
 Reported back, indefinitely postponed, 675.

**Senate Concurrent Resolution "SS"—(Senator Holand)**

**Senate Concurrent Resolution "SS".** A Concurrent Resolution directing the Legislative Research Committee to study the rules, procedure, and committee system of the Legislative Assembly, methods of obtaining and training certain key legislative employees, the preparation, introduction and printing of bills, the preparation and printing of journals, the preparation of a legislator's handbook, and other related matters for the purpose of improving the efficiency of the Legislative Assembly in properly performing its duties.

Introduction and first reading, 644.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 687.  
 Engrossed, 855.  
 Second reading, 855.  
 To House, 867, 912.  
 Returned to Senate, indefinitely postponed, 895.  
 Returned to Senate, unchanged, 915.  
 Requested returned to House, 909.  
 Adopted, 856.  
 Enrolled, 953.  
 Signed by President, 954.  
 Sent to House, 954.  
 Signed by Speaker, 955.  
 Received from House, 955.  
 To Secretary of State, 956.

**Senate Concurrent Resolution "TT"—(Senator Holand)**

**Senate Concurrent Resolution "TT".** A Concurrent Resolution directing the Legislative Research Committee to study the procedures and practices of the departments and agencies in providing public liability and casualty insurance on state-owned vehicles and other equipment and make recommendations as to the practicability of providing such insurance by competitive bids under fleet or group contracts.

Introduction and first reading, 644.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 687.  
 Engrossed, 919.  
 Second reading, 856, 920.  
 Rules suspended, deemed re-engrossed, placed for final passage, 919.  
 To House, 867.  
 Conference Committee, Senate, 897; House, 909.  
 Senate Conference Committee report, adopted, 919.  
 House adopts Committee report, 932.  
 Returned to Senate, amended, 895.  
 Senate does not concur, 897.  
 Senate concurred, 897, 919.  
 Reconsider action, 897.  
 Adopted, 856, 920.  
 Enrolled, 953.  
 Signed by President, 954.  
 Sent to House, 954.  
 Signed by Speaker, 955.  
 Received from House, 955.  
 To Secretary of State, 956.

**Senate Concurrent Resolution "UU"** — (Senators Trenbeath, Johnson, Roen, Erickson, Meidinger, Krause, Schrock and Kee)

**Senate Concurrent Resolution "UU"**. A concurrent resolution memorializing the Congress of the United States that the Legislative Assembly of North Dakota favors the passage and approval of Senate Bill 1164, providing for the evaluation of recreational benefits on a non-reimbursable basis resulting from the construction of flood control, navigation or reclamation projects as an integral part of project planning and for other purposes.

Introduction and first reading, 691.  
 Referred to Committee on Natural Resources.  
 Printed in Journal, 691.  
 Reported back, do pass, 721.  
 Second reading, 733.  
 To House, 794.  
 Returned to Senate, unchanged, 813.  
 Adopted, 733.  
 Enrolled, 849.  
 Signed by President, 850.  
 Sent to House, 858.  
 Signed by Speaker, 860.  
 Received from House, 860.  
 To Secretary of State, 861.

**Senate Concurrent Resolution "VV"** — (Senator Larson)

**Senate Concurrent Resolution "VV"**. A Concurrent Resolution memorializing the Congress to pass legislation requiring mail order retailers making sales in other states to furnish the tax departments of such states information in regard to such sales.

Introduction and first reading, 727.  
 Printed in Journal, 727.  
 Engrossed, 856.  
 Second reading, 856.  
 To House, 867.  
 Returned to Senate, unchanged, 895.  
 Adopted, 856.  
 Enrolled, 953.  
 Signed by President, 954.  
 Sent to House, 954.  
 Signed by Speaker, 955.  
 Received from House, 955.  
 To Secretary of State, 956.

**Senate Concurrent Resolution "WW"** — (Senator Luick)

**Senate Concurrent Resolution "WW"**. A Concurrent Resolution commending the citizens of Abercrombie for celebrating the centennial of Fort Abercrombie and urging the Governor to proclaim a "Fort Abercrombie Centennial Day".

Introduction and first reading, 728.  
 Printed in Journal, 728.  
 Engrossed, 856.  
 Second reading, 856.  
 To House, 867.  
 Returned to Senate, unchanged, 895.  
 Adopted, 856.

Enrolled, 953.  
Signed by President, 954.  
Sent to House, 954.  
Signed by Speaker, 955.  
Received from House, 955.  
To Secretary of State, 956.

**Senate Concurrent Resolution "XX"—(Senators Garaas and Vendsel)**

**Senate Concurrent Resolution "XX".** A Concurrent Resolution relating to the need for a reversal of the proposal of President Dwight D. Eisenhower and Secretary of Agriculture Ezra T. Benson wherein it is necessary for the drought stricken states and counties to match emergency drought funds wherein the individual states are required to match at least 25 percent for the relief of drought areas, or committee be appointed by the Governor to study methods of raising matching funds.

Introduction and first reading, 728.  
Printed in Journal, 729.  
Placed on calendar, 799.  
Reported back, amended, 857.  
Rules suspended, deemed re-engrossed, placed for final passage, 857.  
Second reading, 856.  
Engrossed, 857.  
To House, 870.  
Returned to Senate, unchanged, 895.  
Adopted, 857.  
Enrolled, 953.  
Signed by President, 954.  
Sent to House, 954.  
Signed by Speaker, 955.  
Received from House, 955.  
To Secretary of State, 956.

## SENATE RESOLUTIONS

**Senate Resolution No. 1—**(Senators Dolan, Erickstad, Garaas, Wartner and Yunker)

**Senate Resolution No. 1.** A resolution relating to the election contest in the 19th Legislative District.

Introduction and first reading, 16.

Printed in Journal, 17.

Adopted, 18.

Enrolled, 42.

Signed by President, 42.

To Secretary of State, 187.

**Senate Resolution No. 2—**(Senators Baeverstad and Dewing)

**Senate Resolution No. 2.** A resolution relating to chaplain service.

Introduction and first reading, 36.

Printed in Journal, 36.

Second reading, 36.

Adopted, 36.

Enrolled, 42.

Signed by President, 42.

To Secretary of State, 187.

**Senate Resolution No. 3—**(Senators Dolan, Erickstad, Garaas, Wartner and Yunker)

**Senate Resolution No. 3.** A Resolution relating to the election contest in the nineteenth Legislative District.

Introduction and first reading, 43.

Printed in Journal, 43, 44, 45.

Enrolled, 59.

Signed by President, 59.

To Secretary of State, 59.

**Senate Resolution No. 4—**(Senators O'Brien, Meidinger and Dewing)

**Senate Resolution No. 4.** A Resolution for the purpose of designating February 7, 1957, as Newspaperman's Day at the State Legislative Assembly.

Introduction and first reading, 137.

Printed in Journal, 137, 138.

Laid over one legislative day.

Reported back, amended, 149.

Placed on calendar, 149.

Second reading, 149, 157.

Rules suspended, deemed re-engrossed and placed for final passage.

Placed at foot of calendar, 150.

Adopted, 157.

Enrolled, 158.

Signed by President, 177.

To Secretary of State, 177.

**Senate Resolution No. 5—**(Senators Thomas, George and Vendsel)

**Senate Resolution No. 5.** A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-fifth Legislative Assembly of the State of North Dakota.

Introduction and first reading, 212.  
 Printed in Journal, 212.  
 Rules suspended, 212.  
 Rules suspended, deemed properly re-engrossed, placed for final passage, 212.  
 Engrossed, 219.  
 Second reading, 250.  
 Placed on calendar, 250.  
 Rules suspended, placed for second reading and final passage, 250.  
 Final passage, 250.  
 Enrolled, 259.  
 Signed by President, 260.  
 To Secretary of State, 263.

**Senate Resolution No. 6—(Senator Kieley, by request)**

**Senate Resolution No. 6.** A Resolution requesting the Governor to appoint a five-man committee to investigate the industrial possibilities of the potato industry and to make recommendations.

Introduction and first reading, 376.  
 Referred to Committee on Agriculture.  
 Printed in Journal, 376.  
 Reported back, do pass, 391.  
 Second reading, 467.  
 Adopted, 467.  
 Enrolled, 536.  
 Signed by President, 541.  
 To Secretary of State, 544.

**Senate Memorial Resolution No. 1—(Senator Vendsel)**

**Senate Memorial Resolution No. 1.** A memorial resolution in honor of former Senator Reinhardt Krenz.

Introduction and first reading, 116.  
 Printed in Journal, 117.  
 Enrolled, 130.  
 Signed by President, 130.  
 To Secretary of State, 133.

**Senate Memorial Resolution No. 2—(Committee on Senate Memorial Resolutions)**

**Senate Memorial Resolution No. 2.** A Memorial Resolution for deceased members of the Senate of the State of North Dakota.

Introduction and first reading, 510.  
 Printed in Journal, 517.  
 Adopted, 517.  
 Enrolled, 544.  
 Signed by President, 553.  
 To Secretary of State, 559.

**House and Senate Joint Resolution No. 1.** A Joint Resolution continuing an interim committee to study the workmen's compensation bureau.

Introduction and first reading, 161.  
 Printed in Journal, 161, 168.  
 Laid over one legislative day, 169.

## RECORD OF HOUSE BILLS IN THE SENATE

### House Bill No. 501—

**House Bill No. 501.** 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 House, 516.

First reading and referred to Committee on Appropriations, 528.

Reported back, amended, 769, 785.

Amendments adopted, 785.

Placed at head of calendar, 824.

Second reading and final passage, 824.

Emergency clause carried, clinched, 942.

Returned to House, amended, 859.

House does not concur, 869.

Conference Committee, House, 869; Senate, 896.

Conference Committee report, Senate adopts, 941; House adopts, 943.

Rules suspended, placed for second reading and final passage, 942.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

### House Bill No. 502—

**House Bill No. 502.** 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 House, 236.

First reading and referred to Committee on Appropriations, 243.

Reported back, amended, 714.

Amendments adopted, 780.

Second reading and final passage, clinched, 831.

Returned to House, amended, 859.

House concurred, 888.

Returned to Senate, 937.

Signed by Speaker, 937.

Signed by President, 949.

To House, 950.

### House Bill No. 503—

**House Bill No. 503.** 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 House, 395.  
First reading and referred to Committee on Appropriations, 423.  
Reported back, do pass, 675.  
Second reading and final passage, clinched, 847, 892.  
Placed at foot of calendar, 847.  
Returned to House, unchanged, 905.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 504—**

**House Bill No. 504.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota, and declaring an emergency.

Received from House, 516.  
First reading and referred to Committee on Appropriations, 529.  
Reported back, amended, 750.  
Second reading and final passage, 843.  
Emergency clause carried, clinched, 843.  
Returned to House, amended, 861.  
House concurs, 888.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 505—**

**House Bill No. 505.** 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 House, 294.  
First reading and referred to Committee on Appropriations, 299.  
Reported back, do pass, 675.  
Second reading and final passage, clinched, 847.  
Returned to House, unchanged, 862.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 506—**

**House Bill No. 506.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, and special projects for the State Hospital for the Insane at Jamestown, North Dakota.

Received from House, 516.  
First reading and referred to Committee on Appropriations, 529.  
Reported back, amended, 750.  
Amendments adopted, 786.



Second reading and final passage, clinched, 843, 891, 931.  
 Placed at foot of calendar, 843, 891.  
 Returned to House, amended, 932.  
 House concurred, 933.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 507—**

**House Bill No. 507.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, new buildings and special projects for the State Training School at Mandan, North Dakota.

Received from House, 516.  
 First reading and referred to Committee on Appropriations, 529.  
 Reported back, amended, 750.  
 Amendments adopted, 786.  
 Second reading and final passage, clinched, 844.  
 Returned to House, amended, 861.  
 House concurs, 888.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 508—**

**House Bill No. 508.** A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous expenses, of the state penitentiary.

Received from House, 413.  
 First reading and referred to Committee on Appropriations, 451.  
 Reported back, do pass, 545.  
 Second reading and final passage, 576.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 509—**

**House Bill No. 509.** 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 House, 251.  
 First reading and referred to Committee on Appropriations, 252.  
 Reported back, do pass, 545.  
 Second reading and final passage, 577.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 510—**

**House Bill No. 510.** 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 House, 263.  
First reading and referred to Committee on Appropriations, 275.  
Reported back, amended, 545, 621.  
Amendments adopted, 572.  
Second reading and final passage, 606.  
Returned to House, 621.  
House concurred, 638.  
Returned to Senate, 738.  
Signed by Speaker, 738.  
Signed by President, 745.  
To House, 748.

**House Bill No. 511—**

**House Bill No. 511.** 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, and providing for the transfer of funds.

Received from House, 332.  
First reading and referred to Committee on Appropriations, 334.  
Reported back, do pass, 545.  
Second reading and final passage, 577, 578.  
Returned to House, unchanged, 603.  
Returned to Senate, 638.  
Signed by Speaker, 638.  
Signed by President, 672.  
To House, 673.

**House Bill No. 512—**

**House Bill No. 512.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Gasoline Tax Division in the office of the State Auditor.

Received from House, 145.  
First reading and referred to Committee on Appropriations, 157.  
Reported back, do pass, 675; amended, 895.  
Second reading and final passage, clinched, 848, 895, 896.  
Senate reconsidered action on passage, 895.  
Placed on calendar, 895.  
Rules suspended, placed for second reading and final passage, 896.  
Returned to House, unchanged, 862; amended, 909.  
Request returned to Senate, 877, 880.  
Returned to Senate, 888.  
House concurs, 918.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 513—**

**House Bill No. 513.** A Bill for an Act making an appropriation for the enforcement and administration of the Attorney General Licensing Department.

Received from House, 395.

First reading and referred to Committee on Appropriations, 423.

Reported back, do pass, 675.

Second reading and final passage, clinched, 848.

Returned to House, unchanged, 862.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 514—**

**House Bill No. 514.** A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, and Trade and Industrial Education.

Received from House, 132.

First reading and referred to Committee on Appropriations, 143.

Reported back, do pass, 714.

Second reading and final passage, clinched, 884.

Returned to House, unchanged, 905.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 515—**

**House Bill No. 515.** 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 House, 145.

First reading and referred to Committee on Appropriations, 157.

Reported back, amended, 751.

Amendments adopted, 786.

Second reading and final passage, clinched, 844, 845.

Returned to House, amended, 861.

House concurs, 888.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 516—**

**House Bill No. 516.** 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 House, 132.

First reading and referred to Committee on Appropriations, 144.

Reported back, do pass, 545.  
 Second reading and final passage, 578.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 517—**

**House Bill No. 517.** A Bill for an Act making an appropriation for the use of special education of exceptional children.

Received from House, 219.  
 First reading and referred to Committee on Appropriations, 243.  
 Reported back, do pass, 751.  
 Second reading and final passage, clinched, 886.  
 Returned to House, unchanged, 905.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 518—**

**House Bill No. 518.** 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 House, 145.  
 First reading and referred to Committee on Appropriations, 157.  
 Reported back, do pass, 545.  
 Second reading and final passage, 578, 579.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 519—**

**House Bill No. 519.** A Bill for an Act making appropriations for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the physically handicapped.

Received from House, 132.  
 First reading and referred to committee on Appropriations, 144.  
 Re-referred to Committee, 644.  
 Reported back, amended, 619, 658.  
 Amendments adopted, 689.  
 Second reading and final passage, clinched, 849.  
 Returned to House, amended, 861.  
 House concurs, 888.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 520—**

**House Bill No. 520.** A Bill for an Act making an appropriation for operation and maintenance of the Auto Transportation Division.

Received from House, 372.

First reading and referred to Committee on Appropriations, 391.

Reported back, amended, 751.

Amendments adopted, 786.

Second reading and final passage, clinched, 845.

Returned to House, amended, 861.

House concurs, 888.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 521—**

**House Bill No. 521.** A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

Received from House, 372.

First reading and referred to Committee on Appropriations, 391.

Reported back, do pass, 600.

Second reading and final passage, 635, 636.

Returned to House, unchanged, 662.

Returned to Senate, 726.

Signed by Speaker, 726.

Signed by President, 746.

To House, 748.

**House Bill No. 522—**

**House Bill No. 522.** 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 House, 87.

First reading and referred to Committee on Appropriations, 87.

Reported back, do pass, 568.

Second reading and final passage, 607.

Returned to House, unchanged, 621.

Returned to Senate, 738.

Signed by Speaker, 738.

Signed by President, 745.

To House, 748.

**House Bill No. 523—**

**House Bill No. 523.** A Bill for an Act making an appropriation for the purpose of paying a deficit in the wolf, coyote, fox, bobcat and magpie bounty, and declaring an emergency.

Received from House, 372.

First reading and referred to Committee on Appropriations, 391.

Reported back, amended, 714.

Amendments adopted, 780.

Second reading and final passage, 831.

Emergency clause carried, clinched, 831.  
 Returned to House, amended, 859.  
 House concurs, 888.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 950.

**House Bill No. 524—**

**House Bill No. 524.** A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

Received from House, 395.  
 First reading and referred to Committee on Appropriations, 423.  
 Reported back, do pass, 751.  
 Second reading and final passage, clinched, 886.  
 Returned to House, unchanged, 905.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 Sent to Governor, 960.

**House Bill No. 525—**

**House Bill No. 525.** A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Received from House, 251.  
 First reading and referred to Committee on Appropriations, 252.  
 Reported back, do pass, 675.  
 Second reading and final passage, clinched, 850.  
 Returned to House, unchanged, 862.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 526—**

**House Bill No. 526.** A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Received from House, 481.  
 First reading and referred to Committee on Appropriations, 525.  
 Reported back, amended, 751.  
 Amendments adopted, 786.  
 Second reading and final passage, clinched, 845.  
 Returned to House, amended, 861.  
 House does not concur, 869.  
 Conference Committee, House, 869; Senate, 896.  
 Conference Committee report, adopted, 914.  
 House adopted Committee report, 923.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 527—**

**House Bill No. 527.** A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Received from House, 77.

First reading and referred to Committee on Appropriations, 82.

Reported back, do pass, 568.

Second reading and final passage, 607, 608.

Returned to House, unchanged, 621.

Returned to Senate, 738.

Signed by Speaker, 738.

Signed by President, 745.

To House, 748.

**House Bill No. 528—**

**House Bill No. 528.** A Bill for an act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Received from House, 77.

First reading and referred to Committee on Appropriations, 83.

Reported back, do pass, 545.

Second reading and final passage, 579.

Returned to House, unchanged, 603.

Returned to Senate, 638.

Signed by Speaker, 638.

Signed by President, 672.

To House, 673.

**House Bill No. 529—**

**House Bill No. 529.** A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

Received from House, 372.

First reading and referred to Committee on Appropriations, 391.

Reported back, amended, 714.

Amendments adopted, 780.

Second reading and final passage, clinched, 832, 916.

Returned to House, amended, 859.

House does not concur, 869.

Conference Committee, House, 869; Senate, 896.

Conference Committee report, adopted, 916.

House adopts Committee report, 918.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 530—**

**House Bill No. 530.** 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 House, 197.

First reading and referred to Committee on Appropriations, 197.

Reported back, do pass, 752.

Second reading and final passage, clinched, 887.  
Returned to House, unchanged, 905.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 531—**

**House Bill No. 531.** A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State of North Dakota doing business as the North Dakota Mill and Elevator Association.

Received from House, 413.  
First reading and referred to Committee on Appropriations, 451.  
Reported back, do pass, 675.  
Second reading and final passage, clinched, 850.  
Returned to House, unchanged, 862.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 533—**

**House Bill No. 533.** A Bill for an Act to appropriate money for the construction of a tuberculosis sanatorium to be located at Grand Forks, and for expenses for the renovation of the facilities of San Haven for the care of the feeble-minded, and directing the state health department and the state health planning council to exert efforts to obtain federal funds for the construction of the tuberculosis sanatorium, to create and enact subsection 12 of section 25-0101, and to amend and reenact sections 25-0401, 25-0501, and 25-0512 of the North Dakota Revised Code of 1943 and section 25-0102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state schools for the feeble-minded and the North Dakota state tuberculosis sanatorium.

Received from House, 481.  
First reading and referred to Committee on Appropriations, 525.  
Reported back, amended, 770.  
Amendments adopted, 786.  
Second reading and final passage, clinched, 846, 891.  
Placed at foot of calendar, 846.  
Returned to House, amended, 894.  
House concurs, 918.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 534—**

**House Bill No. 534.** A Bill for an Act to amend and reenact section 50-0108 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the compensation of the county welfare board members.

Received from House, 118.  
First reading and referred to Committee on Social Welfare, 131.



Reported back, do pass, 640.  
Second reading and final passage, 706.  
Returned to House, unchanged, 776.  
Returned to Senate, 879.  
Signed by Speaker, 879.  
Signed by President, 935.  
To House, 935.

**House Bill No. 535—**

**House Bill No. 535.** A Bill for an Act relating to the training of psychiatric personnel and providing for certain scholarships.

Received from House, 132.  
First reading and referred to Committee on Education, 144.  
Reported back, do pass, 259.  
Second reading and final passage, 276.  
Returned to House, 288, 372.  
Received from House, 346.  
Signed by Speaker, 346.  
Signed by President, 355.

**House Bill No. 536—**

**House Bill No. 536.** A Bill for an Act to amend and reenact sections 11-1524, 11-1525, 12-4727, 12-4728, 12-4729, 12-4730, 14-0307, 25-0101, chapters 25-02 and 25-03, sections 25-0404, 25-0411, subsection 1 of section 25-0808, subsection 2 of section 25-0811, sections 25-08091, 25-0815, 25-0826, 54-2301, 54-2316, 54-2321, and 54-2322 of the North Dakota Revised Code of 1943, as amended, relating to the admission, transportation, care, treatment, and discharge of patients at the state hospital and elsewhere, the powers and duties of the county mental health board, the administration of the state hospital, and the care, treatment, and rights of epileptic persons; providing penalties; and repealing chapter 50-05 and section 54-2310 of the North Dakota Revised Code of 1943, section 25-02051 of the 1953 Supplement thereto, and chapters 184 and 185 of the North Dakota Session Laws of 1955, relating to the treatment of alcoholics and the mentally ill.

Received from House, 118.  
First reading and referred to Committee on Social Welfare, 131.  
Re-referred to Committee, 553.  
Reported back, amended, 534, 641.  
Amendments adopted, 553, 663.  
Second reading and final passage, 764.  
Returned to House, amended, 775.  
House concurred, 799.  
Returned to Senate, 937.  
Signed by Speaker, 937.  
Signed by President, 949.  
To House, 950.

**House Bill No. 537—**

**House Bill No. 537.** A Bill for an Act relating to creation, organization, reorganization, operation, powers, purposes, reports, fees, 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 relating to deferred repeal of chapters 10-01, 10-02, 10-03, 10-05, 10-14, 10-16 and 10-17 of the North Dakota Revised Code of 1943, as amended.

Received from House, 110.  
 First reading and referred to Committee on Judiciary, 110.  
 Reported back, do pass, 675.  
 Second reading and final passage, clinched, 851, 865.  
 Placed below 627, 851.  
 Returned to House, unchanged, 874.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 538—**

**House Bill No. 538.** A Bill for an Act relating to special corporations which refer to the general corporation law and amendment of sections 6-0534, 7-0103, 10-0801, 10-0809, 15-1701, 26-0801, 26-0805, 26-1525, 49-0808, and 49-0813 of the North Dakota Revised Code of 1943 as amended.

Received from House, 110.  
 First reading and referred to Committee on Judiciary, 111.  
 Reported back, amended, 676.  
 Amendments adopted, 780.  
 Second reading and final passage, clinched, 833.  
 Returned to House, amended, 859.  
 House concurs, 888.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 539—**

**House Bill No. 539.** A Bill for an Act relating to fees payable to the secretary of state's office, and to amend and reenact section 54-0904 of the North Dakota Revised Code of 1943.

Received from House, 110.  
 First reading and referred to Committee on Judiciary, 111.  
 Reported back, do pass, 676.  
 Second reading and final passage, clinched, 851.  
 Returned to House, unchanged, 862.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 950.

**House Bill No. 540—**

**House Bill No. 540.** A Bill for an Act relating to cooperative associations, to amend and reenact chapter 10-15 of the North Dakota Revised Code of 1943 as amended, and to repeal chapter 4-07 of the North Dakota Revised Code of 1943 as amended.

Received from House, 395.  
 First reading and referred to Committee on Judiciary, 423.  
 Reported back, amended, 714.

Majority, do pass, carried.  
Amendments adopted, 781.  
Second reading and final passage, clinched, 833.  
Returned to House, amended, 859.  
House does not concur, 869.  
House concurs, 920.  
Conference Committee, House, 869; Senate, 896, 915.  
Conference Committee report, adopted, 915, 920, 924.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
Sent to Governor, 960.

**House Bill No. 541—**

**House Bill No. 541.** A Bill for an Act relating to special types of cooperatives, amending and reenacting chapters 10-12, 10-13, and 36-08, and subsection 3 of section 49-2101 of the North Dakota Revised Code of 1943, as amended, and providing for deferred application of amendments to existing cooperatives.

Received from House, 395.  
First reading and referred to Committee on Judiciary, 423.  
Reported back, do pass, 676.  
Second reading and final passage, clinched, 852, 866.  
Placed below House Bill No. 537 on calendar, 852.  
Returned to House, unchanged, 874.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 542—**

**House Bill No. 542.** A Bill for an Act making appropriations to the agricultural college to complete the soil reconnaissance survey.

Received from House, 372.  
First reading and referred to Committee on Appropriations, 391.  
Reported back, amended, 676.  
Amendments adopted, 781.  
Second reading and final passage, clinched, 834.  
Returned to House, amended, 859.  
House concurs, 888.  
Returned to Senate, 937.  
Signed by Speaker, 937.  
Signed by President, 949.  
To House, 950.

**House Bill No. 545—**

**House Bill No. 545.** A Bill for an Act to amend and reenact sections 6, 7, 8, and 12 of chapter 253 of the 1955 Session Laws, relating to vehicle accidents, notices, and reports, and penalty therefor.

Received from House, 110.  
First reading and referred to Committee on Transportation, 111.  
Re-referred to Committee on Judiciary, 608.  
Reported back, do pass, 569.

Reported back, amended, 641.  
Amendments adopted, 663.  
Second reading and final passage, 608, 764, 765.  
Returned to House, amended, 775.  
House concurred, 799.  
Returned to Senate, 937.  
Signed by Speaker, 937.  
Signed by President, 949.  
To House, 950.

**House Bill No. 546—**

**House Bill No. 546.** A Bill for an Act to amend and re-enact section 20-0115 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to posting of lands for hunting and providing a penalty.

Received from House, 118.  
First reading and referred to Committee on Natural Resources, 131.  
Reported back, do pass, 600.  
Second reading and final passage, 636.  
Returned to House, unchanged, 662.  
Returned to Senate, 726.  
Signed by Speaker, 726.  
Signed by President, 746.  
To House, 748.

**House Bill No. 547—**

**House Bill No. 547.** A Bill for an Act establishing a commission for the commemoration of the hundredth anniversary of the birth of Theodore Roosevelt; making an appropriation therefor; and declaring an emergency.

Received from House, 219.  
First reading and referred to Committee on State and Federal Government, 243.  
Re-referred to Committee on Appropriations.  
Reported back, do pass, 286, 600.  
Second reading and final passage, 636.  
Emergency clause carried, 636.  
Returned to House, unchanged, 662.  
Returned to Senate, 726.  
Signed by Speaker, 726.  
Signed by President, 746.  
To House, 748.

**House Bill No. 548—**

**House Bill No. 548.** A Bill for an Act authorizing conveyance of certain property now owned by the state of North Dakota to the United States of America for park purposes, and the reversion of same in case of non-user for the purpose granted, and declaring an emergency.

Received from House, 160.  
First reading and referred to Committee on State and Federal Government, 175.  
Reported back, do pass, 286.  
Second reading, 467.  
Final passage, emergency clause carried, 468.  
Returned to House, 510.  
Returned to Senate, 541.

Signed by Speaker, 541.  
Signed by President, 541.  
To House, 543.

**House Bill No. 549—**

**House Bill No. 549.** A Bill for an Act to amend and reenact Subsection 3 of Section 39-0467 of the North Dakota Revised Code of 1943 as amended by Chapter 244 of the North Dakota Session Laws of 1955, relating to the crediting of certificate of title to motor vehicles to counties and to the distribution of registration fees collected from the licensing of such motor vehicles.

Received from House, 99.  
First reading and referred to Committee on Transportation, 99.  
Re-referred to Committee on Judiciary, 664.  
Reported back, amended, 569, 637, 676.  
Amendments adopted, 604, 637, 781.  
Reconsider action, 664.  
Placed at head of calendar, 825.  
Second reading and final passage, clinched, 637, 638, 825.  
Rules suspended, placed for final passage, 637.  
Reconsider action, 664.  
Returned to House, amended, 859.  
House concurs, 888.  
Returned to Senate, 956.  
Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 550—**

**House Bill No. 550.** A Bill for an Act providing for the appointment, powers, and duties of additional soil conservation district supervisors.

Received from House, 99.  
First reading and referred to Committee on Agriculture, 99.  
Reported back, do pass, 211.  
Second reading and final passage, 232.  
Returned to House, 235.  
Returned to Senate, 288.  
Signed by Speaker, 288.  
Signed by President, 328.  
To House, 332.

**House Bill No. 552—**

**House Bill No. 552.** A Bill for an Act to amend and reenact sections 11-1126 and 24-0504 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to advertising for bids.

Received from House, 287.  
First reading and referred to Committee on General Affairs, 299.  
Reported back, do pass, 535.  
Second reading and final passage, 553.  
Returned to House, 566.  
Returned to Senate, 611.  
Signed by Speaker, 611.  
Signed by President, 645.  
To House, 645.

**House Bill No. 554—**

**House Bill No. 554.** 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.

Received from House, 99.

First reading and referred to Committee on Political Subdivisions, 100.

Reported back, do pass, 545.

Second reading and final passage, 580.

Returned to House, unchanged, 603.

Returned to Senate, 638.

Signed by Speaker, 638.

Signed by President, 672.

To House, 673.

**House Bill No. 555—**

**House Bill No. 555.** A Bill for an Act requiring all public warehouses, public livestock buying stations and sales rings to install scales that are capable of printing weights upon a scale ticket, and providing a penalty.

Received from House, 197.

First reading and referred to Committee on Agriculture, 197.

Reported back, to indefinitely postpone, 270.

Motion to reconsider lost, 289.

Returned to House, indefinitely postponed, 291.

**House Bill No. 556—**

**House Bill No. 556.** A Bill for an Act to authorize the recovery of civil damages due to the malicious or willful destruction of property by minors.

Received from House, 118.

First reading and referred to Committee on Judiciary, 181.

Reported back, amended, 677.

Amendments adopted, 781.

Second reading and final passage, clinched, 834, 835.

Returned to House, amended, 859.

House concurs, 888.

Returned to Senate, 937.

Signed by Speaker, 937.

Signed by President, 949.

To House, 950.

**House Bill No. 557—**

**House Bill No. 557.** A Bill for an Act to amend and reenact Section 14-0319 of the North Dakota Revised Code of 1943 and section 14-0310 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to solemnizing marriages.

Received from House, 450.

First reading and referred to Committee on Social Welfare, 451.

Reported back, do pass, 641.

Second reading and final passage, 706, 707.  
 Returned to House, unchanged, 776.  
 Returned to Senate, 879.  
 Signed by Speaker, 879.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 559—**

**House Bill No. 559.** A Bill for an Act creating a state real estate commission; prescribing the powers and duties of the commission; providing for the regulation, supervision, and licensing of real estate brokers and salesmen as defined in this Act; prescribing penalties for violation of provisions of this Act.

Received from House, 372.  
 First reading and referred to Committee on General Affairs, 391.  
 Reported back, do pass, 574.  
 Reported back, amended, 613, 622.  
 Rules suspended, placed for final passage, 613.  
 Second reading and final passage, 608.  
 Lost for lack of constitutional majority, 608.  
 Clinched, 613.  
 Motion to reconsider action by which bill lost, 612.  
 Returned to House, 622.  
 Final passage, 613.  
 House concurred, 638.  
 Returned to Senate, 687.  
 Signed by Speaker, 687.  
 Signed by President, 697.  
 To House, 699.

**House Bill No. 560—**

**House Bill No. 560.** A Bill for an Act to provide for engineering scholarships to be established by the state highway commissioner for students attending the University of North Dakota at Grand Forks and the North Dakota Agricultural College at Fargo and to provide for employment contracts for such students after graduation.

Received from House, 294.  
 First reading and referred to Committee on Education, 300.  
 Reported back, amended, 546, 648.  
 Amendments adopted, 572.  
 House concurs, 668.  
 Second reading and final passage, 613, 614.  
 Returned to House, 648.  
 Returned to Senate, 726.  
 Signed by Speaker, 726.  
 Signed by President, 746.  
 To House, 748.

**House Bill No. 561—**

**House Bill No. 561.** A Bill for an Act to amend and reenact section 50-0722 of the North Dakota Revised Code of 1943 relating to assistance to transients.

Received from House, 219.  
 First reading and referred to Committee on Social Welfare, 243.

Reported back, do pass, 535.  
 Second reading and final passage, 553.  
 Returned to House, 566.  
 Returned to Senate, 611.  
 Signed by Speaker, 611.  
 Signed by President, 645.  
 To House, 645.

**House Bill No. 563—**

**House Bill No. 563.** A Bill for an Act relating to exemption from taxation of personal property in transit through this state, and providing a penalty.

Received from House, 294.  
 First reading and referred to Committee on Finance and Taxation, 300.  
 Reported back, do pass, 619.  
 Second reading and final passage, 649, 650.  
 Returned to House, 690.  
 Returned to Senate, 738.  
 Signed by Speaker, 738.  
 Signed by President, 745.  
 To House, 748.

**House Bill No. 564—**

**House Bill No. 564.** A Bill for an Act to amend and reenact section 20-1301 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to state bounty on foxes.

Received from House, 219.  
 First reading and referred to Committee on Natural Resources, 243.  
 Reported back, to indefinitely postpone, 619.  
 Returned to House, indefinitely postponed, 648.

**House Bill No. 566—**

**House Bill No. 566.** A Bill for an Act to amend and reenact section 28-2606 of the North Dakota Revised Code of 1943 relating to disbursements taxed in judgment.

Received from House, 263.  
 First reading and referred to Committee on Judiciary, 275.  
 Reported back, do pass, 641.  
 Second reading and final passage, 708.  
 Returned to House, unchanged, 776.  
 Returned to Senate, 879.  
 Signed by Speaker, 879.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 567—**

**House Bill No. 567.** A Bill for an Act to amend and reenact section 46-0407 of the North Dakota Revised Code of 1943, relating to marking published laws.

Received from House, 197.  
 First reading and referred to Committee on General Affairs, 197.  
 Reported back, do pass, 569.  
 Second reading and final passage, 614.  
 Returned to House, unchanged, 648.



Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 569—**

**House Bill No. 569.** A Bill for an Act to provide for payment of expenses to certain state officers, making an appropriation and declaring an emergency.

Received from House, 236.

First reading and referred to Committee on Appropriations, 243.

Re-referred to Committee on Appropriations, 658.

Re-referred to Committee on State and Federal Government, 468, 605.

Returned from Committee, 605.

Reported back, amended, 327, 658, 752.

Amendments adopted, 349, 786.

Reconsider amendments, 605.

Second reading, 468, 846:

Final passage, 846.

Emergency clause carried, clinched, 847.

Returned to House, amended, 861.

House does not concur, 869.

Conference Committee, House, 869; Senate, 896.

Conference Committee report, adopted, 917.

House adopts Committee report, 926.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 570—**

**House Bill No. 570.** A Bill for an Act to amend and reenact section 54-0803 of the North Dakota Revised Code of 1943, and sections 4-0121, 26-0103, 49-0105, 54-0704, 54-0905, 54-1010, 54-1113, 54-1211, 57-0104 and 15-2102 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salaries of state officers.

Received from House, 236.

First reading and referred to Committee on State and Federal Government, 243.

Reported back, amended, 677.

Amendments adopted, 781.

Second reading and final passage, clinched, 835.

Returned to House, amended, 859.

House does not concur, 870.

House concurs, 917.

Conference Committee, House, 870; Senate, 896.

Conference Committee report, adopted, 917.

House adopts Committee report, 926.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 571—**

**House Bill No. 571.** A Bill for an Act to amend and reenact sections 43-0407, 43-0412, and 43-0442 of the North

**Dakota Revised Code of 1943, as amended, relating to barbers and the board of barber examiners.**

Received from House, 160.  
 First reading and referred to Committee on Judiciary, 175.  
 Reported back, do pass, 678.  
 Second reading and final passage, clinched, 852.  
 Returned to House, unchanged, 862.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 572—**

**House Bill No. 572.** A Bill for an Act to amend and re-enact Section 1, of Chapter 309 of the 1955 Session Laws, relating to joint exercise of governmental powers.

Received from House, 132.  
 First reading and referred to Committee on Political Subdivisions, 144.  
 Reported back, do pass, 678.  
 Second reading and final passage, clinched, 852.  
 Returned to House, unchanged, 862.  
 Returned to Senate, 938.  
 Signed by Speaker, 938.  
 Signed by President, 948.  
 To House, 949.

**House Bill No. 573—**

**House Bill No. 573.** A Bill for an Act to amend and re-enact section 18-0115 of the North Dakota Revised Code of 1943, relating to abatement of conditions dangerous to persons.

Received from House, 219.  
 First reading and referred to Committee on Social Welfare, 244.  
 Reported back, do pass, 535.  
 Second reading and final passage, 554.  
 Returned to House, 566.  
 Returned to Senate, 612.  
 Signed by Speaker, 612.  
 Signed by President, 645.  
 To House, 645.

**House Bill No. 574—**

**House Bill No. 574.** A Bill for an Act to amend and re-enact section 15-2308 of the North Dakota Revised Code of 1943, relating to change of common school district boundaries.

Received from House, 413.  
 First reading and referred to Committee on Education, 451.  
 Reported back, do pass, 546.  
 Second reading and final passage, 580, 581.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 576—**

**House Bill No. 576.** A Bill for an Act to provide for Korean veterans adjusted compensation, and declaring an emergency.

Received from House, 118.

First reading and referred to Committee on Veterans and Military Affairs, 131.

Reported back, do pass, 211.

Second reading and final passage, 232.

Emergency clause carried, 233.

Returned to House, 235.

Returned to Senate, 288.

Signed by Speaker, 288.

Signed by President, 328.

To House, 332.

**House Bill No. 577—**

**House Bill No. 577.** A Bill for an Act relating to unfair methods of competition and unfair and deceptive acts and practices in the business of insurance.

Received from House, 197.

First reading and referred to Committee on Industry and Business, 197.

Reported back, do pass, 546.

Second reading and final passage, 581.

Returned to House, unchanged, 603.

Returned to Senate, 638.

Signed by Speaker, 638.

Signed by President, 672.

To House, 673.

**House Bill No. 578—**

**House Bill No. 578.** A Bill for an Act to amend and reenact Subsection 7. of Section 24-A0102 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to a definition of "Commissioner" as used in title 24.

Received from House, 110.

First reading and referred to Committee on Transportation, 111.

Reported back, do pass, 546.

Reported back, amended, 779, 794.

House concurs, 799.

Second reading and final passage, clinched, 581, 582, 779.

Reconsider action in passing bill, 693.

Placed on calendar, 693.

Returned to House, 603; unchanged, 690, 794.

Senate requests return, 670.

Returned to Senate, 691.

Placed at head of calendar, 779.

Rules suspended, placed for final reading, 779.

Returned to Senate, 638, 937.

Signed by Speaker, 638, 937.

Signed by President, 948.

To House, 949.

**House Bill No. 579—**

**House Bill No. 579.** 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 eighty 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.

Received from House, 450.

First reading and referred to Committee on Agriculture, 451.

Reported back, do pass, 535.

Second reading and final passage, 555.

Returned to House, 566.

Returned to Senate, 612.

Signed by Speaker, 612.

Signed by President, 645.

To House, 645.

#### House Bill No. 581—

**House Bill No. 581.** A Bill for an Act to amend and reenact section 37-0113 of the North Dakota Revised Code of 1943, relating to right-of-way of the national guard.

Received from House, 110.

First reading and referred to Committee on Veterans and Military Affairs, 111.

Reported back, do pass, 286.

Second reading, 468.

Final passage, 468.

Returned to House, 510.

Returned to Senate, 541.

Signed by Speaker, 541.

Signed by President, 541.

To House, 543.

#### House Bill No. 582—

**House Bill No. 582.** A Bill for an Act to amend and reenact section 53-0508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to minors in certain public places, and providing a penalty.

Received from House, 118.

First reading and referred to Committee on Social Welfare, 131.

Reported back, without recommendation, 641.

Second reading and final passage, 708.

Indefinitely postponed, 708.

Returned to House, indefinitely postponed, 776.

#### House Bill No. 583—

**House Bill No. 583.** A Bill for an Act accepting and declaring to be held in trust for the soil conservation districts of the state for use in carrying out the soil conservation program certain lands conveyed to the State of North Dakota by the United States of America for use in carrying out the soil conservation program of the soil conservation districts of the state; providing for control, custody, possession, supervision, management and operation of such lands by the North Dakota Association of Soil Conservation Dis-

tricts and for the holding by such association of accumulations of surplus funds or personal property in trust for the soil conservation districts of the state for use in carrying out the soil conservation program; and declaring an emergency.

Received from House, 197.  
 First reading and referred to Committee on Agriculture, 198.  
 Reported back, do pass, 270.  
 Second reading, 299, 469.  
 Laid over one legislative day, 299.  
 Final passage, emergency clause carried, 469.  
 Returned to House, 510.  
 Returned to Senate, 541.  
 Signed by Speaker, 541.  
 Signed by President, 541.  
 To House, 543.

**House Bill No. 584—**

**House Bill No. 584.** A Bill for an Act to amend and reenact section 11-2806 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to tax levies, and repealing chapter 11-28 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from House, 481.  
 First reading and referred to Committee on Political Subdivisions, 526.  
 Reported back, amended, 715, 838.  
 Amendments adopted, 782.  
 Second reading and final passage, clinched, 836, 838, 841.  
 Placed at foot of calendar, 836, 839.  
 Placed at head of calendar, 838, 841.  
 Returned to House; amended, 861.  
 Rules suspended, placed for second reading and final passage, 841.  
 House concurs, 888.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 585—**

**House Bill No. 585.** A Bill for an Act to amend and reenact section 55-0204 of the North Dakota Revised Code of 1943 relating to use of state parks, monuments or recreation reserve facilities.

Received from House, 372.  
 First reading and referred to Committee on State and Federal Government, 391.  
 Reported back, do pass, 546.  
 Second reading and final passage, 582.  
 Returned to House, unchanged, 608.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 672.  
 To House, 673.

**House Bill No. 586—**

**House Bill No. 586.** A Bill for an Act to authorize the sale of the property known as the Irrigation Demonstration and

**Experiment Farm in McKenzie County, near Williston, North Dakota, and declaring an emergency.**

Received from House, 145.  
 First reading and referred to Committee on State and Federal Government, 157.  
 Reported back, do pass, 535.  
 Second reading and final passage, 555.  
 Emergency clause carried, 555.  
 Returned to House, 566.  
 Returned to Senate, 612.  
 Signed by Speaker, 612.  
 Signed by President, 645.  
 To House, 645.

**House Bill No. 587—**

**House Bill No. 587.** A Bill for an Act to amend and reenact sections 40-3104 and 40-3106 of the North Dakota Revised Code of 1943, relating to construction and repair of curbing and gutters in cities.

Received from House, 145.  
 First reading and referred to Committee on Political Subdivisions, 157.  
 Reported back, do pass, 541.  
 Second reading, 559, 564.  
 Placed at foot of calendar, 559.  
 Returned to House, 566, 646.  
 Returned to Senate, 612.  
 Signed by Speaker, 612.  
 Signed by President, 645.  
 To House, 646.

**House Bill No. 588—**

**House Bill No. 588.** A Bill for an Act to amend and reenact sections 16-1016 and 40-2105 of the North Dakota Revised Code of 1943, as amended, relating to compensation of election officers.

Received from House, 197.  
 First reading and referred to Committee on Judiciary, 198.  
 Reported back, do pass, 678.  
 Second reading and final passage, clinched, 853, 854.  
 Returned to House, unchanged, 862.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 948.  
 To House, 949.

**House Bill No. 589—**

**House Bill No. 589.** A Bill for an Act to amend and reenact sections 16-0102 and 16-0602 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by Chapter 157, 1955 Session Laws, and 40-0703 and 40-2102 of the North Dakota Revised Code of 1943, and section 40-2103 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to state and local elections and providing for optional early opening of polls.

Received from House, 395.  
 First reading and referred to Committee on Judiciary, 424.

Reported back, do pass, 641.  
 Second reading and final passage, 709.  
 Returned to House, unchanged, 776.  
 Returned to Senate, 879.  
 Signed by Speaker, 879.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 590—**

**House Bill No. 590.** A Bill for an Act to amend and reenact section 23-0906 of the North Dakota Revised Code of 1943, relating to chemical fire extinguishers and stand-pipes.

Received from House, 332.  
 First reading and referred to Committee on Social Welfare, 334.  
 Reported back, do pass, 642.  
 Second reading and final passage, 709.  
 Returned to House, unchanged, 776.  
 Returned to Senate, 879.  
 Signed by Speaker, 879.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 591—**

**House Bill No. 591.** A Bill for an Act to amend and reenact subsection 7 of section 20-0101, subsection 1 of section 20-0301, and section 20-0702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to protected fur-bearing animals.

Received from House, 481.  
 First reading and referred to Committee on Natural Resources, 526.  
 Reported back, do pass, 569.  
 Second reading and final passage, 614, 615.  
 Returned to House, unchanged, 648.  
 Returned to Senate, 687.  
 Signed by Speaker, 687.  
 Signed by President, 697.  
 To House, 699.

**House Bill No. 592—**

**House Bill No. 592.** 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.

Received from House, 236.  
 First reading and referred to Committee on Appropriations, 244.  
 Reported back, do pass, 546.  
 Second reading and final passage, 582, 583.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 594—**

**House Bill No. 594.** A Bill for an Act relating to group life insurance definition and group life insurance standard provisions.

Received from House, 207.

First reading and referred to Committee on Industry and Business, 216.

Reported back, to indefinitely postpone, 659.

Returned to House, indefinitely postponed, 690.

**House Bill No. 595—**

**House Bill No. 595.** A Bill for an Act authorizing the county judge to waive the bond required in chapter 30-11 of of the North Dakota Revised Code of 1943 relating to executors and administrators.

Received from House, 263.

First reading and referred to Committee on Judiciary, 275.

Reported back, do pass, 569.

Second reading and final passage, 615.

Returned to House, unchanged, 648.

Returned to Senate, 687.

Signed by Speaker, 687.

Signed by President, 697.

To House, 699.

**House Bill No. 596—**

**House Bill No. 596.** 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.

Received from House, 481.

First reading and referred to Committee on Education, 526.

Reported back, without recommendation, 600.

Second reading and final passage, 638, 650.

Laid over to Monday, 638.

Returned to House, 690.

Returned to Senate, 738.

Signed by Speaker, 738.

Signed by President, 745.

To House, 748.

**House Bill No. 599—**

**House Bill No. 599.** A Bill for an Act relating to research studies conducted by the State Department of Health and other agencies, providing for the confidential character of such studies, and providing a penalty.

Received from House, 219.

First reading and referred to Committee on Social Welfare, 244.

Reported back, do pass, 642.

Second reading and final passage, 710.

Returned to House, unchanged, 776.

Returned to Senate, 879.

Signed by Speaker, 879.

Signed by President, 935.

To House, 935.



**House Bill No. 600—**

**House Bill No. 600.** A Bill for an Act relating to the registration of users of radioactive materials or radiation machines with the State Department of Health for the purpose of protecting health, providing for the issuance of certificates of registration, and providing a penalty.

Received from House, 219.

First reading and referred to Committee on Social Welfare, 244.

Reported back, do pass, 642.

Second reading and final passage, 710, 711.

Returned to House, unchanged, 776.

Returned to Senate, 879.

Signed by Speaker, 879.

Signed by President, 935.

To House, 935.

**House Bill No. 601—**

**House Bill No. 601.** A Bill for an Act to amend and reenact sections 16-0402 and 16-0404 of the 1953 Supplement to the North Dakota Revised Code of 1943 and section 16-0408 of the North Dakota Revised Code of 1943 and section 16-1703 of the North Dakota Revised Code of 1943 as amended.

Received from House, 450.

First reading and referred to Committee on Judiciary, 451.

Reported back, amended, 716, 717.

Amendments adopted, 782.

Second reading and final passage, clinched, 836.

Returned to House, amended, 859.

House concurs, 888.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 958.

To House, 960.

**House Bill No. 604—**

**House Bill No. 604.** A Bill for an Act to amend and reenact section 16-1803 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to absentee voters' ballots.

Received from House, 395.

First reading and referred to Committee on Judiciary, 424.

Reported back, do pass, 642.

Second reading and final passage, 604.

Returned to House, unchanged, 776.

Returned to Senate, 879.

Signed by Speaker, 879.

Signed by President, 935.

To House, 935.

**House Bill No. 605—**

**House Bill No. 605.** A Bill for an Act to amend and reenact sections 16-1801, 16-1802, and 16-1813 of the North Dakota Revised Code of 1943, as amended, relating to absent voter ballots of persons in the military service.

Received from House, 395.

First reading and referred to Committee on Judiciary, 424.

Reported back, do pass, 642.

Second reading and final passage, 733, 734.  
Returned to House, 775.  
Returned to Senate, 879.  
Signed by Speaker, 879.  
Signed by President, 935.  
To House, 935.

**House Bill No. 607—**

**House Bill No. 607.** A Bill for an Act to require a "yes" vote in all instances to sustain or approve any measure initiated by or referred to the electors.

Received from House, 516.  
First reading and referred to Committee on Judiciary, 529.  
Reported back, to indefinitely postpone, 718.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 610—**

**House Bill No. 610.** A Bill for an Act to amend and reenact section 63-0301 of the North Dakota Revised Code of 1943 relating to weeds and grasses on highways, streets, and alleys, and to repeal sections 63-0305 and 63-0306 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended.

Received from House, 395.  
First reading and referred to Committee on Transportation, 424.  
Reported back, to indefinitely postpone, 600.  
Returned to House, indefinitely postponed, 621.

**House Bill No. 611—**

**House Bill No. 611.** A Bill for an Act to amend and reenact section 40-0705 of the North Dakota Revised Code of 1943, relating to the election of village trustees and providing for changes in number and boundaries of trustee districts, for election at large, and for three year terms.

Received from House, 395.  
First reading and referred to Committee on Political Subdivisions, 424.  
Reported back, do pass, 541.  
Second reading and final passage, 560.  
Returned to House, 566.  
Returned to Senate, 612.  
Signed by Speaker, 612.  
Signed by President, 645.  
To House, 646.

**House Bill No. 612—**

**House Bill No. 612.** A Bill for an Act relating to unemployment compensation funds, and amending and reenacting sections 52-0209, 52-0301 and 52-0304 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from House, 207.  
First reading and referred to Committee on Labor Relations, 216.  
Reported back, do pass, 678.  
Second reading and final passage, clinched, 863.  
Returned to House, unchanged, 874.  
Returned to Senate, 956.

Signed by Speaker, 956.  
Signed by President, 958.  
To House, 960.

**House Bill No. 613—**

**House Bill No. 613.** A Bill for an Act to amend and reenact section 31-0111 of the North Dakota Revised Code of 1943, relating to interpreters for deaf witnesses and declaring an emergency.

Received from House, 481.  
First reading and referred to Committee on Judiciary, 526.  
Reported back, do pass, 642.  
Second reading and final passage, 734.  
Emergency clause carried, 734.  
Returned to House, 775.  
Returned to Senate, 879.  
Signed by Speaker, 879.  
Signed by President, 935.  
To House, 935.

**House Bill No. 614—**

**House Bill No. 614.** A Bill for an Act to amend and reenact subsection 4 of section 21-0301 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, relating to the definition of assessed valuation as it relates to municipal bond issues.

Received from House, 395.  
First reading and referred to Committee on Finance and Taxation, 424.  
Reported back, do pass, 642; amended, 753.  
Second reading and final passage, 753.  
Rules suspended, placed for final passage, 753.  
Returned to House, amended, 775.  
House concurred, 799.  
Returned to Senate, 937.  
Signed by Speaker, 937.  
Signed by President, 948.  
To House, 949.

**House Bill No. 615—**

**House Bill No. 615.** 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, as amended by chapter 325 of the North Dakota Session Laws of 1955, relating to deductions allowed in computing net income for income tax purposes, to encourage and promote the mining of natural deposits of brick, tile, clay deposits and clay mined for processing into commercially marketable products and to encourage its processing in North Dakota.

Received from House, 372.  
First reading and referred to Committee on Finance and Taxation, 392.  
Re-referred to Committee, 616.  
Reported back, do pass, 569.  
Reported back, to indefinitely postpone, 678.  
Second reading and final passage, 616.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 616—**

**House Bill No. 616** A Bill for an Act relating to school districts acquiring sites, constructing buildings, and operating or discontinuing schools, where there is impact of federal activity, amending and reenacting subsection 3 of section 15-2506, subsection 2 of section 15-2908, subsection 1 of section 15-3207 and subsection 1 of section 15-5117 of the North Dakota Revised Code of 1943 as amended, relating to school board powers in such cases, and declaring an emergency.

Received from House, 332.  
 First reading and referred to Committee on Education, 334.  
 Reported back, do pass, 546.  
 Second reading and final passage, 583.  
 Emergency clause carried, 583.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 617—**

**House Bill No. 617.** A Bill for an Act authorizing the board of administration to convey certain property now owned by the state and under the control of the Grafton State School.

Received from House, 516.  
 First reading and referred to Committee on State and Federal Government, 529.  
 Reported back, do pass, 547.  
 Second reading and final passage, 583, 584.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 619—**

**House Bill No. 619.** A Bill for an Act to amend and reenact Section 15-4014 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 141 of the Session Laws of 1955, and section 15-4016 of the North Dakota Revised Code of 1943 as amended by Chapter 140 of the North Dakota Session Laws of 1955, relating to high school tuition payments from state equalization fund.

Received from House, 219.  
 First reading and referred to Committee on Education, 244.  
 Reported back, amended, 718.  
 Amendments adopted, 782.  
 Second reading and final passage, clinched, 836.  
 Returned to House, amended, 859.  
 House concurs, 888.  
 Returned to Senate, 956.  
 Signed by Speaker, 956.  
 Signed by President, 958.  
 To House, 960.

**House Bill No. 621—**

**House Bill No. 621.** A Bill for an Act to amend and reenact subsection 1 of Section 15-4007 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the financial effort required for emergency assistance from the state equalization fund.

Received from House, 219.

First reading and referred to Committee on Education, 244.

Reported back, do pass, 569.

Second reading and final passage, 616.

Returned to House, unchanged, 648.

Returned to Senate, 687.

Signed by Speaker, 687.

Signed by President, 697.

To House, 699.

**House Bill No. 622—**

**House Bill No. 622.** A Bill for an Act to provide for the registration and protection of trade-marks and repeal chapter 47-22 of the North Dakota Revised Code of 1943.

Received from House, 287.

First reading and referred to Committee on Industry and Business, 300.

Reported back, do pass, 541.

Second reading and final passage, 560.

Returned to House, 566.

Returned to Senate, 612.

Signed by Speaker, 612.

Signed by President, 645.

To House, 646.

**House Bill No. 623—**

**House Bill No. 623.** A Bill for an Act relating to rural fire protection; to declare the necessity of creating rural fire protection districts; to prescribe the conditions under which such districts may be formed, organized and established; to provide for their organization, establishment, equipment and maintenance; to provide a procedure for the organization and formation of such districts and the determination of the boundaries thereof by county boards after a hearing by said boards; to provide for a public organization meeting; to provide for the election of officers and directors of such districts; to provide for regular annual and special public meetings of such districts; to define the powers of such districts and the boards of directors thereof; to provide a procedure for the levying of taxes to maintain and support such districts; to fix the maximum limits of indebtedness of such districts; to authorize incorporated cities and villages to contract with such districts for mutual fire protection or cooperation; to provide a procedure for the annexation to, or withdrawal from, such districts as prescribed; to authorize such districts to borrow money and issue evidences of indebtedness therefor; to authorize such districts to determine the rate of interest on warrants not paid for want of funds within a specified limit; to fix the maximum tax levy for the support of such districts at five mills; to provide a procedure for all such districts organized prior to the effective date of this act to become established and operate under the provisions of

this act; to repeal sections 18-0601 through 18-0609, inclusive, North Dakota Revised Code of 1943, and declaring an emergency.

Received from House, 347.

First reading and referred to Committee on Political Subdivisions, 354.

Reported back, do pass, 659.

Placed on calendar after House Bill No. 833.

Second reading and final passage, clinched, 826.

Emergency clause carried, 826.

Returned to House, unchanged, 859.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 959.

To House, 960.

#### House Bill No. 624—

**House Bill No. 624.** A Bill for an Act to amend and reenact section 58-0801 of the North Dakota Revised Code of 1943 and sections 58-0602 and 58-0701 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to compensation and mileage of township supervisors, clerks and treasurers.

Received from House, 219.

First reading and referred to Committee on Political Subdivisions, 244.

Reported back, do pass, 678.

Second reading and final passage, clinched, 864.

Returned to House, unchanged, 875.

Returned to Senate, 937.

Signed by Speaker, 937.

Signed by President, 948.

To House, 949.

#### House Bill No. 626—

**House Bill No. 626.** A Bill for an Act to amend and reenact section 40-4508 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to membership fees and assessments under police pension plans.

Received from House, 236.

First reading and referred to Committee on Political Subdivisions, 244.

Reported back, do pass, 547.

Second reading and final passage, 584.

Returned to House, unchanged, 603.

Returned to Senate, 638.

Signed by Speaker, 638.

Signed by President, 673.

To House, 673.

#### House Bill No. 627—

**House Bill No. 627.** A Bill for an Act to amend and reenact section 36-0510 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to inspection of livestock and making an appropriation.

Received from House, 395.

First reading and referred to Committee on Agriculture, 424.

Re-referred to Committee on Appropriations, 648.  
Reported back, do pass, 600, 678.  
Second reading and final passage, clinched, 864.  
Returned to House, unchanged, 875.  
Returned to Senate, 937.  
Signed by Speaker, 937.  
Signed by President, 949.  
To House, 949.

**House Bill No. 629—**

**House Bill No. 629.** A Bill for an Act to amend and reenact section 61-0305 of the North Dakota Revised Code of 1943 relating to fees of the state engineer.

Received from House, 251.  
First reading and referred to Committee on Natural Resources, 252.  
Reported back, do pass, 620.  
Second reading and final passage, 651.  
Returned to House, unchanged, 690.  
Returned to Senate, 738.  
Signed by Speaker, 738.  
Signed by President, 745.  
To House, 748.

**House Bill No. 631—**

**House Bill No. 631.** A Bill for an Act to amend and reenact Sections 27-1701 and 27-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing for the retirement of justices of the supreme court and judges of the district court; providing for an assessment on salaries of such judges; providing for the withdrawal of a portion of the amount so assessed on retirement from office without becoming eligible for retirement salary; and repealing Section 27-1704 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to retirement allowances for judges, and declaring an emergency.

Received from House, 294.  
First reading and referred to Committee on Judiciary, 300.  
Reported back, do pass, 569.  
Second reading and final passage, 616.  
Emergency clause carried, 616.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 632—**

**House Bill No. 632.** A Bill for an Act to amend and reenact section 4-1703 of the North Dakota Revised Code of 1943 relating to the duties of the dairy commissioner.

Received from House, 251.  
First reading and referred to Committee on Agriculture, 253.  
Reported back, do pass, 547.  
Second reading and final passage, 584, 585.  
Returned to House, unchanged, 603.  
Returned to Senate, 638.

Signed by Speaker, 638.  
Signed by President, 673.  
To House, 673.

**House Bill No. 633—**

**House Bill No. 633.** A Bill for an Act relating to gifts of securities and money to minors.

Received from House, 395.  
First reading and referred to Committee on Judiciary, 424.  
Reported back, do pass, 642.  
Second reading and final passage, 753, 754.  
Returned to House, 775.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 935.

**House Bill No. 634—**

**House Bill No. 634.** A Bill for an Act to amend and reenact section 39-04121 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to special license plates for amateur radio station license holders.

Received from House, 263.  
First reading and referred to Committee on General Affairs, 275.  
Reported back, do pass, 629.  
Second reading and final passage, 651.  
Returned to House, unchanged, 690.  
Returned to Senate, 738.  
Signed by Speaker, 738.  
Signed by President, 745.  
To House, 748.

**House Bill No. 636—**

**House Bill No. 636.** A Bill for an Act relating to the settlement of labor disputes, defining words, terms and phrases, setting up a division of conciliation, forbidding political activities, providing for payment of expenses, authorizing adoption of rules and regulations, providing for collective bargaining, and notice of intention to strike or lockout, defining when conciliator may take jurisdiction, procedure when labor dispute affects public interest, powers of commission appointed by governor, providing for arbitration rights to join labor organizations and bargain collectively, and employers associations, defining unfair labor practices by employees and employers, protecting collective bargaining agreements, providing for injunctions and temporary restraining orders, providing violators not entitled to benefits of Act, defining who are representatives for collective bargaining, authorizing investigations by conciliator and giving him testimonial powers, defining what constitutes contempt, and citations of the Act, repealing sections 34-1002, 34-1003, 34-1004, 34-1005 and 34-1006 of the 1953 Supplement to the North Dakota Revised Code of 1943, providing a savings clause, and providing for an appropriation.

Received from House, 533.  
First reading and referred to Committee on Labor Relations, 538.



Reported back, do pass, 678, 679.  
 Second reading and final passage, clinched, 866.  
 Indefinitely postponed, 866.  
 Returned to House, indefinitely postponed, 871.

**House Bill No. 638—**

**House Bill No. 638.** A Bill for an Act to amend and reenact section 57-1510 of the North Dakota Revised Code of 1943, and sections 40-3801, 40-3802, 57-1506 and 57-1508 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended, empowering the governing body of any municipality or county to establish and maintain public library service, establish a library fund and levy taxes therefor, and limiting levy for such purposes, providing an exception to limitations on municipal and county tax levies, empowering the state library commission to enter into contracts with municipalities, political subdivisions and agencies of the State of North Dakota and other states, making an appropriation and declaring an emergency.

Received from House, 516.

First reading and referred to Committee on Political Subdivisions, 529.

Re-referred to Committee on Appropriations, 659.

Reported back, do pass, 659, 752.

Second reading and final passage, clinched, 887.

Emergency clause carried, 887.

Returned to House, unchanged, 905.

Returned to Senate, 956.

Signed by Speaker, 956.

Signed by President, 959.

To House, 960.

**House Bill No. 639—**

**House Bill No. 639.** A Bill for an Act to amend and reenact section 15-3801 of the North Dakota Revised Code of 1943, relating to the bond of the superintendent of schools.

Received from House, 236.

First reading and referred to Committee on Education, 245.

Reported back, do pass, 547.

Second reading and final passage, 585.

Returned to House, unchanged, 603.

Returned to Senate, 638.

Signed by Speaker, 638.

Signed by President, 673.

To House, 673.

**House Bill No. 640—**

**House Bill No. 640.** 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 House, 516.

First reading and referred to Committee on General Affairs, 529.

Reported back, do pass, 642.

Second reading and final passage, clinched, 754.  
 Returned to House, 775.  
 Returned to Senate, 880.  
 Signed by Speaker, 880.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 643—**

**House Bill No. 643.** A Bill for an Act to authorize the Governor, by order of general application, to permit excess limitations on sizes and weights for certain vehicles in emergencies.

Received from House, 251.  
 First reading and referred to Committee on Transportation, 253.  
 Reported back, do pass, 547; amended, 779, 794.  
 House concurs, 799.  
 Second reading and final passage, clinched, 585, 586, 779, 780.  
 Reconsider action on passage, 693.  
 Placed on calendar, 693.  
 Returned to House, unchanged, 603, 690, 794.  
 Senate requests return, 670.  
 Returned to Senate, 691.  
 Placed at head of calendar, 779.  
 Rules suspended, placed for final reading, 780.  
 Returned to Senate, 638, 937.  
 Signed by Speaker, 638, 937.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 645—**

**House Bill No. 645.** A Bill for an Act to amend and reenact sections 26-2207, 26-2211, 26-2212, 26-2213, 26-2214, 26-2215, 26-2216, 26-2217, 26-2220, 26-2222, 26-2223, 26-2225, 26-2226, 26-2229, 26-2230, 26-2233, 26-2238, 26-2245, 26-2246, 26-2252 and 26-2254, and to repeal sections 26-2208, 26-2224-1, 26-2224-2, 26-2224-3, 26-2224-4 and 26-2227 of the North Dakota Revised Code of 1943 as amended, relating to the state hail insurance department, and declaring an emergency, and for transfer of funds.

Received from House, 413.  
 First reading and referred to Committee on State and Federal Government, 452.  
 Returned to Senate, 539.  
 Re-referred to Committee on Industry and Business, 539.  
 Reported back, amended, 679.  
 Amendments adopted, 782.  
 Second reading and final passage, clinched, 837.  
 Returned to House, amended, 859.  
 House concurs, 888.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 646—**

**House Bill No. 646.** A Bill for an Act to amend and reenact section 43-1514 of the North Dakota Revised Code of 1943,

relating to manufacturing, compounding, selling or dispensing of drugs, poisons, medicines and chemicals.

Received from House, 287.

First reading and referred to Committee on Social Welfare, 300.

Reported back, amended, 659.

Amendments adopted, 689.

Second reading and final passage, clinched, 867.

Returned to House, amended, 894.

House concurs, 918.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

**House Bill No. 647—**

**House Bill No. 647.** A Bill for an Act to amend and reenact section 43-1520 of the North Dakota Revised Code of 1943, relating to fees for examination.

Received from House, 287.

First reading and referred to Committee on General Affairs, 300.

Reported back, do pass, 535.

Second reading and final passage, 556.

Returned to House, 567.

Returned to Senate, 612.

Signed by Speaker, 612.

Signed by President, 645.

To House, 646.

**House Bill No. 648—**

**House Bill No. 648.** A Bill for an Act to amend and reenact sections 40-0807 and 40-0906 of the North Dakota Revised Code of 1943, relating to compensation of members of municipal governing bodies.

Received from House, 372.

First reading and referred to Committee on Political Subdivisions, 892.

Reported back, amended, 659, 689.

Amendments adopted, 689.

Second reading and final passage, clinched, 868.

Returned to House, amended, 894.

House does not concur, 914.

Conference Committee, House, 914; Senate, 916.

Conference Committee report, adopted, 919.

House adopts Committee report, 929.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

**House Bill No. 649—**

**House Bill No. 649.** A Bill for an Act to amend and reenact subsection 12 of section 40-0501 of the North Dakota Revised Code of 1943 relating to the powers of municipalities regarding gas and water mains, sewers, and electric light and gas plants.

Received from House, 516.

First reading and referred to Committee on Political Subdivisions, 530.

Returned to Senate, 539.  
 Re-referred to Committee on Industry and Business, 539.  
 Reported back, to indefinitely postpone, 719.  
 Returned to House, indefinitely postponed, 776.

**House Bill No. 650—**

**House Bill No. 650.** A Bill for an Act to amend and reenact section 40-0408 of the North Dakota Revised Code of 1943 relating to a change from commission system of government upon petition and to amend and reenact section 40-0803 of the North Dakota Revised Code of 1943 relating to the number of aldermen required in the governing body of council cities.

Received from House, 219.  
 First reading and referred to Committee on Political Subdivisions, 245.  
 Reported back, do pass, 660.  
 Second reading and final passage, 765, 766.  
 Returned to House, 775.  
 Returned to Senate, 880.  
 Signed by Speaker, 880.  
 Signed by President, 935.  
 To House, 935.

**House Bill No. 651—**

**House Bill No. 651.** A Bill for an Act to amend and reenact section 26-1518 of the North Dakota Revised Code of 1943, relating to permanent expense and loss funds of mutual insurance companies.

Received from House, 395.  
 First reading and referred to Committee on Industry and Business, 424.  
 Reported back, do pass, 541; amended, 561, 567.  
 Rules suspended, deemed re-engrossed, placed for final passage, 561.  
 Second reading and final passage, 561.  
 Returned to House, 567.  
 House concurred, 599.  
 Returned to Senate, 638.  
 Signed by Speaker, 638.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 652—**

**House Bill No. 652.** A Bill for an Act making appropriations for the purpose of constructing Federal Aid Secondary Route 558 from Mandan to the Lincoln State Park and Federal Aid Secondary Route 744 from Bottineau to Lake Metigoshe State Park.

Received from House, 450.  
 First reading and referred to Committee on Appropriations, 452.  
 Reported back, do pass, 680.  
 Second reading and final passage, clinched, 871.  
 Returned to House, unchanged, 875.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 653—**

**House Bill No. 653.** A Bill for an Act to amend and reenact section 16-1314 of the North Dakota Revised Code of 1943 relating to the qualifications of members of canvassing board and to provide for replacement of disqualified members.

Received from House, 395.  
First reading and referred to Committee on Judiciary, 452.  
Reported back, do pass, 570.  
Second reading and final passage, 617.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 654—**

**House Bill No. 654.** A Bill for an Act to amend and reenact sections 27-0801 and 27-0803 of the North Dakota Revised Code of 1943, relating to establishing or abolishing county courts of increased jurisdiction.

Received from House, 481.  
First reading and referred to Committee on Judiciary, 526.  
Reported back, do pass, 570.  
Second reading and final passage, 618.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 655—**

**House Bill No. 655.** A Bill for an Act to amend and reenact section 24-0516 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the designation of a county road system.

Received from House, 251.  
First reading and referred to Committee on Transportation, 253.  
Reported back, do pass, 600.  
Second reading and final passage, 652.  
Returned to House, unchanged, 690.  
Returned to Senate, 738.  
Signed by Speaker, 738.  
Signed by President, 745.  
To House, 748.

**House Bill No. 656—**

**House Bill No. 656.** A Bill for an Act to amend and reenact section 24-0105 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended relating to the designation of a secondary highway system.

Received from House, 251.  
First reading and referred to Committee on Transportation, 253.  
Reported back, do pass, 601; amended, 652, 690.  
House concurred, 694.  
Amendments adopted, 690.  
Second reading and final passage, 652, 653.

Rules suspended, placed for final passage as amended, 652.  
 Returned to House, 690.  
 Returned to Senate, 738.  
 Signed by Speaker, 738.  
 Signed by President, 745.  
 To House, 748.

**House Bill No. 659—**

**House Bill No. 659.** A Bill for an Act to amend and reenact section 9 of chapter 347 of the North Dakota Session Laws of 1955 relating to levy for administrative expense of county drainage boards.

Received from House, 263.  
 First reading and referred to Committee on Agriculture, 275.  
 Reported back, do pass, 535.  
 Second reading and final passage, 556.  
 Returned to House, 567.  
 Returned to Senate, 612.  
 Signed by Speaker, 612.  
 Signed by President, 645.  
 To House, 646.

**House Bill No. 661—**

**House Bill No. 661.** A Bill for an Act to amend and reenact section 39-0513 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the trailer identification plate fee.

Received from House, 294.  
 First reading and referred to Committee on Transportation, 300.  
 Reported back, amended, 601.  
 Amendments adopted, 621.  
 Second reading and final passage, 696.  
 Returned to House, amended, 776.  
 House concurred, 799.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 662—**

**House Bill No. 662.** A Bill for an Act to amend and reenact section 38 of chapter 347 of the North Dakota Session Laws of 1955 relating to lateral drains, and providing a penalty.

Received from House, 395.  
 First reading and referred to Committee on Agriculture, 452.  
 Re-referred to Committee, 586.  
 Reported back, do pass, 547; amended, 586, 601, 699.  
 Amendments adopted, 621.  
 Second reading, 586, 699.  
 Final passage, 700.  
 Reconsidered, 586.  
 Rules suspended, placed for final passage, 699.  
 Returned to House, amended, 776.  
 House concurred, 799.  
 Returned to Senate, 937.

Signed by Speaker, 937.  
Signed by President, 949.  
To House, 949.

**House Bill No. 663—**

**House Bill No. 663.** A Bill for an Act to amend and reenact section 49-1829 of the North Dakota Revised Code of 1943 relating to certificates and permits of motor carriers.

Received from House, 395.  
First reading and referred to Committee on Transportation, 452.  
Reported back, do pass, 602.  
Second reading and final passage, 700.  
Returned to House, unchanged, 776.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 935.

**House Bill No. 665—**

**House Bill No. 665.** A Bill for an Act to amend and reenact sections 3 to 10 and 12 to 18 inclusive of chapter 335 of the North Dakota Session Laws of 1955, relating to special fuels tax.

Received from House, 481.  
First reading and referred to Committee on Finance and Taxation, 526.  
Reported back, without recommendation, 680.  
Placed below House Bill No. 814.  
Placed at head of calendar, 875.  
Second reading, lost, clinched, 875.  
Returned to House, lost, 920.

**House Bill No. 666—**

**House Bill No. 666.** A Bill for an Act to amend and reenact section 1 chapter 235 of the 1955 Session Laws of the state of North Dakota relating to descriptions and definitions of minerals in leases and other conveyances.

Received from House, 481.  
First reading and referred to Committee on Natural Resources, 526.  
Reported back, do pass, 680.  
Second reading and final passage, clinched, 871.  
Returned to House, unchanged, 875.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
Sent to Governor, 960.

**House Bill No. 670—**

**House Bill No. 670.** A Bill for an Act to permit taxation under Chapter 57-38 of the North Dakota Revised Code of 1943, as amended, of certain back pay income in the year received or accrued at an amount not greater than that at which it would have been taxed had it been includible and included in the gross income of the taxpayer in the year to which attributable; and to authorize refunds with respect thereto.

Received from House, 294.  
 First reading and referred to Committee on Finance and Taxation, 300.  
 Reported back, amended, 620, 760.  
 Amendments adopted, 644.  
 Second reading and final passage, 760, 761.  
 Rules suspended, placed for final passage, 760.  
 Returned to House, amended, 775.  
 House concurred, 799.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 671—**

**House Bill No. 671.** A Bill for an Act to amend and reenact for purposes of clarification subsection 3 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to deduction of taxes from gross income.

Received from House, 294.  
 First reading and referred to Committee on Finance and Taxation, 301.  
 Reported back, do pass, 620; amended, 707.  
 Rules suspended, placed for final passage, 707, 898.  
 Second reading and final passage, clinched, 700, 707, 708, 898.  
 Placed at foot of calendar, 700.  
 Placed at head of calendar, 707.  
 Returned to House, amended, 776.  
 House does not concur, 799.  
 Conference Committee, House, 799; Senate, 807.  
 Conference Committee report, Senate adopted, 897.  
 House adopts Committee report, 948.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 672—**

**House Bill No. 672.** A Bill for an Act to amend and reenact subsection 3 of section 57-3826 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the definition of "dependent."

Received from House, 332.  
 First reading and referred to Committee on Finance and Taxation, 334.  
 Reported back, do pass, 620.  
 Second reading and final passage, 701.  
 Indefinitely postponed, 701.  
 Returned to House, indefinitely postponed, 776.

**House Bill No. 673—**

**House Bill No. 673.** A Bill for an Act to amend and reenact section 57-3834 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the time and place of filing returns and to the payment of interest when an extension of time for filing a return is granted.



Received from House, 294.  
First reading and referred to Committee on Finance and Taxation, 301.  
Reported back, do pass, 620.  
Second reading and final passage, 701.  
Returned to House, unchanged, 776.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 935.

**House Bill No. 675—**

**House Bill No. 675.** A Bill for an Act prohibiting the unauthorized operation of a motor vehicle, tractor, or other vehicle, upon a dike or flood protective works, and prescribing penalties for violation of this act.

Received from House, 414.  
First reading and referred to Committee on Transportation, 452.  
Reported back, do pass, 570.  
Second reading and final passage, 624, 761, 762.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 676—**

**House Bill No. 676.** A Bill for an Act to amend and reenact section 32-1532 of the North Dakota Revised Code of 1943 relating to costs on trial.

Received from House, 395.  
First reading and referred to Committee on Judiciary, 452.  
Reported back, amended, 643.  
Amendments adopted, 663.  
Placed on calendar after House Bills 762 and 753.  
Second reading and final passage, clinched, 826.  
Returned to House, amended, 859.  
House concurs, 888.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 960.

**House Bill No. 677—**

**House Bill No. 677.** A Bill for an Act to amend and reenact section 57-1544 of the 1953 Supplement to the North Dakota Revised Code of 1943, authorizing cities to levy taxes for urban renewal purposes and for the purpose of acquiring real estate to be used as a site for public buildings, construction of public buildings and furnishing of same.

Received from House, 516.  
First reading and referred to Committee on Finance and Taxation, 530.  
Reported back, do pass, 570.  
Second reading and final passage, 624, 625.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.

Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 678—**

**House Bill No. 678.** A Bill for an Act making an appropriation to the Superintendent of Public Instruction out of the State Equalization Fund to meet deficiencies in the Emergency, High School Tuition, Elementary Aid and High School Aid for the biennium ending June 30, 1957 and declaring an emergency.

Received from House, 451.  
First reading and referred to Committee on Appropriations, 452.  
Reported back, do pass, 547.  
Second reading and final passage, 587.  
Emergency clause carried, 587.  
Returned to House, unchanged, 603.  
Returned to Senate, 638.  
Signed by Speaker, 638.  
Signed by President, 673.  
To House, 673.

**House Bill No. 679—**

**House Bill No. 679.** A Bill for an Act to amend and reenact sections 39-1605 and 39-1606 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to suspension of licenses.

Received from House, 414.  
First reading and referred to Committee on Industry and Business, 453.  
Returned to Senate, 539.  
Re-referred to Committee on Industry and Business, 539.  
Reported back, do pass, 643.  
Second reading and final passage, 761.  
Returned to House, 775.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 935.

**House Bill No. 680—**

**House Bill No. 680.** A Bill for an Act to amend and reenact section 61-0402 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to application for beneficial use of water for irrigation.

Received from House, 263.  
First reading and referred to Committee on Natural Resources, 275.  
Reported back, do pass, 570.  
Second reading and final passage, 625.  
Returned to House, unchanged, 648, 699.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.

**House Bill No. 681—**

**House Bill No. 681.** A Bill for an Act to amend and reenact sections 26-2413 and 26-2414 of the 1953 Supplement to the

North Dakota Revised Code of 1943, providing for an increase in the reserve fund.

Received from House, 251.

First reading and referred to Committee on Industry and Business, 253.

Reported back, do pass, 542; amended, 653, 690.

House concurred, 694.

Amendments adopted, 690.

Second reading and final passage, 561, 562, 653, 654.

Returned to House, 567, 646, 690.

Requested returned to Senate, 635.

Reconsider action, 653.

Placed on calendar, 653.

Rules suspended, placed for final passage as amended from floor, 653.

Returned to Senate, 612, 738.

Signed by Speaker, 612, 738.

Signed by President, 745.

To House, 748.

#### House Bill No. 683—

**House Bill No. 683.** A Bill for an Act to amend and reenact section 6-0816 of the North Dakota Revised Code of 1943, relating to issuing checks or drafts without an account, or without sufficient funds or credit with a bank or other depository; providing for penalty and rule of evidence.

Received from House, 516.

First reading and referred to Committee on Judiciary, 530.

Reported back, do pass, 680.

Second reading and final passage, clinched, 872.

Returned to House, unchanged, 875.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

#### House Bill No. 684—

**House Bill No. 684.** A Bill for an Act making an appropriation for administrative expenses of the state auditor in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Received from House, 395.

First reading and referred to Committee on Appropriations, 453.

Reported back, do pass, 681.

Second reading and final passage, clinched, 873.

Emergency clause carried, 873.

Returned to House, unchanged, 875.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

#### House Bill No. 685—

**House Bill No. 685.** A Bill for an Act making an appropriation to pay administration expenses in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Received from House, 516.  
First reading and referred to Committee on Appropriations,  
530.  
Reported back, do pass, 681.  
Second reading and final passage, clinched, 875.  
Emergency clause carried, 875.  
Returned to House, unchanged, 905.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 960.

**House Bill No. 686—**

**House Bill No. 686.** A Bill for an Act providing a method or procedure for electing directors of an irrigation district which is divided into divisions or precincts by the electors of the district, instead of by the electors of a precinct or division, and declaring an emergency.

Received from House, 395.  
First reading and referred to Committee on Agriculture,  
453.  
Reported back, to indefinitely postpone, 660.  
Returned to House, indefinitely postponed, 690.

**House Bill No. 687—**

**House Bill No. 687.** A Bill for an Act to amend and reenact section 54-0320 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to allowance for living expenses of members of the legislative assembly and to provide for an increase thereof to twelve hundred dollars, and declaring an emergency.

Received from House, 294.  
First reading and referred to Committee on State and  
Federal Government, 301.  
Re-referred to Committee on Appropriations, 557.  
Reported back, do pass, 536, 660.  
Second reading, 557, 693, 694.  
Emergency clause carried, 694.  
Clinched, 694.  
Placed at head of calendar, 693.  
Returned to House, unchanged, 694.  
Returned to Senate, 738.  
Signed by Speaker, 738.  
Signed by President, 745.  
To House, 748.

**House Bill No. 688—**

**House Bill No. 688.** A Bill for an Act to amend and reenact section 18-0308 of the North Dakota Revised Code of 1943, relating to report of use of money and examination by the state examiner.

Received from House, 332.  
First reading and referred to Committee on General  
Affairs, 334.  
Reported back, do pass, 570; amended, 648.  
House concurs, 668.  
Second reading and final passage, 625.  
Title amended, 626.

Returned to House, 648.  
Returned to Senate, 726.  
Signed by Speaker, 726.  
Signed by President, 746.  
To House, 748.

**House Bill No. 689—**

**House Bill No. 689.** A Bill for an Act to require that all livestock with a certificate or registration or breeding shall not in any way be misrepresented, providing for auctioneers acting in good faith, and providing for a penalty.

Received from House, 395.  
First reading and referred to Committee on Agriculture, 453.  
Reported back, do pass, 547.  
Second reading and final passage, 587, 588.  
Returned to House, unchanged, 603.  
Returned to Senate, 638.  
Signed by Speaker, 638.  
Signed by President, 673.  
To House, 673.

**House Bill No. 694—**

**House Bill No. 694.** A Bill for an Act providing for public meetings of public or governmental bodies.

Received from House, 347.  
First reading and referred to Committee on General Affairs, 355.  
Re-referred to Committee, 648.  
Reported back, amended, 570.  
Reported back, without recommendation, 681.  
Amendments adopted, 604.  
Second reading and final passage, clinched, 876.  
Returned to House, amended, 894.  
House concurs, 918.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 960.

**House Bill No. 695—**

**House Bill No. 695.** A Bill for an Act providing for public access to records of public or governmental bodies.

**House Bill No. 696.** A Bill for an Act exempting certain types of personal property from taxation, and creating subsection 21 of section 57-0208 of the North Dakota Revised Code of 1943, as amended.

Received from House, 347.  
First reading and referred to Committee on General Affairs, 355.  
Re-referred to Committee, 626.  
Reported back, do pass, 570.  
Reported back, without recommendation, 681.  
Second reading, 626; clinched, 724.  
Placed at head of calendar, 723.  
Returned to House, unchanged, 776.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 935.

**House Bill No. 697—**

**House Bill No. 697.** A Bill for an Act to amend and reenact Section 7-0414 of the North Dakota Revised Code of 1943 as amended by Chapter 145 of the Session Laws of 1945, and by Chapter 101 of the Session Laws of 1953, relating to the operation of building and loan associations.

Received from House, 395.

First reading and referred to Committee on Industry and Business, 453.

Reported back, do pass, 542.

Second reading and final passage, 562.

Returned to House, 567.

Returned to Senate, 612.

Signed by Speaker, 612.

Signed by President, 645.

To House, 646.

**House Bill No. 699—**

**House Bill No. 699.** A Bill for an Act to amend and reenact section 32 of chapter 347 of the Session Laws of 1955 relating to the cost of building and maintaining bridges and culverts over and across drains.

Received from House, 332.

First reading and referred to Committee on Political Subdivisions, 334.

Reported back, do pass, 660.

Second reading and final passage, 766.

Returned to House, 775.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 935.

**House Bill No. 701—**

**House Bill No. 701.** A Bill for an Act providing for the creation, organization, operation and maintenance of water conservation and flood control districts; providing for district boards of commissioners and prescribing their powers and duties, authorizing financing construction of projects and requiring appropriations and tax levies to keep sinking funds for construction assessment warrants on a cash basis, repealing chapter 61-16 of the 1953 Supplement of the North Dakota Revised Code of 1943 and chapter 346 of the Session Laws of 1955; validating the organization of existing districts and declaring an emergency.

Received from House, 533.

First reading and referred to Committee on Natural Resources, 538.

Reported back, amended, 681, 924.

Amendments adopted, 782.

Placed at head of calendar, 822.

Second reading and final passage, 822, 823.

Emergency clause carried, clinched, 822, 823.

Clinched, 926.

Returned to House, amended, 860.

House does not concur, 870.

House concurs, 924.

Conference Committee, House, 870; Senate, 897.

Conference Committee report, adopted, 924.

Rules suspended, placed for second reading and final passage, 925.  
 House accepted amendment, 931.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 703—**

**House Bill No. 703.** A Bill for an Act to amend and reenact section 27-0602 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to salary and expense of court reporters.

Received from House, 395.  
 First reading and referred to Committee on Judiciary, 453.  
 Reported back, do pass, 571.  
 Second reading and final passage, clinched, 626.  
 Returned to House, unchanged, 648.  
 Returned to Senate, 687.  
 Signed by Speaker, 687.  
 Signed by President, 697.  
 To House, 699.

**House Bill No. 705—**

**House Bill No. 705.** A Bill for an Act to amend and reenact subsection 3 of section 36-0902, section 36-0904, section 36-0909, section 36-0910, section 36-0911, section 36-0912 and section 36-0914 of the North Dakota Revised Code of 1943, relating to the application for use of livestock brand or mark, the fee therefor, the recording of brands, notices and brand books.

Received from House, 451.  
 First reading and referred to Committee on Agriculture, 453.  
 Reported back, do pass, 547.  
 Second reading and final passage, 588.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 706—**

**House Bill No. 706.** A Bill for an Act to amend and reenact section 15-2515 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 138 of the 1955 Session Laws, relating to compensation for clerks in common school districts.

Received from House, 294.  
 First reading and referred to Committee on Education, 301.  
 Reported back, do pass, 548.  
 Second reading and final passage, 588, 589.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 673.

**House Bill No. 707—**

**House Bill No. 707.** A Bill for an Act to amend and reenact section 40-5204 of the North Dakota Revised Code of 1943, and repealing sections 40-5201, 40-5202 and 40-5203 of the North Dakota Revised Code of 1943, relating to municipal wards and precincts.

Received from House, 517.

First reading and referred to Committee on Political Subdivisions, 530.

Reported back, do pass, 682.

Second reading and final passage, clinched, 877.

Returned to House, unchanged, 905.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

**House Bill No. 709—**

**House Bill No. 709.** A Bill for an Act making appropriations for the Interim Committee, which was created by the Thirty-fourth Legislative Assembly under Senate Concurrent Resolution D-1, out of the North Dakota workmen's compensation fund, and declaring an emergency.

Received from House, 517.

First reading and referred to Committee on Appropriations, 530.

Reported back, do pass, 548.

Second reading and final passage, 589.

Emergency clause carried, 589.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 673.

**House Bill No. 710—**

**House Bill No. 710.** A Bill for an Act to amend and reenact section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income by creating and enacting subsection 5 to provide that gross income shall include amounts received as alimony, separate maintenance, or support, and to amend and reenact section 57-3822 of the North Dakota Revised Code of 1943 relating to deductions from gross income by creating and enacting subsection 13 to provide that deductions from gross income shall include payments made as alimony, separate maintenance, or support.

Received from House, 332.

First reading and referred to Committee on Finance and Taxation, 334.

Reported back, do pass, 620.

Second reading and final passage, 701, 702.

Returned to House, unchanged, 776.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 935.



**House Bill No. 712—**

**House Bill No. 712.** A Bill for an Act to amend and reenact section 16-0906 of the North Dakota Revised Code of 1943, relating to townships not having voting facilities in a nearby town or municipality.

Received from House, 395.

First reading and referred to Committee on Political Subdivisions, 453.

Reported back, amended, 682.

Amendments adopted, 782.

Second reading and final passage, clinched, 838.

Returned to House, amended, 860.

House concurs, 888.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

**House Bill No. 713—**

**House Bill No. 713.** A Bill for an Act to amend and reenact subsections 1, 3, 4, and 5 of section 57-3804 of the North Dakota Revised Code of 1943; to amend and reenact subsection 2 of section 57-3804 of the 1953 Supplement to the North Dakota Revised Code of 1943; to create and enact a new subsection 6 and renumber subsections 6 and 7 of section 57-3804 of the North Dakota Revised Code of 1943; all of which relate to allocation and apportionment of gross income of individuals and subsections 2 and 6 of which also permit a credit under certain conditions for income taxes paid to another state or foreign country.

Received from House, 332.

First reading and referred to Committee on Finance and Taxation, 335.

Reported back, do pass, 620.

Second reading and final passage, 702.

Returned to House, unchanged, 776.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 936.

**House Bill No. 714—**

**House Bill No. 714.** A Bill for an Act to amend and reenact subsection 4 of section 57-3817 of the North Dakota Revised Code of 1943 relating to the definition of gross income, and to amend and reenact subsection 6 of section 57-3822 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 325 of the 1955 Session Laws, relating to various deductions from gross income including deduction of an allowance for depletion and requiring the restoration of such deduction to gross income under certain conditions.

Received from House, 294.

First reading and referred to Committee on Finance and Taxation, 301.

Reported back, amended, 683.

Amendments adopted, 782.

Second reading and final passage, clinched, 839.

Returned to House, amended, 860.

House concurs, 888.

Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 961.

**House Bill No. 717—**

**House Bill No. 717.** A Bill for an Act to amend and reenact section 11-3202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to county memorial funds and providing for authority of the county commissioners to make an allocation of such funds.

Received from House, 517.  
First reading and referred to Committee on Political Subdivisions, 530.  
Reported back, do pass, 683.  
Second reading and final passage, clinched, 878.  
Returned to House, unchanged, 905.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 961.

**House Bill No. 718—**

**House Bill No. 718.** A Bill for an Act to amend and reenact Section 7-0401 of the North Dakota Revised Code of 1943 relating to the operation of building and loan associations.

Received from House, 414.  
First reading and referred to Committee on Industry and Business, 454.  
Reported back, do pass, 542.  
Second reading and final passage, 562, 563.  
Returned to House, 567.  
Returned to Senate, 612.  
Signed by Speaker, 612.  
Signed by President, 645.  
To House, 646.

**House Bill No. 719—**

**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 the placing of moneys in the Hail Insurance Fund at interest, and investment of the same; continuing appropriation; and providing penalty.

Received from House, 395.  
First reading and referred to Committee on State and Federal Government, 454.  
Reported back, to indefinitely postpone, 683.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 720—**

**House Bill No. 720.** A Bill for an Act to amend and reenact Section 26-2303 of the North Dakota Revised Code of 1943, relating to deposit of funds of the State Bonding Fund at interest; authorizing investments; continuing appropriations; and providing penalty.

Received from House, 395.  
First reading and referred to Committee on State and Federal Government, 454.  
Reported back, to indefinitely postpone, 683.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 721—**

**House Bill No. 721.** A Bill for an Act to amend and reenact Section 65-0431 of the North Dakota Revised Code of 1943, relating to investment of funds of the Workmen's Compensation Bureau; providing for a continuing appropriation; and providing penalty for violation.

Received from House, 395.  
First reading and referred to Committee on State and Federal Government, 454.  
Reported back, to indefinitely postpone, 684.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 722—**

**House Bill No. 722.** A Bill for an Act to amend and reenact Section 26-2407 of the North Dakota Revised Code of 1943, relating to the deposit of funds in the State Fire and Tornado Fund at interest; authorizing investments and making a continuing appropriation; and providing penalty.

Received from House, 395.  
First reading and referred to Committee on State and Federal Government, 454.  
Reported back, to indefinitely postpone, 684.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 723—**

**House Bill No. 723.** A Bill for an Act to amend and reenact Section 15-2220 of the North Dakota Revised Code of 1943, relating to the county superintendent's contingent fund: budget request to contain items for; use of.

Received from House, 294.  
First reading and referred to Committee on Education, 301.  
Reported back, indefinitely postponed, 571.

**House Bill No. 724—**

**House Bill No. 724.** A Bill for an Act to amend and reenact section 15-4109 of the North Dakota Revised Code of 1943, relating to the establishment of high schools in common school districts.

Received from House, 294.  
First reading and referred to Committee on Education, 301.  
Reported back, do pass, 571.  
Second reading and final passage, 627.  
Returned to House, unchanged, 648.  
Returned to Senate, 687.  
Signed by Speaker, 687.  
Signed by President, 697.  
To House, 699.

**House Bill No. 727—**

**House Bill No. 727.** A Bill for an Act to repeal section 57-2210 of the North Dakota Revised Code of 1943 relating to county auditor's record of delinquent taxes.

Received from House, 332.  
First reading and referred to Committee on Finance and Taxation, 335.  
Reported back, do pass, 571.  
Second reading and final passage, 627, 705.  
Motion to indefinitely postpone lost, 627.  
Placed at foot of calendar, 627.  
Returned to House, unchanged, 776.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
Sent to Governor, 936.

**House Bill No. 728—**

**House Bill No. 728.** A Bill for an Act to provide for the administration of estates of persons missing over seven years.

Received from House, 395.  
First reading and referred to Committee on Judiciary, 454.  
Reported back, to indefinitely postpone, 719.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 730—**

**House Bill No. 730.** A Bill for an Act relating to expenses of state and county officials, and amending and reenacting subsection 3 of section 11-1010 of the North Dakota Revised Code of 1943, as amended by Chapter 111 of the North Dakota Session Laws of 1955, and section 44-0804 of the North Dakota Revised Code of 1943, as amended.

Received from House, 372.  
First reading and referred to Committee on Political Subdivisions, 392.  
Reported back, do pass, 542.  
Second reading and final passage, 563.  
Returned to House, 567.  
Returned to Senate, 612.  
Signed by Speaker, 612.  
Signed by President, 645.  
To House, 646.

**House Bill No. 731—**

**House Bill No. 731.** A Bill for an Act to amend and reenact section 1-0401 of the North Dakota Revised Code of 1943, relating to validation of instruments affecting title to real estate.

Received from House, 481.  
First reading and referred to Committee on Judiciary, 526.  
Reported back, do pass, 571.  
Second reading and final passage, 627, 628.  
Returned to House, unchanged, 648.  
Returned to Senate, 688.  
Signed by Speaker, 688.  
Signed by President, 697.  
To House, 699.

**House Bill No. 736—**

**House Bill No. 736.** 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 Grafton; and declaring an emergency.

Received from House, 395.

First reading and referred to Committee on Appropriations, 454.

Reported back, do pass, 548.

Second reading and final passage, 589, 590.

Emergency clause carried, 589, 590.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 674.

**House Bill No. 737—**

**House Bill No. 737.** A Bill for an Act to amend and reenact section 61-0101 of the North Dakota Revised Code of 1943 as amended and reenacted by section 1 of chapter 345 of the Session Laws of 1955.

Received from House, 372.

First reading and referred to Committee on Natural Resources, 392.

Reported back, do pass, 571; amended, 880.

Rules suspended, placed for second reading and final passage, 881.

Second reading and final passage, clinched, 628, 880, 881.

Reconsider action on passage, 693.

Placed on calendar, 693.

Returned to House, unchanged, 648; amended, 690, 894.

Senate requests return, 670.

Returned to Senate, 691.

House concurs, 918.

Returned to Senate, 688, 957.

Signed by Speaker, 688, 957.

Signed by President, 959.

To House, 961.

**House Bill No. 738—**

**House Bill No. 738.** A Bill for an Act to amend and reenact sections 40-0805, 40-0809, 40-1305, 40-1306 and 58-0512 of the North Dakota Revised Code of 1943, and section 12-1006 of the North Dakota Revised Code of 1943, as amended by Chapter 120, 1955 Session Laws, relating to contracts by public officers.

Received from House, 481.

First reading and referred to Committee on Political Subdivisions, 526.

Reported back, do pass, 542.

Second reading and final passage, 563, 564.

Returned to House, 567.

Returned to Senate, 612.

Signed by Speaker, 612.

Signed by President, 645.

To House, 646.

**House Bill No. 739—**

**House Bill No. 739.** A Bill for an Act relating to the North Dakota highway patrolmen's retirement system, and to amend

and reenact section 39-03A21 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from House, 332.  
 First reading and referred to Committee on Transportation, 335.  
 Reported back, do pass, 548.  
 Second reading and final passage, 590.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 740—**

**House Bill No. 740.** A Bill for an Act to amend and reenact section 54-2118 of the North Dakota Revised Code of 1943, relating to a transfer of the charge and control of a part of the state capitol grounds to the State Board of Armory Supervisors and authorizing the erection of an armory thereon.

Received from House, 372.  
 First reading and referred to Committee on State and Federal Government, 392.  
 Reported back, do pass, 536.  
 Second reading and final passage, 557.  
 Returned to House, 567.  
 Returned to Senate, 612.  
 Signed by Speaker, 612.  
 Signed by President, 645.  
 To House, 646.

**House Bill No. 741—**

**House Bill No. 741.** A Bill for an Act to amend and reenact Section 34-0801 of the North Dakota Revised Code of 1943, relating to labor disputes and providing for definition of the term "strike."

Received from House, 533.  
 First reading and referred to Committee on Labor Relations, 538.  
 Reported back, do pass, 684.  
 Second reading and final passage, clinched, 881.  
 Returned to House, unchanged, 905.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 961.

**House Bill No. 742—**

**House Bill No. 742.** A Bill for an Act to amend and reenact section 14-0317 of the North Dakota Revised Code of 1943, relating to consent of parents or guardians to marriage of minors and to change the physical qualifications of applicants.

Received from House, 373.  
 First reading and referred to Committee on Judiciary, 392.  
 Reported back, do pass, 602.  
 Second reading and final passage, 702, 703.  
 Returned to House, unchanged, 776.

Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 936.

**House Bill No. 743—**

**House Bill No. 743.** A Bill for an Act to amend and reenact section 11-2501 of the North Dakota Revised Code of 1943 as amended by chapter 98 of the North Dakota Session Laws of 1955, relating to warrants issued by the county auditor.

Received from House, 372.  
First reading and referred to Committee on Political Subdivisions, 392.  
Reported back, do pass, 548.  
Second reading and final passage, 591.  
Returned to House, unchanged, 603.  
Returned to Senate, 639.  
Signed by Speaker, 639.  
Signed by President, 673.  
To House, 674.

**House Bill No. 744—**

**House Bill No. 744.** A Bill for an Act to amend and reenact Section 38-0919 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the leasing of public lands for oil and gas exploration and production.

Received from House, 373.  
First reading and referred to Committee on Natural Resources, 392.  
Reported back, do pass, 621.  
Second reading and final passage, 703.  
Returned to House, unchanged, 776.  
Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 936.

**House Bill No. 745—**

**House Bill No. 745.** A Bill for an Act prohibiting the issuance of retail beer or liquor licenses by county commissioners without written consent of township supervisors.

Received from House, 294.  
First reading and referred to Committee on Social Welfare, 301.  
Reported back, do pass, 536.  
Second reading and final passage, 557.  
Returned to House, 567.  
Returned to Senate, 612.  
Signed by Speaker, 612.  
Signed by President, 645.  
To House, 646.

**House Bill No. 747—**

**House Bill No. 747.** A Bill for an Act to amend and reenact Section 15-5601 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 154 of the 1955 Session Laws, relating to elementary per pupil payments from the county tuition fund.

Received from House, 294.  
First reading and referred to Committee on Education, 302.  
Reported back, to indefinitely postpone, 719.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 749—**

**House Bill No. 749.** A Bill for an Act to amend and reenact section 24-0202 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the appointment, term, removal, oath, bond, and salary of the highway commissioner.

Received from House, 481.  
First reading and referred to Committee on Transportation, 527.  
Reported back, do pass, 719.  
Second reading and final passage, 884; clinched, 885.  
Returned to House, unchanged, 905.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 961.

**House Bill No. 751—**

**House Bill No. 751.** A Bill for an Act to repeal section 37-1607 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the registration of graves of deceased members of the armed forces.

Received from House, 288.  
First reading and referred to Committee on Veterans and Military Affairs, 302.  
Reported back, do pass, 548.  
Second reading and final passage, 591.  
Returned to House, unchanged, 603.  
Returned to Senate, 639.  
Signed by Speaker, 639.  
Signed by President, 673.  
To House, 674.

**House Bill No. 752—**

**House Bill No. 752.** A Bill for an Act reappropriating and transferring the unexpended balances existing in certain prior appropriations to the adjutant general for the purpose of compiling a record of North Dakota residents who have served in the Armed Forces of the United States

Received from House, 517.  
First reading and referred to Committee on Veterans and Military Affairs, 531.  
Reported back, do pass, 548.  
Second reading and final passage, 592.  
Returned to House, unchanged, 603.  
Returned to Senate, 639.  
Signed by Speaker, 639.  
Signed by President, 673.  
To House, 674.

**House Bill No. 753—**

**House Bill No. 753.** A Bill for an Act to amend and reenact sections 37-0204, 37-0302, and 37-0408 of the North Dakota



Revised Code of 1943 and sections 37-0202, 37-0206 and 37-0312 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the inclusion of females in the composition of the North Dakota national guard, the organization of the national guard, the staff of the governor, assistant adjutants general, compilation of records of members of the armed forces and pay and allowances of members of the national guard; and declaring an emergency.

Received from House, 395.

First reading and referred to Committee on Veterans and Military Affairs, 454.

Re-referred to Committee, 629.

Reported back, amended, 548; do pass, 660.

Amendments adopted, 572.

Second reading and final passage, 629, 827.

Emergency clause carried, clinched, 629, 827.

Placed on calendar after House Bill No. 623.

Returned to House, amended, 860.

House concurs, 888.

Returned to Senate, 937.

Signed by Speaker, 937.

Signed by President, 949.

To House, 949.

#### House Bill No. 754—

**House Bill No. 754.** A Bill for an Act to provide that an owner of personal property may transfer the same to himself and others in joint tenancy with right of survivorship without an intermediate transfer through a third person, and declaring valid transfers of personal property heretofore made by an owner to himself and others in joint tenancy with right of survivorship.

Received from House, 395.

First reading and referred to Committee on Judiciary, 455.

Reported back, do pass, 571.

Second reading and final passage, 629.

Returned to House, unchanged, 648.

Returned to Senate, 688.

Signed by Speaker, 688.

Signed by President, 697.

To House, 699.

#### House Bill No. 757—

**House Bill No. 757.** A Bill for an Act declaring legislative policy with reference to Replat of Calkins Addition in Bismarck, North Dakota, and authorizing Board of Administration to execute quitclaim deeds giving title to lots contained therein.

Received from House, 481.

First reading and referred to Committee on State and Federal Government, 527.

Reported back, do pass, 549.

Second reading and final passage, 592.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 674.

**House Bill No. 760—**

**House Bill No. 760.** A Bill for an Act making an appropriation to reimburse Knife River Coal Mining Company in the sum of two thousand five hundred sixty dollars, which sum was erroneously and inadvertently remitted to the State of North Dakota, and declaring an emergency.

Received from House, 395.

First reading and referred to Committee on Appropriations, 455.

Reported back, do pass, 549.

Second reading and final passage, 593.

Emergency clause carried, 593.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 674.

**House Bill No. 761—**

**House Bill No. 761.** A Bill for an Act relating to consent of persons to be adopted, amending section 14-1105 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Received from House, 481.

First reading and referred to Committee on Social Welfare, 527.

Reported back, do pass, 660.

Second reading and final passage, 766, 767.

Returned to House, 775.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 936.

**House Bill No. 762—**

**House Bill No. 762.** A Bill for an Act to amend and reenact section 32-1528 of the North Dakota Revised Code of 1943 relating to public corporations bound by decisions in condemnation proceedings.

Received from House, 395.

First reading and referred to Committee on Judiciary, 455.

Reported back, amended, 643.

Amendments adopted, 663.

Second reading and final passage, 767.

Returned to House, amended, 775.

House concurred, 799.

Returned to Senate, 937.

Signed by Speaker, 937.

Signed by President, 949.

To House, 949.

**House Bill No. 766—**

**House Bill No. 766.** A Bill for an Act providing for joint use of drains as water courses for city water supply under agreement of the board of drain commissioners and the city governing body; providing for public hearings on proposed agreements, for sharing of costs, and for permissive payments to owners of land originally assessed; and declaring an emergency.

Received from House, 481.  
 First reading and referred to Committee on Political Sub-  
 divisions, 527.  
 Reported back, do pass, 549.  
 Second reading and final passage, 593, 594.  
 Emergency clause carried, 593, 594.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 768—**

**House Bill No. 768.** A Bill for an Act to amend and reenact section 57-1514 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 142 of the 1955 Session Laws, relating to tax levy limitations in school districts.

Received from House, 294.  
 First reading and referred to Committee on Education, 302.  
 Reported back, do pass, 549.  
 Second reading and final passage, 594.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 769—**

**House Bill No. 769.** A Bill for an Act to amend and reenact section 15-2804 of the North Dakota Revised Code of 1943, relating to election precincts and polling places.

Received from House, 395.  
 First reading and referred to Committee on Education, 455.  
 Reported back, do pass, 549.  
 Second reading and final passage, 594, 595.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 770—**

**House Bill No. 770.** A Bill for an Act to amend and reenact Section 49-0115 of the North Dakota Revised Code of 1943 relating to charges for copies and records determined by the Public Service Commission.

Received from House, 395.  
 First reading and referred to Committee on State and  
 Federal Government, 455.  
 Reported back, do pass, 660.  
 Second reading and final passage, 767.  
 Returned to House, 775.  
 Returned to Senate, 880.  
 Signed by Speaker, 880.  
 Signed by President, 935.  
 To House, 936.

**House Bill No. 771—**

**House Bill No. 771.** A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of federal agencies, and declaring an emergency.

Received from House, 451.

First reading and referred to Committee on Appropriations, 455.

Reported back, do pass, 549.

Second reading and final passage, 595.

Emergency clause carried, 595.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 674.

**House Bill No. 774—**

**House Bill No. 774.** A Bill for an Act to amend and reenact Sections 49-0301 and 49-0305 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to certificates of public convenience and necessity and complaints thereto, and for limitations on electric public utilities serving customers in designated areas.

Received from House, 481.

First reading and referred to Committee on Industry and Business, 527.

Reported back, to indefinitely postpone, 719.

Placed on calendar, 719.

Placed at head of calendar, 828.

Second reading, 828; clinched, lost, 830.

Returned to House, lost, 859.

**House Bill No. 775—**

**House Bill No. 775.** A Bill for an Act authorizing the board of county commissioners to designate a county safety council or director to cooperate with other agencies and organizations in the promotion of general safety.

Received from House, 414.

First reading and referred to Committee on Social Welfare, 455.

Reported back, do pass, 643.

Second reading and final passage, 761.

Returned to House, 775.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 936.

**House Bill No. 780—**

**House Bill No. 780.** A Bill for an Act relating to assessment, levy and collection and distribution of taxes on live stock brought, driven or coming into this state after the regular annual assessment date of such property.

Received from House, 414.

First reading and referred to Committee on Finance and Taxation, 455.

Reported back, amended, 684, 889.

Amendments adopted, 782.  
House concurred, 931.  
Second reading and final passage, 840, 889.  
Passed, clinched, 891.  
Placed at foot of calendar, 840.  
Rules suspended, placed for second reading and final passage, 890.  
Returned to House, amended, 917.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 961.

**House Bill No. 781—**

**House Bill No. 781.** A Bill for an Act to amend and reenact section 28-0406 of the North Dakota Revised Code of 1943, relating to venue in civil actions and providing a limitation on challenges thereof.

Received from House, 517.  
First reading and referred to Committee on Judiciary, 531.  
Reported back, to indefinitely postpone, 643.  
Returned to House, indefinitely postponed, 663.

**House Bill No. 782—**

**House Bill No. 782.** A Bill for an Act relating to petitions for creation and dissolution of water conservation and flood control districts, and amending and reenacting section 61-1602 of the North Dakota Revised Code of 1943, as amended, by chapter 346 of the North Dakota Session Laws of 1955.

Received from House, 517.  
First reading and referred to Committee on Natural Resources, 531.  
Reported back, to indefinitely postpone, 684.  
Returned to House, indefinitely postponed, 776.

**House Bill No. 786—**

**House Bill No. 786.** A Bill for an Act to amend and reenact section 49-1842 of the North Dakota Revised Code of 1943 relating to the auto transportation fund.

Received from House, 373.  
First reading and referred to Committee on Appropriations, 393.  
Reported back, do pass, 571.  
Second reading and final passage, 629, 630.  
Returned to House, unchanged, 648.  
Returned to Senate, 688.  
Signed by Speaker, 688.  
Signed by President, 698.  
To House, 699.

**House Bill No. 787—**

**House Bill No. 787.** A Bill for an Act to provide for the transfer of all unappropriated and unexpended funds in the auto transportation fund as of July 1, 1957, to the credit of the general fund in the state treasury.

Received from House, 373.  
First reading and referred to Committee on Appropriations, 393.

Reported back, do pass, 571.  
 Second reading and final passage, 630.  
 Returned to House, unchanged, 648.  
 Returned to Senate, 688.  
 Signed by Speaker, 688.  
 Signed by President, 698.  
 To House, 699.

**House Bill No. 789—**

**House Bill No. 789.** A Bill for an Act to amend and reenact section 39-1205 of the 1953 Supplement to the North Dakota Revised Code of 1943 concerning weight limitations for vehicles and declaring an emergency.

Received from House, 481.  
 First reading and referred to Committee on Transportation, 527.  
 Reported back, do pass, 549.  
 Second reading and final passage, 574.  
 Emergency clause carried, 574.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 790—**

**House Bill No. 790.** A Bill for an Act to amend and reenact sections 19-0701, 19-0702, 19-0703, 19-0704, 19-0705, and 19-0706, and to repeal sections 19-0707, 19-0708, 19-0709, 19-0710, and 19-0711, relating to eggs and egg dealers, providing a penalty, and declaring an emergency.

Received from House, 517.  
 First reading and referred to Committee on Agriculture, 531.  
 Reported back, do pass, 661.  
 Second reading and final passage, 773.  
 Emergency clause carried, clinched, 773.  
 Returned to House, unchanged, 785.  
 Returned to Senate, 937.  
 Signed by Speaker, 937.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 793—**

**House Bill No. 793.** A Bill for an Act to amend and reenact section 20-0303 of the 1953 Supplement to North Dakota Revised Code of 1943 relating to applications for resident hunting, trapping, or fishing license and requiring all license sellers to require proof of residence and providing a penalty for violators.

Received from House, 414.  
 First reading and referred to Committee on Natural Resources, 455.  
 Reported back, do pass, 572.  
 Second reading, indefinitely postponed, 630.  
 Returned to House, indefinitely postponed, 648.

**House Bill No. 794—**

**House Bill No. 794.** A Bill for an Act to amend and reenact subsection 4 of section 20-0312 of the North Dakota Revised Code of 1943 relating to non-resident big game hunting license and to provide for a non-resident bow license fee.

Received from House, 288.

First reading and referred to Committee on Natural Resources, 302.

Reported back, do pass, 572.

Second reading and final passage, 630, 631.

Returned to House, unchanged, 648.

Returned to Senate, 688.

Signed by Speaker, 688.

Signed by President, 698.

To House, 699.

**House Bill No. 795—**

**House Bill No. 795.** A Bill for an Act to amend and reenact section 15-5315 of the 1953 Supplement to the North Dakota Revised Code of 1943, as amended by Chapter 150 of the 1955 Session Laws, relating to transportation in reorganized school districts.

Received from House, 481.

First reading and referred to Committee on Education, 527.

Reported back, amended, 719.

Amendments adopted, 782.

Second reading and final passage, clinched, 840.

Returned to House, amended, 861.

House concurs, 888.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 961.

**House Bill No. 797—**

**House Bill No. 797.** A Bill for an Act to amend and reenact Section 15-3404 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to transportation: payment and schedule.

Received from House, 481.

First reading and referred to Committee on Education, 527.

Reported back, do pass, 720.

Reported back, amended, 885.

Second reading and final passage, clinched, 885.

Rules suspended, placed for second reading and final passage, 885.

Returned to House, amended, 894.

House concurs, 918.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 961.

**House Bill No. 798—**

**House Bill No. 798.** A Bill for an Act relating to licensing of aircraft used in aerial spraying and regulations pertaining thereto, and providing a penalty, and declaring an emergency.

Received from House, 451.  
 First reading and referred to Committee on Industry and  
 Business, 456.  
 Reported back, amended, 542, 603.  
 Amendments adopted, 553.  
 Second reading and final passage, 595, 596, 663, 664.  
 Emergency clause carried.  
 Returned to House, 603.  
 House does not concur, 610.  
 Conference Committee, Senate, 610; House, 610.  
 Conference Committee report, adopted by Senate, 663.  
 Rules suspended, placed for final passage, 663.  
 Adopted by House, 667.  
 Returned to Senate, 726.  
 Signed by Speaker, 726.  
 Signed by President, 746.  
 To House, 748.

**House Bill No. 799—**

**House Bill No. 799.** A Bill for an Act to amend and reenact subsections 1 and 3 of section 20-0312 of the North Dakota Revised Code of 1943 relating to the fee for resident hunting licenses.

Received from House, 481.  
 First reading and referred to Committee on Natural  
 Resources, 528.  
 Reported back, do pass, 572.  
 Reported back, amended, 631, 648.  
 House does not concur, 668.  
 House concurs, 725.  
 Second reading and final passage, 631, 632.  
 Rules suspended, placed for final passage, 631.  
 Returned to House, 648.  
 Conference Committee, House, 668; Senate, 668.  
 Conference Committee report, 732.  
 Senate adopts, 732.  
 Returned to Senate, 880.  
 Signed by Speaker, 880.  
 Signed by President, 935.  
 To House, 936.

**House Bill No. 800—**

**House Bill No. 800.** A Bill for an Act relating to payment of bounties and to amend and reenact sections 20-1313 20-1306, 20-1307, 20-1308, 20-1407, 20-1408 and 20-1409 of the North Dakota Revised Code of 1943, as amended.

Received from House, 481.  
 First reading and referred to Committee on Natural  
 Resources, 528.  
 Reported back, amended, 720, 921.  
 Amendments adopted, 782.  
 Second reading and final passage, clinched, 596, 841, 922.  
 Rules suspended, placed for second reading and final  
 passage, 922.  
 Returned to House, amended, 861.  
 House does not concur, 879.  
 House concurs, 921.  
 Conference Committee, House, 879; Senate, 897.  
 Conference Committee report, adopted, 921.



House adopts Committee report, 928.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 801—**

**House Bill No. 801.** A Bill for an Act to require school attendance by children of school age residing upon United States Government bases and installations; and providing penalties against parents, guardians and others having control over such children for failure to require such attendance.

Received from House, 373.  
 First reading and referred to Committee on Education, 393.  
 Reported back, do pass, 549.  
 Second reading and final passage, 596.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 802—**

**House Bill No. 802.** A Bill for an Act to amend and reenact section 39-1702 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to the establishment of an unsatisfied judgment fund and to make a continuing appropriation.

Received from House, 395.  
 First reading and referred to Committee on Transportation, 456.  
 Reported back, to indefinitely postpone, 602.  
 Returned to House, indefinitely postponed, 621.

**House Bill No. 805—**

**House Bill No. 805.** A Bill for an Act making an appropriation for the purpose of paying the wolf, coyote, fox, bobcat and magpie bounty.

Received from House, 481.  
 First reading and referred to Committee on Appropriations, 528.  
 Reported back, amended, 720, 922.  
 Amendments adopted, 782.  
 Second reading and final passage, clinched, 842, 923.  
 Returned to House, amended, 861.  
 House does not concur, 878.  
 House concurs, 922.  
 Conference Committee, House, 878; Senate, 897.  
 Substitute Committee, 879.  
 Conference Committee report, adopted, 922, 923.  
 House adopts Committee report, 927.  
 Rules suspended, placed for second reading and final passage, 923.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 807—**

**House Bill No. 807.** A Bill for an Act to amend and reenact sections 53-0601 and 53-0608 of the North Dakota Revised Code of 1943 relating to licensing of moving picture theaters and other business activities and to provide for theater licensing and regulating by the state fire marshal.

Received from House, 451.

First reading and referred to Committee on State and Federal Government, 456.

Reported back, to indefinitely postpone, 661.

Returned to House, indefinitely postponed, 690, 711, 747.

Requested returned to Senate, 697.

Senate requests return, 699.

Senate reconsidered action on House Bill No. 711; lost lack of two-thirds majority, 712.

**House Bill No. 810—**

**House Bill No. 810.** A Bill for an Act to amend and reenact subsection 2 of Section 39-1204 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to height limitations on vehicles.

Received from House, 517.

First reading and referred to Committee on Transportation, 531.

Reported back, do pass, 572.

Second reading and final passage, 632.

Returned to House, unchanged, 648.

Returned to Senate, 688.

Signed by Speaker, 688.

Signed by President, 698.

To House, 699.

**House Bill No. 811—**

**House Bill No. 811.** A Bill for an Act relating to installment and conditional sales contracts.

Received from House, 517.

First reading and referred to Committee on Industry and Business, 531.

Reported back, do pass, 661; amended, 774.

Amendments lost, 774.

Second reading and final passage, clinched, 774.

Returned to House, unchanged, 785.

Returned to Senate, 938.

Signed by Speaker, 938.

Signed by President, 949.

To House, 949.

**House Bill No. 814—**

**House Bill No. 814.** A Bill for an Act relating to purchase of motor vehicle fuels without payment of tax on the sale thereof, providing for administration of such purchases,

Received from House, 517.

First reading and referred to Committee on Finance and Taxation, 531.

Reported back, amended, 684, 874.

Amendments adopted, 782.

Second reading and final passage, clinched, 843, 874.

Indefinitely postponed, 874.  
 Placed at foot of calendar, 843.  
 Placed at head of calendar, 874.  
 Returned to House, indefinitely postponed, 920.

**House Bill No. 817—**

**House Bill No. 817.** A Bill for an Act to amend and reenact section 23-1601 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to licensure of medical hospitals.

Received from House, 451.  
 First reading and referred to Committee on Social Welfare, 456.  
 Reported back, do pass, 643 amended, 823.  
 Rules suspended, placed for second reading and final passage, 823.  
 Second reading and final passage, clinched, 762, 774, 775, 823, 824.  
 Placed at foot of calendar, 762.  
 Returned to House, unchanged, 785; amended, 860.  
 Senate requests return, 799.  
 Returned to Senate, 813.  
 House concurs, 888.  
 Placed at head of calendar, 823.  
 Reconsider action, 823.  
 Returned to Senate, 938.  
 Signed by Speaker, 938.  
 Signed by President, 949.  
 To House, 949.

**House Bill No. 818—**

**House Bill No. 818.** A Bill for an Act creating a merit system commission, providing for its organization, powers, and duties and abolishing the North Dakota Merit system council.

Received from House, 517.  
 First reading and referred to Committee on State and Federal Government, 531.  
 Reported back, amended, 661.  
 Amendments adopted, 689.  
 Second reading and final passage, clinched, 882.  
 Returned to House, amended, 894.  
 House concurs, 918.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 961.

**House Bill No. 819—**

**House Bill No. 819.** A Bill for an Act to repeal section 19-1017 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the coloring of gasoline.

Received from House, 481.  
 First reading and referred to Committee on General Affairs, 528.  
 Reported back, do pass, 643.  
 Second reading and final passage, 762.  
 Returned to House, 775.

Returned to Senate, 880.  
Signed by Speaker, 880.  
Signed by President, 935.  
To House, 936.

**House Bill No. 821—**

**House Bill No. 821.** A Bill for an Act making an appropriation for administrative expenses of the state industrial commission in connection with the payment of adjusted compensation to North Dakota veterans of the Korean Conflict and declaring an emergency.

Received from House, 395.  
First reading and referred to Committee on Appropriations, 456.  
Reported back, do pass, 685.  
Second reading and final passage, clinched, 882.  
Emergency clause carried, 882.  
Returned to House, unchanged, 905.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 961.

**House Bill No. 822—**

**House Bill No. 822.** A Bill for an Act designating a coat of arms for the state of North Dakota and providing for its use.

Received from House, 395.  
First reading and referred to Committee on General Affairs, 456.  
Returned to Senate, 559.  
Re-referred to Committee on Veterans and Military Affairs, 559.  
Reported back, do pass, 661.  
Second reading and final passage, clinched, 791.  
Returned to House, unchanged, 859.  
Returned to Senate, 938.  
Signed by Speaker, 938.  
Signed by President, 949.  
To House, 949.

**House Bill No. 823—**

**House Bill No. 823.** A Bill for an Act to amend and reenact section 4-10A10 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to tax areas affected by orders of the potato development commission.

Received from House, 395.  
First reading and referred to Committee on Agriculture, 456.  
Reported back, without recommendation, 536.  
Second reading and final passage, 558.  
Returned to House, 567.  
Returned to Senate, 612.  
Signed by Speaker, 612.  
Signed by President, 645.  
To House, 646.

**House Bill No. 825—**

**House Bill No. 825.** A Bill for an Act to amend and reenact subsection 2 of section 57-1408 of the North Dakota Revised Code of 1943, relating to reassessments of property and special assessors, to provide for changing the allowance for services and expenses paid to special assessors.

Received from House, 395.

First reading and referred to Committee on Finance and Taxation, 456.

Reported back, do pass, 643.

Second reading and final passage, 763.

Returned to House, 775.

Returned to Senate, 880.

Signed by Speaker, 880.

Signed by President, 935.

To House, 936.

**House Bill No. 826—**

**House Bill No. 826.** A Bill for an Act to amend and reenact subsections 4, 5, and 6 of section 57-3813 of the North Dakota Revised Code of 1943 relating to allocation of income of corporations doing business within and without North Dakota.

Received from House, 414.

First reading and referred to Committee on Finance and Taxation, 457.

Reported back, amended, 661.

Amendments adopted, 689.

Second reading and final passage, 883; clinched, 884.

Returned to House, amended, 894.

House concurs, 918.

Returned to Senate, 957.

Signed by Speaker, 957.

Signed by President, 959.

To House, 960.

**House Bill No. 829—**

**House Bill No. 829.** A Bill for an Act to amend and reenact section 39-0424 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session Laws relating to fees for commercial and non-commercial trucks, and to repeal subsection 3 of section 39-04A04 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 244 of the 1955 Session Laws.

Received from House, 481.

First reading and referred to Committee on Transportation, 528.

Reported back, do pass, 550.

Second reading and final passage, 575.

Returned to House, unchanged, 603.

Returned to Senate, 639.

Signed by Speaker, 639.

Signed by President, 673.

To House, 674.

**House Bill No. 830—**

**House Bill No. 830.** A Bill for an Act to amend and reenact section 39-0421 of the 1953 Supplement to the North Dakota Revised Code of 1943 as amended by chapter 242 of the 1955

Session Laws, relating to exemptions from registration and reciprocal use of highways.

Received from House, 481.  
 First reading and referred to Committee on Transportation, 528.  
 Reported back, do pass, 550.  
 Second reading and final passage, 575, 576.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674.

**House Bill No. 831—**

**House Bill No. 831.** A Bill for an Act to amend and reenact section 39-0429 of the 1953 Supplement to the North Dakota Revised Code of 1943 relating to truck-mile tax.

Received from House, 481.  
 First reading and referred to Committee on Transportation, 528.  
 Reported back, do pass, 550.  
 Second reading and final passage, 576.  
 Returned to House, unchanged, 603.  
 Returned to Senate, 639.  
 Signed by Speaker, 639.  
 Signed by President, 673.  
 To House, 674. •

**House Bill No. 832—**

**House Bill No. 832.** A Bill for an Act to amend and reenact section 65-0204 of the North Dakota Revised Code of 1943, relating to chairman of the Workmen's Compensation Bureau.

Received from House, 517.  
 First reading and referred to Committee on Labor Relations, 531.  
 Reported back, to indefinitely postpone, 685.  
 Reported back, amended, 819.  
 Placed on calendar, 685.  
 Placed at head of calendar, 819.  
 Second reading and final passage, clinched, 819, 820.  
 Rules suspended, placed for second reading and final passage, 819.  
 Returned to House, amended, 860.  
 House does not concur, 870.  
 Conference Committee, House, 870; Senate, 897.  
 Conference Committee report, adopted, 915.  
 House adopts Committee report, 920.  
 Returned to Senate, 957.  
 Signed by Speaker, 957.  
 Signed by President, 959.  
 To House, 960.

**House Bill No. 833—**

**House Bill No. 833.** A Bill for an Act authorizing the board of higher education of the state of North Dakota to negotiate for and enter into a contract for the purchase of additional land for use of the experiment station at Dickinson, Stark County, North Dakota, and declaring an emergency.

Received from House, 481.  
First reading and referred to Committee on Education, 528.  
Returned to Senate, 551.  
Re-referred to Committee on State and Federal Government,  
551.  
Reported back, do pass, 662.  
Second reading and final passage, 792.  
Emergency clause carried, clinched, 793.  
Returned to House, unchanged, 859.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 960.

**House Bill No. 834—**

**House Bill No. 834.** A Bill for an Act authorizing the Board of Administration to convey certain property now owned by the State and under the control of the State Training School.

Received from House, 696.  
First reading and referred to Committee on State and  
Federal Government, 730.  
Reported back, do pass, 771.  
Second reading and final passage, clinched, 889.  
Returned to House, unchanged, 905.  
Returned to Senate, 957.  
Signed by Speaker, 957.  
Signed by President, 959.  
To House, 960.

# HOUSE CONCURRENT RESOLUTIONS

## House Concurrent Resolution "A"

**House Concurrent Resolution "A".** A concurrent resolution requesting the United States Secretary of Agriculture to support legislation revising acreage controls on durum wheat during 1957.

- Received from House, 55.
- Introduction and first reading, 59.
- Referred to Committee on Agriculture.
- Reported back, do pass, 74.
- Second reading, 80.
- To House, 87.
- Returned to Senate, 99.
- Adopted, 81.
- Signed by President, 99.
- Sent to House, 106.
- Signed by Speaker, 99.
- Received from House, 99.

## House Concurrent Resolution "B"—

**House Concurrent Resolution "B".** A concurrent resolution urging the United States Secretary of State and Secretary of Agriculture to ensure enforcement of wheat and other seed import quotas, regulations and laws.

- Received from House, 99.
- Introduction and first reading, 100.
- Referred to Committee on Agriculture.
- Reported back, amended, 104.
- Amendments adopted, 122.
- Second reading, 144.
- To House, amended, 160.
- House concurred, 197.
- Returned to Senate, 197.
- Adopted, 144.
- Signed by President, 197.
- Sent to House, 199.
- Returned signed by Speaker, 197.
- Received from House, 197.

## House Concurrent Resolution "C"—

**House Concurrent Resolution "C".** A concurrent resolution commending Lawrence Welk and his orchestra.

- Received from House, 55.
- Introduction and first reading, 67.
- Rules suspended, placed for second reading and final passage.
- Second reading, 67.
- Adopted, clinched, 68.
- To House, 75, 77.
- Returned to Senate, 75.
- Signed by President, 75.
- Sent to House, 77.
- Signed by Speaker, 75.
- Received from House, 75.



**House Concurrent Resolution "D"—**

**House Concurrent Resolution "D".** A concurrent resolution allowing use of the Memorial Hall for legislative dances.

- Received from House, 77.
- Introduction and first reading, 83.
- Rules suspended and placed for final passage.
- Second reading 83.
- To House, 87.
- Adopted.
- Signed by President, 99.
- Sent to House, 106.
- Signed by Speaker, 99.
- Received from House, 99.

**House Concurrent Resolution "E"—**

**House Concurrent Resolution "E".** A concurrent resolution providing and designating House and Senate employees and naming and fixing their salaries.

- Received from House, 99.
- Introduction and first reading, 100.
- Referred to Committee on Employment.
- Reported back, amended, 122.
- Rules suspended, amendments adopted.
- Placed for second reading and final passage, 123.
- Second reading, 123.
- To House, 128.
- House concurred, 133.
- Adopted, clinched, 134.
- Signed by President, 139.
- Sent to House, 139.
- Signed by Speaker, 133.
- Received from House, 133.

**House Concurrent Resolution "G"—**

**House Concurrent Resolution "G".** A concurrent resolution requesting the Congress of the United States to repeal excise taxes levied on the transportation of persons, property, and messages by common and contract carriers.

- Received from House, 288.
- Introduction and first reading, 302.
- Referred to Committee on Business and Industry.
- Reported back, do pass, 542.
- Second reading, 564.
- Returned to House, 567.
- Adopted, 564.
- Signed by President, 673.
- Sent to House, 674.
- Signed by Speaker, 639.
- Received from House, 639.

**House Concurrent Resolution "H"—**

**House Concurrent Resolution "H".** A concurrent resolution directing the legislative research committee to study and review the report and recommendations of the North Dakota Governmental Survey Commission made pursuant to chapter 216 of the North Dakota Session Laws of 1941, and make recommendations thereon appropriate to present-day government needs.

Received from House, 236.  
 Introduction and first reading, 245.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 662.  
 Second reading, 860.  
 To House, unchanged, 870.  
 Adopted, 860.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 957.  
 Received from House, 957.

#### House Concurrent Resolution "J"—

**House Concurrent Resolution "J".** A concurrent resolution directing the Legislative Research Committee to study the organization, administration and financing of special education public schools.

Received from House, 533.  
 Reported back, amended, 572.  
 Amendments adopted, 604.  
 Second reading, 704.  
 To House, amended, 776.  
 House concurred, 799.  
 Adopted, 704.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 957.  
 Received from House, 957.

#### House Concurrent Resolution "K"—

**House Concurrent Resolution "K".** A concurrent resolution providing for the repeal of Article 56 of the Amendments to the Constitution of the state of North Dakota and the amendment of section 1 of Article 60 of the Amendments to the Constitution and Section 186 of Article 12 of the Constitution of the state of North Dakota.

Received from House, 533.  
 Introduction and first reading, 539.  
 Referred to Committee on Finance and Taxation.  
 Reported back, to indefinitely postpone, 720.  
 To House, indefinitely postponed, 776.

#### House Concurrent Resolution "L"—

**House Concurrent Resolution "L".** A concurrent resolution urging the Congress of the United States and the committees on interior and insular affairs and the committee on public works of the United States Senate and House of Representatives to investigate the subordination of power generation on the Missouri River to navigation.

Received from House, 207.  
 Introduction and first reading, 216.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 662.  
 Second reading, 860.  
 To House, unchanged, 870.  
 Adopted, 860.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 957.  
 Received from House, 957.

**House Concurrent Resolution "M"—**

**House Concurrent Resolution "M".** A concurrent resolution directing the legislative research committee to make an interim study of the feasibility of providing a homestead exemption under property tax laws on homestead property in villages, cities and communities, and to make its report and recommendations to the Thirty-sixth Legislative Assembly.

Received from House, 219.  
 Introduction and first reading, 245.  
 Referred to Committee on Finance and Taxation.  
 Reported back, do pass, 644.  
 Second reading, 763.  
 Returned to House, unchanged, 785.  
 Adopted, 764.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 957.  
 Received from House, 957.

**House Concurrent Resolution "N"—**

**House Concurrent Resolution "N".** A concurrent resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on Lac Aux Mortes (Lake Alice), Lakes Irvine, Dry and Sweetwater, Mauvais Coulee, and in contributing watersheds in Ramsey, Benson and Towner Counties, North Dakota, and urging the early completion of such work.

Received from House, 288.  
 Introduction and first reading, 302.  
 Referred to Committee on Natural Resources.  
 Reported back, do pass, 602.  
 Second reading, 704.  
 To House, unchanged, 776.  
 Adopted, 704.  
 Signed by President, 935.  
 Sent to House, 936.  
 Signed by Speaker, 880.  
 Received from House, 880.

**House Concurrent Resolution "O"—**

**House Concurrent Resolution "O".** A concurrent resolution memorializing Congress to enact Point 4 of the Eisenhower-Republican 9-point farm program of 1956.

Received from House, 251.  
 Introduction and first reading, 253.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 536.  
 Second reading, 559.  
 Returned to House, 567.  
 Adopted, 559.  
 Signed by President, 673.  
 Sent to House, 674.  
 Signed by Speaker, 639.  
 Received from House, 639.

**House Concurrent Resolution "P"—**

**House Concurrent Resolution "P".** A concurrent resolution favoring the early construction of the proposed Pembina River dam and reservoir project and urging the corps of engineers to expedite the completion of a favorable report thereon.

Received from House, 288.  
Introduction and first reading, 302.  
Referred to Committee on Natural Resources.  
Reported back, do pass, 602.  
Second reading, 704.  
To House, unchanged, 776.  
Adopted, 704.  
Signed by President, 959.  
Sent to House, 960.  
Signed by Speaker, 957.  
Received from House, 957.

**House Concurrent Resolution "R"—**

**House Concurrent Resolution "R".** A concurrent resolution for an amendment of sections 25 and 202 of the Constitution of the state of North Dakota relating to the powers of initiative and referendum, and future amendments to the Constitution.

Received from House, 533.  
Introduction and first reading, 539.  
Referred to Committee on Judiciary.  
Reported back, amended, 720.  
Second reading, 860.  
To House, amended, 870.  
House concurs, 888.  
Amendments adopted, 782.  
Adopted, 861.  
Signed by President, 959.  
Sent to House, 960.  
Signed by Speaker, 957.  
Received from House, 957.

**House Concurrent Resolution "S"—**

**House Concurrent Resolution "S".** A concurrent resolution memorializing the Congress to pass legislation already introduced which would set up a two hundred million dollar program to induce industry to locate on or near Indian reservations to provide employment for Indians.

Received from House, 533.  
Introduction and first reading, 539.  
Referred to Committee on State and Federal Government.  
Reported back, do pass, 662.  
Second reading, 861.  
To House, unchanged, 870.  
Adopted, 861.  
Signed by President, 959.  
Sent to House, 960.  
Signed by Speaker, 957.  
Received from House, 957.

**House Concurrent Resolution "T"—**

**House Concurrent Resolution "T".** A Concurrent Resolution favoring and supporting the investigational work of the Corps of Engineers, U. S. Army, on plans of improvement for preventing or reducing floods on the Pipestem Creek, a tributary of James River, is a stream with recurring floods, whose waters, if impounded, would greatly benefit, instead of damage, the affected areas; and urging the early completion of such work.

Received from House, 288.  
 Introduction and first reading, 302.  
 Referred to Committee on Natural Resources.  
 Reported back, do pass, 621.  
 Second reading, 704.  
 To House, unchanged, 776.  
 Adopted, 704.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 957.  
 Received from House, 957.

**House Concurrent Resolution "V"—**

**House Concurrent Resolution "V".** A Concurrent Resolution urging that the North Dakota waterfowl hunting season should open not later than the last Friday or Saturday in September in any year.

Received from House, 568.  
 Introduction and first reading, 573.  
 Referred to Committee on Natural Resources.  
 Reported back, do pass, 621.  
 Second reading, 704.  
 To House, unchanged, 776.  
 Adopted, 704.  
 Signed by President, 935.  
 Sent to House, 936.  
 Signed by Speaker, 880.  
 Received from House, 880.

**House Concurrent Resolution "W"—**

**House Concurrent Resolution "W".** A concurrent resolution designating the city of Rugby as the permanent site of the "North Dakota State Championship Horse Show".

Received from House, 414.  
 Introduction and first reading, 457.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 536.  
 Second reading, 559.  
 Returned to House, 567.  
 Adopted, 559.  
 Signed by President, 673.  
 Sent to House, 674.  
 Signed by Speaker, 639.  
 Received from House, 639.

**House Concurrent Resolution "Z"—**

**House Concurrent Resolution "Z".** A concurrent resolution for amendment of sections 71, 82, 110, and 173 of the Constitution of the state of North Dakota, relating to terms of offices.

Received from House, 688.  
 Introduction and first reading, 692.  
 Referred to Committee on Education.  
 Reported back, amended, 721.  
 Second reading 861, 892.  
 Placed at foot of calendar, 861.  
 To House, amended, 913.  
 House concurred, 931.  
 Adopted, 782.  
 Placed at head of calendar.  
 Adopted, clinched, 893.  
 Signed by President, 959.  
 Sent to House, 960.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "A-1"—**

**House Concurrent Resolution "A-1".** A Concurrent Resolution directing the legislative research committee to study the feasibility of allowing more free access to welfare records.

Received from House, 688.  
 Introduction and first reading, 692.  
 Referred to Committee on Social Welfare.  
 Reported back, do pass, 721.  
 Second reading, 862.  
 To House, unchanged, 870.  
 Adopted, 862.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "B-1"—**

**House Concurrent Resolution "B-1".** Representative Carl G. Simenson Funeral Expenses.

Received from House, 723.  
 Introduction and first reading, 730.  
 Referred to Committee on Appropriations, 730.  
 Reported back, do pass, 771.  
 Second reading, 862.  
 To House, unchanged, 870.  
 Adopted, 862.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "C-1"—**

**House Concurrent Resolution "C-1".** A concurrent resolution calling for official recognition of the Eastern Orthodox Church as a major faith in America and in the State of North Dakota.

Received from House, 688.  
 Introduction and first reading, 693.  
 Referred to Committee on Social Welfare, 692.  
 Reported back, do pass, 721.  
 Second reading, 862.  
 To House, unchanged, 870.

Adopted, 862.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "D-1"—

**House Concurrent Resolution "D-1".** A concurrent resolution for an amendment to the Constitution of the State of North Dakota authorizing a levy of a tax of one mill for the purpose of creating a fund for the construction and improvement of buildings at state institutions of higher learning and the issuance of tax anticipation certificates.

Received from House, 723.  
 Introduction and first reading, 730.  
 Referred to Committee on Finance and Taxation.  
 Reported back, amended, 821, 893.  
 Rules suspended, amendments considered, 822.  
 Second reading, 863, 893, 946.  
 Rules suspended, placed for second reading and final passage, as amended, 822, 893.  
 Placed at foot of calendar, 822, 863, 894.  
 To House, amended, 948.  
 Amendments adopted, 822.  
 Senate reconsiders amendments, 893.  
 Placed at head of calendar, 892.  
 House concurs, 948.  
 Adopted, 946.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "E-1"—

**House Concurrent Resolution "E-1".** A concurrent resolution directing greater emphasis in our schools be placed on the art of penmanship and the rudiments of spelling.

Received from House, 723.  
 Introduction and first reading, 730.  
 Referred to Committee on Education.  
 Reported back, do pass, 752.  
 Second reading, 863.  
 To House, unchanged, 870.  
 Adopted, 863.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "F-1"—

**House Concurrent Resolution No. "F-1".** A concurrent resolution directing the Legislative Research Committee to continue its study of the mental health programs of this state.

Received from House, 723.  
 Introduction and first reading, 730.  
 Referred to Committee on Social Welfare.  
 Reported back, to indefinitely postpone, 897.  
 To House, indefinitely postponed, 920.

**House Concurrent Resolution "G-1"—**

**House Concurrent Resolution "G-1".** A concurrent resolution directing the Public Service Commission of the State of North Dakota to investigate complaints of discrimination on the part of utility companies in the conduct of the business of selling heating units, air-conditioning units, furnaces, and other appliances; for the divorcement and separation of such merchandising from the business for which such utilities hold a franchise, and for the enforcement of laws prohibiting discrimination if the same is found to exist.

Received from House, 744.  
 Introduction and first reading, 749.  
 Referred to Committee on Industry and Business.  
 Reported back, do pass, 787.  
 Second reading, 863.  
 To House, unchanged, 870.  
 Adopted, 863.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "H-1"—**

**House Concurrent Resolution "H-1".** A concurrent resolution authorizing and directing the Legislative Research Committee to make an interim study of practices of lending agencies, public and private, interest charges, sales of merchandise under installment contracts, and charges connected therewith, and requesting that such committee report its findings to the thirty-sixth legislative assembly, together with its recommendations as to such legislation it may find necessary or advisable.

Received from House, 623.  
 Introduction and first reading, 632.  
 Referred to Committee on Industry and Business.  
 Reported back, do pass, 662.  
 Second reading, 909, 912.  
 To House, unchanged, 912.  
 Indefinitely postponed, 909.  
 Senate reconsiders action, 911.  
 Adopted, 912.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "I-1"—**

**House Concurrent Resolution "I-1".** A concurrent resolution commending the township, county, state and national groups of the multiple sclerosis campaign.

Received from House, 723.  
 Introduction and first reading, 730.  
 Referred to Committee on Social Welfare.  
 Reported back, to indefinitely postpone, 897.  
 To House, indefinitely postponed, 920.



**House Concurrent Resolution "L-1"—**

**House Concurrent Resolution "L-1".** A concurrent resolution authorizing and directing the legislative research committee to study the lien laws of this state and, if feasible, to introduce legislation to revise and modernize the lien laws so that adequate protection is given to the intended persons.

Received from House, 647.  
 Introduction and first reading, 664.  
 Referred to Committee on General Affairs.  
 Reported back, do pass, 685.  
 Second reading, 909.  
 To House, indefinitely postponed, 920.  
 Indefinitely postponed, 909.

**House Concurrent Resolution "M-1"—**

**House Concurrent Resolution "M-1".** A concurrent resolution directing the Legislative Research Committee to make an interim study of the pharmacy laws, and prepare and present to the Thirty-sixth Legislative Assembly such reports, recommendations or proposals as may be deemed necessary to eliminate contradictory statutes and those made inoperative by reason of changing conditions.

Received from House, 744.  
 Introduction and first reading, 749.  
 Referred to Committee on General Affairs, 749.  
 Reported back, do pass, 821.  
 Rules suspended, placed for second reading and final passage, 821.  
 Second reading, 822.  
 To House, unchanged, 859.  
 Adopted, 822.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

**House Concurrent Resolution "N-1"—**

**House Concurrent Resolution "N-1".** A concurrent resolution directing the legislative research committee to study and, if feasible, to prepare suitable legislation, constitutional amendments or suggested changes in legislative procedure authorizing the state to sell state lands to private individuals, corporations, political subdivisions, and governmental entities at private sale or under improved legislative procedures.

Received from House, 688.  
 Introduction and first reading, 693.  
 Referred to Committee on State and Federal Government.  
 Reported back, do pass, 721.  
 Second reading, 910.  
 To House, indefinitely postponed, 920.  
 Indefinitely postponed, 910.

**House Concurrent Resolution "O-1"—**

**House Concurrent Resolution "O-1".** A concurrent resolution authorizing and directing the legislative research committee to make a study of the relocation practices of the state highway department of state and federal highways.

Received from House, 723.  
 Introduction and first reading, 731.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 787.  
 Second reading, 910, 930.  
 To House, indefinitely postponed, 920.  
 To House, unchanged, 930.  
 Senate requests return, 928.  
 Returned to Senate, 929.  
 Senate reconsiders action, 930.  
 Indefinitely postponed, 910.  
 Adopted, 930.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "P-1"—

**House Concurrent Resolution "P-1".** A concurrent resolution urging the United States Secretary of Agriculture and Congress to provide financial assistance and relief for areas incurring damage from grasshoppers.

Received from House, 723.  
 Introduction and first reading, 731.  
 Referred to Committee on Agriculture.  
 Reported back, do pass, 787.  
 Second reading, 910.  
 To House, unchanged, 912.  
 Adopted, 910.  
 Signed by President, 959.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "Q-1"—

**House Concurrent Resolution "Q-1".** A concurrent resolution directing the legislative research committee to study the feasibility of establishing a wheat commission to promote uses of wheat.

Received from House, 723.  
 Introduction and first reading, 731.  
 Referred to Committee on Agriculture.  
 Reported back, to indefinitely postpone, 787.  
 To House, indefinitely postponed, 794.

#### House Concurrent Resolution "T-1"—

**House Concurrent Resolution "T-1".** A concurrent resolution urging the North Dakota Congressional delegation to initiate action for an investigation of increasing freight rates.

Received from House, 723.  
 Introduction and first reading, 731.  
 Referred to Committee on Transportation.  
 Reported back, do pass, 787.  
 Second reading, 910.  
 To House, unchanged, 912.  
 Adopted, 910.  
 Signed by President, 959.

Sent to House, 961.  
Signed by Speaker, 958.  
Received from House, 958.

**House Concurrent Resolution "V-1"—**

**House Concurrent Resolution "V-1".** A concurrent resolution memorializing the President and the Congress of the United States to protect the farm economy of the United States by restoring full parity price supports for farm products.

Received from House, 708.  
Introduction and first reading, 731.  
Referred to Committee on Agriculture.  
Reported back, do pass, 787.  
Second reading, 910.  
To House, unchanged, 912.  
Adopted, clinched, 910.  
Signed by President, 959.  
Sent to House, 961.  
Signed by Speaker, 958.  
Received from House, 958.

**House Concurrent Resolution "W-1"—**

**House Concurrent Resolution "W-1".** A concurrent resolution urging that the North Dakota Mill and Elevator buy all or most of North Dakota produced amber durum, in order to stimulate the market price on amber durum.

Received from House, 708.  
Introduction and first reading, 731.  
Referred to Committee on Agriculture.  
Reported back, do pass, 787.  
Second reading, 910.  
To House, unchanged, 912.  
Adopted, 910.  
Signed by President, 959.  
Sent to House, 961.  
Signed by Speaker, 958.  
Received from House, 958.

**House Concurrent Resolution "X-1"—**

**House Concurrent Resolution "X-1".** A concurrent resolution requesting the state board of higher education to adjust nonresident tuition payments and fees at institutions of higher learning.

Received from House, 708.  
Introduction and first reading, 731.  
Referred to Committee on Education.  
Reported back, do pass, 753.  
Second reading, 911.  
To House, unchanged, 912.  
Adopted, 911.  
Signed by President, 959.  
Sent to House, 961.  
Signed by Speaker, 958.  
Received from House, 958.

**House Concurrent Resolution "Y-1"—**

**House Concurrent Resolution "Y-1".** A concurrent resolution providing for the preparation of a compilation of a record of bills introduced in the House of Representatives, and the Senate, of the State of North Dakota.

- Received from House, 708.
- Introduction and first reading, 731.
- Referred to Committee on Employment.
- Reported back, do pass, 771.
- Second reading, 906.
- To House, unchanged, 913.
- Adopted, clinched, 906.
- Signed by President, 959.
- Sent to House, 961.
- Signed by Speaker, 958.
- Received from House, 958.

**House Concurrent Resolution "Z-1"—**

**House Concurrent Resolution "Z-1".** A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

- Received from House, 708.
- Introduction and first reading, 731.
- Referred to Committee on Employment, 731.
- Reported back, do pass, 771.
- Second reading, 905.
- To House, unchanged, 913.
- Adopted, clinched, 906.
- Signed by President, 960.
- Sent to House, 961.
- Signed by Speaker, 958.
- Received from House, 958.

**House Concurrent Resolution "A-2"—**

**House Concurrent Resolution "A-2".** A concurrent resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

- Received from House, 708.
- Introduction and first reading, 731.
- Referred to Committee on Employment, 732.
- Reported back, do pass, 772.
- Second reading, 906.
- To House, unchanged, 913.
- Adopted, clinched, 907.
- Signed by President, 960.
- Sent to House, 961.
- Signed by Speaker, 958.
- Received from House, 958.

**House Concurrent Resolution "B-2"—**

**House Concurrent Resolution "B-2".** A Concurrent Resolution requesting the state board of administration and historical society to keep the Liberty Memorial Building Museum open on Sundays.

- Received from House, 744.
- Introduction and first reading, 750.
- Referred to Committee on State and Federal Government.

Reported back, do pass, 821.  
 Rules suspended, placed for second reading and final passage, 821.  
 Second reading, 822.  
 To House, unchanged, 859.  
 Adopted, 822.  
 Signed by President, 960.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "C-2"—

**House Concurrent Resolution "C-2".** A concurrent resolution opposing repeal or change of the long and short haul clause of section four of the Interstate Commerce Act.

Received from House, 784.  
 Introduction and first reading, 786.  
 Rules suspended, placed for second reading and final passage, 786.  
 Second reading, 786.  
 To House, unchanged, 859.  
 Adopted, 786.  
 Signed by President, 960.  
 Sent to House, 961.  
 Signed by Speaker, 958.  
 Received from House, 958.

#### House Concurrent Resolution "D-2"—

**House Concurrent Resolution "D-2".** A concurrent resolution urging the state highway commissioner to consider loss of tax revenue and business to the state through lack of improvement of certain highways leading into the state in planning the highway improvements.

Received from House, 784.  
 Introduction and first reading, 786.  
 Rules suspended, placed for second reading and final passage, 786.  
 Second reading, 786.  
 To House, indefinitely postponed, 794.  
 Indefinitely postponed, 786.

#### House and Senate Joint Concurrent Resolution 1

**House and Senate Joint Resolution No. 1.** A Joint Resolution continuing an interim committee to study the workmen's compensation bureau.

Received from House, 933.  
 Introduction and first reading, 934.  
 Rules suspended, placed for second reading and final passage, 934.  
 Second reading, 934.  
 To House, unchanged, 936.  
 Adopted, 934.  
 Signed by President, 959.  
 Sent to House, 957.  
 Signed by Speaker, 957.  
 Received from House, 961.